



COUNCIL MINUTES

January 10, 2022

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on January 10, 2022, at 5:45 p.m.

COUNCIL PRESENT

John Giles
Jennifer Duff
Francisco Heredia
David Luna
Mark Freeman
Julie Spilsbury
Kevin Thompson

COUNCIL ABSENT

None

OFFICERS PRESENT

Christopher Brady
Dee Ann Mickelsen
Jim Smith

Mayor's Welcome.

Mayor Giles conducted a roll call.

Invocation by Reverend Steven Resner with Eternal Life Lutheran Church.

Pledge of Allegiance was led by Mayor Giles.

There were no awards, recognitions, or announcements.

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

Upon tabulation of votes, it showed:

AYES – Giles-Duff-Freeman-Heredia-Luna-Spilsbury-Thompson

NAYS – None

Carried unanimously.

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

Minutes from the November 4 and December 1, 2021, Study Sessions; and the December 8, 2021, Regular Council meeting.

3. Take action on the following liquor license applications:

*3-a. Asian Chamber of Commerce Inc.

This is a one-day event to be held on Saturday, January 29, 2022, from 5:00 P.M. to 10:30 P.M., 1920 West Broadway Road. **(District 3)**

*3-b. Tobacco Beer & More

A smoke shop is requesting a new Series 10 Beer and Wine Store License for Thompson Online Media LLC, 4355 East University Drive, Suite 108; James Ricky Thompson, agent. The existing license held by MT Baker Vapor LLC will revert to the State. **(District 2)**

*3-c. 4One4 Pub Pizza & Karaoke

A restaurant that serves lunch and dinner is requesting a new Series 12 Restaurant License for VG Management Company LLC, 706 West Southern Avenue, Suite 106; Lauren Kay Merrett, agent. The existing license held by 1001 Nights LLC will revert to the State. **(District 4)**

4. Take action on the following contracts:

*4-a. One-Year Renewal and One-Year Renewal Option to the contract for Grounds Maintenance Equipment, Parts, Accessories, Supplies, Related Services and Equipment for the Parks, Recreation and Community Facilities Department. **(Citywide)**

This contract provides equipment, accessories, parts, supplies and related services for Sports Field and Golf Course maintenance. The City is the lead agency on this National Intergovernmental Purchasing Alliance Company (National IPA) cooperative contract that is available to over 40,000 public agencies nationally, including state and local governmental entities, public and private primary, secondary and higher education entities, non-profit entities, and agencies. The estimated expenditure against this agreement nationally is approximately \$35 million annually. The City receives an annual rebate of approximately 0.125% of gross sales for administering and awarding this contract.

The Parks, Recreation and Community Facilities Department and Purchasing recommend authorizing the renewal with The Toro Company, at \$351,325 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

*4-b. One-Year Renewal to the Term Contracts for Landscape Maintenance Services for Parks, Retention Basins and Sports Fields (Zones 1, 2, 3 and 4) for the Parks, Recreation and Community Facilities Department. **(Citywide)**

These contracts provide routine landscape cleaning and maintenance services that include the following: shrub and tree trimming, trash cleanup and removal, turf

maintenance, raking of granite, washing of the sidewalks and ramadas, and irrigation system maintenance to City parks and basins. Additionally, these contracts provide a tool that allows a quick response to non-routine issues such as storm damage and vandalism cleanup at established rates.

The Parks, Recreation and Community Facilities Department and Purchasing recommend authorizing the renewal with Mariposa Landscape Arizona, Inc., at \$5,276,312.83 annually, for the fifth and final year based on estimated usage including contingency.

- *4-c. Three-Year Term Contract with Two Years of Renewal Options for Bee and Other Stinging Insect Removal Services for Parks, Recreation and Community Facilities (PRCF) and Water Resources Departments. **(Citywide)**

The contract will provide removal and treatment of bees and stinging insects for the PRCF and Water Resources Departments.

An evaluation committee recommends awarding the contract to the highest scored proposal from City Wide Pest Control, Inc., at \$27,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-d. Five-Year Term Contract for an Outdoor Cellular Network Citizen Broadband Access to Underserved Areas of West Mesa. **(Districts 1, 3 and 4)**

This purchase will provide the hardware, software, and services for a 4G LTE outdoor cellular network using the Citizens Broadband Radio Service radio band. To address the digital divide experienced by underserved communities of Mesa school students during the COVID-19 pandemic, the City is building broadband internet infrastructure to get access to the students in greatest need.

