



## 2020 City Council Study Session Minutes

### **Study Session Meetings**

January 6, 2020

February 10, 2020

February 24, 2020

March 23, 2020

April 20, 2020

May 11, 2020

June 8, 2020

June 22, 2020

July 13, 2020

August 10, 2020

August 24, 2020

September 14, 2020

October 12, 2020

November 2, 2020



## **CITY OF CHANDLER COUNCIL MEETING MINUTES**

### **Study Session**

Monday, January 6, 2020

MINUTES OF THE STUDY SESSION OF THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, held in the Council Chambers, 88 E. Chicago Street, Chandler, Arizona, on Monday, January 6, 2020.

THE MEETING WAS CALLED TO ORDER BY MAYOR KEVIN HARTKE AT 6:05 P.M.

The following members were present:

Kevin Hartke	Mayor
Terry Roe	Vice Mayor
Mark Stewart	Councilmember
Jeremy McClymonds	Councilmember
Sam Huang	Councilmember
René Lopez	Councilmember
Matt Orlando	Councilmember

Also in attendance:

Marsha Reed	City Manager
Joshua Wright	Assistant City Manager
Debra Stapleton	Assistant City Manager
Kelly Schwab	City Attorney
Dana DeLong	City Clerk

### SCHEDULED PUBLIC APPEARANCES

MAYOR HARTKE invited Councilmember Orlando to join him for the recognitions.

#### 1. Service Recognitions

##### Police Department

Cecilia Ortiz – 20 years

Jeffrey Depodesta – 20 years

#### 2. Retirement Recognitions

##### City Manager

Kris Kircher –33 years

#### 3. Recognition: Budget Award for Fiscal Year 2019-2020

DAWN LANG, Management Services Director, introduced the Budget Staff and thanked all of the Staff in the City for all of their work. Ms. Lang said Chandler earned the distinguished budget presentation award from the Government Finance Officers Association for 31 years and they were recently notified of this year's award, which makes it the 32<sup>nd</sup> year. The award reflects the commitment of Staff meeting the highest principles of governmental budgeting. In order to receive the award, the City must follow nationally recognized guidelines for effective budget presentation. The guidelines are designed to assess how well the budget serves as the policy document, a financial plan, operation guide, and communication device. The budget must be rate proficient in all four areas to receive that award and Chandler's budget was rated outstanding in many of the areas. Along with this year's distinguished budget presentation award, they have also received special recognition for their capital section of the document. This was awarded with specific requirements in the capital and debt sections and all three reviewers rated Chandler outstanding. Ms. Lang thanked all of the departments for their work and contributions to improve the document annually. Ms. Lang congratulated the Budget Staff for their work.

#### CONSENT AGENDA DISCUSSION

None.

#### CONSENT AGENDA ITEMS

- 1a. MINUTES of the Chandler City Council Work Session of December 9, 2019.
- 1b. MINUTES of the Chandler City Council Executive Session of December 9, 2019.
- 1c. MINUTES of the Chandler City Council Regular Meeting of December 9, 2019.
- 1d. MINUTES of the Chandler City Council Study Session Meeting of December 9, 2019.
- 1e. MINUTES of the Chandler City Council Work Session of December 12, 2019.
- 1f. MINUTES of the Chandler City Council Regular Meeting of December 12, 2019.
- 1g. MINUTES of the Chandler City Council Work Session Meeting of December 12, 2019.
  
2. FINAL ADOPTION OF ORDINANCE NO. 4887, declaring that the document entitled "2019 City Reorganization Code Amendments" to be a public record; amending Chapter 2 of the Code of the City of Chandler by repealing Section 2-18, Administrative Services Department and adding a new Section 2-18 with the creation of an Information Technology Department; adding Section 2-19 by creating and organizing the Cultural Development Department; renumbering and moving Section 31-23 Arts Commission and Municipal Art Fund to Chapter 2, Section 2-20; deleting Section 31-23, Arts Commission and Municipal Art Fund from Chapter 31, Community Services, renumbering and moving Section 31-24, Establishment of Municipal Art Fund to Chapter 2, Section 2-21; deleting all references to Section 31-24, Establishment of Municipal Art Fund, from Chapter 31, Community Services; amending Chapter 3, Section 3-1.1 to identify the Chief Fiscal Officer and authorize the City Manager of the City of Chandler to designate the Chief Fiscal Officer; renaming Chapter 36, Low Cost Housing and Redevelopment to Neighborhood Resources; renumbering and moving Chapter 36, Section 36-1, Housing and Human Services Commission to Section 36-7; adding a new Section 36-1, Section 36-1.1, and Section 36-1.2 to Chapter 36, creating and organizing a Neighborhood Resources Department; and moving Section 2-7, Commission on Human Relations to Chapter 36, Section 36-6; reserving Section 2-7 and making conforming amendments to Chapters 2, 3, 31 and 36 to renumber and organize the Code of the City of Chandler; providing for the repeal of conflicting ordinances; and providing for severability.

3. FINAL ADOPTION OF ORDINANCE NO. 4905, adopting updated versions of previously adopted Fire Department Standard Details and Public Works Design and Construction Standards and amending Chapter 43, Section 43-5, Subsections 43-4.5.A, 43-4.5.B, 43-4.5.C, 43-4.5.D, 43-4.5.E, 43-4.5.F and 43-4.5.I of the Code of the City of Chandler, relating to the adoption of these updated design and construction standards.
4. FINAL ADOPTION OF ORDINANCE NO. 4908, PLH19-0051, LIBERTY MANOR, for the rezoning from single-family residential (SF-8.5) to Planned Area Development (PAD) for nine single-family homes, located on the southeast corner of Shawnee Drive and Dobson Road.
5. TEMPORARY EXTENSION OF PREMISES, for B2 Backyard Grill LLC, dba Ghett Yo Taco, for Ghett Yo Taco Corn Hole Tournament on Saturday, January 25, 2020, from 10:00 a.m. to 9:00 p.m., located at 241 S. Oregon Street.
6. SPECIAL EVENT LIQUOR LICENSE, for National Association for Catering and Events, for Avoiding Job Burnout event on Tuesday, January 21, 2020, from 6:00 p.m. until 9:00 p.m., located at the Avion Center, 1733 E. Northrop Boulevard.

ACTION AGENDA:

7. ELECTION of Vice-Mayor for a one-year term from January 10, 2020, through January 7, 2021.

INFORMATIONAL:

1. Minutes of the Planning and Zoning Commission meeting of October 16, 2019.

ADJOURNMENT: The meeting adjourned at 6:16 p.m.

ATTEST: *Dana R. O'Leary* *Kevin Hanke*  
City Clerk Mayor

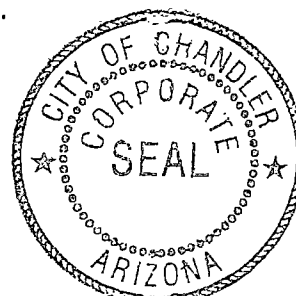
Approval Date of Minutes: January 23, 2020

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Study Session of the City Council of Chandler, Arizona, held on the 6<sup>th</sup> day of January, 2020. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this 23 day of January, 2020.

*Dana R. O'Leary*  
City Clerk





## **CITY OF CHANDLER COUNCIL MEETING MINUTES**

### **Study Session**

Monday, February 10, 2020

MINUTES OF THE STUDY SESSION OF THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, held in the Council Chambers, 88 E. Chicago Street, Chandler, Arizona, on Monday, February 10, 2020.

THE MEETING WAS CALLED TO ORDER BY MAYOR KEVIN HARTKE AT 6:02 P.M.

The following members were present:

Kevin Hartke	Mayor
René Lopez	Vice Mayor
Mark Stewart	Councilmember
Jeremy McClymonds	Councilmember
Sam Huang	Councilmember
*Terry Roe	Councilmember
Matt Orlando	Councilmember

\*Councilmember Roe attended the meeting telephonically.

Also in attendance:	Marsha Reed	City Manager
	Joshua Wright	Assistant City Manager
	Debra Stapleton	Assistant City Manager
	Kelly Schwab	City Attorney
	Dana DeLong	City Clerk

### SCHEDULED PUBLIC APPEARANCES

MAYOR HARTKE invited Councilmember Stewart to join him for the recognitions.

1. Proclamation: Black History Month

MAYOR HARTKE read the proclamation and invited Pastor Victor Hardy to speak.

PASTOR VICTOR HARDY said the South Chandler Self Help had their annual event on February 7. Everyone has a history and we want to celebrate that with everyone and not leave anyone out. There is a rich history in the country and in the City. Pastor Hardy mentioned former Mayor Coy Payne, who recently passed away, was the first African American Mayor in the State. Pastor Hardy said we are proud of who we are and we need to celebrate our differences and come together as one.

2. Recognition: Move It Maricopa Challenge

MAYOR HARTKE said Chandler was recently honored with first place for a walking challenge sponsored in part by Blue Cross Blue Shield of Arizona. That challenge ran for six weeks through October and November 2019. Chandler competed against several cities and three school districts. The challenge highlighted the efforts of the workforce and promoted wellbeing through a fun and interactive challenge.

RAE LYNN NIELSEN, Human Resources Director, thanked the Council and the City Manager for their support in the City's wellness initiatives and thanked for the employees for all of their steps in the challenge.

### 3. Recognition: Chandler Raiders – NFL Flag Championship Winners

MAYOR HARTKE said the Chandler Raiders competed against the best teams in the nation and they could not be more proud. Mayor Hartke invited the team and Coach Knox to present.

COACH KNOX, Chandler Raiders Coach, said they have been a team for three years. The team went against 147 teams across the country in 8 different regionals. The team won the Las Vegas regional, which allowed them to compete against the Elite 8. They played against each other at the NFL Pro Bowl during the festivities on Saturday. Coach Knox said they beat some of the top teams in the Country and by beating them they became the number one team in the Country.

MAYOR HARTKE asked the team to introduce themselves.

### 4. Recognition: 2019 Parade of Lights Winners

MAYOR HARTKE called for a staff presentation.

KIM MOYERS, Cultural Affairs Director, said the Parade of Lights marked the second year of the extended parade route, which allowed for additional floats and more residents to enjoy the long-standing tradition. There were 61 floats that participated in the parade and have continued to impress with their creativity, illumination, and community spirit. Ms. Moyers thanked Staff for all of their hard work putting on the event.

HERMELINDA LLAMAS, Special Events Coordinator, presented the 2019 Parade of Lights Winners.

#### First Place Best Lit Musical or Dance Group

USA Dance Company - Tina Taylor Schmidt and Kaylie Yang

#### Second Place Best Lit Community Group

Troop 7443 - Ellai Mejia and Katie Flickinger

#### First Place Best Lit Community Group

Copper State 4 Wheelers - Jim Nossett

#### First Place Best Lit Business Group

Elite Paw Spa - Amy Roman and Michelle Roman

#### Second Place Biggest and Brightest

Elder Family - Bailey Elder and Brayden Elder

#### First Place Biggest and Brightest

Chandler Unified School Transportation - Sonia Jones and Tom Geringer

Judges Choice

Elder Family - Morgan Elder

CONSENT AGENDA DISCUSSION

MAYOR HARTKE requested a staff presentation on Consent Agenda Item No. 3.

3. RESOLUTION NO. 5341, authorizing the Transportation Master Plan 2019 Update.

JASON CRAMPTON, Senior Transportation Planner, said staff has been working with Kimley Horn on the Transportation Master Plan. Mr. Crampton said the complete Master Plan is available on [chandleraz.gov/transportation](http://chandleraz.gov/transportation). Mr. Crampton said the last update to the Master Plan was in 2010 since then the City has grown quite a bit. There are emerging technology and they wanted to ensure they leveraged technology for a sustainable multimodal transportation system. There were a number of public meetings and workshops as well as an online survey, which over 1000 people responded. The current mode of travel is personal vehicles at 92%, but as people look towards the future many more believe they will be using transit or bicycle. The transit would be 2% today, but with a potential increase to 18% in 20 years. Many said the City should invest in transit in addition to the other modes.

MR. CRAMPTON said that for the roadway element they did some traffic modeling to see what capacity constraints would look like in the year 2040. There are programmed improvements in the southeast part of the City so there are no constraints shown for the most part. There are many issues seen in the northern part of the City. To address this, there are recommendations for capacity improvements for arterial streets.

MR. CRAMPTON said for the bicycle pedestrian element, citizens are interested, but there is concern using the on street bicycle lanes with the high speed of traffic. Mr. Crampton said there is a preference towards an off-street system or a protected lane to separate bicyclists from vehicles. Mr. Crampton said there are a variety of recommendations including some protected bike lanes.

MR. CRAMPTON said historically the City has planned for a fixed route bus however, this time they would like to focus on providing a more nimble transportation service. The hopes is that this would be more efficient, convenient, and attract more riders to the system. Mr. Crampton said a recommendation is a flexible transit service that would not follow a fixed route. Mr. Crampton said there is a focus on leveraging technology and they believe this plan to be very innovative. One concept is a mobility hub where different modes of transportation could come together with flexible transit or ride share services, a fixed route bus or high capacity transit, scooters or bikes to allow citizens to transfer between multiple modes of transportation easily. There would also be Wi-Fi, screens with arrival information, lockers for Amazon packages, and other things to make it convenient.

MR. CRAMPTON said with all of the recommendations there is quite a price tag for all of these recommendations however, all of these projects would have to go through the Budget CIP process before anything is actually approved. It is important to have these recommendations because the region is currently updating the Regional Plan, which would play into the half-cent sales tax that is Countywide.

This Plan sets a vision for Chandler to ensure the City gets money back that the residents are contributing.

MAYOR HARTKE said there was a resident who was concerned about an arterial street widening close to their property that they believed did not need it. Mayor Hartke wanted to confirm there are no timelines on these, but rather this is a recommendation.

MR. CRAMPTON said these are recommendations and they are not set in stone. They are flexible and there would need to be additional studies and public outreach before any of the projects could move forward. None of these projects are imminent.

COUNCILMEMBER ORLANDO said one of the unique things about the plan other than the technology piece is that it is split between CIP and operating funds.

MR. CRAMPTON said that was correct. About half the money is for maintenance so as the infrastructure ages there would be a lot of need to maintain existing infrastructure and anything they would construct. Mr. Crampton said they do try to factor that into the Plan.

COUNCILMEMBER ORLANDO said as they continue the negotiations with MAG they anticipate to see other cities with operating costs as well.

MR. CRAMPTON said that was correct.

COUNCILMEMBER ORLANDO asked for a staff presentation on Consent Agenda Item No. 11.

11. CONSTRUCTION CONTRACT NO. ST1701.401, to AJP Electric, Inc., for the McClintock Drive and Kyrene Road Bike Lanes, in an amount not to exceed \$4,736,900.12.

JOHN KNUDSON, Public Works and Utilities Director, said this project is culmination of 8 to 10 years of conversation with various Councilmembers within Chandler and Tempe. This project is key to bicycle travel in the west side of town because this will link the Tempe bike lanes that end at the southern border and will extend them into Chandler. This work would be done in an efficient manner and would be done by narrowing the median so it should not be too disruptive to traffic. The work would begin in March and be finished by the end of the year.

COUNCILMEMBER ORLANDO asked if they would have barriers.

MR. KNUDSON said no, it would be a standard bike lane.

VICE MAYOR LOPEZ asked if most of the funding was coming from grants.

MR. KNUDSEN said yes, the City matches about 17% and there is a large Federal funding.

COUNCILMEMBER STEWART asked for information on Consent Agenda Item No. 24.



24. PURCHASE of Cisco Smartnet, from Dimension Data North America, Inc., utilizing the 1GPA Contract No. 16-11PV-05, in the amount of \$64,010.

SANDIP DHOLAKIA, Chief Information Officer, said this for extension of the maintenance and support for this piece of infrastructure for voice and data.

COUNCILMEMBER STEWART asked for information on Consent Agenda Item No. 12.

12. PURCHASE of playground products and services, utilizing 1 Government Procurement Alliance (1GPA) with Exerplay, Inc. Contract 189-04P-03, FlexGround, LLC Contract 18-04P04, Miracle Playground Sales Contract 18-04P-06, and Shade N' Net of Arizona, Inc. Contract 18-04P-09, in a combined amount not to exceed \$450,000.

ANDY BASS, Community Services Director, introduced the Item. This is for general replacement of park playground equipment that includes various components of Shawnee Park, Pecos Ranch Park, and Espee Park. There is also \$50,000 for various park playground replacements that need to happen throughout the year.

COUNCILMEMBER STEWART said Council has received various citizen concerns for parks and wanted to verify this was part of the CIP.

MR. BASS said staff has a list of parks that need improvements and this is in response to the parks that are in the most need regarding playgrounds.

COUNCILMEMBER STEWART asked for information on Consent Agenda on Item No. 23.

23. FINAL PLAT, PLT19-0035, ASHER POINTE PHASE 1, for Phase 1 of a 92.5 acre single family residential subdivision located on the northeast corner of Riggs Road and Arizona Avenue.  
FINAL PLAT, PLT19-0048, ASHER POINTE PHASE 2, for Phase 2 of a 92.5 acre single family residential subdivision located on the northeast corner of Riggs Road and Arizona Avenue.

MAYOR HARTKE asked when this first came to Council.

DEREK HORN, Development Services Director, said this came as a rezoning and PDP, but this Item is for a final plat. This establishes lot lines, right of way, and 310 single family homes.

COUNCILMEMBER STEWART asked for information on Consent Agenda on Item No. 26.

26. AGREEMENT NO. PD9-200-4038, AMENDMENT NO. 1, with Skaggs Companies Inc., for police uniforms, increasing the existing spending limit by \$305,000, for a revised amount not to exceed \$455,000.

CHIEF SEAN DUGGAN, Police Chief, said this is to increase the existing spending limit with the uniform vendor so they could purchase ballistic body armor for officers. The current contract, which was

approved by Council in June, was for \$150,000 that would cover their annual cost of uniforms. Chief Duggan said this request is to purchase over 300 vests so they would need to increase the spending authority. In June, Council approved a decision package to purchase the additional vests using General Fund money and grant money and using fees that the Police Department receives from court fees that are allocated specifically for protective equipment. Chief Duggan said this request is to increase the existing spending limit to replace vests that are expiring throughout the year.

#### CONSENT AGENDA ITEMS

1. MINUTES of the Chandler City Council Regular Meeting of January 23, 2020.
2. FINAL ADOPTION OF ORDINANCE NO. 4910, granting a no-cost irrigation easement to Roosevelt Water Conservation District (RWCD), within a portion of Lindsay Road north of Brooks Farm Road, to accommodate the development of the Berge 80 subdivision.
3. RESOLUTION NO. 5341, authorizing the Transportation Master Plan 2019 Update.
4. AREA PLANNED DEVELOPMENT, PLH19-0068, CARINO 8 ENCLAVE, for an Area Plan Amendment to Carino Estates Area Plan from existing ranchette single-family to low density single-family.  
REZONING, PLH19-0034, from Agricultural (AG-1) to Planned Area Development (PAD) for eight single-family homes.  
PRELIMINARY DEVELOPMENT PLAN (PDP) for subdivision layout and housing product design.  
PRELIMINARY PLAT, PLT-0054, for an eight-lot, single-family residential subdivision located south of Germann Road, approximately 740 feet east of the intersection of Germann and Alma School roads. (STAFF REQUESTS CONTINUANCE TO THE MARCH 26, 2020, CITY COUNCIL MEETING).
5. REZONING, PLH19-0052, 800 E. GERMANN, from Agricultural (AG-1) district to Planned Area Development (PAD) for Planned Industrial (I-1) uses with ancillary office and retail.  
PRELIMINARY DEVELOPMENT PLAN (PDP) for site layout and building architecture for an industrial building located west of the northwest corner of Germann and McQueen roads. (STAFF REQUESTS CONTINUANCE TO THE MARCH 26, 2020, CITY COUNCIL MEETING).
6. CLAIMS REPORT for Accounts Payable Payments for quarter ending December 31, 2019.
7. AGREEMENT NO. MS6-990-3616, AMENDMENT NO. 4, with Brinks U.S. (formerly Dunbar Armored, Inc.) for armored cars services, for the period of January 1, 2020 through December 31, 2020, in an amount not to exceed \$58,291.
8. PROFESSIONAL SERVICES AGREEMENT NO. ST1701.451, with Consultant Engineering, Inc., for the McClintock Drive and Kyrene Road Bike Lanes Construction Management Services, in an amount not to exceed \$564,615.53.
9. PROFESSIONAL SERVICES AGREEMENT NO. ST2003.201, with Sunrise Engineering, Inc., for design of Gilbert Road Improvements Phase II (Ocotillo Road to Chandler Heights Road), in an amount not to exceed \$270,853.

