



COUNCIL MINUTES

December 11, 2023

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on December 11, 2023, at 5:47 p.m.

COUNCIL PRESENT

John Giles*
Francisco Heredia
Jennifer Duff
Mark Freeman
Alicia Goforth
Scott Somers
Julie Spilsbury

COUNCIL ABSENT

None

OFFICERS PRESENT

Christopher Brady
Holly Moseley
Jim Smith

(*Participated in the meeting through the use of video conference equipment.)

Vice Mayor's Welcome.

Vice Mayor Heredia conducted a roll call.

Vice Mayor Heredia led a moment of silence, followed by the Pledge of Allegiance.

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

Upon tabulation of votes, it showed:

AYES – Giles–Heredia–Duff–Freeman–Goforth–Somers–Spilsbury
NAYS – None

Carried unanimously.

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

Minutes from the October 26 and November 2, 2023, Study Sessions; and December 4, 2023, Regular Council meeting.

3. Take action on the following liquor license applications:

*3-a. St. Bridget Roman Catholic Parish

This is a one-day event to be held on Saturday, February 10, 2024, from 5:30 P.M. to 8:00 P.M. at 2213 North Lindsay Road. **(District 1)**

*3-b. Fairway Market

A convenience store is requesting to add sampling privileges to their existing Series 9 Liquor Store License for Royal Liquors LLC, 340 West Brown Road - Amarjit Singh, agent. The existing license will revert to the state for modification. **(District 1)**

*3-c. Mensho

A restaurant that serves lunch and dinner is requesting a new Series 12 Restaurant License for TH Mensho Food GRP LLC, 805 North Dobson Road Suite 115 - Huongtram Nguyen Le, agent. **(District 3)**

*3-d. First Watch Restaurant 1056

A restaurant that serves breakfast, lunch, and dinner is requesting a new Series 12 Restaurant License for First Watch Restaurants Inc., 1859 South Stapley Drive, Suite 107 - Joanne Karen Feinstein, agent. **(District 4)**

4. Take action on the following contracts:

*4-a. Three-Year Term Contract with Two Years of Renewal Options for Barricade Rental Service for Special Events for various City Departments. **(Citywide)**

Multiple City departments including Police, Parks and Recreation, and Transportation will use this contract for their temporary traffic control needs at special events and block parties. The City of Mesa led this procurement for both Mesa and the City of Apache Junction.

A committee representing the Transportation, Energy Resources, Water Resources, and Parks, Recreation and Community Facilities Departments, and Purchasing evaluated responses and recommend awarding the contract to the two, highest scored respondents: Roadsafe Traffic Systems Inc. (Primary); and Traffcade Service LLC dba AWP Safety (Secondary) at \$300,000 annually, with an annual increase allowance of up to 5% or the adjusted Consumer Price Index.

*4-b. Purchase to Upgrade/Convert One MD Helicopter (Sole Source) for the Mesa Police Department. **(Citywide)**

The Police Department Air Support Unit's helicopter fleet consists of three MD helicopters, one E-Model and two F-Model MD500 Series aircrafts. On 12/1/2022, Council approved the first of two helicopter conversions to the F-Model. The Aviation

Unit is requesting the second conversion from an E-Model to an F-Model. This conversion will help provide lower response times, enable heavier lifting capacity, and improve high-heat summer performance. Converting this remaining helicopter to an F-Model simplifies the parts inventory, operates on singular parameters, and extends the lifetime of the aircraft.

The Police Department and Purchasing recommend awarding the contract to the sole source vendor, MD Helicopter, LLC (a Mesa business) for \$2,700,000 based on the project estimate. This purchase is funded by Public Safety Sales Tax Lifecycle Funds and Department operating budget.

- *4-c. Three-Year Term Contract with Two Years of Renewal Options for Sports Field Commodities for the Parks, Recreation and Community Facilities Department. **(Citywide)**

Parks, Recreation and Community Facilities uses these supplies for the City Sports Fields maintenance and operations. This contract will provide items including field marking paint, pitcher mound clay blocks, bagged mound and home plate clay, bulk clay, stabilized infield mix, rapid dry-calcined clay, and calcined clay-infield conditioner.

The Parks, Recreation and Community Facilities Department and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Ewing Irrigation Products Inc. at \$250,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-d. Cooperative Contract Use for the Purchase of Three Heavy-Duty Trailers (Replacements) for the Water Resources Department. **(Citywide)**

Water Resources currently has one inoperable trailer due to a metal fatigue-induced failure. Two other trailers are the same year/make/model and show similar signs of metal fatigue. Fleet Services recommends replacement of all three trailers at this time.

The Fleet Services and Water Resources Departments and Purchasing recommend authorizing the purchase using the Sourcewell cooperative contract with Empire Southwest, LLC (a Mesa business) for \$110,276.73, based on estimated requirements. This purchase is funded by the Utility Replacement Extension and Renewal Fund.