The Department of Innovation and Technology, Transportation Department and Purchasing recommend authorizing the purchase using the Houston-Galveston Area Council cooperative contract with Motorola Solutions, Inc. at \$4,506,226.12. This purchase is funded by American Rescue Plan Act Coronavirus State and Local Fiscal Recovery Funds.

- *4-e. Use of a Cooperative Contract for a Three-Year Term and Renewal Options for Custom Badges for the Mesa Police Department. **(Citywide)**

The Police Department issues a variety of badges to sworn and civilian members (shirt badges, flat badges and/or cap pieces). Badges are purchased and distributed as necessary throughout the year. The previous badge provider was unable to meet delivery requirements.

The Police Department and Purchasing recommend authorizing the purchase using the Maricopa County cooperative contract with Entemann-Rovin Co., at \$75,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-f. Purchase of One Portable X-Ray System (Replacement) for the Mesa Police Department. **(Citywide)**

Explosive Ordnance Disposal missions include device assessment, device safe rendering/transport/disposal, and confirmation that a specific area is cleared of all hazards. X-ray systems are the primary tool for the bomb technician to examine suspicious devices. This equipment will be used at demonstrations, sporting events, dignitary events, special events, or any other event with a large gathering of people.

The Police Department and Purchasing recommend awarding the contract to the lowest, responsive, and responsible bidder, Scanna MCS, Inc., at \$30,545.56, based on estimated requirements. This purchase is grant funded by the Arizona Department of Homeland Security.

- *4-g. Three-Year Term Contract with Two Years of Renewal Options for Iron Sights for Glock Weapons for the Mesa Police Department. **(Citywide)**

This purchase will provide Iron Sights red dot optics for Glock Weapons. The Police Department has been issuing red dot optics on the academy duty pistols for almost a year.

The Police Department and Purchasing recommend awarding the contract to the lowest, responsive, and responsible bidder, Proforce Marketing, Inc., dba Proforce Law Enforcement; Year 1 at \$40,000 annually and Years 2 and 3 at \$16,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-h. One-Year Term Contract with Four Years of Renewal Options for Safety and Medical Supplies for the Mesa Police Department. **(Citywide)**

This contract will provide safety and medical supplies to the Police Department such as gloves, sanitary wipes, safety glasses, face masks, and bio-hazard items that are essential in conducting investigations, collecting evidence, and ensuring crime scene integrity.

The Police Department and Purchasing recommend awarding the contract to the lowest, responsive, and responsible bidders: Henry Schein, Inc.; Mallory Safety and Supply; Safeware, Inc.; Mini Wing USA; Premier Medical Distribution, LLC; By Love Inc.; Bound Tree Medical, LLC; and Arrowhead Scientific, at \$100,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-i. Purchase for Axon Interview File Migration for the Mesa Police Department (Sole Source). **(Citywide)**

In April 2020, Council approved a contract with Axon Enterprise for an Interview Rooms Camera solution. This system replaced the VideOversight Interview room solution. At this time, the VideOversight server has recordings dating back to 2010 and the server is at end of life and is no longer supported. This purchase will migrate interview room recordings from VideOversight into Evidence.com. Axon Interview/Evidence.com can house the VideOversight recordings and will allow for an all-in-one location for recordings. Evidence.com is cloud-based and does not require on-site hardware to sustain. The migration process has been tested on a sample of recordings with successful results.

The Police Department and Purchasing recommend awarding the contract to the sole source vendor, Axon Enterprise, Inc., at \$30,000, based on estimated requirements.

This purchase is funded by the Edward Byrne Memorial Justice Assistance Grant Program.

- *4-j. Three-Year Term Contract with Two Years of Renewal Options for Coated Steel Pipe for the Energy Resources Department (Single Response). **(Citywide)**

This contract will provide 2", 4", 6", 8", 10", 12" domestic coated steel pipe and Power J Kits as required for upcoming City natural gas projects.