10. PROFESSIONAL SERVICES CONTRACT NO. ST1701.452, with Aztec Engineering Inc., for the McClintock Drive and Kyrene Road Bike Lanes Post-Design Services, in an amount not to exceed \$39,500.
11. CONSTRUCTION CONTRACT NO. ST1701.401, to AJP Electric, Inc., for the McClintock Drive and Kyrene Road Bike Lanes, in an amount not to exceed \$4,736,900.12.
12. PURCHASE of playground products and services, utilizing 1 Government Procurement Alliance (1GPA) with Exerplay, Inc. Contract 189-04P-03, FlexGround, LLC Contract 18-04P04, Miracle Playground Sales Contract 18-04P-06, and Shade N' Net of Arizona, Inc. Contract 18-04P-09, in a combined amount not to exceed \$450,000.
13. PURCHASE of maintenance, repair, and operational (MRO) supplies utilizing Omnia Partners (formerly National IPA) with Grainger, Inc., for the term of January 1, 2020 through December 31, 2020, in an amount not to exceed \$300,000.
14. USE PERMIT, PLH19-0055, SILVERLEAF COACH, for a motorhome repair facility on property zoned Planned Industrial District (I-1), within Stellar Airpark, south of Chandler Boulevard and west of McClintock Drive, located at 4145 W. Mercury Way.
15. SPECIAL EVENT LIQUOR LICENSE, for Chandler Chamber of Commerce, Chandler Chamber Ostrich Festival on Friday, March 13, 2020, from 11:00 a.m. until Midnight, Saturday, March 14, 2020, from 10:00 a.m. until Midnight, and Sunday, March 15, 2020, from 10:00 a.m. until 11:00 p.m., located at Tumbleweed Park, 745 E. Germann Road.
16. LIQUOR LICENSE, Series 10, Beer and Wine Store Liquor License, for Michael Jackson Gohn, Agent, Family Dollar Inc., dba Family Dollar Store #25024, located at 1027 N. Arizona Avenue.
17. LIQUOR LICENSE, Series 12, Restaurant Liquor License, for Dean Michael LaPlant, Agent, Milwaukee Inn LLC, dba Downtown Chandler Steakhouse, located at 180 S. Arizona Avenue, Suite 106.
18. LIQUOR LICENSE, Series 12, Restaurant Liquor License, for Lauren Kay Merrett, Agent, La Ristra II LLC, dba La Ristra, located at 140 N. Arizona Avenue, Suite 110.
19. TEMPORARY EXTENSION OF PREMISES, Series 7, for Sleepy Whale LLC, dba Sleepy Whale, for 1st Annual Field Day on Saturday, March 21, 2020, from 9:00 a.m. until Midnight, and Sunday, March 22, 2020 from Midnight until 2:00 a.m., located at 290 S. Arizona Avenue, Suite A.
20. TEMPORARY EXTENSION OF PREMISES, Series 6, for TW Steves LLC, dba Fibber Magee's, for Fibber Magee's Annual Saint Patrick's Day Festival on Tuesday, March 17, 2020, from 11:00 a.m. until 10:59 p.m., located at 1989 W. Elliot Road, Suite 19.
21. TEMPORARY EXTENSION OF PREMISES, Series 7, for Vinum 55 Chandler LLC, dba Vinum 55 Chandler, for Wine Event on Saturday, February 29, 2020, from 3:00 p.m. until 9:00 p.m., located at 2577 W. Queen Creek Road, Suite 112.

22. FINAL PLAT, PLT19-0033, COMMUNITY OF CHRIST CHURCH, for an existing and new church, north of the northwest corner of Alma School Road and Galveston Street, located at 730 N. Alma School Road.
23. FINAL PLAT, PLT19-0035, ASHER POINTE PHASE 1, for Phase 1 of a 92.5 acre single family residential subdivision located on the northeast corner of Riggs Road and Arizona Avenue.  
FINAL PLAT, PLT19-0048, ASHER POINTE PHASE 2, for Phase 2 of a 92.5 acre single family residential subdivision located on the northeast corner of Riggs Road and Arizona Avenue.
24. PURCHASE of Cisco Smartnet, from Dimension Data North America, Inc., utilizing the 1GPA Contract No. 16-11PV-05, in the amount of \$64,010.
25. PURCHASE of Information Technology temporary contract staffing services, from Computer Aid, Inc., utilizing the Sourcewell Contract No. 020817-CAI, in the amount of \$241,770.
26. AGREEMENT NO. PD9-200-4038, AMENDMENT NO. 1, with Skaggs Companies Inc., for police uniforms, increasing the existing spending limit by \$305,000, for a revised amount not to exceed \$455,000.

PUBLIC HEARING: (Will be held at the City Council Meeting on Thursday, February 13, 2020.)

PH1. ANNEXATION OF APPROXIMATELY 4.62 ACRES LOCATED SOUTH OF THE SOUTHEAST CORNER OF MCQUEEN AND VIA DE PALMAS ROADS.


1. Open Public Hearing
2. Staff Presentation
3. Council Discussion
4. Discussion from the Audience
5. Close Public Hearing

INFORMATIONAL:

1. Minutes of the January 15, 2020, Planning and Zoning Commission meeting.

ADJOURNMENT: The meeting adjourned at 6:40 p.m.

ATTEST:   
City Clerk

  
Mayor

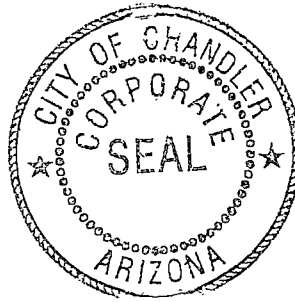
Approval Date of Minutes: February 27, 2020

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Study Session of the City Council of Chandler, Arizona, held on the 10<sup>th</sup> day of February, 2020. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this 27, day of February, 2020.

  
City Clerk







## **CITY OF CHANDLER COUNCIL MEETING MINUTES**

### **Study Session**

Monday, February 24, 2020

MINUTES OF THE STUDY SESSION OF THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, held in the Council Chambers, 88 E. Chicago Street, Chandler, Arizona, on Monday, February 24, 2020.

THE MEETING WAS CALLED TO ORDER BY MAYOR KEVIN HARTKE AT 6:00 P.M.

The following members were present:

Kevin Hartke	Mayor
René Lopez	Vice Mayor
Mark Stewart	Councilmember
Jeremy McClymonds	Councilmember
Sam Huang	Councilmember
Terry Roe	Councilmember
Matt Orlando	Councilmember

Also in attendance:

Marsha Reed	City Manager
Joshua Wright	Assistant City Manager
Debra Stapleton	Assistant City Manager
Kelly Schwab	City Attorney
Dana DeLong	City Clerk

### SCHEDULED PUBLIC APPEARANCES

MAYOR HARTKE invited Councilmember Huang to join him for the recognitions.

#### 1. Service Recognitions

##### City Manager

Holly Granillo – 20 years

##### Community Services

Michael Quihuis – 30 years

##### Information Technology

Mitchell Robinson – 15 years

##### Management Services

Corina Castrellon – 15 years

Police

Tanya Keeton – 25 years

2. Retirement Recognition

City Magistrate

Elizabeth Velasquez – 18 years

3. Proclamation: Chandler Chamber Ostrich Festival

MAYOR HARTKE read the proclamation and invited Steve Levine, Ralph Guariglio, Michael Garza, and Tutu to accept.

RALPH GUARIGLIO, said March 7 at the Police Station there would be a 19 annual car show and Public Safety Day from 9:00 a.m. to 1:00 p.m. Mr. Guariglio said the Ostrich Festival would have a carnival, performance acts, and food. Mr. Guariglio said the event would be Friday 11:00 a.m. to midnight, Saturday 10:00 a.m. to midnight, and Sunday 10:00 a.m. to 11:00 p.m.

4. Proclamation: Disability Awareness Month

MAYOR HARTKE read the proclamation and Jeff Deaver, Mayor's Committee for Disabilities Chair, and Staff accepted.

5. Recognition: Disability Awareness Month Awards

COLLETTE PRATHER, Recreation Coordinator II, introduced the Disability Awareness Month Award winners.

Students of the Year

David Kwak

Brant Fox

Educators of the Year

Peter Ting

Caroline Cook

6. Recognition: Creative Expression Competition Winners

PRISCILLA QUINTANA, Management Assistant, said in the month of January, the City in conjunction with various organizations have put on events in honor of the community's diversity. Ms. Quintana said the Creative Expression Competition is open to any kindergarten through 12<sup>th</sup> grade student living in or attending a Chandler school. The students were able to submit written or visual arts category. This year's competition theme was one world out of many we are one. Ms. Quintana introduced the Creative Expression Competition winners.



Writing Winners

1st Place 5-8 Tara Manoj Nair

2nd Place 5-8 Kiana Kimball

3rd Place 5-8 Vivian Pena

1st Place 9-12 Avantika Mittander

2nd Place 9-12 Zara Jahan

3rd Place 9-12 Samantha Suarez

Visual Winners

1st Place K-4 Harinee Adivarahan

2nd Place K-4 Issacc Isaacson

3rd Place K-4 Camryn Stillwell

1st Place 5-8 Alexia Garde

2nd Place 5-8 Tyler Wong

3rd Place 5-8 Aryes Perez

1st Place 9-12 Amanda Wong

2nd Place 9-12 Jennifer Kao

3rd Place 9-12 Jayashree Adivarahan

CONSENT AGENDA DISCUSSION

MAYOR HARTKE asked for a staff presentation on Consent Agenda Item No. 5.

5. RESOLUTION NO. 5348, authorizing the issuance of Industrial Development Revenue Bonds (Intel Corporation Project) of the Industrial Development Authority (IDA) of the City of Chandler, in an aggregate principal amount not to exceed \$600,000,000.

DANNY SEIDAN, Director of Government Affairs at Intel, said there are a lot of exciting things happening at Intel and they have just entered their 40<sup>th</sup> year of manufacturing in Arizona. Mr. Seidan said this would not be possible without the great partnership with the City of Chandler. It is a great place to work, live, and do business. Mr. Seidan said Fab 42 is operational. The Intel CEO recently gave an interview announcing the 10-nanometer chips are being produced in Fab 42. The Ocotillo Campus is one of the most advanced manufacturing facilities in the world and this technology would provide enhanced experiences for consumers. Mr. Seidan said Ocotillo remains on the largest of their facilities and they have over 12,000 employees and counting with about \$150,000 average salary.

MR. SEIDAN said they had recently enlisted the help of Arizona State University to do an impact study of what this means to the community. Mr. Seidan said according to the study, Intel is responsible for an \$8.3 billion annual impact. Over the past 40 years there has been about \$23 billion in capital expenses, \$4.5 billion in an annual spend with Arizona based organizations. Mr. Seidan said they also restore 690 million gallons of water through community projects, \$35 million in charitable giving through 14 schools and non-profits, and 750,000 hours of employee volunteer time. Mr. Seidan said they are continuing to expand their commitment to sustainability. Intel currently sits between 75-80% of recyclability of water

where it is treated and returned to the community, but they are working towards 100%. Mr. Seidan said they have added two new projects; a groundwater supply project and an earth irrigation ditch conversion project. Once complete, these projects will restore an estimated 128 million gallons of water. Mr. Seidan said the bond funding is used to make their site the most competitive place for Intel to do business. There are restrictions regarding what the funds can be used for.

COUNCILMEMBER ORLANDO asked for a staff presentation on Consent Agenda Item No. 7.

7. AGREEMENT NO. MS8-920-3969, AMENDMENT NO. 2, with Parsus Solutions, LLC, for the business registration and specialty license web portal, increasing the existing spending limit by \$100,000, for a revised amount not to exceed \$332,390.62.

DAWN LANG, Management Services Director, said when the State took over the transaction privilege tax administration in 2017, the IT developers helped staff create an internal system to manage business registrations, specialty licenses, as well the State data that comes in on a weekly basis. This allows staff to match business registration to a tax license at the State and when there is not a match, this helps staff educate businesses to become compliant under the tax code. Ms. Lang said this has worked out well and the next step is to put this online to make it easier for the business community.

MS. LANG said they are working with IT and the vendor to write code that would create an innovated online tool that would allow a business to upload documents to apply for business registrations or specialty licenses, which would eliminate paper mailings and added convenience. Ms. Lang said there have been turnover issues that have required them to move some of the development over to the vendor. Ms. Lang said this created a need for additional dollars and they are hoping to go live before the end of the fiscal year.

COUNCILMEMBER ORLANDO said this is unique and sounds like other cities may also want to do this. Councilmember Orlando asked if this is proprietary to the City.

MS. LANG said the City does own the code once the project is completed so it would not be available for other cities to use. Ms. Lang said they may be able to reach out to the vendor to do something similar but this is very specific to Chandler.

COUNCILMEMBER STEWART asked for a staff presentation on Consent Agenda Item No. 8.

8. AGREEMENT NO. PW8-926-3939, AMENDMENT NO. 1, with United Fibers, LLC, for the processing and marketing of recyclable materials, for a one-year term, March 1, 2020, through February 28, 2021, in an amount not to exceed \$1,200,000.

GREGG CAPPS, Water Resource Manager, said the City's recycling program started in the 1990's with drop off stations, and curbside recycling started in 1995. The recycling contracts are used for the facilities to process the material for the City. Until 2018, they had been paid flat fee revenue for the material taken to the sites, but after that it shifted to fees and receiving a revenue share back. Mr. Capps said a large amount of recycling material was going to China, but they have increased the restrictions for how clean the material has to be. The material must be much cleaner so the contamination rate will increase. Mr.

Capps said they have gone from receiving revenue from the recycling to now having to pay. With the new amendment, it would cost more to recycle than to pay to dispose of the material.

COUNCILMEMBER STEWART asked if the contamination fee was causing the increase or the breakdown for the type

MR. CAPPS said each commodity has its own value and the contamination fee is for disposing of the material that was actually trash. It is not any particular commodity rather it is the overall delivery to the facilities. Mr. Capps said they have looked at a variety of options to mitigate the costs and have been meeting regionally with other cities to help each other solve the problem. Mr. Capps said there was also a survey in January 2020, and there is strong support among the residents to recycle. Mr. Capps said they have two options; either send the recycling material to the landfill or renew recycling contract with United Fibers to allow them time to look for other cost saving measures. Mr. Capps said staff is proposing they work to rebrand the recycling program, explore regional opportunities, and renew the contract with United Fibers.

COUNCILMEMBER ORLANDO asked for a staff presentation on Consent Agenda Item No. 15.

15. PURCHASE of a crisis negotiation vehicle, from JAR Capital Group, Inc. dba Quality Vans and Specialty Vehicles, utilizing the State of Arizona Contract No. ADSP016-102779, in the amount of \$192,800.33.

SEAN DUGGAN, Police Chief, said this vehicle is a mobile command vehicle to be used by members of the crisis and hostage negotiations team. These are specialty trained officers to bring a peaceful solution to a situation. This vehicle could also be used by detectives in the Child Abduction Response Team, which is a group of cities that come together in the event of a child abduction. The vehicle is a 20-foot box truck that contains a variety of different workstations, technologies, and communications equipment. The vehicle is funded from a grant from the Gila River Indian Community. This vehicle is replacing an old vehicle that was purchased in 2006 also purchased through grant money.

#### CONSENT AGENDA ITEMS

- 1a. MINUTES of the Chandler City Council Budget Workshop #1 of February 10, 2020.
- 1b. MINUTES of the Chandler City Council Study Session Meeting of February 10, 2020.
- 1c. MINUTES of the Chandler City Council Work Session Meeting of February 13, 2020.
- 1d. MINUTES of the Chandler City Council Regular Meeting of February 13, 2020.
2. NO ITEM.
3. RESOLUTION NO. 5342, authorizing the execution of a license to use Salt River Project property, located at the Consolidated Canal between Germann Road and Chandler Boulevard, to conduct the annual City of Chandler Family Bike Ride Event.
4. RESOLUTION NO. 5346, authorizing the submission of projects for consideration under the 2021 Governor's Office of Highway Safety Grant Program, for the Child Safety Seat Clinic program, and

authorizing the City Manager or designee, to negotiate and submit documents on behalf of the City of Chandler.

5. RESOLUTION NO. 5348, authorizing the issuance of Industrial Development Revenue Bonds (Intel Corporation Project) of the Industrial Development Authority (IDA) of the City of Chandler, in an aggregate principal amount not to exceed \$600,000,000.
6. RESOLUTION NO. 5349, renaming a segment of Ryan Road between Gilbert Road and Emmett Drive to Insight Way.
7. AGREEMENT NO. MS8-920-3969, AMENDMENT NO. 2, with Parsus Solutions, LLC, for the business registration and specialty license web portal, increasing the existing spending limit by \$100,000, for a revised amount not to exceed \$332,390.62.
8. AGREEMENT NO. PW8-926-3939, AMENDMENT NO. 1, with United Fibers, LLC, for the processing and marketing of recyclable materials, for a one-year term, March 1, 2020, through February 28, 2021, in an amount not to exceed \$1,200,000.
9. AGREEMENT NO. ST6-745-3633, AMENDMENT NO.4, with Vulcan Materials Company, for hot mix asphalt materials, for a one-year term, February 1, 2020, through January 31, 2021, in an amount not to exceed \$150,000.
10. PROFESSIONAL SERVICES AGREEMENT NO. ST2002.101, with Aztec Engineering Group, Inc., for the concept development and traffic study of the Kyrene Road Improvements (Chandler Boulevard to Loop 202 Santan Freeway), in an amount not to exceed \$207,456.
11. PROFESSIONAL SERVICES AGREEMENT NO. WW2006.201, with Wilson Engineers, LLC, for the Reclaimed Water Turnout Structure and Pipeline Modifications Design Services, in an amount not to exceed \$209,480.
12. PROJECT AGREEMENT NO. WA2007.401, with WaCo Contracting, pursuant to Job Order Contract No. JOC1702.401, for the Alma School Well Site Improvements, in an amount not to exceed \$181,883.
13. CONSTRUCTION CONTRACT NO. PR1904.401, to ABC Asphalt, LLC, for Chuparosa Park Parking Lot Expansion, in an amount not to exceed \$264,374.05.
14. CONSTRUCTION CONTRACT NO. PR1909.401, to ELS Construction, Inc., for Chuparosa Park Volleyball Courts Improvements, in an amount not to exceed \$209,919.
15. PURCHASE of a crisis negotiation vehicle, from JAR Capital Group, Inc. dba Quality Vans and Specialty Vehicles, utilizing the State of Arizona Contract No. ADSPO16-102779, in the amount of \$192,800.33.
16. PURCHASE of DDoS attack protection service, from Level 3, utilizing the State of Arizona Contract No. ADSPO15-096675, in the amount of \$60,000.

17. PURCHASE of electric motors, repairs, and rewinds, from Foster Electric Motor Service, Inc., dba Arizona Pump and Equipment Co.; Dykman Electrical, Inc.; Keller Electrical Industries, Inc.; and Precision Electric Company, utilizing the City of Mesa Contract No. 2017236, in an amount not to exceed \$525,000.
18. SOLE SOURCE PURCHASE of Wonderware Historian software, network equipment and professional services, from Wonderware West, in an amount not to exceed \$216,948.74.
19. SOLE SOURCE PURCHASE of maintenance and repair services for the Ocotillo Brine Reduction Facility, from Sundt Construction Inc., for a one-year term, March 1, 2020 through February 28, 2021, in an amount not to exceed \$1,000,000.
20. ENTERTAINMENT USE PERMIT, PLH19-0037, SICILIAN BUTCHER & MARKET, for live entertainment indoors and within an outdoor patio with external speakers, located at the southeast corner of Frye Road and Galleria Way, at 3151 W. Frye Road.
21. SPECIAL EVENT LIQUOR LICENSE, for Downtown Chandler Community Partnership (DCCP), Chandler Jazz Festival on Friday, April 3, 2020, from 5:00 p.m. until 10:30 p.m. and Saturday, April 4, 2020, from 5:00 p.m. until 10:30 p.m., located at Dr. A.J. Chandler ParkStage Plaza, 178 E. Commonwealth Avenue.
22. SPECIAL EVENT LIQUOR LICENSE, for The LovePup Foundation, Arizona Craft Spirits & Cocktail Festival on Saturday, April 25, 2020, from 3:00 p.m. until 10:00 p.m., located at Dr. A.J. Chandler Park-Stage Plaza, 178 E. Commonwealth Avenue.
23. LIQUOR LICENSE, Series 6, Bar Liquor License, for Amy S. Nations, Agent, Bourbon Jacks LLC, dba Bourbon Jacks Grill, located at 11 W. Boston Street, Suite 1.
24. NEW LIQUOR LICENSE, Series 10, Beer and Wine Store Liquor License, for Andrea Dahlman Lewkowicz, Agent, Drury Partnership 2016 LLLP, dba Drury Inn & Suites, located at 1205 S. Price Road.
25. TEMPORARY EXTENSION OF PREMISE, Series 7, for Vinum 55 Chandler LLC, dba Vinum 55 Chandler, for Wine Event on Friday, March 13, 2020, from 3:00 p.m. until 8:00 p.m., located at 2577 W. Queen Creek Road, Suite 112.
26. TEMPORARY EXTENSION OF PREMISE, Series 7, for Vinum 55 Chandler LLC, dba Vinum 55 Chandler, for Wine Event on Friday, March 27, 2020, from 3:00 p.m. until 8:00 p.m., located at 2577 W. Queen Creek Road, Suite 112.
27. TEMPORARY EXTENSION OF PREMISE, Series 7, for Vinum 55 Chandler LLC, dba Vinum 55 Chandler, for Wine Event on Friday, April 17, 2020, from 3:00 p.m. until 8:00 p.m., located at 2577 W. Queen Creek Road, Suite 112.
28. TEMPORARY EXTENSION OF PREMISE, Series 7, for Vinum 55 Chandler LLC, dba Vinum 55 Chandler, for Wine Event on Friday, May 15, 2020, from 3:00 p.m. until 8:00 p.m., located at 2577 W. Queen Creek Road, Suite 112.

