



# City of Mesa

*Council Chambers  
57 E. First Street*

## City Council

### Meeting Agenda - Final

**Monday, April 19, 2021**

**5:45 PM**

#### **CITIZEN PARTICIPATION**

All citizens are permitted and encouraged to speak on agenda items including and preceding "Items from citizens present." If you are interested in speaking on such an agenda item, please fill out a blue card in the back of the room and give it to the City Clerk. When the Council considers the item, you will be called to the podium to provide your comments.

The City of Mesa is committed to making its public meetings accessible to persons with disabilities. For special accommodations, please contact the City Manager's Office at (480) 644-3333 or AzRelay 7-1-1 at least 48 hours in advance of the meeting.

Si necesita asistencia o traducción en español, favor de llamar al menos 48 horas antes de la reunión al 480-644-2767.

#### **CONSENT AGENDA**

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.

***Mayor John Giles***

***Vice Mayor Jennifer Duff - District 4***

***Councilmember Mark Freeman - District 1***

***Councilmember Julie Spilsbury - District 2***

***Councilmember Francisco Heredia - District 3***

***Councilmember David Luna - District 5***

***Councilmember Kevin Thompson - District 6***

## Mayor's Welcome

## Roll Call

*(City Council members participate in person or by electronic means.)*

**Invocation by Umbreen Kazmi with Islamic Education Foundation of Arizona.**

## Pledge of Allegiance

## Awards, Recognitions and Announcements

### 1 Take action on all consent agenda items.

#### Items on the Consent Agenda

\*2 [21-0424](#) Approval of minutes of previous meetings as written.

### 3 Take action on the following liquor license applications:

\*3-a [21-0397](#) Flights Wine and Taproom

A bar is requesting a new Series 07 Beer and Wine Bar License for Flights Wine and Taproom LLC, 2613 North Thunderbird Circle; Kreg David Marshall Bahm, agent. The existing Series 12 Restaurant License held by Steak and Stone LLC will remain active at the location and stack with the new Series 07 Beer and Wine Bar License. **(District 5)**

\*3-b [21-0403](#) Pour Wine and Taproom

A bar is requesting a new Series 07 Beer and Wine Bar License for Pour Wine and Taproom LLC, 2905 South Ellsworth Road, Suite 103; Kreg David Marshall Bahm, agent. This is an ownership transfer; therefore, the existing license held by Pour Wine and Taproom LLC will revert to the State for modification. **(District 6)**

\*3-c [21-0398](#) Circle K Store #9538

A convenience store is requesting a new Series 09 Liquor Store License for Circle K Stores Inc., 9230 East University Drive; Kim Kenneth Kwiatkowski, agent. The existing Series 10 Beer and Wine Store License held by Circle K Stores Inc. will revert to the State. **(District 5)**

**\*3-d**    [21-0399](#)    [Circle K Store #2709557](#)

A convenience store is requesting a new Series 10 Beer and Wine Store License for Circle K Stores Inc., 824 West Broadway Road; Kim Kenneth Kwiatkowski, agent. There is no existing license at this location. **(District 4)**

**\*3-e**    [21-0400](#)    [Quick Run](#)

A convenience store is requesting a new Series 10 Beer and Wine Store License for OM Mesa Guadalupe Oil Inc., 2659 West Guadalupe Road; Kevin Arnold Kramber, agent. There is no existing license at this location. **(District 3)**

**\*3-f**    [21-0401](#)    [QuikTrip #1427](#)

A convenience store is requesting a new Series 10 Beer and Wine Store License for QuikTrip Corporation, 3547 East Southern Avenue; Perry Charles Huellmantel, agent. There is no existing license at this location. **(District 2)**

**4**    **Take action on the following contracts:****\*4-a**    [21-0343](#)    Purchase of Children's Book Shelving for the Library Services Department **(Citywide)**

This purchase will provide children's book shelving and mobile carts for the Main Library. The library's existing steel cantilever shelving will be modified to create mobile units, allowing greater flexibility to the space.

The Library Services Department and Purchasing recommend authorizing the purchase using the State of Arizona cooperative contract with Interior Solutions of Arizona, LLC, at \$47,119.98.

**\*4-b**    [21-0378](#)    Red Mountain Park Expansion Project - Pre-Construction Services and Construction Manager at Risk (CMAR) **(District 5)**

The project includes ten regulation-size LED lighted soccer fields, four LED lighted youth baseball/softball fields, lighted parking lot expansions, irrigation system improvements, new restroom/storage buildings, additional landscape, and site improvements. In addition, the project will relocate and update the current disc golf course and equestrian trail layouts affected by these improvements.

Staff recommends selecting Valley Rain Construction Corp. as the CMAR for this project, and awarding a pre-construction services contract in the amount of \$87,817.55. This project is funded by 2018 General Obligation Bonds.