An evaluation committee recommends awarding the contract to the single and qualified proposal from Consolidated Pipe & Supply Co., Inc., at \$2,500,000 annually, with an annual increase allowance of up to 5%, or the adjusted Producer Price Index.

- *4-k. One-Year Renewal to the Term Contract for Residential Refuse and Recycling Containers for the Environmental Management and Sustainability Department. **(Citywide)**

This contract supplies 35-gallon, 65-gallon, and 95-gallon plastic refuse and recycling containers for residential and commercial use on an as-needed basis.

The Environmental Management and Sustainability Department and Purchasing recommend authorizing the renewal with Otto Environmental Systems North America, Inc.; Schaefer Systems International, Inc.; and Tank Holding Corporation, at \$1,640,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-l. Three-Year Term Contract with Two Years of Renewal Options for Emergency and Non-Emergency Response for Hazardous, Non-Hazardous, Universal and Biohazardous Wastes for the Environmental Management and Sustainability Department. **(Citywide)**

This contract will provide non-emergency (routine/scheduled) pickup and disposal of known/unknown hazardous, non-hazardous, and universal wastes; emergency and non-emergency response, site-cleanup, and disposal of biohazardous wastes; and emergency response, site-cleanup, and disposal of known/unknown hazardous, non-hazardous, and universal wastes.

An evaluation committee recommends awarding the contract to the qualified proposals from Advanced Chemical Transport, Inc., dba ACTenviro; Emergency Environmental Services, LLC (a Mesa business); Environmental Response, Inc.; GrayMar Environmental Services, Inc.; and Kary Environmental Services, Inc., at \$180,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index. This purchase is funded by the Environmental Compliance Fee, Capital Improvement Program projects, Facility operational projects, and potential grants.

- *4-m. Use of a Cooperative Contract for a 20-Month Term Contract with Four Years of Renewal Options for Grit Spiral Augers and Related Parts for the Water Resources Department. **(Citywide)**

This contract will provide ongoing replacement parts as needed for the rehabilitation of critical plant infrastructure water and wastewater plant operations. In addition, the Greenfield Water Reclamation Plant recently experienced a mechanical failure of Grit Auger No. 1. The plant needs to procure a replacement grit spiral auger and support

bearings to perform repairs. The grit system prevents grit and sand from flowing into the plant causing damage to pumps, centrifuge scrolls and other vital processing equipment.

The Water Resources Department and Purchasing recommend authorizing the purchase using the City of Chandler cooperative contract with Hennesy Mechanical Sales, LLC, at \$150,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-n. Dollar-Limit Increase to the Use of a Cooperative Contract for Six Months for Overhead Crane and Hoist Testing, Maintenance and Repair for the Water Resources Department. **(Citywide)**

Water Resources has a 7.5-ton crane at the Greenfield Water Reclamation Plant Headworks that has sustained water damage. Plant staff anticipates the crane repair will be costly. The dollar-limit increase is for the crane repair and should be adequate for any remaining annual crane inspections, normal maintenance, and repairs through the end of the contract term, 6/23/2022.

The Water Resources Department and Purchasing recommend increasing the dollar-limit using the City of Tempe contract with Crane Care, Inc., by \$51,000, from \$24,000 to \$75,000 annually, based on estimated usage.

- *4-o. Police Evidence Facility - Pre-Construction Services and Construction Manager at Risk (CMAR). **(District 4)**

The construction of a new Police Evidence Facility is needed to create additional space and accommodate future projected growth of evidence and storage needs. The master plan includes consolidating existing evidence and operations into one dedicated building which will increase the efficiency of the use of the space. The new facility will be located at the corner of 2nd Street and Robson in the existing parking lot north of Police headquarters.

Staff recommends selecting Willmeng Construction Inc., as the CMAR for this project, and awarding a pre-construction services contract in the amount of \$140,055. This project is funded by 2018 authorized Public Safety Bonds.

- *4-p. Re-Roofing Buildings 2 and 3 at 708 West Baseline Road Project. **(District 3)**

This project will install a new roofing system over the existing metal roof. The work will cover the entirety of Building 3 and the western half of Building 2. New roof drains and other improvements will be made to better convey storm water from the roof. Staff has determined that replacing the roof is the most cost-effective solution to repairing the roof.