29. PRELIMINARY PLAT, PLT19-0017, WATCH TOWER CARWASH AND OFFICES, for commercial development on approximately 4.5 acres, located east of the southeast corner of Chandler Boulevard and McQueen Road.
30. NO ITEM.
31. INTRODUCTION OF ORDINANCE NO. 4911, amending the Code of the City of Chandler, Chapter 2, Section 2-2, relating to the compensation of Mayor, Vice Mayor and Councilmembers.

ADJOURNMENT: The meeting adjourned at 6:54 p.m.

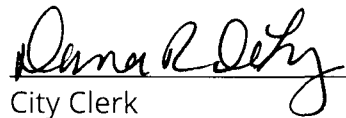
ATTEST:    
City Clerk Mayor

Approval Date of Minutes: March 23, 2020

#### CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Study Session of the City Council of Chandler, Arizona, held on the 24<sup>th</sup> day of February, 2020. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this 23, day of March, 2020.

  
City Clerk



## **CITY OF CHANDLER COUNCIL MEETING MINUTES**

### **Study Session**

Monday, March 23, 2020

MINUTES OF THE STUDY SESSION OF THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, held in the Council Chambers, 88 E. Chicago Street, Chandler, Arizona, on Monday, March 23, 2020.

THE MEETING WAS CALLED TO ORDER BY MAYOR KEVIN HARTKE AT 6:06 P.M.

The following members were present:

Kevin Hartke	Mayor
René Lopez	Vice Mayor
Mark Stewart	Councilmember
*Jeremy McClymonds	Councilmember
Sam Huang	Councilmember
Terry Roe	Councilmember
Matt Orlando	Councilmember

\*Councilmember McClymonds attended the meeting telephonically.

Also in attendance:

Marsha Reed	City Manager
Joshua Wright	Assistant City Manager
Debra Stapleton	Assistant City Manager
Kelly Schwab	City Attorney
Dana DeLong	City Clerk

### CONSENT AGENDA DISCUSSION

None.

### CONSENT AGENDA ITEMS

1. NO ITEM.
2. RESOLUTION NO. 5334, CROWN CASTLE LICENSE AGREEMENT, authorizing a license to Crown Castle Fiber, LLC, to construct, install, operate, maintain, and use the public rights of way within the city to provide telecommunications services (Class 4 License) and fiber optic cable, interstate services, and other communication facilities (collectively "interstate telecommunication services") (Class 5 License) as appropriate.
3. RESOLUTION NO. 5350, authorizing modification of the Assessment Diagram; making a Statement and Estimate of Expenses for the Downtown Chandler Enhanced Municipal Services District;

completing the Assessment; setting the date for the hearing on the Assessment; and ordering the Giving of Notice of Such Hearing.

4. RESOLUTION NO. 5351, authorizing an Intergovernmental Agreement (IGA) with Maricopa County, to continue its participation in the Maricopa HOME Consortium for the purposes of receiving federal HOME funds for federal Fiscal Years 2021 through 2023; and authorizing the City Manager or designee to sign the agreement and all related documents on behalf of the City of Chandler.
5. RESOLUTION NO. 5352, authorizing an Intergovernmental Agreement (IGA) with the City of Mesa, relating to Cooperative Law Enforcement Training Operations between the Chandler Police Department and the Mesa Police Department, and authorize the Chief of Police to sign, administer, execute and submit all documents and other necessary instruments in connection with such agreement.
6. RESOLUTION NO. 5353, authorizing an Intergovernmental Agreement (IGA) with Maricopa County, regarding Maricopa County Sheriff's Office Basic Training Academy; and authorize the Chief of Police to sign, administer, execute and submit all documents and other necessary instruments in connection with the IGA.
7. RESOLUTION NO. 5354, authorizing an amendment to an existing agreement for services between Maricopa County administered by its Human Services Department and Affordable Rental Movement (A.R.M.) of Save the Family Foundation of Arizona, a Community Housing Development Organization (CHDO) and the City of Chandler, and Maricopa County, on behalf of the Maricopa HOME Consortium, for the acquisition and rehabilitation of one (1) single-family home in Chandler that will be leased to eligible low-income individuals and families; and authorize the City Manager or designee to sign the amendment and all related documents on behalf of the City of Chandler, in the amount of \$240,000.
8. RESOLUTION NO. 5356, authorizing the submission of projects for consideration in Arizona's 2021 Highway Safety Plan; and authorize the Chief of Police to conduct all negotiations and to execute and submit all documents necessary in connection with such grant.
9. RESOLUTION NO. 5357, PLH19-0068, CARINO 8 ESTATES, for Area Plan Amendment from existing ranchette single-family to low density single-family.  
INTRODUCTION OF ORDINANCE NO. 4915, PLH19-0034, CARINO 8 ENCLAVE, to rezone from Agricultural (AG-1) to Planned Area Development (PAD) for eight custom single-family homes.  
PRELIMINARY DEVELOPMENT PLAN (PDP) for subdivision layout and housing product design for customer single-family homes.  
PRELIMINARY PLAT, PLT-0054, for an eight-lot, single-family residential subdivision located south of Germann Road, approximately 740 feet east of the intersection of Germann and Alma School roads. (CONTINUANCE FROM FEBRUARY 13, 2020, REGULAR COUNCIL MEETING. STAFF REQUESTS CONTINUANCE TO THE MAY 14, 2020, COUNCIL MEETING).
10. RESOLUTION NO. 5358, designating and providing notice of the 2020 Primary and General Elections to be held on August 4, 2020, and November 3, 2020, respectively; and authorize the



City Clerk to enter into agreements, as required, to provide election services for the 2020 Primary and General Elections.

11. REZONING, PLH19-0052, 800 E. GERMANN, rezone from Agricultural (AG-1) district to Planned Area Development (PAD) for Planned Industrial (I-1) uses with ancillary office and retail. PRELIMINARY DEVELOPMENT PLAN (PDP) of site layout and building architecture for an industrial building located west of the northwest corner of Germann and McQueen roads. (STAFF REQUESTS CONTINUANCE TO THE APRIL 9, 2020, COUNCIL MEETING).
12. AGREEMENT NO. CS0-670-4172, with Ewing Irrigation and Landscape Supply, Inc., for irrigation supplies, for one year, April 1, 2020, through March 31, 2021, with the option of up to four one-year extensions, in an amount not to exceed \$300,000.
13. NO ITEM.
14. AGREEMENT NO. FD9-345-4024, AMENDMENT NO. 1, with Bound Tree Medical, LLC, for fire emergency medical supplies, for the period of April 1, 2020, through March 31, 2021, in an amount not to exceed \$150,000.
15. AGREEMENT NO. HR9-962-4000, AMENDMENT NO. 1, with Devau Human Resources, for temporary staffing services, for the period of April 1, 2020, through March 31, 2021, in an amount not to exceed \$1,201,585.
16. PROFESSIONAL SERVICES AGREEMENT NO. WW2003.201, with Brown and Caldwell, for the Airport Water Reclamation Facility Headworks Drainage Piping, in an amount not to exceed \$84,376.
17. PROFESSIONAL SERVICES AGREEMENT NO. WW2007.202, with Jensen Systems, Inc., for the Tumbleweed Aquifer Storage and Recovery Wells Programmable Logic Controllers Programming, in an amount not to exceed \$75,900.
18. PROJECT AGREEMENT NO. WW1907.401, with Garney Companies, Inc., pursuant to Job Order Contract No. JOC1914.401, for the Airport Water Reclamation Facility Solids Separator Hopper Platform, in an amount not to exceed \$149,478.05.
19. CONSTRUCTION CONTRACT to ELS Construction, Inc., for Arrowhead Meadows Park Improvements, Project No. PR1706.403, in an amount not to exceed \$454,499.
20. PURCHASE of citywide office supplies from Staples Business Advantage, utilizing Sourcewell Contract No. 010615-SCC, for a period of one year, April 1, 2020 through March 31, 2021, in an amount not to exceed \$215,000.
21. PURCHASE of refuse and recycling containers and parts, from Otto Environmental Systems, utilizing City of Mesa Contract No. 2018048, in an amount not to exceed \$325,000.

22. PURCHASE of heating, ventilation, and air conditioning (HVAC) services, from Midstate Mechanical, Inc., utilizing Mohave Educational Services Cooperative Contract No. 19F- MMI2-0904, in an amount not to exceed \$73,538.30.
23. AGREEMENT NO. IT9-208-4003, with Destiny Software, Inc., for an electronic agenda (eAgenda) management solution, with a five-year total amount not to exceed \$220,000.
24. SOLE SOURCE PURCHASE of Taser Conducted Energy Weapons (CEW), from Axon Enterprise, Inc., for year four of five of the five-year payment plan, in the amount of \$106,746.70.
25. ENTERTAINMENT USE PERMIT, PLH19-0046, THE LOCAL CHANDLER, to continue indoor and outdoor entertainment, west of the southwest corner of Arizona Avenue and Chicago Street, located at 55 W. Chicago Street.
26. SPECIAL EVENT LIQUOR LICENSE, for Ridenow/CAG Charitable Foundation Inc., Bike Night on Friday, April 24, 2020, from 5:00 p.m. until 9:00 p.m., located at 6895 W. Chandler Boulevard.
27. LIQUOR LICENSE, Series 6, Bar Liquor License, for Shawn Eric Hoover, Agent, El Nuevo Coyote LLC, dba El Nuevo Coyote, located at 481 N. Arizona Avenue.
28. LIQUOR LICENSE, Series 10, Beer and Wine Store Liquor License, for Theresa June Morse, Agent, Hot Pizzas LLC, dba Pizza Hut #35851, located at 1000 N. Arizona Avenue.
29. LIQUOR LICENSE, Series 10, Beer and Wine Store Liquor License, for Theresa June Morse, Agent, Hot Pizzas LLC, dba Pizza Hut #35862, located at 985 W. Elliot Road, Suite 3.
30. LIQUOR LICENSE, Series 10, Beer and Wine Store Liquor License, for Theresa June Morse, Agent, Hot Pizzas LLC, dba Pizza Hut #35856, located at 5055 W. Ray Road, Suite A-6.
31. LIQUOR LICENSE, Series 12, Restaurant Liquor License, for Andrea Dahlman Lewkowitz, Agent, One Way Restaurant Group LLC, dba St. Amand Kitchen & Cocktails, located at 3990 S. Alma School Road, Suite 3.
32. PRELIMINARY AND FINAL PLAT, PLT19-0049/PLT20-0010, CHANDLER AIRPORT COMMERCE PARK, for approximately a 67 acre site, zoned Planned Area Development (PAD) for light industrial business park uses, located south of the southeast corner of McQueen and Queen Creek roads.
33. PROJECT AGREEMENT NO. AI2002.201, with Dibble Engineering, for design of Taxiway C Rehabilitation at Chandler Municipal Airport, pursuant to Annual Airport Design & Construction Management Services Contract No. EN1701.101, in an amount not to exceed \$139,840.
34. RESOLUTION NO. 5359, amendment to the Intergovernmental Agreement (IGA) with the Regional Public Transportation Authority (RPTA), to provide Fixed Route Bus, Paratransit, and RideChoice service for Fiscal Year 2019-2020, in an estimated amount of \$2,575,501.

35. AGREEMENT NO. BF7-031-3775, AMENDMENT NO. 3, with D.L. Sales Corp., for HVAC filter replacement services, for the period of April 1, 2020, through March 31, 2021, in an amount not to exceed \$96,000.
36. AGREEMENT NO. FS0-060-4131, with Tex Chevrolet, dba Earnhardt Chevrolet, Earnhardt Enterprises dba Earnhardt Toyota Scion, Earnhardt Gilbert Dodge, Inc., dba Earnhardt Chrysler Dodge Jeep Ram, Earnhardt Chandler Cadillac, Inc., Earnhardt Ford Sales Company, Larry H Miller Ford, and Courtesy Auto of Mesa, dba Courtesy Dodge, for original equipment manufacturer (OEM) auto parts and service
37. PURCHASE of vehicles from Larry Miller Dodge, utilizing the State of Arizona Contract No. ADSP017-166118, from Midway Chevrolet utilizing the State of Arizona Contract No. ADSP017-166122, from Sanderson Ford, utilizing the State of Arizona Contract No. ADSP017-166123, and from San Tan Ford, utilizing the State of Arizona Contract No. ADSP017-166124, in the amount of \$1,225,893.80.
38. PURCHASE of tires from Firestone North America, utilizing the State of Arizona Contract No. CTR02117; with Hankook Tire of America, utilizing the Sourcewell Contract No. 102517-HTA; with Goodyear Tire and Rubber Company, utilizing the Sourcewell Contract No. 102517-GTC; and with Michelin North American, utilizing the Omnia Partners Contract No. 20119209, in an amount not to exceed \$270,000
39. PURCHASE of aftermarket auto parts from Genuine Parts Company NAPA, Co., utilizing the State of Arizona Contract No. ADSP016-129364, in an amount not to exceed \$175,000.
40. RESOLUTION NO 5360, canceling the April 6, 2020, Study Session meeting and rescheduling the April 9, 2020, Regular meeting to April 20, 2020.

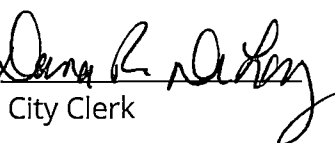
PUBLIC HEARING: (Will be held at the City Council meeting on Thursday, March 26, 2020.)

PH1. ANNEXATION of three parcels totaling approximately 27.47 acres located at the southwest corner of Chandler Heights Road and 124th Street.

1. Open Public Hearing
2. Staff Presentation
3. Council Discussion
4. Discussion from the Audience
5. Close Public Hearing

ADJOURNMENT: The meeting adjourned at 6:07 p.m.

ATTEST:

  
City Clerk

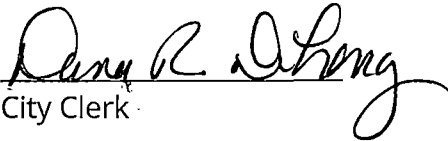
  
Mayor

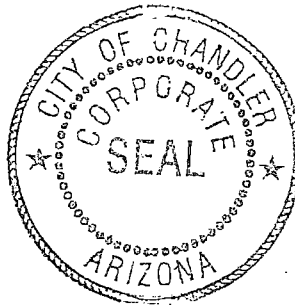
Approval Date of Minutes: April 20, 2020

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Study Session of the City Council of Chandler, Arizona, held on the 23<sup>th</sup> day of March, 2020. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this 20 day of April, 2020.

  
City Clerk





## **CITY OF CHANDLER COUNCIL MEETING MINUTES**

### **Study Session**

Monday, April 20, 2020

MINUTES OF THE STUDY SESSION OF THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, held in the Council Chambers, 88 E. Chicago Street, Chandler, Arizona, on Monday, April 20, 2020.

THE MEETING WAS CALLED TO ORDER BY MAYOR KEVIN HARTKE AT 6:46 P.M.

The following members were present:

Kevin Hartke	Mayor
René Lopez	Vice Mayor
Mark Stewart	Councilmember
Jeremy McClymonds	Councilmember
*Sam Huang	Councilmember
Terry Roe	Councilmember
Matt Orlando	Councilmember

\*Councilmember Huang attended the meeting telephonically.

Also in attendance:

Marsha Reed	City Manager
Joshua Wright	Assistant City Manager
Debra Stapleton	Assistant City Manager
Kelly Schwab	City Attorney
Dana DeLong	City Clerk

### CONSENT AGENDA DISCUSSION

COUNCILMEMBER ORLANDO said staff and the Planning and Zoning Commission did an outstanding job on Consent Agenda Item No. 7 and creating flex building space. Councilmember Orlando said this is exactly what they had envisioned to have beautiful projects and go beyond a box with a couple of windows. Councilmember Orlando said he looks forward to more of these good projects and they are very proud of these projects.

7. PRELIMINARY DEVELOPMENT PLAN (PDP), PLH19-0066, HOPEWELL CHANDLER AIRPORT CENTER, for site layout and building architecture, for two flex industrial buildings with offices, located on the northeast corner of Germann Road and Northrop Boulevard.

COUNCILMEMBER ORLANDO said he had a question regarding Consent Agenda Item No. 12 regarding the bid for the project. There was a selection panel and this company came out on top in the selection criteria and he looked forward to the project.

12. AGREEMENT NO. PW0-745-4183, with M.R. Tanner Development and Construction, Inc., for street maintenance repaving, surface seal and repair services, for a one-year term, May 1, 2020, through April 30, 2021, with the option of up to four additional one-year extensions, in an amount not to exceed \$3,440,094.

COUNCILMEMBER ORLANDO asked for a staff presentation on Consent Agenda Item No. 25.

25. DENIAL OF LIQUOR LICENSE, Series 6, Bar Liquor License, for Shawn Eric Hoover, Agent, El Nuevo Coyote LLC, dba El Nuevo Coyote, located at 481 N. Arizona Avenue.

MARSHA REED, City Manager, said there were multiple Councilmembers that requested a presentation on this Item.

DANIELLE WELLS, Revenue and Tax Manager, introduced Consent Agenda Item No. 25. Ms. Wells said the City receives liquor license applications from the Arizona Department of Liquor License and Control. The City as the local governing body can provide recommendations on the applicant's personal qualifications and the location. If staff has already reviewed the location for its previous use a transferable license, which this is, they can only look at the qualifications of the applicant. In this particular case, the applicant bears the responsibility to prove they are reliable, qualified, capable, and the best interest of the community would be served. In the application process, a copy of the liquor license application is posted on the premises for 21 days and solicit residents that live around the property to weigh in for or against the application. In this case, nothing was received. Ms. Wells said that they also work with the Development Services Department to determine if a use permit is required and in this case none is needed. Ms. Wells said they also work with the Police Department to get a recommendation and in this case the recommendation was denial.

MS. WELLS said they gather all of the input and prepare a memo for Council to recommend approval or denial. If approval is recommendation the Arizona Liquor Board would consider the City's recommendation and any other protests against the application. If a disapproval is recommended then a hearing is held with the Arizona Liquor Board where the City would be able to support the recommendation and they would consider other protests. In this case, the Arizona Department of Liquor License and Control would be protesting as well. Ms. Wells said it is rare that they would recommend disapproval, but they have documentation and feedback as to why they are recommending disapproval. Ms. Wells said the Liquor Board would either grant or deny the license. If their decision is to deny the applicant would have appeal rights. If all appeal rights are exhausted and denied the applicant would not be able to apply for a liquor license for a year anywhere.

MAYOR HARTKE asked how information gets out to the community to provide feedback.

MS. WELLS said the physical application is posted on the premises and the community is able to look there. Ms. Wells said they would then be able to submit their argument for or against to the City Clerk's Office.

MAYOR HARTKE asked if people are aware that they have the ability to comment and if it is just on the physical premises.

MS. WELLS said it could be in this particular case. Ms. Wells said that they do not mail out information to residents within the mile radius they just have the ability to look at the board on the premises.

MAYOR HARTKE said they do liquor licenses all the time and it does not seem like a robust opportunity to get comments both positive and negative. Mayor Hartke said they might not know a liquor license is up and may not know that they could provide input. Mayor Hartke asked if this is standard practice among the cities and the state.

MS. WELLS said yes, per the Arizona Department of Liquor License Control Guidelines.

COUNCILMEMBER ROE asked if the City could do something more robust in this process.

MS. WELLS said yes, they could and they would work with the Arizona Department of Liquor License and Control to ensure they are within their guidelines and add some additional solicitation.

COUNCILMEMBER ROE said they received information that the applicants are new owners of the bar.

KELLY SCHWAB, City Attorney, said the City is a recommending body the State Department of Liquor Licenses issues or denies the liquor licenses. Ms. Schwab said the applicant would have the opportunity on Thursday to address Council and suggested questions be held until that meeting.

VICE MAYOR LOPEZ said this would be going to action on Thursday and asked if the Police Chief would be presenting.

MS. SCHWAB said she recommended having the full presentation on Thursday when the applicant is present.

COUNCILMEMBER STEWART asked for data to be presented on Thursday regarding citizen calls or complaints for this license and a list of liquor license denials from the past 10 years.

MS. REED said the Police Chief would have that information and recommended this item be pulled to action on Thursday.

MAYOR HARTKE said this item would be pulled to action.

COUNCILMEMBER STEWART asked if the applicant would be in attendance Thursday.

MAYOR HARTKE said yes.

COUNCILMEMBER ORLANDO thanked staff for their work on Consent Agenda Item No. 27.