5. Take action on the following resolutions:

- *5-a. Approving and adopting the updated City of Mesa Emergency Operations Plan (EOP) and, consistent with Federal Emergency Management Agency recommendations, authorizing City departments to make non-material modifications to the Plan. **(Citywide)**
– Resolution No. 12133

The EOP establishes policies and procedures that enable the City of Mesa to mitigate loss of life, minimize injuries, protect property, preserve a functioning administration, and maintain activities essential to the survival and recovery from natural and man-made hazards. In addition, it establishes the guidelines for conducting efficient, effective, and coordinated emergency management operations involving all resources available to the City of Mesa.

- *5-b. Approving and authorizing the City Manager to enter into an Intergovernmental Agreement with the State of Arizona, Department of Emergency and Military Affairs, to

be a party to the Arizona Mutual Aid Compact to receive and provide emergency assistance. **(Citywide)** – Resolution No. 12134

- *5-c. Approving and authorizing the City Manager to execute a waiver of the Arizona Department of Transportation's (ADOT) four-year notice provision for right-of-way abandonment as allowed by A.R.S. § 28-7209. Execution of the Waiver will allow ADOT to proceed with the abandonment and transfer to the City of previously identified traffic interchanges along United States Route 60 between Dobson Road and Ellsworth Road. **(Districts 2, 3, 4, and 6)** – Resolution No. 12135
- *5-d. Approving and authorizing the City Manager to enter into a Lease Agreement with Mesa United Way on behalf of Foster360, for youth aging out of foster care, for a portion of City-owned property at the Pepper Place Apartments located at 432 West Pepper Place, Mesa, AZ 85201. **(District 4)** – Resolution No. 12136
- *5-e. Approving and authorizing the City Manager to enter into a Development Agreement with Signal Butte Industrial LLC and Mortenson Development Inc. related to the reimbursement for the cost and expenses (not to exceed \$100,000.00) of performing roadway striping work on Signal Butte Road south of Guadalupe Road and north of Elliott Road. **(District 6)** – Resolution No. 12137
- *5-f. ZON23-00139 "4312 E. University." **(District 2)** Within the 4300 block of East University Drive (north side). Located west of Greenfield Road on the north side of University Drive (4± acres). Site Plan Review and Council Use Permit (CUP). This request will allow for a Mini-Storage Facility, restaurant with drive-thru facility, and a multi-tenant building with a drive-thru facility. Sean Lake, Pew & Lake PLC, applicant; Mark Hanneken, owner. – Resolution No. 12138

Staff Recommendation: Approval with conditions

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

- *5-g. ZON23-00416 "Private School for Autism." **(District 6)** Within the 1400 block of South Clearview Avenue (west side) and the 7100 block of east Hampton Avenue (south side). Located south of Southern Avenue and east of Power Road (1.1± acres). Council Use Permit (CUP). This request will allow for the development of a private school. Nathan Palmer, applicant; POLARIS RE HOLDINGS LLC, owner. – Resolution No. 12139

Staff Recommendation: Approval with conditions

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

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

- *6-a. Amending Table 1 in Title 5 (Business Regulations), Chapter 17 of the Mesa City Code, entitled Mesa Development Impact Fees, by removing the Fire Impact Fee from the table so as to confirm the discontinuation of this fee. **(Citywide)** – Ordinance No. 5839
- *6-b. See: **(Items not on the Consent Agenda)**

7. Take action on the following subdivision plats:

- *7-a. SUB23-00409 "Lemon Lane." (District 2) Within the 3600 to 3800 blocks of East McLellan Road (south side). Located north of Brown Road and East of Val Vista Drive (9.4± acres). Lemon Lane Holdings LLC, developer; Bruce R. Heyse, BRH Surveying LLC, surveyor.

Items not on the Consent Agenda

- 6-b. Repealing Title 2, Chapter 25 Of the Mesa City Code, entitled "Independent Commission on Compensation for Elected Officials;" and Creating a New Mesa City Code Title 1, Chapter 5, Section 10, Titled "Mayor and Councilmember Compensation." – Ordinance No. 5840

Earl Taylor, Jr., a Mesa resident, spoke in opposition to Ordinance No. 5840.

Councilmember Spilsbury expressed that being a Councilmember requires a lot of time and candidates for the position would be limited if a sufficient salary was not provided.

Mayor Giles emphasized that the ordinance is for future Councils and that the law prevents Elected Officials from increasing their own salaries. He added that the ordinance will keep wages current and will only adjust if other employees are getting a raise or if there is an increase in inflation.

It was moved by Councilmember Spilsbury, seconded by Vice Mayor Heredia, that Ordinance No. 5840 be adopted.

Upon tabulation of votes, it showed:

AYES – Giles–Heredia–Duff–Freeman–Goforth–Somers–Spilsbury
NAYS – None

Carried unanimously.


8. Items from citizens present.

Cheryl Ross, a Mesa resident, expressed her concerns regarding the noise over her neighborhood coming from Sky Harbor Airport.

9. Adjournment.

Without objection, the Regular Council Meeting adjourned at 6:05 p.m.

ATTEST:



HOLLY MOSELEY, CITY CLERK





FRANCISCO HEREDIA, VICE MAYOR

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 11th day of December 2023. I further certify that the meeting was duly called and held and that a quorum was present.



HOLLY MOSELEY, CITY CLERK

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