**\*4-c**     **[21-0396](#)**     One-Year Renewal to the Term Contract for Private Jail Services for the Mesa Police Department (**Citywide**)

This contract provides jailing services of misdemeanor offenders including booking, transportation, and maintenance and operations of temporary housing. CoreCivic provides feeding, care and treatment, necessary medical care, and applicable social service programs. Subjects who have been arrested and waiting for an initial court appearance before a Mesa City Magistrate, are held in the Mesa Police Department's holding facility for no longer than twenty-four hours. Subjects who have been arrested on misdemeanor charges, or have been ordered to remain in-custody by a judge, are transported by CoreCivic to their facility in Florence.

City staff and Purchasing recommend authorizing the one-year renewal with CoreCivic, Inc., at \$3,600,000.

**5**     **Take action on the following resolutions:**

**\*5-a**     **[21-0369](#)**     Authorizing and supporting the submittal of a grant application by Arizona Burn Foundation to the Fort McDowell Yavapai Nation in the amount of \$25,000, and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant.

**\*5-b**     **[21-0370](#)**     Authorizing and supporting the submittal of a grant application by Child Crisis Arizona to the Fort McDowell Yavapai Nation in the amount of \$15,000, and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant.

**\*5-c**     **[21-0371](#)**     Authorizing and supporting the submittal of a grant application by Gene Lewis Boxing Club and Youth Center to the Fort McDowell Yavapai Nation in the amount of \$7,500, and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant.

**\*5-d**     **[21-0372](#)**     Authorizing and supporting the submittal of a grant application by Mesa United Way's Veteran's Resource Center to the Fort McDowell Yavapai Nation in the amount of \$30,000, and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant.

**\*5-e**     **[21-0373](#)**     Authorizing and supporting the submittal of a grant application by Save the Family Foundation of Arizona to the Fort McDowell Yavapai Nation in the amount of \$10,000, and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant.

- \*5-f    [21-0374](#)    Authorizing and supporting the submittal of a grant application by Child Crisis Arizona to the Ak-Chin Indian Community in the amount of \$15,000, and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant.
- \*5-g    [21-0375](#)    Authorizing and supporting the submittal of a grant application by Gene Lewis Boxing Club and Youth Center to the Ak-Chin Indian Community in the amount of \$17,500, and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant.
- \*5-h    [21-0376](#)    Authorizing and supporting the submittal of a grant application by Save the Family Foundation of Arizona to the Ak-Chin Indian Community in the amount of \$50,000, and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant.
- \*5-i    [21-0292](#)    Approving and authorizing the City Manager to enter into an Overhead Overlash Facilities Maintenance Agreement with Qwest Corporation, dba CenturyLink QC, for a term of twenty years. **(Citywide)**
- \*5-j    [21-0344](#)    Setting May 17, 2021 as the public hearing date to review the proposed FY2021/2022 annual assessments for the Mesa Town Center Improvement District No. 228. The proposed final assessments do not include any rate increases. **(District 4)**
- \*5-k    [21-0402](#)    Approving the purchase of, and authorizing the City Manager to enter into Purchase Power Agreements for a year-round supply of 15 megawatts of firm electric power and associated energy for the City's electric distribution utility for a period up to 5 years. **(Districts 1 and 4)**
- \*5-l    [21-0312](#)    Approving and authorizing the City Manager to enter into an Intergovernmental Agreement with the Arizona Department of Transportation, the Maricopa Association of Governments for Advance Construction Authorization and reimbursement for the Signal Butte Road: Williams Field Road to Germann Road; Arterial Life Cycle Program (ALCP) project. **(District 6)**
- \*5-m    [21-0323](#)    Approving and authorizing the City Manager enter into a 2021 Contract 207 Fund with the Arizona Governor's Office of Highway Safety to accept \$258,540 in grant funds. The funds will be used by the Police Department's Forensic Services Division to purchase a Triple Quadrupole Mass Spectrometer. **(Citywide)**

- \*5-n [21-0465](#) Amending Resolution No. 11638 (Establishing the Mesa Education and Workforce Development Roundtable) to alter the membership format of the Mesa Education and Workforce Development Roundtable in order to include the Superintendent of the East Valley Institute of Technology as a standing member. **(Citywide)**
- \*5-o [21-0226](#) Authorizing the issuance and sale of General Obligation Refunding Bonds, Series 2021, not to exceed \$17,675,000. **(Citywide)**
- \*5-p [21-0227](#) Authorizing the issuance and sale of General Obligation Bonds, Series 2021, not to exceed \$20,070,000. **(Citywide)**
- \*5-q [21-0229](#) Authorizing the issuance and sale of Utility Systems Revenue Bonds, Series 2021, not to exceed \$43,235,000. **(Citywide)**
- \*5-r [21-0228](#) Authorizing the issuance and sale of Utility Systems Revenue Refunding Bonds, Series 2021, not to exceed \$53,950,000. **(Citywide)**
- \*5-s [21-0230](#) Authorizing the sale, execution and delivery of Utility Systems Revenue Obligations, Series 2021, not to exceed \$16,765,000. **(Citywide)**

**6 Introduction of the following ordinances and setting May 3, 2021 as the date of the public hearing on these ordinances:**

- \*6-a [21-0368](#) ZON20-00877 **(District 1)** Within the 2400 block of North Old Gilbert Road (east side) and within the 2000 block of East Hermosa Vista Drive (north side). Located south of the 202 Red Mountain Freeway and east of Gilbert Road (4.55± acres). Rezoning from RS-35 to RS-15-BIZ. This request will allow for the development of a single residence subdivision. Jared Cox, Vista Design Group, LLC, applicant; Brent /Deborah Berge, owner.