27. RESOLUTION NO. 5366, authorizing grant agreements with the Federal Aviation Administration (FAA) to accept Coronavirus Aid, Relief, and Economic Security Act (CARES Act) grants for airport operating purposes; and authorizing the City Manager, or designee, to execute the grant agreements and all other documents necessary to effect the agreements.

CONSENT AGENDA ITEMS

1. FINAL ADOPTION OF ORDINANCE NO. 4913, annexation and initial zoning of approximately 4.62 acres, located south of the southeast corner of McQueen and Via De Palmas roads.
2. FINAL ADOPTION OF ORDINANCE NO. 4914, PLH19-0036/PLT19-0027, CASADIA, rezoning from Agricultural (AG-1) district to Planned Area Development (PAD), for a 13-lot single-family residential subdivision, on approximately 4.62 acres, located on the south of the southeast corner of McQueen and Via De Palmas roads.
3. FINAL ADOPTION OF ORDINANCE NO. 4918, PLH19-0011, ROJAS FAMILY HOME, rezoning from Medium-Density Residential (MF-1) to Planned Area Development (PAD), for a custom single-family home, located south of Frye Road, approximately 55' east of the southeast corner of Frye Road and California Street.
4. INTRODUCTION OF ORDINANCE NO. 4916, granting a no-cost irrigation easement to Roosevelt Water Conservation District (RWCD), to accommodate the development of Robert Rice Elementary School, within a portion of the north side of Ocotillo Road at 148<sup>th</sup> Street.
5. NO ITEM.
6. RESOLUTION NO. 5362, authorizing an Intergovernmental Agreement (IGA) with the Chandler Unified School District (CUSD), authorizing the City to design and construct required infrastructure improvements on Gilbert Road on behalf of the District, in exchange for reimbursement of costs attributable to the improvements.
7. PRELIMINARY DEVELOPMENT PLAN (PDP), PLH19-0066, HOPEWELL CHANDLER AIRPORT CENTER, for site layout and building architecture, for two flex industrial buildings with offices, located on the northeast corner of Germann Road and Northrop Boulevard.
8. BOARDS AND COMMISSIONS APPOINTMENTS.
9. CLAIMS REPORT, for Accounts Payable Payments for Quarter ending March 31, 2020.
10. AGREEMENT NO. IT8-920-3889, AMENDMENT NO. 2, with Neudesic Managed Services, for annual application support services, for the period of May 1, 2020, through April 30, 2021, in an amount not to exceed \$123,000.
11. NO ITEM.
12. AGREEMENT NO. PW0-745-4183, with M.R. Tanner Development and Construction, Inc., for street maintenance repaving, surface seal and repair services, for a one-year term, May 1, 2020, through April 30, 2021, with the option of up to four additional one-year extensions, in an amount not to exceed \$3,440,094.



13. PROFESSIONAL SERVICES AGREEMENT NO. ST2003.201, AMENDMENT NO. 1, with Sunrise Engineering, Inc., for design of the Gilbert Road Improvements Phase II (Ocotillo Road to Chandler Heights Road), in the amount of \$116,610, for a revised contract amount not to exceed \$387,463.
14. PURCHASE of Microsoft software licenses, from CDW-G, utilizing State of Arizona Contract No. ADSPO17-149774, in an amount not to exceed \$351,538.
15. AGREEMENT NO. WH7-670-3783, AMENDMENT NO. 3, with Sprinkler World of Arizona, Inc., Ewing Irrigation and Landscape Supply, Horizon Distribution, LLC, and Best Plumbing Specialties, for plumbing and irrigation supplies, for a period of one year, March 23, 2020, through March 22, 2021, in a combined total amount not to exceed \$200,000.
16. PURCHASE of traffic signal maintenance services, from Roadway Electric, LLC, utilizing City of Mesa Contract No. 2017135, in an amount not to exceed \$530,000.
17. PURCHASE of network fiber cabling services, from Tel Tech Networks, Inc., utilizing State of Arizona Contract No. ADSPO17-169126, in the amount of \$63,983.44.
18. PURCHASE of vector manhole cockroach treatment services, from Peoria Pest Control, Inc., utilizing Pima County Agreement No. MA-PO-16-196, for a two-year term, March 7, 2020, through March 6, 2022, with the option of one additional two-year extension, in an amount not to exceed \$200,000.
19. NEW LIQUOR LICENSE, Series 9, Liquor Store Liquor License, for approval to add sampling privileges to the existing State Liquor License No. 09070459s, for Bashas' Inc., dba Bashas' #161, located at 4940 S. Gilbert Road.
20. NEW LIQUOR LICENSE, Series 12, Restaurant Liquor License, for Masoud Kamranian, Agent, BP Food Management LLC, dba Buon Padre Pizza, located at 1080 E. Pecos Road.
21. NEW LIQUOR LICENSE, Series 12, Restaurant Liquor License, for Gurmeet Kaur Nagra, Agent, SSTS Corporation, dba Chicago's Pizza With A Twist, located at 3950 W. Ray Road, Suite 1.
22. NEW LIQUOR LICENSE, Series 12, Restaurant Liquor License, for Shabir Mehboob Pathari, Agent, Burgerim Arizona LLC, dba Burgerim, located at 1515 S. Price Road, Suite 4.
23. NEW LIQUOR LICENSE, Series 12, Restaurant Liquor License, for Theresa June Morse, Agent, Maskadores Taco Shop #15 Chandler LLC, dba Maskadores Taco Shop, located at 2100 W. Chandler Boulevard, Suite 38.
24. LIQUOR LICENSE, Series 12, Restaurant Liquor License, for Jeffrey Craig Miller, Agent, Founding Fathers Kitchen LLC, dba Founding Fathers Kitchen, located at 1050 W. Ray Road.
25. DENIAL OF LIQUOR LICENSE, Series 6, Bar Liquor License, for Shawn Eric Hoover, Agent, El Nuevo Coyote LLC, dba El Nuevo Coyote, located at 481 N. Arizona Avenue.

26. FINAL PLAT, PLT19-0058, LA VALENCIA, for a 65-lot single-family subdivision on approximately 13.29 acres, located at the southeast corner of Lindsay and Riggs roads.
27. RESOLUTION NO. 5366, authorizing grant agreements with the Federal Aviation Administration (FAA) to accept Coronavirus Aid, Relief, and Economic Security Act (CARES Act) grants for airport operating purposes; and authorizing the City Manager, or designee, to execute the grant agreements and all other documents necessary to effect the agreements.

BRIEFING: (Will be held on Thursday, April 23, 2020.)

BR1. DISCUSSION of review completed by Heinfeld, Meech & Co., P.C., the City's external auditor, of Accounting payment/receipt procedures

ADJOURNMENT: The meeting adjourned at 6:58 p.m.

ATTEST: *Erica Barber*  
City Clerk *acting*

*Kevin Hartke*  
Mayor

Approval Date of Minutes: May 14, 2020

#### CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Study Session of the City Council of Chandler, Arizona, held on the 20<sup>th</sup> day of April, 2020. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this 18, day of May, 2020.

*Erica Barber*  
City Clerk *acting*





## **CITY OF CHANDLER COUNCIL MEETING MINUTES**

### **Study Session**

Monday, May 11, 2020

MINUTES OF THE STUDY SESSION OF THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, held in the Council Chambers, 88 E. Chicago Street, Chandler, Arizona, on Monday, May 11, 2020.

THE MEETING WAS CALLED TO ORDER BY MAYOR KEVIN HARTKE AT 6:06 P.M.

The following members were present:

Kevin Hartke	Mayor
René Lopez	Vice Mayor
Mark Stewart	Councilmember
Jeremy McClymonds	Councilmember
Sam Huang	Councilmember
Terry Roe	Councilmember
Matt Orlando	Councilmember

Also in attendance:

Marsha Reed	City Manager
Joshua Wright	Assistant City Manager
Debra Stapleton	Assistant City Manager
Kelly Schwab	City Attorney
Dana DeLong	City Clerk

### CONSENT AGENDA DISCUSSION

MAYOR HARTKE announced that Councilmember Orlando had a question regarding Consent Agenda Item No. 11.

11. RESOLUTION NO. 5369, amending the 2019 - 2020 Annual Action plan and citizen participation plan and submitting the substantial amendment to the United States Department of Housing and Urban Development (HUD) for its consideration in order to receive funding under the coronavirus aid, relief and economic security act (Cares Act); and approving and authorizing the City Manager or her designee to submit the substantial amendment to HUD, allocate Community Development Block Grant Coronavirus (CDBGCV) funds to prevent, prepare for, and respond to the coronavirus (covid-19), and execute all subrecipient contracts.

COUNCILMEMBER ORLANDO thanked staff for expediting this process, as there is a need today. Councilmember Orlando said food is a big issue and there is only \$50,000 going to food and asked for more information.

LEAH POWELL, Neighborhood Resources Director, said they based the decisions on the applications received and the contact with the non-profits. Ms. Powell said the discussion of food did come up and was part of a webinar that staff held prior to the applications coming in. The feedback staff received was that the food banks are doing well. A large regional food bank has received federal money and has been passing food down to the smaller food banks. Ms. Powell said another local food bank just became part of a program that would be released in the next few days that would have fresh food. Ms. Powell said the general fund allocations are in process and they would be sharing information about the different CDBG funds and the non-profits. There are other funds in the general fund that may be better suited for food boxes. Because of the strict guidelines of CDBG-CV reporting it is very challenging to maintain the files on the individual clients that receive assistance. It is easier to track for rental assistance. The other program that is recommended to be funded is the senior meal program, which has a different level of documentation so the CDBG funds could be utilized more easily.

MAYOR HARTKE said he was surprised at the applications, but understood some organizations may not be the best fit and there could be other opportunities.

#### CONSENT AGENDA ITEMS

- 1a. MINUTES of the Chandler City Council Regular Meeting of April 20, 2020.
- 1b. MINUTES of the Chandler City Council Study Session Meeting of April 20, 2020.
- 1c. MINUTES of the Chandler City Council Special Meeting of April 23, 2020.
- 1d. MINUTES of the Chandler City Council Work Session Meeting of April 23, 2020.
- 1e. MINUTES of the Chandler City Council Regular Meeting of April 23, 2020.
- 1f. MINUTES of the Chandler City Council Work Session Meeting of April 23, 2020.
- 1g. MINUTES of the Chandler City Council Special Meeting of April 29, 2020.
- 1h. MINUTES of the Chandler City Council Special Meeting of May 6, 2020.
2. FINAL ADOPTION OF ORDINANCE NO. 4916, granting a no cost irrigation easement to RWCD within a portion of the north side of Ocotillo Road at 148th Street, to accommodate the development of the Robert Rice Elementary School.
3. INTRODUCTION OF ORDINANCE NO. 4912, approving the Sollid Cabinetry Vacation Plat and authorizing the vacation of a portion of the former Germann Road alignment west of Stearman Drive.
4. INTRODUCTION OF ORDINANCE NO. 4915, PLH19-0034, CARINO 8 ENCLAVE rezoning from Agricultural (AG-1) to Planned Area Development (PAD) for eight custom singlefamily homes.  
PRELIMINARY DEVELOPMENT PLAN for subdivision layout and housing product design.  
RESOLUTION NO. 5357, PLH19-0068 CARINO 8 ESTATES AREA PLAN AMENDMENT to Carino Estates Area Plan from existing Ranchette single-family to low density single-family.  
PRELIMINARY PLAT, PLT19-0054, CARINO 8 ENCLAVE for an 8-lot single-family residential subdivision, located south of Germann Road, approximately 740 feet east of the intersection of Germann and South Alma School roads.

5. INTRODUCTION OF ORDINANCE NO. 4919, granting a no cost utility easement to Arizona Public Service Company (APS) within a portion of Commonwealth Avenue between Dakota Street and California Street, to accommodate the DC Heights East development.
6. INTRODUCTION OF ORDINANCE NO. 4921, PLH20-0016 AMERICAN MEDICAL ASSOCIATES rezoning from Planned Area Development (PAD) to Planned Area Development (PAD) amended for Neighborhood Commercial (C-1) and Community Commercial (C-2), located on the southwest corner of Chandler Boulevard and Cooper Road.
7. INTRODUCTION OF ORDINANCE NO. 4924, granting to Southwest Gas Corporation its successors and permitted assigns, the right and privilege to construct, maintain, and operate its gas system and gas system facilities upon, over, across, and under the present and future public rights-of-way of the City of Chandler for the purpose of supplying natural gas and/or artificial gas, including gas manufactured by any method whatsoever, and/or gas containing a mixture of natural gas and such artificial gas to the City, its successors, inhabitants, and all individuals and entities, either within or beyond the limits thereof, for all purposes, prescribing certain rights, duties, terms, and conditions in respect to this franchise; providing for an effective date; providing for the repeal of conflicting ordinances; and providing for severability.  
RESOLUTION NO. 5372, Repealing Resolution No. 5317 adopted by the City Council on October 10, 2019, and granting a gas franchise beneficial for the City of Chandler; placing on the November 3, 2020, general election ballot, and submitting to the voters of the City the question of whether or not the gas franchise shall be granted to Southwest Gas Corporation.
8. INTRODUCTION OF ORDINANCE NO. 4925, PLH19-0052, 800 E. GERMANN rezoning from Agricultural (AG-1) district to Planned Area Development (PAD) for Planned Industrial (I-1) uses with ancillary office and retail.  
PRELIMINARY DEVELOPMENT PLAN (PDP) for site layout and building architecture for an industrial building located west of the northwest corner of Germann and McQueen roads.
9. RESOLUTION NO. 5364, approving an Intergovernmental Agreement with Maricopa Association of Governments to develop preliminary design concepts for Price and Ocotillo roads shared use paths, in an amount not to exceed \$4,559.69.
10. ON ACTION.
11. RESOLUTION NO. 5369, amending the 2019 - 2020 Annual Action plan and citizen participation plan and submitting the substantial amendment to the United States Department of Housing and Urban Development (HUD) for its consideration in order to receive funding under the coronavirus aid, relief and economic security act (Cares Act); and approving and authorizing the City Manager or her designee to submit the substantial amendment to HUD, allocate Community Development Block Grant Coronavirus (CDBGCV) funds to prevent, prepare for, and respond to the coronavirus (covid-19), and execute all subrecipient contracts.
12. PRELIMINARY DEVELOPMENT PLAN (PDP) PLH20-0009, IMPROV MANIA MARQUEE SIGN for one changeable copy sign on a 7,500 square foot site located on the front of the west side of Arizona Avenue, 200 feet south of Chicago Street.

13. BOARD AND COMMISSION APPOINTMENTS.
14. AGREEMENT NO. MS8-946-3910, AMENDMENT NO. 2, with Heinfeld, Meech & Co., P.C., for audit services, in an amount not to exceed \$130,080, for the period of June 1, 2020, through May 31, 2021.
15. PROJECT AGREEMENT NO. PD1603.402 with SDB, Inc., pursuant to Job Order Contract No. JOC1912.401 for Building Renovations, for Family Advocacy Center Acoustics, in an amount not to exceed \$146,594.
16. AGREEMENT NO. PM6-967-3647, Amendment No. 4, with Nutrien Ag Solutions, Inc.; SiteOne Landscape Supply, Inc.; and Rentokil North America, Inc., dba Target Specialty Products; for fertilizer, herbicides and pesticides, in an amount not to exceed \$301,800, including all companion agreements, for a one-year period of May 1, 2020, through April 30, 2021.
17. NO ITEM.
18. NO ITEM.
19. CONSTRUCTION CONTRACT NO. ST1602.401, CHANGE ORDER NO. 2, with Standard Construction Company, Inc., ratify approval of Construction Contract No. ST1602.401, Change Order No. 2, with Standard Construction Company, Inc., for the Ocotillo Road Improvements (Cooper Road to Gilbert Road), increasing the contract limit by \$56,355.49, for a revised contract amount of \$2,153,424.59.
20. NEW LIQUOR LICENSE, Series 12, Restaurant Liquor License for Trevor Allen Kyte, Agent, Mesa Breakfast Club LLC, dba Bisbee Breakfast Club, located at 940 N. 54th Street, Suite 100.
21. ON ACTION.

PUBLIC HEARINGS (To be held on Thursday, May 14, 2020)

- PH1. ANNEXATION of 75.0 acres, located at the northeast corner of Gilbert and Brooks Farm roads.
1. Open Public Hearing
  2. Staff Presentation
  3. Council Discussion
  4. Discussion from the Audience
  5. Close Public Hearing
- PH2. DOWNTOWN CHANDLER ENHANCED MUNICIPAL SERVICES DISTRICT ASSESSMENT for Fiscal Year 2020-21.
1. Open Public Hearing
  2. Staff Presentation
  3. Council Discussion
  4. Discussion from the Audience
  5. Close Public Hearing

ACTION AGENDA

10. RESOLUTION NO. 5365 approving the 2020-2021 Annual Assessment for City of Chandler, Arizona, Downtown Chandler Enhanced Municipal Services District.
21. DISAPPROVAL LIQUOR LICENSE, Series 6, Bar Liquor License, for Shawn Eric Hoover, Agent, El Nuevo Coyote LLC, dba El Nuevo Coyote, located at 481 N. Arizona Avenue.

INFORMATIONAL

1. Regular Meeting Minutes of the March 18, 2020, Planning and Zoning Commission meeting.
2. Study Session Minutes of the March 18, 2020, Planning and Zoning Commission meeting.

ADJOURNMENT: The meeting adjourned at 6:10 p.m.

ATTEST:  City Clerk  
 Mayor

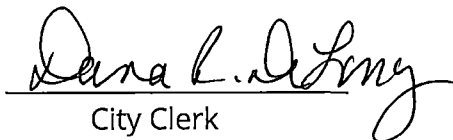
Approval Date of Minutes: May 28, 2020

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Study Session of the City Council of Chandler, Arizona, held on the 11<sup>th</sup> day of May, 2020. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this 28, day of May, 2020.



  
City Clerk



## **CITY OF CHANDLER COUNCIL MEETING MINUTES**

### **Study Session**

Monday, June 8, 2020

MINUTES OF THE STUDY SESSION OF THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, held in the Council Chambers, 88 E. Chicago Street, Chandler, Arizona, on Monday, June 8, 2020.

THE MEETING WAS CALLED TO ORDER BY MAYOR KEVIN HARTKE AT 6:03 P.M.

The following members were present:

Kevin Hartke	Mayor
René Lopez	Vice Mayor
Mark Stewart	Councilmember
Jeremy McClymonds	Councilmember
Sam Huang	Councilmember
Terry Roe	Councilmember
Matt Orlando	Councilmember

Also in attendance:

Marsha Reed	City Manager
Joshua Wright	Assistant City Manager
Debra Stapleton	Assistant City Manager
Kelly Schwab	City Attorney
Dana DeLong	City Clerk

### SCHEDULED PUBLIC APPEARANCES

MAYOR HARTKE invited Vice Mayor Lopez to join him for the recognitions.

#### 1. Service Recognitions

##### Public Works and Utilities Director

Jose Flores – 30 years

#### 2. Retirement Recognitions None.

#### 3. Proclamation to Foster Unity

MAYOR HARTKE read the proclamation and invited Council and the Human Relations Commission to accept.



4. Proclamation – U.S. Army's 245th birthday

VICE MAYOR LOPEZ read the proclamation

CONSENT AGENDA DISCUSSION

MAYOR HARTKE asked for a staff presentation on Consent Agenda Item No. 6.

6. RESOLUTION NO. 5379, to enter into an IGA between the City of Chandler and Maricopa County to provide temporary housing for at risk individuals and families due to the COVID-19 pandemic at County leased hotel rooms in Mesa; and authorizing the City Manager or designee to sign the agreement and all related documents on behalf of the City of Chandler.

RIANN BALCH, Community Resources Manager, introduced the item and presented the following Power Point presentation.