Staff recommends awarding the contract for this project to the lowest responsible bidder, Edge Construction, LLC, in the amount of \$974,762.14, and authorizing a change order allowance in the amount of \$97,476.21 (10%), for a total amount of \$1,072,238.35. This project is funded by the Capital General Fund.

5. Take action on the following resolutions:

- *5-a. Approving and authorizing the City Manager to enter into a Grant Award with the Office of Justice Programs, to accept \$250,049 in grant funds for the Police Department's

Forensic Services Division for DNA capacity enhancement and backlog reduction.
(Citywide) – Resolution No. 11782

- *5-b. Extinguishing a 3-foot public utilities easement located at 1305 North Avoca to accommodate the construction of a new storage shed; requested by the property owner.
(District 5) – Resolution No. 11783
- *5-c. ZON21-00788 **(District 2)** Within the 3800 to 4000 blocks of East University Drive (south side). Located east of Val Vista Drive on the south side of University Drive (1.04± acres). Site Plan Review. This request will allow for a multiple residence development. Young Kim, Esquire Architecture and Planning, LLC, applicant; Dan Thompson, owner. – Resolution No. 11784

Staff Recommendation: Approval with conditions

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

6. Introduction of the following ordinances and setting January 24, 2022, as the date of the public hearing on these ordinances:

- *6-a. Amending Sections 10-4-4 and 10-4-5 of the Mesa City Code to establish a speed limit of 40 mph on Warner Road from a point six hundred seventy-five feet (675') west of 80th Street to Ellsworth Road and a speed limit of 35 mph on Warner Road from Power Road to a point one thousand five hundred sixty feet (1,560') east of Power Road and from Ellsworth Road to Eastmark Parkway, as recommended by the Transportation Advisory Board. **(District 6)**
- *6-b. ZON21-00928 **(District 1)** Within the 2600 to 2800 blocks of East Lehi Road (west side). Located north of McDowell Road and east of the 202 Red Mountain Freeway (41.4± acres). Modify the existing Planned Area Development (PAD) overlay. This request will accommodate an increase for lot coverage on individual lots. Sean Lake, Pew and Lake, P.L.C., applicant; Reserve 100 LLC, owner.

Staff Recommendation: Approval with conditions

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

- *6-c. ZON21-00291 **(District 1)** Within the 1800 block of East McKellips Road (north side). Located west of Gilbert Road on the north side of McKellips Road (5.2± acres). Rezone from Agricultural (AG) and Limited Commercial (LC) to Small Lot Single Residence 3.0 with a Planned Area Development overlay (RSL-3.0-PAD). This request will allow for a small-lot single residence development. Sean Lake, Pew & Lake, PLC, applicant; Orange Tree Marketplace II, LLC, owner.

Staff Recommendation: Approval with conditions

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

- *6-d. ZON21-00288 **(District 2)** Within the 4700 block of East Main Street (north side). Located East of Greenfield Road on the north side of Main Street (6.8± acres). Site Plan Review. This request will allow for a large-scale commercial recreation center. Katy

James, Architectural Collaborative Team LLC, applicant; Karno Norton S/Ronald B Tr Etal, owner.

Staff Recommendation: Approval with conditions

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

- *6-e. ZON21-00796 (**District 2**) Within the 4100 block of East Valley Auto Drive (north side). Located west of Greenfield Road and north of Baseline Road (5.8± acres). Site Plan Review. This request will allow for an industrial development. Chase Woosley with Cotton Architecture + Design, applicant; Inland Kenworth Inc., owner.

Staff Recommendation: Approval with conditions

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

- *6-f. ZON21-00588 (**District 6**) Within the 6600 block of South Sossaman Road (east side). Located north of Pecos Road on the east side of Sossaman Road (4.5± acres). Rezone from Light Industrial with a Planned Area Development Overlay (LI-PAD) to Light Industrial with a Planned Area Development overlay, Bonus Intensity Zone overlay, Council Use Permit (LI-PAD-BIZ-CUP), and Site Plan Review. This request will allow for the development of a new hotel. Will Moseley, Mesa Skybridge, LLC, applicant; Phoenix Mesa Gateway Airport Authority, owner.