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions (Vote: 7-0)

- \*6-b [21-0379](#) Amending Mesa City Code Title 10, Chapter 8, Section 1 entitled "Refusal to Furnish Information or Sign Citation" to clarify that civil traffic violators are required to provide full name and date of birth to a citing officer. **(Citywide)**

**7 Discuss, receive public comment, and take action on the following ordinances:**

- \*7-a [21-0294](#) ANX20-00463 **(District 6)** Annexing a portion of South 222nd Street and East Williams Field Road right-of-way. Located within the 6000 block of South 222nd Street and within the 10500 to 11000 blocks of East Williams Field Road (6.74± acres).

- \*7-b**     [21-0295](#)     ANX20-00464 (**District 6**) Annexing a portion of South Meridian Road right-of-way. Located within the 6000 to 6400 blocks of South Meridian Road (2.5± acres).
- \*7-c**     [21-0282](#)     ZON20-00628 (**District 5**) 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). Rezoning from Agriculture (AG) to RS-35-PAD. This request will allow for the development of 2 single-residence subdivisions. Jared Cox, Vista Design Group, LLC, applicant; Heritage Group LP, owner.
- Staff Recommendation: Approval with conditions  
P&Z Board Recommendation: Approval with conditions (Vote: 7-0)
- \*7-d**     [21-0283](#)     ZON20-00841 (**District 1**) Within the 2100 block of East Menlo Circle (both sides) and within the 2100 block of East Hermosa Vista Drive (north side). Located south of the 202 Red Mountain Freeway and east of Gilbert Road (2.08± acres). Rezoning from RS-35 to RS-15. This request will allow for the development of a single residence subdivision. Michael Stephan, applicant; Brent/Deborah Berge, owner.
- Staff Recommendation: Approval with conditions  
P&Z Board Recommendation: Approval with conditions (Vote: 6-0)
- \*7-e**     [21-0284](#)     ZON20-00842 (**District 6**) Within the 11100 to 11600 blocks of East Pecos Road (south side), within the 11100 to 11600 blocks of East Germann Road (north side), and within the 6800 to 7600 blocks of the South Meridian Road alignment (west side). Located west of the Meridian Road alignment, south of Pecos Road and north of Germann Road (229± acres). Modification to the existing Bonus Intensity Zone (BIZ) Overlay; and Site Plan Review. This request will allow development of new industrial buildings within the existing industrial development on the site. Andy Sarat, CMC, applicant; Commercial Metal Company, owner.
- Staff Recommendation: Approval with conditions  
P&Z Board Recommendation: Approval with conditions (Vote: 7-0)
- \*7-f**     [21-0310](#)     Amending Title 6 of the Mesa City Code (Police Regulations) by repealing Chapter 10, entitled “Public Park Regulations,” in its entirety, and replacing it with a new Chapter 10, entitled “Public Park Regulations,” establishing permitting requirements and regulations for events that take place in parks and clarifying provisions which regulate certain activities in parks, including those provisions regarding business activities, camping, fishing, animals, vehicles, spirituous liquor, and dumping or leaving items in parks. (**Citywide**)

**Items not on the Consent Agenda****8 Discuss, receive public comment, and take action on the following ordinance:**

- 8-a**     **21-0158**     ZON20-00538 (**District 1**) Within the 1200 to 1400 blocks of West Bass Pro Drive (south side) and the 1100 block of North Alma School Road (west side). Located south of the 202 Red Mountain Freeway on the west side of Alma School Road (30.9± acres). Modification to the Planned Area Development (PAD) Overlay on the property to amend condition #1 of Ordinance No. 4847 to allow development of a new office building and parking garage within an existing office development. Michael Edwards, The Davis Experience, applicant; Salt River Point, LL LLC, owner.

Staff Recommendation: Approval with conditions

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

**9 Items from citizens present. (Maximum of three speakers for three minutes per speaker).****10 Adjournment.<sup>1</sup>**

<sup>1</sup> Prior to adjournment, at this Council meeting, the City Council may vote to go into executive session for legal advice on any item listed on this agenda pursuant to A.R.S. §38-431.03(A)(3); this notice is given pursuant to A.R.S. §38-431.02 to the members of the City Council and the public.