- High Vulnerability
  - Approximately 20% of persons experiencing homelessness are considered to be “chronic”
  - Chronic = length of time/episodes of homelessness + disabling condition
  - Age, ongoing medical conditions, disabilities
  - Increased likelihood of serious illness or death due to COVID-19
- Homeless Bed Inventory
  - January 27, 2020
    - Emergency Shelter 2,160
    - Transitional Housing 1,446
    - Safe Haven 46
    - Rapid Rehousing 1,463
    - Permanent Supportive Housing 5,657
    - Other Permanent Housing 264
    - Hotels 0
    - Total 11,036
  - April 1, 2020
    - Emergency Shelter 1,908
    - Transitional Housing 1,092
    - Safe Haven 54
    - Rapid Rehousing 1,300
    - Permanent Supportive Housing 5,207
    - Other Permanent Housing 310
    - Hotels 0
    - Total 9,871
  - Projected COVID-19 Beds
    - Emergency Shelter 103
    - Transitional Housing 0
    - Safe Haven 0

- Rapid Rehousing 910
  - Permanent Supportive Housing 100
  - Other Permanent Housing 0
  - Hotels 189
  - Total 1,302
- Change Since January 27
  - Emergency Shelter -149
  - Transitional Housing -354
  - Safe Haven 8
  - Rapid Rehousing 747
  - Permanent Supportive Housing -350
  - Other Permanent Housing 46
  - Hotels 189
  - Total 137
- Impact on Homelessness
  - 75 individuals counted in January PIT Count
  - 104 unduplicated individuals contacted in one month when COVID-19 began
  - Currently serving 92 individuals through navigation services
  - Nationally, anticipating 40-45% increase in homelessness due to COVID-19
- COVID-19 Specific Services
  - Chandler Increased:
    - Rent and Utility Assistance
    - Food Assistance
    - Client Services
    - Navigation
    - Temporary Shelter Beds (Hotel)
- Partnership with Maricopa County
  - Hotel in Mesa, 25 beds
  - Serves Mesa (12), Tempe (7), Chandler (6)
  - Community Bridges, Inc. provides on-site navigation and meal services
  - April 27, 2020 – July 27, 2020
  - Chandler has served 13 individuals to date, 7 exits to housing (3 Veterans)
- Additional Chandler Services
  - Funds available through CDBG-CV
  - For persons most vulnerable to serious illness or death due to COVID-19
  - Utilizing local Chandler hotels
  - Chandler navigator provides services
  - Served 14 persons since March 1, 2020
  - 10 exits; 3 diverted to family in other states; 4 to permanent housing, 1 to long-term residential treatment services

MAYOR HARTKE said he is committed to the homelessness issue and is pleased with the announcement to continue to house. Mayor Hartke thanked the County for helping the East Valley cities.

COUNCILMEMBER ORLANDO asked if there were plans on transitioning to a more permanent solution.

MS. BALCH said that is happening around the County and cities are looking for permanent solutions such as purchasing hotels and affordable housing options. Ms. Balch said there are movements across the country such as in Alameda County called Project Room Key, which is doing something like this. She said every time someone is put into housing the goal is not to return to homelessness.

COUNCILMEMBER ORLANDO said he liked this model to have a place for someone to stay and help them move on. Councilmember Orlando asked if this could be a long-term solution.

MS. BALCH said it is something they could look at and it would be up to Council direction.

COUNCILMEMBER ORLANDO asked if other cities would work together on this.

MS. BALCH said there is an East Valley City Managers partnership happening and that is something the group would like to look at.

#### CONSENT AGENDA ITEMS

- 1a. MINUTES of the City Council Special Budget Briefing of April 24, 2020.
- 1b. MINUTES of the City Council Regular Meeting of May 28, 2020.
2. FINAL ADOPTION OF ORDINANCE NO. 4917, annexation and Initial City Zoning of approximately 27.47 acres located on the southwest corner of Chandler Heights Road and 124th Street.
3. FINAL ADOPTION OF ORDINANCE NO. 4920, annexation and Initial City Zoning of approximately 75 acres located on the northeast corner of Gilbert and Brooks Farm roads.
4. FINAL ADOPTION OF ORDINANCE NO. 4922, PLH19-0064, TREELAND rezoning from Agricultural (AG-1) district to Planned Area Development (PAD) for single-family residential located on the southwest corner of Chandler Heights Road and 124th Street.
5. RESOLUTION NO. 5377, authorizing the City Manager or designee to execute an intergovernmental agreement between the City of Chandler and the City of Phoenix for the provision of firefighter health services.
6. RESOLUTION NO. 5379, to enter into an IGA between the City of Chandler and Maricopa County to provide temporary housing for at risk individuals and families due to the COVID-19 pandemic at County leased hotel rooms in Mesa; and authorizing the City Manager or designee to sign the agreement and all related documents on behalf of the City of Chandler.
7. AGREEMENT NO. MS4-946-3357, AMENDMENT NO. 3, with Piper Sandler & Co., for financial advisor services, for the period July 1, 2020, through June 30, 2022.
8. PROFESSIONAL SERVICES AGREEMENT NO. WW2001.101, with Hazen and Sawyer, P.C., for the Ocotillo Brine Reduction Facility Administration Building Expansion Programming, in an amount not to exceed \$57,692.

9. PROFESSIONAL SERVICES AGREEMENT NO. WW2001.201, with Hazen and Sawyer, P.C., for the Ocotillo Brine Reduction Facility Polymer Storage Buildings, in an amount not to exceed \$167,810.80.
10. PROFESSIONAL SERVICES AGREEMENT NO. ST2009.201, to Premier Engineering Corporation, for Dobson Road Improvements at Intel Driveways 1 and 4, in an amount not to exceed \$166,822.
11. PROJECT AGREEMENT NO. ST2009 NO. 2, with Intel Corporation, for Dobson Road Improvements at Intel Driveways 1 and 4, and  
AUTHORIZE a transfer of funds from the General Fund, Non-Departmental, Contingency Reserve to General Government Capital Projects Fund, Streets Capital, Other Street Improvements, Dobson Rd Intel Driveways 1 and 4, in the amount of \$2,500,000, to be reimbursed through a combination of transaction privilege tax revenues set aside under A.R.S. § 42-5032.02 (80%) and Intel private funds (20%).
12. PROJECT AGREEMENT NO. WW2001 NO. 3, with Intel Corporation, for the Ocotillo Brine Reduction Facility Improvements, and  
AUTHORIZE a transfer of funds from the General Fund, Non-Departmental, Contingency Reserve to Wastewater Industrial Process Treatment Fund, Wastewater Capital, Plant Additions and Improvements, Intel Ocotillo Brine Reduction Facility Improvements Capital Program, in the amount of \$2,500,000, to be reimbursed through a combination of transaction privilege tax revenues set aside under A.R.S. § 42-5032.02 (80%) and Intel private funds (20%).
13. PRE-CONSTRUCTION SERVICES CONSTRUCTION MANAGER AT RISK CONTRACT NO. WW1901.251, with McCarthy Building Companies, Inc., for Water Reclamation Facility Improvements, in an amount not to exceed \$433,336.
14. PURCHASE of IBM Notes annual support and maintenance services, from SHI International Corp., utilizing the Omnia Partners Contract No. 2018011-02, in an amount not to exceed \$91,407.
15. PURCHASE of Proofpoint network security software, from SHI International Corp., utilizing the Omnia Partners Contract No. 2018011-02, in an amount not to exceed \$88,412.
16. PURCHASE of Oracle annual support and maintenance services, from Mythics, Inc., utilizing the Omnia Partners Contract No. 180233-002, in the amount of \$328,024, for a one-year term of August 1, 2020 through July 31, 2021.
17. PURCHASE of Ivanti IT service desk software upgrade and annual support, from SHI International Corp., utilizing the Omnia Partners Contract No. 2018011-02, in an amount not to exceed \$123,298.
18. LIQUOR LICENSE, Series 12, Restaurant Liquor License, for for Andrea Dahlman Lewkowitz, Agent, Chandler Operations LLC, Clarendale of Chandler, located at 5900 S. Gilbert Road.
19. RESOLUTION NO. 5384 adopting language for the November 3, 2020, election ballot on the question of whether or not a gas franchise shall be granted to Southwest Gas Corporation.

PUBLIC HEARING (To be held on June 11, 2020):

PH1. FIVE-YEAR CONSOLIDATED PLAN, ANNUAL ACTION PLAN FOR FISCAL YEAR 2020 - 2021, AND  
CITIZEN PARTICIPATION PLAN

1. Open Public Hearing
2. Staff Presentation
3. Council Discussion
4. Discussion from the Audience
5. Close Public Hearing

PH2. 2020-21 FINAL BUDGET, 2021-2030 CAPITAL IMPROVEMENT PROGRAM

1. Open Public Hearing
2. Staff Presentation
3. Council Discussion
4. Discussion from the Audience
5. Close Public Hearing

INFORMATIONAL:

1. MINUTES of the May 6, 2020, Planning and Zoning Commission Study Session meeting.
2. MINUTES of the May 6, 2020, Planning and Zoning Commission Regular meeting.

ADJOURNMENT: The meeting adjourned at 6:24 p.m.

ATTEST: *Dana R. DeLy* *Rina Fauthe*  
City Clerk Mayor

Approval Date of Minutes: June 25, 2020

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Study Session of the City Council of Chandler, Arizona, held on the 8<sup>th</sup> day of June, 2020. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this 25, day of June, 2020.

*Dana R. DeLy*  
City Clerk





## **CITY OF CHANDLER COUNCIL MEETING MINUTES**

### **Study Session**

Monday, June 22, 2020

MINUTES OF THE STUDY SESSION OF THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, held in the Council Chambers, 88 E. Chicago Street, Chandler, Arizona, on Monday, June 22, 2020.

THE MEETING WAS CALLED TO ORDER BY MAYOR KEVIN HARTKE AT 6:02 P.M.

The following members were present:

Kevin Hartke	Mayor
René Lopez	Vice Mayor
Mark Stewart	Councilmember
Jeremy McClymonds	Councilmember
Sam Huang	Councilmember
Terry Roe	Councilmember
Matt Orlando	Councilmember

Also in attendance:

Marsha Reed	City Manager
Joshua Wright	Assistant City Manager
Debra Stapleton	Assistant City Manager
Kelly Schwab	City Attorney
Dana DeLong	City Clerk

### SCHEDULED PUBLIC APPEARANCES

MAYOR HARTKE invited COUNCILMEMBER HUANG to join him for the recognitions.

#### 1. Service Recognitions

#### Parks Operations - Community Services

Michael Ohland – 25 years

### CONSENT AGENDA DISCUSSION

MAYOR HARTKE stated there were comments on Consent Agenda Item No. 6.

6. RESOLUTION NO. 5368, authorizing a grant application to the Land and Water Conservation Fund for Homestead North Park development.

MAYOR HARTKE thanked Andy Bass, Community Services Director, and staff for all of their dedication and innovative ideas in pursuing funding for the Land and Water Conservation Fund for the development of Homestead North Park.

MAYOR HARTKE said there were comments on Consent Agenda Item No. 7.

7. RESOLUTION NO. 5382, authorizing and approving Public Safety Training Facility Use Agreements with Central Arizona Community College (CACC) for 2021 Advanced Officer Training (AOT).

MAYOR HARTKE thanked the Police and Fire Chiefs and Assistant Chiefs and appreciated their collaboration in assisting surrounding cities for advanced officer training.

MAYOR HARTKE said there were comments on Consent Agenda Items Nos. 9, 10, and 11.

9. RESOLUTION NO. 5380, approving and authorizing the City Manager or designee to allocate FY2020-2021 HOME funds from the Cranston-Gonzalez National Affordable Housing Act through the Maricopa HOME Consortium and execute all subrecipient contracts.
10. RESOLUTION NO. 5381, approving and authorizing the City Manager or designee to execute and submit the Community Development Block Grant 2020-2025 Five-Year Consolidated Plan and FY2020-2021 Annual Action Plan to HUD and execute all subrecipient contracts.
11. RESOLUTION NO. 5383, authorizing the allocation of FY 2020-2021 General Fund dollars in the amount of \$1,182,294 in accordance with the recommendations of the Chandler Housing and Human Services Commission and staff.

MAYOR HARTKE thanked Leah Powell, Neighborhood Resources Director, and staff for prioritizing the needs of the City and they have made great recommendations.

MAYOR HARTKE said there were comments on Consent Agenda Items No. 12.

12. RESOLUTION NO. 5385, authorizing submittal of an application for an Indian Gaming Revenue Sharing Grant to the Ak-Chin Indian Community on behalf of the Dignity Health Foundation – East Valley in the amount of \$1,000,000.

MAYOR HARTKE stated he had the opportunity to help the Dignity Health Foundation fundraisers, but this year they had to cancel the event. Mayor Harte said he hoped that the grant would be approved.

MAYOR HARTKE said there were comments on Consent Agenda Items No. 15.

15. RESOLUTION NO. 5388, authorizing the Development Services Director to extend construction or building permit related deadlines during the COVID-19 coronavirus pandemic.

MAYOR HARTKE thanked Derek Horn, Development Services Director, for providing ideas that offer relief to the development community during this time.

COUNCILMEMBER ORLANDO agreed with Mayor Hartke and thanked staff for the innovative and unique ideas.

MAYOR HARTKE said there were comments on Consent Agenda Items No. 16.

16. AUTHORIZATION and payment of FY 2020-21 annual dues to the League of Arizona Cities and Towns in the amount of \$85,000.

MAYOR HARTKE said he serves on the executive board and thanked the League of Arizona Cities and Towns for being thoughtful by lowering the dues by fifteen percent.

MAYOR HARTKE said there were comments on Consent Agenda Items Nos. 33 and 34.

33. PROFESSIONAL SERVICES AGREEMENT NO. ST2004.451, with Ritoch Powell & Associates Consulting Engineers, Inc., for the Alma School Road Improvements (Pecos to Germann roads) Construction Management Services, in an amount not to exceed \$299,934.
34. PROFESSIONAL SERVICES AGREEMENT NO. ST2004.201, AMENDMENT NO. 1, with Wood Environmental & Infrastructure Solutions, Inc., for the Alma School Road Improvements (Pecos to Germann roads), in the amount of \$114,000, for a revised contract amount not to exceed of \$334,653.

MAYOR HARTKE stated that he was pleased to see this project moving forward.

COUNCILMEMBER ORLANDO agreed with the Mayor Hartke.

MAYOR HARTKE said there were comments on Consent Agenda Items No. 36.

36. PROFESSIONAL SERVICES AGREEMENT NO. WA2012.101, with CH2M HILL Engineers, Inc., a wholly owned subsidiary of Jacobs Engineering Group, Inc., for the Total Trihalomethanes Study, in an amount not to exceed \$498,030.

COUNCILMEMBER ORLANDO thanked Public Works for launching innovative ideas and asked for a staff briefing.

JOHN KNUDSON, Public Works and Utilities Director, said the agreement is to perform a comprehensive study to evaluate the Pecos Water Treatment Plant as well as the water distribution system to develop strategies and recommend improvements to reduce trihalomethane formation within the water system and help improve water quality throughout the entire city. Trihalomethane is a disinfection byproduct and is created when the disinfectants used during the water treatment process blend with natural organics that exist in the water. The study would be looking at ways to remove the organics from the



water supply or deal with the trihalomethane when the water reaches the reservoirs. This would improve water quality throughout the City.

COUNCILMEMBER ORLANDO thanked Mr. Knudson and stated that was noteworthy for citizens to know and be aware of this occurrence, as it has appeared in other cities. Councilmember Orlando said these preventative measures are appreciated to avoid shutdowns.

#### CONSENT AGENDA ITEMS

- 1a. MINUTES of the City Council Work Session of June 2, 2020.
- 1b. MINUTES of the City Council Work Session #1 of June 8, 2020.
- 1c. MINUTES of the City Council Work Session #2 of June 8, 2020.
- 1d. MINUTES of the City Council Study Session of June 8, 2020
- 1e. MINUTES of the City Council Work Session of June 11, 2020.
- 1f. MINUTES of the City Council Regular Meeting of June 11, 2020.
- 1g. MINUTES of the City Council Special Meeting of June 11, 2020.
2. ORDINANCE NO. 4923, levying upon the assessed valuation of the property within the City of Chandler, Arizona, subject to taxation a certain sum upon each one hundred dollars (\$100) of assessed valuation sufficient to raise the amount estimated to be required in the annual budget, less the amount to be received from other sources of revenue; providing funds for various bond redemptions, for the purpose of paying interest upon bonded indebtedness and providing funds for general municipal expenses, all for the Fiscal Year ending the 30th day of June, 2021.
3. INTRODUCTION OF ORDINANCE NO. 4926, PLH20-0002, EVERLASTING SERVICES rezoning from Planned Area Development (PAD) to amended (PAD) for a long-term rehabilitative care facility. PRELIMINARY DEVELOPMENT PLAN (PDP) for site layout and building design, located on the northwest of the northwest corner of Chandler Boulevard and McClintock Drive. (APPLICANT REQUESTS WITHDRAWAL).
4. No item.
5. INTRODUCTION OF ORDINANCE NO. 4928, granting three no cost power distribution easements to Salt River Project (SRP) within a portion of City-owned property on the east side of Old Price Road, south of Queen Creek Road to accommodate the improvement of Old Price Road.
6. RESOLUTION NO. 5368, authorizing a grant application to the Land and Water Conservation Fund for Homestead North Park development.
7. RESOLUTION NO. 5382, authorizing and approving Public Safety Training Facility Use Agreements with Central Arizona Community College (CACC) for 2021 Advanced Officer Training (AOT).
8. RESOLUTION NO. 5376, authorizing the Enhanced Municipal Services District (EMSD) Agreement for Fiscal Year 2020-21, between the City of Chandler and the Downtown Chandler Community Partnership, and authorizing the City's voluntary contribution to the EMSD in the amount of \$118,804.

9. RESOLUTION NO. 5380, approving and authorizing the City Manager or designee to allocate FY 2020-2021 HOME funds from the Cranston-Gonzalez National Affordable Housing Act through the Maricopa HOME Consortium and execute all subrecipient contracts.
10. RESOLUTION NO. 5381, approving and authorizing the City Manager or designee to execute and submit the Community Development Block Grant 2020-2025 Five-Year Consolidated Plan and FY 2020-2021 Annual Action Plan to HUD and execute all subrecipient contracts.
11. RESOLUTION NO. 5383, authorizing the allocation of FY 2020-2021 General Fund dollars in the amount of \$1,182,294 in accordance with the recommendations of the Chandler Housing and Human Services Commission and staff.
12. RESOLUTION NO. 5385, authorizing submittal of an application for an Indian Gaming Revenue Sharing Grant to the Ak-Chin Indian Community on behalf of the Dignity Health Foundation – East Valley in the amount of \$1,000,000..
13. RESOLUTION NO. 5386, AREA PLAN AMENDMENT, PLH20-0021, TOWN FRYE to approve the San Tan Area Plan Amendment from proposed mixed-use, commercial, office, specialty retail, to multi-family, mixed-used, commercial, office and specialty retail.  
INTRODUCTION OF ORDINANCE NO. 4930, PLH20-0020, TOWN FRYE, rezoning from Planned Area Development (PAD) to amended PAD for multi-family, mixed use, commercial, office and specialty retail.  
PRELIMINARY DEVELOPMENT PLAN (PDP), PLH20-0020, TOWN FRYE for site layout and building design located on the southeast corner of Frye Road and Ellis Street.
14. RESOLUTION NO. 5387, pertaining to the Award of the Bureau of Justice Assistance FY 20 Coronavirus Emergency Supplemental Funding Program in the amount of \$134,282; and authorize the Chief of Police, as designated by the City Manager, to conduct all negotiations and to execute and submit all documents necessary in connection with such grant.
15. RESOLUTION NO. 5388, authorizing the Development Services Director to extend construction or building permit related deadlines during the COVID-19 coronavirus pandemic.
16. AUTHORIZATION and payment of FY 2020-21 annual dues to the League of Arizona Cities and Towns in the amount of \$85,000.
17. On action.
18. TRANSFER of General Obligation Debt Service Fund, Non-Department cost center, Contingency account funds, to the General Obligation Debt Service Fund, Debt Service cost center, General Obligation Bonds (GOBS) Interest account in the amount of \$607,559 to fund the debt service payment resulting from the November 2019, General Obligation Bond Sale.
19. RENEWAL of commercial insurance and services for FY 2020-21, and authorize the City Attorney and Human Resources Director to sign any and all documents related to obtaining commercial insurance and services in the amount of \$1,695,014.

20. AGREEMENT NO. FS8-928-3620, AMENDMENT NO. 2, with Allard Collision, LLC, Arizona Truck and Coach, LLC, and LHM Ford dba Larry H Miller Ford Mesa, for auto body repair service, in a combined amount not to exceed \$250,000, for the period of July 1, 2020, through June 30, 2021.
21. No item.
22. AGREEMENT NO. MU6-962-3654, AMENDMENT NO. 2, with Cleanview Sewer Inspection, LLC, for video inspection of sewer lines, in an amount not to exceed \$380,000, for a two-year period, September 1, 2020, through August 31, 2022.
23. AGREEMENT NO. PD6-680-3619, AMENDMENT NO. 4, with Universal Police Supply Company., for police supplies, in an amount not to exceed \$80,000, for the period of July 1, 2020, through June 30, 2021.
24. AGREEMENT NO. PD8-680-3892, AMENDMENT NO. 2, with Universal Police Supply, for outer vest carriers, in an amount not to exceed \$78,625, for the period of July 1, 2020, through June 30, 2021.
25. AGREEMENT NO. PD9-200-4038, AMENDMENT NO. 2, with Skaggs Companies Inc., for police uniforms, in an amount not to exceed \$150,000, for the period of July 1, 2020 through June 30, 2021.
26. AGREEMENT NO. PM6-595-3675, AMENDMENT NO. 4, with Pioneer Landscaping Materials, Inc., for rock, granite and miscellaneous supplies, in an amount not to exceed \$715,000, for the period of July 1, 2020, through June 30, 2021.
27. AGREEMENT NO. PW0-918-4157, with Excergy Corporation, for the Advanced Metering Infrastructure system assessment, in the amount of \$79,644.
28. AGREEMENT NO. ST0-988-4175, with Reyes and Sons Landscaping, LLC, for landscape maintenance of areas 1 through 4, in an amount not to exceed \$1,454,632.40, for a one-year period, July 6, 2020, through July 5, 2021, with the option of four additional one-year extensions.
29. AGREEMENT NO. ST0-988-4194, with Brightview Landscape Services, Inc., for revegetation, storm repair, and maintenance of City streets, in an amount not to exceed \$551,886, for a one-year period, August 1, 2020, through July 31, 2021, with the option of four additional one-year extensions.
30. AGREEMENT NO. SW0-910-4176, with Allied Waste Transportation, Inc., dba Republic Services, Inc., for City Facilities Refuse Collection, in an amount not to exceed \$87,459.42, for a one-year period, August 1, 2020, through July 31, 2021, with the option of two additional one-year extensions.
31. AGREEMENT NO. WA8-885-3868, AMENDMENT NO. 2, with Brenntag Pacific, Inc.; Charlie Pepper, Inc., dba Salt Works; DPC Enterprises, L.P.; Evoqua Water Technologies, LLC; Hill Brothers Chemical Company; Momar, Inc.; Polydyne, Inc.; Solenis, LLC; U.S. Peroxide, LLC, dba USP Technologies; and Waternuts Aquatic Ent., Inc., dba Commercial Pool Repair, for the purchase of water treatment

chemicals, in a combined amount not to exceed \$8,550,000, for a one-year period, July 1, 2020, through June 30, 2021.