Staff Recommendation: Approval with conditions

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

- *6-g. ZON21-00746 (**District 6**) Within the 6800 to 7100 blocks of East Elliot Road (north side). Located east of Power Road on the north side of Elliot Road (26.3± acres). Rezone from Single Residence 43 (RS-43) to Light Industrial with a Planned Area Development overlay (LI-PAD) and Site Plan Review. This request will allow for an industrial development. Adam Baugh, Withey Morris, PLC, applicant; Garvin Holdings, LLC, owner.

Staff Recommendation: Approval with conditions

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

- *6-h. ZON21-00790 (**District 6**) Within the 4900 to 5100 blocks of South Ellsworth Road (west side) and within the 9000 to 9200 blocks of East Ray Road (north side). Located west of Ellsworth Road and north of Ray Road (17.04± acres). Rezone from Agriculture (AG) to Light Industrial (LI) and Site Plan Review. This request will allow for an industrial development. Ryan Companies US, Inc., applicant; Mushson Partners LLC, owner.

Staff Recommendation: Approval with conditions

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

7. Introduction of the following ordinance and setting February 7, 2022, as the date of the public hearing on this ordinance:

*7-a. **See: Items not on the Consent Agenda.**

Items not on the Consent Agenda.

- 7-a. ZON21-00278 (**District 5**) Within the 1300 to 1500 blocks of North Power Road (east side), within the 6800 block of East Hobart Street (south side), and within the 6800 block of East Halifax Drive (both sides). Located north of Brown Road on the east side of Power Road (6.13± acres). Rezone from Office Commercial (OC) and Single Residence 35 (RS-35) to Neighborhood Commercial with a Planned Area Development overlay (NC-PAD) and Site Plan Review. This request will allow for a development that includes food trucks. Sean Lake, Pew and Lake, PLC, applicant; Power Road Park, LLC, owner.

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions (Vote: 4-3)

Mayor Giles provided a brief overview of the Zoning Case for the Power Truck Food Park. He added no votes will be cast by the City Council on merits of the zoning case during the meeting.

City Attorney Jim Smith clarified February 7, 2022, the zoning case will be voted on.

The following citizens indicated opposition to Agenda Item 7-a:

- Ted Sparks, a Mesa resident
- Ray Leo, a Mesa Resident
- Jeff R., a Mesa resident
- Dorothe Sparks, a Mesa resident
- Scott Bring, a Mesa resident
- Scott Boder, a Mesa resident
- Christine Good, a Mesa resident
- Stephanie Elliott, a Mesa resident
- Jo Ann Bade, a Mesa resident
- Mike Casini, a Mesa resident
- David Sloan, a Mesa resident
- Pat Venisnik, a Mesa resident
- Russell B., a Mesa resident
- Tom Bade, a Mesa resident
- Alyssa Vossler, a Mesa resident
- Linda Vossler, a Mesa resident
- Laura Enosara, a Mesa resident
- Philip Rodriguez, a Mesa resident
- Dwight Bare, a Mesa resident
- Roger Jenkins, a Mesa resident
- Karen Jenkins, a Mesa resident
- Craig Vossler, a Mesa resident
- J. Wickstrom, a Mesa resident

The speakers offered a series of comments including, but not limited to, the following:

- The application for rezoning is not about the food trucks, it is about preserving the integrity and nature of the neighborhood.
- The neighborhood encouraged the developer to rezone the land to Office Commercial (OC) in anticipation of the plans submitted.
- Neighborhood residents do not support living next to land zoned for food trucks.

- The developer purchased RS-35 zoned land adjacent to RS-35 zoned land and is now seeking to change the zoning for the second time allowing the food truck operation to continue.
- Developers could make two to three times the original purchase price if alternative zoning is obtained.
- Developers have removed several trees which served as a barrier to Power Road.
- Light towers shine into the homes and backyards of the surrounding houses.
- When the lots are full, the traffic and parking is redirected through the neighborhood.
- Food truck waste is discarded on the neighborhood streets.
- The food trucks continue to operate in an unregulated and unconfirming manner.
- The developer ignores the rules and has graded the property illegally with no permit.
- The Good Neighbor Policy (GNP) has yet to be completed.
- Noise from the DJ booth is within 25 feet of homes.

Mayor Giles clarified the developers are still working on the GNP, which should be filed by February 7, 2022.

Mr. Smith stated the Development Agreement (DA) is being drafted and the attorney representing the neighborhood residents is also creating a GNP in response to the property owners. He stated certain topics not covered in the GNP will be covered in the DA.

In response to a question from Mayor Giles, City Manager Christopher Brady stated he hopes there will be an agreement with the property owner before the meeting is posted. He added a week prior to the meeting, the residents will have the opportunity to view the DA. He mentioned in the event an agreement is not made before February 7, 2022, staff would be recommending against the item.

Mr. Brady clarified the DA covers items agreed upon between the property owner and the City, and the GNP is a separate document between the neighbors and the developer. He said the GNP could be attached as an exhibit to the DA.

In response to comments from Mr. Sloan, Mr. Brady shared the advantage of having a zoning case and a DA is the leverage provided to enforce the concerns that have been shared by the City and the neighborhood. He advised the neighbors to continue working with Development Services Director Nana Appiah.

It was moved by Councilmember Freeman, seconded by Vice Mayor Duff, that Agenda Item 7-a be approved.

Upon tabulation of votes, it showed:

AYES – Giles-Duff-Freeman-Heredia-Spilsbury-Thompson

NAYS – Luna

Mayor Giles declared the motion carried by majority vote and Agenda Item 7-a adopted.

8. Hear a presentation and take action on the City of Mesa Fiscal Year 2021 Comprehensive Annual Financial Report:

- 8-a. Presenting an overview and accepting the City of Mesa's Comprehensive Annual Financial Report (CAFR) for the Fiscal Year ended June 30, 2021.

Finance Director Irma Ashworth introduced Sandy Cronstrom, Principal with CliftonLarsonAllen, LLP, who displayed a PowerPoint presentation providing a brief overview of the 2021 Comprehensive Annual Financial Report (CAFR) results. **(See Attachment 1)**

Ms. Cronstrom reported the audit consisted of reviewing the CAFR and Housing and Urban Development reports, as well as conducting federal compliance testing related to the Single Audit Act, Highway User Revenue, and the annual expenditure limitation report. She stated at the end of December 2021 the audit of the CAFR was completed and the compliance of the Highway User Revenue funds are currently being completed due to compliance regulations. She shared for the CAFR an unmodified opinion was issued. (See Page 2 of Attachment 1)

Ms. Ashworth highlighted the City's revenues for Fiscal Year 2021. She shared the City's overall revenues increased by \$113.2 million and noted the increases came primarily from receiving \$30 million in extra federal funds, sales tax revenues, and increases in charges for services. She said the total assets for the City increased to \$4.9 billion with the biggest component being capital assets. (See Pages 3 and 4 of Attachment 1)

Ms. Ashworth remarked the City's liabilities increased to \$4.3 billion. She noted the long-term obligations are either revenue bonds or general obligation bonds, as well as pension and post-employment benefits. (See Page 5 of Attachment 1)

Vice Mayor Duff reiterated to the public the presentation was a high-level summary and the entire presentation is available for review online. She suggested anyone interested in how the City is doing should review the executive summary.

Mayor Giles thanked staff for the presentation.

It was moved by Councilmember Luna, seconded by Councilmember Thompson, that the City of Mesa Fiscal Year 2021 Comprehensive Annual Financial Report be approved.

Upon tabulation of votes, it showed:

AYES – Giles-Duff-Freeman-Heredia-Luna-Spilsbury-Thompson

NAYS – None

Carried unanimously.

9. Items from citizens present.

Jolene Armagost, a Mesa resident, stated the Mesa Gardens Trailer Park is evicting residents for no reason. She said her 76-year-old mother and stepfather were evicted after residing there for 18 years.

Josh Moyer, a Mesa resident, added Mesa Gardens is evicting residents in an illegal manner by not providing the legal 180-day notice.

Elsa Beltran, a Mesa resident and single mother of two children, expressed her concerns through an interpreter. She stated she has lived at Mesa Gardens for 11 years and has been given a 90-day notice to vacate the space she is currently renting even though, according to state law, there should be a 180-day notice. She remarked the whole process should be done according to the law and in a rightful manner.