32. CONSTRUCTION MANAGER AT RISK CONTRACT NO. ST1911.401, with DCS Contracting, Inc., for the Old Price Road Improvements (Queen Creek Road to 3/4 mile south), in an amount not to exceed \$3,957,320.49.
33. PROFESSIONAL SERVICES AGREEMENT NO. ST2004.451, with Ritoch Powell & Associates Consulting Engineers, Inc., for the Alma School Road Improvements (Pecos to Germann roads) Construction Management Services, in an amount not to exceed \$299,934.
34. PROFESSIONAL SERVICES AGREEMENT NO. ST2004.201, AMENDMENT NO. 1, with Wood Environmental & Infrastructure Solutions, Inc., for the Alma School Road Improvements (Pecos to Germann roads), in the amount of \$114,000, for a revised contract amount not to exceed of \$334,653.
35. PROFESSIONAL SERVICES AGREEMENT NO. SW1901.451, with Kimley-Horn and Associates, Inc., for the Solid Waste Facility Improvements, in an amount not to exceed \$45,445.
36. PROFESSIONAL SERVICES AGREEMENT NO. WA2012.101, with CH2M HILL Engineers, Inc., a wholly owned subsidiary of Jacobs Engineering Group, Inc., for the Total Trihalomethanes Study, in an amount not to exceed \$498,030.
37. PROJECT AGREEMENT NO. SW1901.401, with Foresite Construction, pursuant to Job Order Contract No. JOC1905.401, for the Solid Waste Facility Improvements, in an amount not to exceed \$312,087.42.
38. PROJECT AGREEMENT NO. WW2011.401, with Garney Companies, Inc., pursuant to Job Order Contract No. JOC1914.401, for the Lone Butte Filter Media Replacement, in an amount not to exceed \$172,514.74.
39. PURCHASE of traffic signs and related hardware from Interwest Safety Supply, LLC, utilizing the City of Peoria Contract No. P16-0065, for the term of June 24, 2020, through June 23, 2021, in an amount not to exceed \$130,000.
40. PURCHASE of system annual support, from CentralSquare Technologies, LLC, for EAM (Lucity), in the amount of \$96,366, for one year, July 1, 2020, through June 30, 2021.
41. SOLE SOURCE PURCHASE of chemicals, from SUEZ Water Technologies & Solutions, Inc., in an amount not to exceed \$125,000.
42. SOLE SOURCE PURCHASE of Schwarze sweeper parts and service, from Balar Holding Corporation, dba Balar Equipment Corporation, in an amount not to exceed \$200,000, for the period of one year, August 1, 2020, through July 31, 2021.


43. LIQUOR LICENSE, Series 6, Bar Liquor License, for Jeffrey Craig Miller, Agent, El Nuevo Coyote LLC, dba El Nuevo Coyote, located at 481 N. Arizona Avenue, until July 16, 2020. (STAFF REQUESTS CONTINUANCE.)
44. LIQUOR LICENSE, Series 12, Restaurant Liquor License, for Madhavi Mogusala, Agent, Zest Hospitality LLC, dba Choolha Indian Room, located at 3491 W. Frye Road, Suite 1, until August 13, 2020. (STAFF REQUESTS CONTINUANCE.)

#### ACTION AGENDA

17. TRANSFER of Councilmember McClymonds unspent General Fund Councilmember funds of \$4,940 in the Mayor and Council Office to Neighborhood Resources for distribution of \$2,440 to AZCEND for its food bank and \$2,500 to Chandler Men of Action for the Operation Back to School program.

ADJOURNMENT: The meeting adjourned at 6:14 p.m.

ATTEST:   
City Clerk

  
Mayor

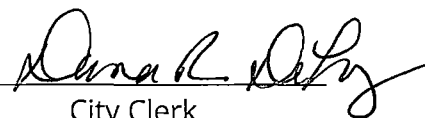
Approval Date of Minutes: July 13, 2020

#### CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Study Session of the City Council of Chandler, Arizona, held on the 22<sup>nd</sup> day of June 2020. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this 13, day of July 2020.



  
City Clerk



## **CITY OF CHANDLER COUNCIL MEETING MINUTES**

### **Study Session**

Monday, July 13, 2020

MINUTES OF THE STUDY SESSION OF THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, held in the Council Chambers, 88 E. Chicago Street, Chandler, Arizona, on Monday, July 13, 2020.

THE MEETING WAS CALLED TO ORDER BY MAYOR KEVIN HARTKE AT 6:23 P.M.

The following members were present:

Kevin Hartke	Mayor
René Lopez	Vice Mayor
Mark Stewart	Councilmember
Jeremy McClymonds	Councilmember
Sam Huang	Councilmember
Terry Roe	Councilmember
Matt Orlando	Councilmember

Also in attendance:

Marsha Reed	City Manager
Joshua Wright	Assistant City Manager
Debra Stapleton	Assistant City Manager
Kelly Schwab	City Attorney
Dana DeLong	City Clerk

### SCHEDULED PUBLIC APPEARANCES

MAYOR HARTKE invited COUNCILMEMBER MCCLYMONDS to join him for the recognitions.

1. Service Recognitions

### Public Works and Utilities

Carmen O'Brien- 15 years

### CONSENT AGENDA DISCUSSION

MAYOR HARTKE called for a staff presentation on Consent Agenda Item No. 1.

1. INTRODUCTION OF ORDINANCE NO. 4931, PLH19-0061 DEVELOPMENT SERVICES CODE AMENDMENTS, amending the Code of the City of Chandler, Chapter 35 - Land Use and Zoning; Chapter 39 - Sign Code; Chapter 43 - Public Works and Utilities Department; Chapter 51 -

Wastewater Service; Chapter 52 - Water Services; Chapter 53 - Reclaimed Water Service; relating to zoning, signs, and civil engineering standards.

DEREK HORN, Development Services Director, said in August of last year there was a joint meeting with Council and the Planning and Zoning Commission regarding a variety of issues. After the meeting, staff began providing direction to their development partners based on the feedback they received that night and began on a set of ordinance changes. This first set of ordinance changes would help facilitate infill and redevelopment and the goals of that meeting. Staff is developing additional recommendations for ordinance changes would bring them to Council at a later date.

SUSAN FIALA, City Planner, said they were focused on infill and redevelopment and from that meeting in August there were multiple takeaways. Some of those items were notifications for development cases and rezonings, cleaning up the code, area plans, residential and commercial codes, and annexations. To evaluate and present changes in a meaningful way, staff believed that a phased approach to these changes would be best. The short term deliverables are notifications, code clean-up, and code amendments and the long term deliverables would be area plans, residential and commercial guidelines and annexations. The highest priority were those based on Council and Planning and Zoning Commission's input.

MS. FIALA said staff evaluated those priorities and an item that was ongoing was code amendments. Ms. Fiala said they had researched and drafted these amendments and those were presented to the Council subcommittee. Staff received valuable input from that meeting and further refined the draft amendments. In May, staff began public outreach by posting the draft amendments on the website, social media campaigns, and emails to land use attorneys, Homebuilders Association of Central Arizona, Arizona Multifamily Association, Valley Partnership, and Chandler Chamber of Commerce. The Neighborhood Advisory Committee took the draft amendments to their meeting on June 9. From all of the input, the draft amendments were taken to the Planning and Zoning Commission on June 3 as a briefing for additional input. From the briefing the amendments were again refined and went to Planning and Zoning Commission on July 1 where they recommended approval.

MS. FIALA said the policy amendments were about how staff does things and what needed to be changed. The housekeeping items are those for clarification and consistency. Both areas have a focus on customer service. The policy amendments are notification and communication, landscape and rights of way landscape, conditional zoning, civil engineering and design and construction, annexation and out of city utility service. When many projects come before Council many residents come forward to voice their concerns. The citizen review process is twofold. The first part is a neighborhood meeting where the applicant mails notice to the neighbors and they conduct an in-person meeting. This notice is mailed to property owners within 600 feet, registered neighborhood organizations within ¼ mile, and the distance doubles for mid-rise or area plan requests.

COUNCILMEMBER STEWART asked for additional clarification regarding the 600 foot requirement.

MS. FIALA said the State requires a minimum of 300 feet for zoning applications and the City's requirement is 600 feet.

COUNCILMEMBER STEWART asked what the method was sending the notification.

MS. FIALA said it is a mailing for the neighborhood notice that is done by the applicant. If it is a mom and pop, staff assists in the mailing list which is obtained through the Maricopa County Assessor's Office website. Ms. Fiala said for the public hearing there are a few additional processes and if it is a mid-rise or area plan request the distance doubles because the impact is greater.

COUNCILMEMBER ORLANDO asked if the 600 feet included the width of a street.

MS. FIALA said yes, it does include any rights-of-way and are not eliminated from that distance.

COUNCILMEMBER ORLANDO asked the width of a major street.

MS. FIALA said for arterials they are typically 120 feet.

COUNCILMEMBER ORLANDO asked why additional square footage is not added.

MAYOR HARTKE said this was existing and not yet what is proposed.

COUNCILMEMBER ORLANDO asked if there is vacant land and then a neighborhood, is it in the 600 feet.

MS. FIALA said yes.

COUNCILMEMBER ORLANDO said then potentially no houses are notified with the existing policy.

MS. FIALA said that is correct there may be no neighbors immediately abutting the property. For the neighborhood meeting some of the proposals are the mailing, additional digital outreach by the applicant, as well as posting a sign on the property. If someone is not notified then they would be able to see the orange sign.

COUNCILMEMBER ORLANDO said the possibility of someone not being notified by mail would be due to those rights of way or lots.

MS. FIALA said yes.

MS. FIALA said in addition to those proposed items staff would also work to post it on social media platforms as well. The public hearing requires the sign, advertisement in the newspaper, and mailing out the notice to the same notice. Some proposed additional changes would be posting on the City's social media and we would be the first City to put this in the code. Additional practices would be to provide zoning requests, exhibits, and notifications on the City's website and simplify the public hearing sign content.

MS. FIALA said another priority was landscape and rights-of-way which would apply to commercial, industrial and residential. A proposed revision would be to increase the minimum tree size for new developments from a 15 gallon to a 24 inch box. Staff would develop and preferred species list for fast growing and low water usage plant materials.



MS. FIALA said another proposed policy is to remove the time condition for automatic and or conditioned time period expiration to align with State Statutes Prop 207.

COUNCILMEMBER ORLANDO asked about the irrigation ditches and if it would be addressed as part of this.

KEVIN MAYO, Planning Administrator, said part of the cleanup would be addressing that. Currently, it is a preference of the City for them to be undergrounded instead of a requirement.

LOUIS KNEIP, Development Engineering Manager, said there are a variety of infill and redevelopment projects that are being submitted and they are finding each one has its own set of unique challenges. One of the proposals is to allow for more administrative flexibility by the City Engineer such as waive unnecessary submission checklist items or approve design modifications when appropriate. Others are utilization of existing infrastructure to the greatest extent possible and consider alternative technologies where warranted. Mr. Kneip said a recent project was redeveloping and old car shop into Gadzooks and Sleepy Wale. They had unique challenges and small amount of room for parking and infrastructure but we were able to make these projects function and work well.

MR. KNEIP said there is a requirement in the code that anybody who is not in the City that wants out of city utility service, we require them to adhere to Chandler development standards. A developer challenged that last year and they were correct that the City cannot withhold utility service to a development where it is available. This eliminated a very important tool they have to bring projects into compliance. Mr. Kneip said code needs to be amended to align with State statutes. A way to achieve compliance with Chandler standards would be to annex the property and have control over the development review and enforce aesthetic design standards. Mr. Kneip said they receive four or five requests for out of city utility service per month and they typically get approved and there is an agreement signed between applicant and the City. It is recommended that we be selective on what is annexed into the City and staff is working on creating a policy for common goals for annexation.

COUNCILMEMBER ORLANDO said if someone does not want to annex into the City and we have to provide them water or sewer, Councilmember Orlando asked if that is at a non-resident rate.

MR. KNEIP said yes, it is an increased rate.

COUNCILMEMBER ORLANDO said in order to tap into the supply they have to adhere to our code.

MR. KNEIP said yes, under the current code but that has been challenged.

COUNCILMEMBER ORLANDO asked if the plumbing and piping codes would have to be adhered to.

MR. KNEIP said yes, they would have to abide by the code per the Maricopa Association of Government Standards.

COUNCILMEMBER ORLANDO said it seems they have lost some leverage.

MR. KNEIP said yes, they have lost leverage in the area of aesthetics and feel of the site not the connection standards.

COUNCILMEMBER ORLANDO said the Fire Department has an agreement with those sites for service as well at a more expensive rate.

MR. KNEIP said yes, that was his understanding.

MR. KNEIP said sites they may not want to consider annexing into the City would be an undesirable use, unattractive or unappealing visual project, properties in flood plains which could be a liability, or poorly maintained or abandoned properties. Other considerations are inadequate infrastructure, non-conforming uses, and numerous zoning violations.

MS. FIALA said the housekeeping amendments are based on the residents and the input that has been received from them. For a storage shed, staff is recommending an increased storage shed height from 7 feet to 9 feet with an increase in setback from side and rear property lines. For each foot increase in height then two feet it must be moved back to lessen the impact to adjacent property owners.

COUNCILMEMBER STEWART asked why staff landed on 9 feet instead of 10 or 11.

MS. FIALA said staff looked at research from major big box retailers and what they sell as well as what other municipalities do. Ms. Fiala said if it was taller the impact is greater and if they wanted something larger they could have an accessory building and get a height of 15 feet with a larger footprint. This is a standard and allows for the ability to purchase those.

COUNCILMEMBER STEWART said if someone wants a shed that is 15 feet then they could not do it because the code will not allow it.

MS. FIALA said for a building 15 feet in height it would be considered an accessory building. This proposal is just for storage and no electricity. An accessory building can go to 15 feet with a much larger footprint as long as it meets the underlying zoning requirements and setbacks. The higher you go the greater the impact on the adjacent properties. In the HOA neighborhoods the CC&R's may be more restrictive.

COUNCILMEMBER STEWART said if he grew a tree to 16 feet and if that affects the neighbors are the trees required to be cut down.

MS. FIALA said there is no requirement for tree height.

COUNCILMEMBER STEWART said he felt this was a property rights issue and wanted to remove things from the code that restricts people from putting a shed in their yard as long as the HOA and neighbors are ok with it and perhaps there is a way to refine this further to allow more freedom in our backyards. If someone needs a bigger shed they should have that without having to go to the City.

MS. FIALA said they could look at that for future code amendments.

MAYOR HARTKE said they set general City rules, but asked if HOA standards change accordingly.

MS. FIALA said if it is a planned area development the developer may come in and request modifications to the standard code for that. The CC&R's for a neighborhood may be more restrictive. Someone would have to first get approval from the HOA, but if it is less restrictive they still have to comply with the City.

MAYOR HARTKE asked if the HOA's make amendments to their CC&R's based on the code changes or if they stay as is.

KELLY SCHWAB, City Attorney, said the CC&R's have their own amendment process for the owners to approve them. They are rarely amended to conform to City code changes and they are usually more restrictive than City code. Those amendments are between the homeowner and the area that they bought into.

MS. FIALA said there are a lot of residents who want to use their accessory building as a guest quarter. This would be put in the code with the restrictions that there is no separate mailing address, no separate utility services and no full kitchen. This would be allowed in side yards of single family properties to match the current practice.

COUNCILMEMBER STEWART asked if this enhanced the homeowners' ability to build an accessory building and make it easier to use their home as they see fit.

MS. FIALA said yes it does.

MAYOR HARTKE said there were comments on Consent Agenda Item No. 3.

3. RESOLUTION NO. 5392, approving and authorizing the City Manager, or her designee, to enter into and to take all necessary action related to the State of Arizona grant agreement for the AZCares Fund Program to address unforeseen financial needs and risks created by the COVID-19 public health emergency.

MAYOR HARTKE said they had a work session and staff responded to Council's direction related to the spending of \$29 million that was received from the Governor. This would allow for dispersal of funds in the areas that Council has approved and designated.

MARSHA REED, City Manager, said the item on the agenda is giving the authority to the City Manager to sign the agreement with the State to get the \$29 million dollars moved over to the City's funds. What was discussed in the work session would be an additional item that would be added to the Thursday agenda and would also include that language to allow the City Manager to sign as well.

MAYOR HARTKE said this would hasten their ability to disseminate the money.

MS. REED said yes.

COUNCILMEMBER ORLANDO asked how Council would be notified as the funds are moved.

MS. REED said that would be part of the motion Council would approve on Thursday to move the funds into specific budgets.

COUNCILMEMBER ORLANDO said the \$10 million in contingency reserve, how would Council be notified if that money gets moved into another area.

MS. REED said that would have to come back to Council as Council is the only one who could authorize a contingency transfer. If we foresee that we need to spend then it would come back to Council to move those dollars.

COUNCILMEMBER ORLANDO said PPE is needed right away and the market is driving the PPE availability. Councilmember Orlando said we do not meet for another month and asked if they could use reserve dollars until Council meets again.

MS. REED said if we foresee that special need the City Manager could do an emergency authorization for PPE and that action would go on the next agenda to cover the emergency request.

MAYOR HARTKE said they could also call a special meeting if needed.

MAYOR HARTKE said there were comments on Consent Agenda Item No. 4.

4. BOARD AND COMMISSION APPOINTMENTS.

MAYOR HARTKE welcomed the new commissioners.

MAYOR HARTKE said there were comments on Consent Agenda Item No. 6.

6. AGREEMENT NO. CM8-962-3970, with Lyft, Inc., for the first-mile, last-mile pilot program, in an amount not to exceed \$49,000, for one year, August 1, 2020 through July 31, 2021, with the option of up to four additional one-year extensions.

COUNCILMEMBER STEWART asked for a staff presentation and thought this was a way to follow the strategic plan and increase use of public transportation.

JASON CRAMPTON, Senior Transportation Planner, said this program will provide enhanced access to transit at a much lower cost. We have great bus service north of Pecos Road, but south of Pecos Road it becomes limited. Rather than extending bus service in that area we are providing a partnership with Lyft. This will greatly enhance the people living in south Chandler to access bus service. Mr. Crampton said those in south Chandler can use the Lyft app and would be able to get 50% off a Lyft trip to get to and from bus stops and would then use transit for the remainder of the trip. Lyft will provide data about the service so staff can analyze the program. The budget for this program is around \$50,000 and is included in this fiscal year budget and it much more cost efficient and convenient service for residents.

VICE MAYOR LOPEZ said this is a one-year contract so we can reevaluate the program.

MR. CRAMPTON said yes, it is a one-year program that would start September 1. Staff would analyze the program and would make adjustments along the way. The program offers flexibility with Lyft to best coordinate the program. At the end of the year we can decide if it is worth expanding or continue as is.

COUNCILMEMBER STEWART said this is exactly what we talked about and it is innovative. The bus systems cost millions of dollars per year and if we can invest here and get people where they need to go and not have them walk in 115 degrees. That improves mobility tremendously and this is outstanding.

MAYOR HARTKE said there were comments on Consent Agenda Item No. 12 and 13.

12. AGREEMENT NO. WW0-885-4137, with Alpine Technical Services, In-Pipe Technology, LLC, and USP Technologies, for collection system odor control, in a combined amount not to exceed \$500,000, for a one-year period, May 1, 2020, through April 30, 2021, with the option of two additional one-year extensions.
13. AGREEMENT NO. WW0-885-4192, with Carbon Activated Corporation, for activated carbon, in an amount not to exceed \$300,000, for a one-year period, August 1, 2020, through September 30, 2021, with the option of four additional one-year extensions.

COUNCILMEMBER ORLANDO said they receive a lot of phone calls about odor in the water and staff is working on new innovative solutions to control this. Councilmember Orlando asked for a staff presentation.