Erma Zamora, a Mesa resident, indicated she is speaking out to protect affordable housing for everyone. She commented that she and her brother are both in school to continue their education and affordable housing is important. She mentioned she received a 90-day eviction notice and that there are wait lists for housing due to the pandemic and holidays. She asked Council to get involved to protect affordable housing for residents.

10. Adjournment.

Without objection, the Regular Council Meeting adjourned at 6:42 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 10th day of January 2022. I further certify that the meeting was duly called and held and that a quorum was present.

DEE ANN MICKELSEN, CITY CLERK

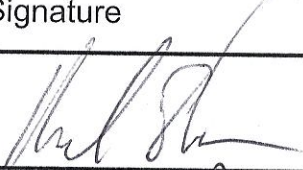

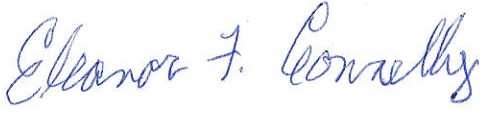
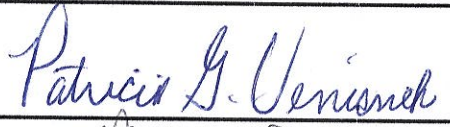
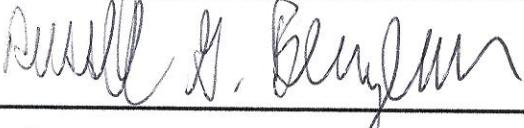
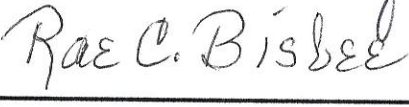

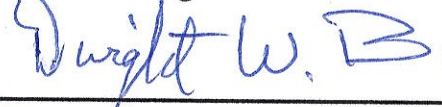
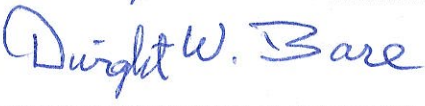
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(Attachments – 1)

MESA CITY CLERK

Formal Written Legal Protest of Zoning case ZO21-00278

2021 NOV 10 PM 2:42

We the undersigned are filing this as a formal written legal protest to require a supermajority council vote in the matter of ZO21-00278 as outlined in Section 11-67-4(E) of the Mesa Zoning Ordinance.

Name	Address	Signature	Date
David Sloan	6822 E Halifax Drive, Mesa, AZ 85207		11/1/21
Roger Jenkins Jenkins Family Trust	6834 E Halifax Drive, Mesa, AZ 85207		11/02/2021
Eleanor Connelly Eleanor F Connelly Trust	6822 E Halifax Drive, Mesa, AZ 85207		11/3/21
Venisnik Family Trust	6903 E Hobart Street, Mesa, AZ 85207		11/5/21
Russell G Bernzen	6908 E Hobart Street, Mesa, AZ 85207		
Rae C Bisbee	6835 E Halifax Drive, Mesa, AZ 85207		11-1-21
Karl Schaller	6821 E Halifax Drive, Mesa, AZ 85207		11-2-21
Bare Dwight W TR	1342 N Power Rd, Mesa, AZ 85207		11-8-21
Bare Dwight W TR	1352 N Power Rd, Mesa, AZ 85207		11-8-21

Lesley Davis

From: Lesley Davis
Sent: Tuesday, November 09, 2021 1:20 PM
To: Dave Sloan; Nana Appiah; Christine Zielonka
Cc: Tim@timlasota.com
Subject: RE: Legal protest

Good afternoon Mr. Sloan.

I can confirm that I received it. We will need to look at it more carefully before we can confirm whether or not it meets the requirements. We will get back to you on that.

Thank you.

Lesley Davis

Senior Planner

Planning Division

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From: Dave Sloan <davesloan785@gmail.com>
Sent: Tuesday, November 09, 2021 12:20 PM
To: Lesley Davis <Lesley.Davis@mesaaz.gov>; Nana Appiah <nana.appiah@mesaaz.gov>; Christine Zielonka <Christine.zielonka@mesaaz.gov>
Cc: Tim@timlasota.com
Subject: Legal protest

Lesley,

I just dropped off the original of this document at your front office.

Can you please confirm receipt?

Also, can you please confirm that it is in order and meets the requirements officially. I've done the math myself but want to make sure you agree that it meets all of the requirements.

Thank you.