JOHN KNUDSON, Public Works and Utilities Director, said these items are related to sewer gas, hydrogen sulfide. Item No. 12 is a contract with two consulting firms to study and pilot new chemical and micro technologies to aide in the reduction of hydrogen sulfide production within the wastewater collection system. Hydrogen sulfide gas is the characteristic rotten egg smell that is usually related to wastewater and is produced by decomposition of organic matter within the collection system. High concentration presents safety issues for staff as well as corrosion issues of iron and concrete in the sewer system. These pilot studies will hopefully result in a long term reduction strategy for decreased odors and corrosion damage to the facilities and improve safety for staff.

MR. KNUDSON said that the Item No. 13 agreement is to exchange or replace the activated carbon that is used in the final stage of the odor control facilities at the wastewater plant. We have a final scrubber stage at both the Airport plant and Ocotillo plant. This is a routine and common replacement for that carbon to be taken care of on an annual basis or biannual basis depending on the carbon consumption. This will allow us to optimize odor control and maintain our good neighbor status.

COUNCILMEMBER ORLANDO asked when the studies would start, their anticipated end, and what the expected outcome would be.

MR. KNUDSON said we have done piloting of different chemicals in the system already. At the diversion structure located at the 101 and 202 interchange we have been injecting chemicals for years trying to knock down some of the hydrogen sulfide and they have had good success. Now staff is trying to extend that program using new and maybe different chemicals and microbes at different injection points to try and get a larger impact. This contract is extendable and would allow staff to work with these companies to experiment and develop a long term strategy.

MAYOR HARTKE said there were comments on Consent Agenda Item No. 16.

16. APPROVE the utilization of 1GPA Contract No. 19-17PV-02, with Elite Sports Builders, for the purchase of tennis center court resurfacing services, in an amount not to exceed \$105,238.

VICE MAYOR LOPEZ said it has been a long time since the tennis courts have been resurfaced and they have been getting a lot of use so it is good to see we are maintaining them.

MAYOR HARTKE said there were comments on Consent Agenda Item No. 20.

20. PROFESSIONAL SERVICES AGREEMENT NO. ST2012.201, with Y.S. Mantri & Associates LLC, for the Arterial Congestion Monitoring Design Services, in an amount not to exceed \$104,517.24.

COUNCILMEMBER STEWART asked for a staff presentation.

DANA ALVIDREZ, City Transportation Engineer, said this project would install signal field equipment to monitor traffic congestion, travel times, and speed on major roads. Phase 1 is the design and would take approximately a year. Phase 2 will then follow and would take about another year which is the deployment. The project is CMAQ grant funded through MAG for about \$715,000. Phase 1 will be plan specifications and estimates for the project. Phase 2 will install sensors at 82 major arterial intersections. These devices are installed within the existing signal cabinets and utilizes the existing fiber network for communication. That gives data back to the traffic management center where it can be evaluated. These devices would also integrate with the Regional Traffic Management Coalition and get information out regional and the State system.

MS. ALVIDREZ said this technology is use of the traffic light system and is in no way related to the red light or any other type of enforcement activities. This data will provide data to identify longer-term traffic trends, gauge traffic speeds, and facilitate travel times. Additionally it will assist in proactively identifying congestion either reoccurring or one-time and disseminate information to the public to allow them to choose alternate routes if needed.

COUNCILMEMBER STEWART said these are the tools are going to help the flow of traffic and creates more sustainable roadways as people get to their destination faster.

MS. ALVIDREZ said yes, and that is why they received the grant for congestion mitigation and air quality. They are trying to reduce the starting and stopping and keep them moving through.

MAYOR HARTKE said there were comments on Consent Agenda Item No. 24.

24. CONSTRUCTION MANAGER AT RISK CONTRACT NO. ST2004.401, with Sunland Asphalt & Construction, Inc., for construction of Alma School Road Improvements (Pecos Road to Germann Road), in an amount not to exceed \$4,384,000.

MAYOR HARTKE said it was a couple years ago Council was talking with neighbors about the congestion around that particular area. Mayor Hartke is pleased this is moving forward and we can fulfill a promise to widen the street as soon as possible.

MAYOR HARTKE said there were comments on Consent Agenda Item No. 31.

31. PRELIMINARY PLAT, PLT19-0036, ALMA 202 LOTS 1-4, for approximately 12 acres, zoned for Planned Area Development District (PAD) for Community Commercial.  
FINAL PLAT, PLT19-0061, ALMA 202 LOTS 1-4, for Planned Area Development (PAD) located on the northeast corner of Alma School Road and Loop 202.

COUNCILMEMBER ORLANDO asked for an update on this project.

MR. MAYO said for his 20 years with the City he has been talking about this site and many people have asked about it. It is a pretty cool example of everything coming together. There were two property owners. The immediate corner was slated for a gas station that was never built and then the larger property wrapped around it. The larger property owner worked to acquire the smaller property because they did not want the gas station on the corner. From the Banner case and forward they have worked with City staff to coordinate all of the eastern side of Alma School improvements. Mr. Mayo said usually a preliminary plat would lead and then you would see a final plat.

Mr. Mayo said it would be a series of three story office buildings and a small amount of service retail and a gym. It would predominately be an employment site. Currently they have onsite grading and drainage permits so work is beginning. It is exciting to see.

MAYOR HARTKE said there were comments on Consent Agenda Item No. 32.

32. TRANSFER and carryforward of the FY 2019-20 end of year balance of unspent General Fund Mayor and Councilmember sub-account funds to the FY 2020-21 Neighborhood Resources Department for distribution of approximately \$3,700 to the Chandler Multicultural Festival and approximately \$9,000 to local nonprofit organizations providing services for Chandler's vulnerable population.

MAYOR HARTKE thanked Councilmember McClymonds and Councilmember Orlando for their work on this idea. Mayor Hartke said he would be voting in favor of this item because of the hit to the economy and nonprofits. Council would have normally put dollars through this from Council contingency funds. Mayor Hartke said he did not believe this was best routine practice to give unspent allocated funds, but in the spirit of what they are doing Mayor Hartke believed it was a great idea and this would be a onetime opportunity.

COUNCILMEMBER ORLANDO said he agreed and it has been trying times. This is a small token that can be given to the community and every little bit helps.

#### CONSENT AGENDA ITEMS

1. INTRODUCTION OF ORDINANCE NO. 4931, PLH19-0061 DEVELOPMENT SERVICES CODE AMENDMENTS, amending the Code of the City of Chandler, Chapter 35 - Land Use and Zoning; Chapter 39 - Sign Code; Chapter 43 - Public Works and Utilities Department; Chapter 51 -

Wastewater Service; Chapter 52 - Water Services; Chapter 53 - Reclaimed Water Service; relating to zoning, signs, and civil engineering standards.

2. RESOLUTION NO. 5389, authorizing the Mayor to execute an amendment to an Intergovernmental Agreement (IGA) between the City of Chandler and the Arizona Fire and Medical Authority, to adjust fire and emergency medical training costs.
3. RESOLUTION NO. 5392, approving and authorizing the City Manager, or her designee, to enter into and to take all necessary action related to the State of Arizona grant agreement for the AZCares Fund Program to address unforeseen financial needs and risks created by the COVID-19 public health emergency.
4. BOARD AND COMMISSION APPOINTMENTS.
5. CLAIMS REPORT for the quarter ending June 30, 2020.
6. AGREEMENT NO. CM8-962-3970, with Lyft, Inc., for the first-mile, last-mile pilot program, in an amount not to exceed \$49,000, for one year, August 1, 2020 through July 31, 2021, with the option of up to four additional one-year extensions.
7. AGREEMENT NO. CS6-966-3671, Amendment No. 4, with Lithotech, Inc., for overflow photo copying and printing services, in an amount not to exceed \$95,000, for the period of August 1, 2020, through July 31, 2021.
8. AGREEMENT NO. MS8-946-3817, Amendment No. 2, with JPMorgan Chase Bank, N.A., for lockbox services, in an amount not to exceed \$68,500, for the period of August 1, 2020, through July 31, 2021.
9. AGREEMENT NO. MU5-910-3538, Amendment No. 5, with The Shannon S. Martin Company, for janitorial services, in an amount not to exceed \$326,997, for the period of August 1, 2020, through July 31, 2021.
10. AGREEMENT NO. ST7-750-3808, AMENDMENT NO. 2, with Arizona Materials, LLC, for ready mix concrete materials, in an amount not to exceed \$70,000, for a one-year period, August 1, 2020, through July 31, 2021.
11. AGREEMENT NO. WW9-815-4055, AMENDMENT NO. 1, with Ferguson Enterprises dba Ferguson Waterworks, for composite manhole frames and covers, in an amount not to exceed \$200,000, for a one-year period, October 1, 2020, through September 30, 2021.
12. AGREEMENT NO. WW0-885-4137, with Alpine Technical Services, In-Pipe Technology, LLC, and USP Technologies, for collection system odor control, in a combined amount not to exceed \$500,000, for a one-year period, May 1, 2020, through April 30, 2021, with the option of two additional one-year extensions.



13. AGREEMENT NO. WW0-885-4192, with Carbon Activated Corporation, for activated carbon, in an amount not to exceed \$300,000, for a one-year period, August 1, 2020, through September 30, 2021, with the option of four additional one-year extensions.
14. AGREEMENT NO. 4211, with Raftelis Financial Consultants, Inc., for a water, wastewater, and reclaimed water cost of service study not to exceed \$88,860, a solid waste cost of service study, in an amount not to exceed \$58,175, and an optional strategic communication study in an amount not to exceed \$17,605. The total agreement not to exceed \$164,460.
15. ANNUAL SERVICE AGREEMENT with Motorola Solutions, Inc., to support the City of Chandler radio system infrastructure, for Fiscal Year 2020-21, in the amount of \$83,897.04.
16. APPROVE the utilization of 1GPA Contract No. 19-17PV-02, with Elite Sports Builders, for the purchase of tennis center court resurfacing services, in an amount not to exceed \$105,238.
17. APPROVE the Fiscal Year (FY) 2020-21 agreement with the Greater Phoenix Economic Council (GPEC) for regional economic development services, in the amount of \$130,654, for the period of July 1, 2020, through June 30, 2021.
18. PROFESSIONAL SERVICES AGREEMENT NO. ST2004.452, with Ritoch Powell & Associates Consulting Engineers, Inc., for the Gilbert Road Improvements Phase II (Ocotillo Road to Chandler Heights Road) Construction Management Services, in an amount not to exceed \$361,915.
19. PROFESSIONAL SERVICES AGREEMENT NO. ST2006.201, with Stanley Consultants, Inc., for design services to install a Traffic Signal at Warner Road and Nevada Street, in the amount not to exceed \$78,247.66.
20. PROFESSIONAL SERVICES AGREEMENT NO. ST2012.201, with Y.S. Mantri & Associates LLC, for the Arterial Congestion Monitoring Design Services, in an amount not to exceed \$104,517.24.
21. PROFESSIONAL SERVICES AGREEMENT NO. WW1901.201, AMENDMENT NO.1, with Wilson Engineers, LLC, for additional design services, for the Water Reclamation Facility Improvements, in the amount of \$1,175,560 for a revised contract amount not to exceed of \$3,899,810.
22. PROJECT AGREEMENT NO. WA2002.401, with Achen-Gardner Construction, LLC, pursuant to Job Order Contract No. JOC1701.401, for the Wall Street Utility Improvements, in an amount not to exceed \$642,984.
23. PRE-CONSTRUCTION SERVICES CONSTRUCTION MANAGER AT RISK CONTRACT NO. ST2004.252, with Sunland Asphalt & Construction, Inc., for the Gilbert Road Improvements Phase II (Ocotillo Road to Chandler Heights Road), in an amount not to exceed \$127,542.
24. CONSTRUCTION MANAGER AT RISK CONTRACT NO. ST2004.401, with Sunland Asphalt & Construction, Inc., for construction of Alma School Road Improvements (Pecos Road to Germann Road), in an amount not to exceed \$4,384,000.

25. JOB ORDER CONTRACT NO. JOC1701.401, AMENDMENT NO. 2, with Achen-Gardner Construction, LLC, increasing the 2020 annual contract limit for Water Main and Valve Installation, Replacement, and Emergency Repairs construction services, in the amount of \$1,000,000, for a revised annual limit not to exceed \$2,000,000.
26. SOLE SOURCE PURCHASE of analytical equipment, parts, and services from Rosemount Analytical, Inc., in an amount not to exceed \$150,000.
27. PURCHASE of maintenance, repair, and operations supplies and related services from WESCO Distribution, Inc., utilizing Omnia Partners Contract No. R192008, for water and wastewater infrastructure in an amount not to exceed \$780,000.
28. LIQUOR LICENSE, Series 9, Liquor Store Liquor License, for approval to add sampling privileges to the existing State Liquor License No. 09071002, for Safeway Inc., dba Safeway #981, located at 3145 S. Alma School Road.
29. LIQUOR LICENSE, Series 9, Liquor Store Liquor License, for approval to add sampling privileges to the existing State Liquor License No. 09070589, for Safeway Inc. dba, Safeway #2997, located at 4060 W. Ray Road.
30. NEW LIQUOR LICENSE, Series 12, Restaurant Liquor License, for William Charles Ryan, Agent, Stillaz LLC, dba The Stillery, located at 130 S. Arizona Avenue, Suite 1.
31. PRELIMINARY PLAT, PLT19-0036, ALMA 202 LOTS 1-4, for approximately 12 acres, zoned for Planned Area Development District (PAD) for Community Commercial.  
FINAL PLAT, PLT19-0061, ALMA 202 LOTS 1-4, for Planned Area Development (PAD) located on the northeast corner of Alma School Road and Loop 202.
32. TRANSFER and carryforward of the FY 2019-20 end of year balance of unspent General Fund Mayor and Councilmember sub-account funds to the FY 2020-21 Neighborhood Resources Department for distribution of approximately \$3,700 to the Chandler Multicultural Festival and approximately \$9,000 to local nonprofit organizations providing services for Chandler's vulnerable population.

ACTION

33. DISAPPROVAL LIQUOR LICENSE, Series 6, Bar Liquor License, for Jeffrey Craig Miller, Agent, El Nuevo Coyote LLC, dba El Nuevo Coyote, located at 481 N. Arizona Avenue.

ADJOURNMENT: The meeting adjourned at 7:30 p.m.

ATTEST:   
City Clerk

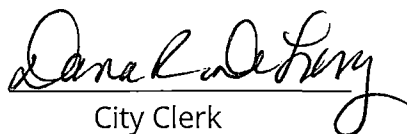
  
Mayor

Approval Date of Minutes: August 13, 2020

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Study Session of the City Council of Chandler, Arizona, held on the 13th day of July 2020. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this 13 day of August 2020.

  
City Clerk





## **CITY OF CHANDLER COUNCIL MEETING MINUTES**

### **Study Session**

Monday, August 10, 2020

MINUTES OF THE STUDY SESSION OF THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, held in the Council Chambers, 88 E. Chicago Street, Chandler, Arizona, on Monday, August 10, 2020.

THE MEETING WAS CALLED TO ORDER BY MAYOR KEVIN HARTKE AT 6:09 P.M.

The following members were present:

Kevin Hartke	Mayor
René Lopez	Vice Mayor
Mark Stewart	Councilmember
*Jeremy McClymonds	Councilmember
Sam Huang	Councilmember
Terry Roe	Councilmember
Matt Orlando	Councilmember

\*Councilmember McClymonds attended the meeting telephonically.

Also in attendance:	Marsha Reed	City Manager
	Joshua Wright	Assistant City Manager
	Debra Stapleton	Assistant City Manager
	Kelly Schwab	City Attorney
	Dana DeLong	City Clerk

### SCHEDULED PUBLIC APPEARANCES

MAYOR HARTKE invited COUNCILMEMBER ORLANDO to join him for the recognitions.

1. Proclamation – Drowning Impact Awareness Month

MAYOR HARTKE read the proclamation and invited Jeff West to accept.

JEFF WEST thanked everyone for the recognition and said drowning awareness is very important. The partnership with Aquatics and Chandler Police has been great. The impact of drowning is far reaching and thanked everyone for their support.

CONSENT AGENDA DISCUSSION

MAYOR HARTKE had comments on Consent Agenda Item No. 5.

5. RESOLUTION NO. 5393, approving an Intergovernmental Agreement (IGA) with Maricopa Association of Governments (MAG) to Develop Preliminary Design Concepts for the Wall Street Pedestrian Improvement Project in an amount not to exceed \$4,046.84

MAYOR HARTKE said the City is continuing its work to keep downtown Chandler vibrant. The City was awarded \$67,000 in a grant from MAG to produce plans for Wall Street and turn the southern part of downtown into a pedestrian friendly amenity. Mayor Hartke said they would see construction of this project in a future CIP. Mayor Hartke thanked staff for finding grant money and the work they have done.

MAYOR HARTKE had comments on Consent Agenda Item No. 7, 8, and 13.

7. RESOLUTION NO. 5396, authorizing an amendment to the Intergovernmental Agreement with Regional Public Transportation Authority (RPTA) to provide fixed route bus, paratransit and RideChoice service for Fiscal Year 2020-21, in an estimated amount of \$1,490,168.
8. RESOLUTION NO. 5397, authorizing a project agreement with Maricopa Association of Governments (MAG) for regional reimbursement for design, right-of-way, and construction improvements to Lindsay Road (Ocotillo Road to Hunt Highway), in the amount of \$7,450,860.71.
13. AGREEMENT TD6-915-3571, AMENDMENT NO. 3, with StreetMediaGroup, LLC., for transit shelter advertising and maintenance services, for the period of January 1, 2021 through December 31, 2023.

MAYOR HARTKE said the agenda has a number of items that enhance the City's transportation system and infrastructure and show Chandler's commitment to mobility. Mayor Harkte thanked staff for their work on the widening of Alma School Road near Loop 202. The project was advanced 10 years at Council's direction and \$4 million in grant funds was secured. When Council adopted the Transportation Master Plan earlier this year, the expectation was that staff would complete the arterial network in the southern part of the City. The grants they have secured lower taxpayer's costs by nearly \$7.5 million. Between the two grants, taxpayers will be saving \$11.5 million. The transportation team has also secured CARES Act funding that would help the transit services and maintain transit access and reduce Chandler's costs \$4.1 million for the next year.

MAYOR HARTKE said there were questions on Consent Agenda Item No. 9.

9. PAYMENT to the Arizona Department of Revenue for administration and tax collection services in the amount of \$672,479.42.

COUNCILMEMBER ORLANDO asked how we hold accountability for cost increase and collections.

DAWN LANG, Management Services Director, said the State did begin collecting in January 2017. We have been charged an administrative fee and it has been a process of nurturing a partnership. There are various subcommittees that work on issues that are identified where taxes are posted to the wrong community and how to fix that. Chandler used to have a very robust collection process and the State has very few collectors that work for the entire State. This is an opportunity to improve. There is a process that allows cities to have employees work at the State to help with our collections in our jurisdiction. The current IGA does not allow for that and they are working on changes as we improve our partnership. It has been a long few years, but the State has come a long way and the cities have learned how everything is working. The corrections if there are mistakes are happening much more timely. There is a desire to have cities be successful and have accurate tax collection. Ms. Lang said as time goes on the IGA will improve and there is a process in place to ensure accuracy.

COUNCILMEMBER ORLANDO said that was reassuring. Councilmember Orlando asked if our costs have gone down and asked how we check that if the cost is getting too high.

MS. LANG said the costs have increased. There was a onetime payment when this started to help with system enhancement. Our base fee was \$513,000 and today we are paying \$672,479. Ms. Lang said it has fluctuated based on our population to the total population. The cost they are putting towards this effort has increased. We do not have control over that, but we continue to monitor the process. The invoice comes to us, but there is not much ability for the City to change that.

COUNCILMEMBER ORLANDO said collection is important and asked if there was a working group for this.

MS. LANG said there are numerous working groups that are continually trying to improve the processes.

VICE MAYOR LOPEZ said he was on the Municipal Tax Code Commission and this has been working out well and this has allowed for the cities to have a voice. Vice Mayor Lopez said the State was supposed to put in more infrastructure and said it was postponed. Vice Mayor Lopez asked for a status update regarding that.

MS. LANG said there has been some upgrades to accommodate so many cities' tax collections. They have an outdated system, but they have not replaced it yet and did not know where that was in their plan. Ms. Lang said they would be adding upgrades to the current system to remedy some situations.

COUNCILMEMBER STEWART said we are paying more with less service. Councilmember Stewart asked if we could stop doing this and revert back to the old form.

MS. LANG said no, we cannot opt out of this and is in the Arizona Revised Statute. This cannot be reversed unless there is an act of legislature.

COUNCILMEMBER STEWART asked if we could lobby or if it had to come from Council.

MS. LANG said it would be a huge undertaking, but there would need to be a group of cities and the League would need to be involved.

MAYOR HARTKE said there were questions on Consent Agenda Item No. 16.

16. AGREEMENT NO MS5-961-3507, AMENDMENT NO. 2, with Gust Rosenfeld, P.L.C., for bond counsel services, for the period of October 1, 2020, through September 30, 2022.

COUNCILMEMBER ORLANDO asked if there was a stair step approach depending on what our needs are.

MS. LANG said yes there are levels.

COUNCILMEMBER ORLANDO asked if there was an RFP for this and asked how we know these are competitive rates.

MS. LANG said they have been our bond counsel for 28 years. We are recommending extension of this agreement that was created in 2015. Ms. Lang said the agreement was direct selected and before that it was an RFP. This is a specialized service and they know our City and this partnership has worked well for us. Ms. Lang said she did survey other cities in 2015 to get an idea what fees were and they are very competitive and Ms. Lang said this is why they moved forward with the agreement in 2015.

COUNCILMEMBER ORLANDO asked if there was another extension after this.

MS. LANG said this is extension two of two and they are honoring the 2015 rates.

MAYOR HARTKE said there were questions on Consent Agenda Item No. 19.

19. AWARD CONSTRUCTION CONTRACT NO. PR1908.401, to DNG Construction, LLC, for the East Mini Park Renovation in an amount not to exceed \$421,608.13.

MAYOR HARTKE said East Mini Park is a little park development at the corner of Erie and Hamilton. Last summer we met with residents surrounding the east mini park neighborhood to seek imposed improvements. Mayor Hartke said Thursday they would be rewarding the construction, if they say yes, that would add new playground equipment, area lighting, perimeter fencing, benches and more. Renovations are anticipated to be completed early next year. Mayor Hartke thanked the community that were involved in the design.

COUNCILMEMBER ORLANDO said he saw that some of the funds being taken from the Veteran's Memorial and staff explained the account was a holding account for grants and donations that come to the City.

MS. LANG said that is correct, it is more like a miscellaneous grant account.

COUNCILMEMBER ORLANDO asked if there were any timelines on the Veterans Memorial.

ANDY BASS, Community Services Director, said yes, we are currently finalizing our staff reports to start the design process for phase two.

MAYOR HARTKE said there were questions on Consent Agenda Item No. 32.

32. REPLAT, PLT20-0008, CHANDLER CORPORATE CENTER PHASE 2, for approximately 26.4 acres located on the northwest corner of Chandler Boulevard and McClintock Drive.

COUNCILMEMBER ORLANDO asked what the next phase of the project was.

KEVIN MAYO, Planning Administrator, said this is a final plat of a replat of a little portion of Chandler Corporate Center that is the phase two of it. Currently they are building a 120,000 square foot office building. Economic development is working with a single tenant to take the entire building. This plat cleans up some easements and right-of-way issues and an extra lot right of to the west. The land use is planned for office and retail and they anticipate that would finish the area but there are no current plans underway for that small parcel.

COUNCILMEMBER ORLANDO asked how many acres are left.

MR. MAYO said about eight acres on the western side.

COUNCILMEMBER ORLANDO asked if there was potentially some commercial or retail there.

MR. MAYO said yes, service retail for the business park.

COUNCILMEMBER ORLANDO said that was a good use for the area.

MAYOR HARTKE said there were questions on Consent Agenda Item No. 33.

33. RESOLUTION NO. 5399, approving and authorizing an Amendment to an Intergovernmental Agreement (IGA) between Maricopa County Administered by its Human Services Department and City of Chandler to provide temporary housing for at risk individuals and families due to the COVID-19 pandemic utilizing hotel rooms in an amount not to exceed \$79,580; and authorizing the City Manager or designee to sign the agreement and all related documents on behalf of the City of Chandler.

MAYOR HARTKE said thanked staff for saving our tax payers dollars in working with Maricopa County. This is an IGA with Maricopa County Human Services Department to extend the current support for providing hotel rooms for persons experiencing homelessness vulnerable to COVID-19. The Chandler Community Navigators identified vulnerable persons, place them in hotels, provided daily meals and support services. This IGA would be extended through December 2020 and would add four more rooms totaling 10 available rooms. The goal for these individuals would be to go from the hotels to a safe permanent housing solution of which the City is supporting additional households through AZCares funding. MAYOR HARTKE thanked Neighborhood Resources for creative partnerships to find solutions to help our at-risk individuals and families during this time.

#### CONSENT AGENDA ITEMS

- 1a. MINUTES of the City Council Special Meeting of July 13, 2020.



- 1b. MINUTES of the City Council Work Session of July 13, 2020.
- 1c. MINUTES of the City Council Study Session of July 13, 2020.
- 1d. MINUTES of the City Council Regular Meeting of July 13, 2020.
- 1e. MINUTES of the City Council Work Session of July 16, 2020
- 1f. MINUTES of the City Council Regular Meeting of July 16, 2020.
2. FINAL ADOPTION OF ORDINANCE NO. 4931, PLH19-0061, DEVELOPMENT SERVICES CODE AMENDMENTS, amending the Code of the City of Chandler, Chapter 35 - Land Use and Zoning; Chapter 39 - Sign Code; Chapter 43 - Public Works and Utilities Department; Chapter 51 - Wastewater Service; Chapter 52 - Water Services; Chapter 53 - Reclaimed Water Service; relating to zoning, signs, and civil engineering standards.
3. FINAL ADOPTION OF ORDINANCE NO. 4933, forming a Citizen Bond Exploratory Committee and Subcommittees to review and identify the needs of the City of Chandler, and make recommendations to City Council.
4. INTRODUCTION OF ORDINANCE NO. 4927, granting a no cost irrigation and facilities easement to Roosevelt Water Conservation District (RWCD), for the Town of Gilbert Val Vista Drive Improvement Project from Riggs Road to Appleby Road.
5. RESOLUTION NO. 5393, approving an Intergovernmental Agreement (IGA) with Maricopa Association of Governments (MAG) to Develop Preliminary Design Concepts for the Wall Street Pedestrian Improvement Project in an amount not to exceed \$4,046.84
6. RESOLUTION NO. 5395, authorizing a project agreement with Maricopa Association of Governments (MAG) in regional reimbursement for design, right-of-way, and construction improvements to Alma School Road (Pecos to Germann roads), in the amount of \$3,999,308.37.
7. RESOLUTION NO. 5396, authorizing an amendment to the Intergovernmental Agreement with Regional Public Transportation Authority (RPTA) to provide fixed route bus, paratransit and RideChoice service for Fiscal Year 2020-21, in an estimated amount of \$1,490,168.
8. RESOLUTION NO. 5397, authorizing a project agreement with Maricopa Association of Governments (MAG) for regional reimbursement for design, right-of-way, and construction improvements to Lindsay Road (Ocotillo Road to Hunt Highway), in the amount of \$7,450,860.71.
9. PAYMENT to the Arizona Department of Revenue for administration and tax collection services in the amount of \$672,479.42.
10. BOARD AND COMMISSION APPOINTMENTS.
11. PAYMENT of FY 2021 membership dues and assessment to Maricopa Association of Governments (MAG), in the amount of \$92,350.

12. PAYMENT of operations and maintenance costs, system upgrade agreement, and narrow banding, for FY 2020-21, to the City of Phoenix, for participation in the Regional Wireless Cooperative in an amount not to exceed \$634,339.00.
13. AGREEMENT TD6-915-3571, AMENDMENT NO. 3, with StreetMediaGroup, LLC., for transit shelter advertising and maintenance services, for the period of January 1, 2021 through December 31, 2023.
14. AGREEMENT NO. CM6-208-3698, AMENDMENT NO. 4, with KWALL, LLC, for website design and development consulting services, in the amount of \$42,000, for the period of August 10, 2020, through August 9, 2021.
15. AGREEMENT NO. ED8-920-3876, AMENDMENT NO. 2, with Simpleview, LLC, for search engine optimization (SEO) and pay per click (PPC) services, in an amount not to exceed \$60,000, for one year, July 1, 2020, through June 30, 2021.
16. AGREEMENT NO MS5-961-3507, AMENDMENT NO. 2, with Gust Rosenfeld, P.L.C., for bond counsel services, for the period of October 1, 2020, through September 30, 2022.
17. AGREEMENT NO. PW0-285-4197, with AM Signal, Inc.; Clark Transportation Solutions; JTB Supply Company; and Sierra Transportation Technologies, for traffic signal equipment, in a combined amount not to exceed \$720,000, for a one-year period, September 1, 2020, through August 31, 2021, with the option of four additional one-year extensions.
18. AGREEMENT NO. WH6-914-3674, AMENDMENT NO. 4, with Wesco Distribution, for electrical supplies, in an amount not to exceed \$350,000, for the period of August 12, 2020, through August 11, 2021.
19. AWARD CONSTRUCTION CONTRACT NO. PR1908.401, to DNG Construction, LLC, for the East Mini Park Renovation, in an amount not to exceed \$421,608.13.
20. CONSTRUCTION SERVICES CONTRACT NO. 4208821, to Salt River Project, for the relocation of electrical facilities to accommodate the McClintock Drive and Kyrene Road Bike Lanes, Project No. ST1701, in an amount not to exceed \$109,232.80.
21. SOLE SOURCE PURCHASE of an audio system upgrade for the Council Chambers, from Technology Providers, Inc., in an amount not to exceed \$69,931.
22. SOLE SOURCE PURCHASE of Electronic Data Management System annual maintenance, from InStream, in an amount not to exceed \$54,665.
23. SOLE SOURCE PURCHASE of annual support for the talent management suite, from Saba Software, in an amount not to exceed \$145,307.

24. PURCHASE of mobile communication services, from Verizon Wireless, utilizing the State of Arizona Contract No. CTR049877, in an amount not to exceed \$80,000.
25. PURCHASE of SolarWinds software annual maintenance, from SHI International Corp., utilizing the Omnia Partners Contract No. 2018011-02, in an amount not to exceed \$68,225.
26. PURCHASE of janitorial and sanitation supplies, from Waxie Sanitary Supply, utilizing the City of Tucson Contract No. 202329-01, in an amount not to exceed \$350,000, for the period of August 1, 2020, through July 31, 2021.
27. PURCHASE of tires, utilizing the State of Arizona Contract No. CTR042117 with Firestone North America, the Sourcewell Contract No. 102517-HTA, with Hankook Tire of America, the Sourcewell Contract No. 102517-GTC, with Goodyear Tire and Rubber Company, and the Omnia Partners Contract No. 2019209, with Michelin North America, in an amount not to exceed \$250,000.
28. NEW LIQUOR LICENSE, Series 12, Restaurant Liquor License, for Mahfam Moeeni-Alarcon, Agent, MC2 Concepts LLC, dba Mingle + Graze, located at 48 S. San Marcos Place.
29. LIQUOR LICENSE, Series 10, Beer and Wine Store Liquor License, for Ryan Witner Anderson, Agent, 7-Eleven Inc., dba 7-Eleven #27215K, located at 2025 W. Warner Road.
30. LIQUOR LICENSE, Series 12, Restaurant Liquor License, for Madhavi Mogusala, Agent, Zest Hospitality LLC, dba Choolha Indian Room, located at 3491 W. Frye Road, Suite 1.
31. LIQUOR LICENSE CONTINUANCE, Series 12, Restaurant Liquor License, for Jared Michael Repinsky, Agent, The Perch LLC, dba The Perch, located at 232 S. Wall Street, until August 27, 2020. (CONTINUANCE TO THE AUGUST 27, 2020, CITY COUNCIL MEETING.)
32. REPLAT, PLT20-0008, CHANDLER CORPORATE CENTER PHASE 2, for approximately 26.4 acres located on the northwest corner of Chandler Boulevard and McClintock Drive.
33. RESOLUTION NO. 5399, approving and authorizing an Amendment to an Intergovernmental Agreement (IGA) between Maricopa County Administered by its Human Services Department and City of Chandler to provide temporary housing for at risk individuals and families due to the COVID-19 pandemic utilizing hotel rooms in an amount not to exceed \$79,580; and authorizing the City Manager or designee to sign the agreement and all related documents on behalf of the City of Chandler.

ACTION:

34. AUTHORIZATION AND ASSISTANCE, as requested by Councilmember Orlando, to the Chandler Unified School District for use of AZCares Dollars, to purchase 1,000 mobile hot spots for Chandler residents to provide internet access for students, in the amount of \$250,000.

BRIEFING:

35. DISCUSSION, as requested by Councilmember Huang, of Development Agreements for Site 7 with LGE Design Build, and of privately owned property known as D.C. Heights with Chasson Affinity Companies.

ADJOURNMENT: The meeting adjourned at 6:35 p.m.

ATTEST: *Dana R. DeLy* City Clerk  
*Kevin Hauke* Mayor

Approval Date of Minutes: August 27, 2020

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Study Session of the City Council of Chandler, Arizona, held on the 10th day of August 2020. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this 27, day of August 2020.

*Dana R. DeLy*  
City Clerk





## **CITY OF CHANDLER COUNCIL MEETING MINUTES**

### **Study Session**

Monday, August 24, 2020

MINUTES OF THE STUDY SESSION OF THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, held in the Council Chambers, 88 E. Chicago Street, Chandler, Arizona, on Monday, August 24, 2020.

THE MEETING WAS CALLED TO ORDER BY MAYOR KEVIN HARTKE AT 6:39 P.M.

The following members were present:

Kevin Hartke	Mayor
René Lopez	Vice Mayor
Mark Stewart	Councilmember
Jeremy McClymonds	Councilmember
Sam Huang	Councilmember
Terry Roe	Councilmember
Matt Orlando	Councilmember

Also in attendance:

Marsha Reed	City Manager
Joshua Wright	Assistant City Manager
Debra Stapleton	Assistant City Manager
Kelly Schwab	City Attorney
Dana DeLong	City Clerk

### SCHEDULED PUBLIC APPEARANCES

MAYOR HARTKE invited VICE MAYOR LOPEZ to join him for the recognitions.

#### 1. Service Recognitions

##### Neighborhood Resources

Rosalinda Berrelleza - 20 years

### CONSENT AGENDA DISCUSSION

MAYOR HARTKE had comments on Consent Agenda Item No. 3.

3. INTRODUCTION OF ORDINANCE NO. 4934, PLH20-0017, ARCHES CLIMBING + FITNESS, rezoning from Planned Area Development (PAD) to an amended PAD with a Mid-Rise overlay for commercial and office uses.

PRELIMINARY DEVELOPMENT PLAN (PDP) for an indoor rock climbing and fitness facility and conceptual site plan approval for future office and commercial, located north of the northwest corner of Gilbert and Ryan roads.

MAYOR HARTKE expressed his enthusiasm about the project in the community. He said he had a chance to talk with the owners and to have a state-of-the-art premier climbing facility in Chandler would bring the rest of the Valley here because of its quality.

COUNCILMEMBER ORLANDO said he was excited about this amenity coming to our community, something more for our residents to do. He asked what the plan was to finish the project so it is not half built.

DAVID DE LA TORRE, Planning Manager, said currently the applicant does not have any plans to develop the future office and commercial buildings that surround the proposed Arches climbing and fitness building. When the applicant first approached the City, they were only showing the Arches climbing and fitness building portion of that development. Upon staff's request, they added the future development around the site to show how that remaining balance of that parcel could be developed in the future. The idea was to at least conceptually show in the future when ready to be developed how it would look and how it would all be tied together as one cohesive center.

COUNCILMEMBER ORLANDO asked if there were ideas for other entertainment amenities versus just the apartment buildings.

MR. DE LA TORRE said yes, the building could be reused for another recreational gym use that may have another rock-climbing wall. Additionally the taller portion of the building could be divided into multiple stories to accommodate other uses that are allowed by that zoning. Mr. De La Torre said examples included office, institutional uses, and educational facilities. Permitted uses in the zoning code institutional uses include art galleries, museums, science center use like the Children's Museum in Phoenix, something that is interactive that may have an educational component to it that would serve the community.

COUNCILMEMBER ORLANDO said he liked the cluster effect of that and to have an area with different amenities.

MAYOR HARTKE said there were questions on Consent Agenda Item No. 4.

4. RESOLUTION NO. 5398, approving a facility use license agreement with Future Stars Sports Events, LLC (FSSE), the use of Snedigar Sportsplex for youth softball tournaments.

MAYOR HARTKE said Council had been asking the Economic Development Committee for years regarding the opportunities to bring tournaments and use of our fields. This agreement would bring a commitment of 10 youth fast pitch softball tournaments to Chandler. This fits the needs of what we have been requesting and looking for to bring some additional economic development both to our fields and hotels.

Mayor Hartke said he was excited to welcome these tournaments to Chandler and hoped to attract additional regional and statewide fastball softball tournaments to Chandler.

COUNCILMEMBER STEWART said he loved sports tourism and asked for a staff presentation.

ANDY BASS, Community Services Director, recapped Consent Agenda Item No. 4. Future Star Sports run all of the tournaments by USA softball throughout Arizona. Mr. Bass said we are excited to have a partnership with them as they are well known and followed. The tournament would utilize at least four fields at Snedigar complex. Future Star Sports would be responsible for paying all City user fees. In addition to paying these approved fees, they would also install temporary fence anchors on each field for their tournaments. This would allow us to expand to other fast pitch softball tournaments and make the fields the appropriate size. The first tournament would take place over Labor Day weekend.

MR. BASS said Future Star Sports has a COVID-19 policy that has been used in recent tournaments in Prescott. Staff reached out to the Prescott staff to see how it went and found that their policies were very effective. Upon completion of first year, we would be looking at their performance to ensure our facilities are used to their fullest extent. Mr. Bass said staff would continue to work with them to seek larger regional and statewide tournaments. Mr. Bass said these tournaments do not affect the other tournaments that we have at the Complex or the leagues that have historically used the sportsplex. Mr. Bass said they have worked with Chandler Girls Softball and they are supportive of bringing additional tournaments here.

COUNCILMEMBER STWEART thanked staff for all the work they have done.

MAYOR HARTKE said there were questions on Consent Agenda Item No. 6.

6. APPROVE THE USE OF MARICOPA COUNTY'S DETENTION SERVICES, for the booking and housing of inmates, in an amount not to exceed an aggregate of \$1,477,573, for one year, July 1, 2020, through June 30, 2021.

COUNCILMEMBER ORLANDO said staff was able to answer his questions.

MAYOR HARTKE said there were questions on Consent Agenda Item No. 8.

8. TELE-TRACK WAGERING, for a Tele-Wagering Facility Site license for American Greyhound Racing Inc., dba American Greyhound located at 7450 W. Chandler Boulevard.

COUNCILMEMBER ORLANDO asked how many Tele-Wager facilities or licenses we have in Chandler and the revenue stream.

DAWN LANG, Management Services Director, said we currently have three tele-track wagering sites in Chandler; this would be the fourth. The first one is with Turf Paradise Horse Racing Track and has a license at Copper Still Moonshine, Nate's Fifth Base and The Ivy. On the agenda this evening, is with American Greyhound dog racing facility and it will be an additional license at the Copper Still Moonshine

location. The annual revenue stream is \$1,200 a year. There is an annual renewal for this license of that amount. It is also a taxable activity under amusements at 1.5% for the wagering.

MAYOR HARTKE said there were questions on Consent Agenda Item No. 13.

13. PROFESSIONAL SERVICES AGREEMENT NO. WA2008.201, with Wilson Engineers, LLC, for the Loop 101 and Loop 202 Freeway Waterline and Sewer Rehabilitation Design Services, in an amount not to exceed \$679,930.

MAYOR HARTKE said that several years ago we had a main water break that went under the 101 that caused a lot of consternation and rerouting which staff creatively did. This contract is for reevaluation and design service for the water and sewer lines that cross the 101 and 202 near Price. This is a main water line and it is very important for service to all of west Chandler. Mayor Hartke said we have gone to ADOT and have asked them to partner with us as well as legislative, but COVID inhibited us from being able to seek partnership with the State. Mayor Hartke clarified we are seeking to find a 50/50 partnership.

MARSHA REED, City Manager, said yes, we were working with the Governor's Office's budget through ADOT to try to get reimbursement for approximately 50% of the cost since these water and wastewater lines were constructed with the 101 and 202. Ms. Reed said Ryan Peters, Governmental Relations and Policy Manager, has been very involved since last year. Ms. Reed said staff would continue for this next legislative season.

MAYOR HARTKE thanked staff for working on this.

MAYOR HARTKE said there were questions on Consent Agenda Item No. 14.

14. PURCHASE of Dell laptop computers and peripherals, from Dell Marketing L.P., utilizing the State of Arizona Contract No. ADSPO16-098163, in an amount not to exceed \$4,232,356.

COUNCILMEMBER STEWART asked for clarification on the expense for the purchase of laptop computers.

SANDIP DHOLAKIA, Chief Information Officer, said staff looked at the inventory and identified that we needed to replace over 1,400 laptop computers to enable staff to be more nimble to react to circumstances like those that we have experienced in the past several months. Mr. Dholakia said as staff was researching what type of computing device to get we looked at five factors: quality, reliability, performance, durability and support. When those factors were incorporated, that gave us is a business grade laptop, rugged laptop, and rugged tablets for our employees to be able to use. Another cost driver is the security level. It is an enterprise level security that comes with each of the products.

MR. DHOLAKIA said the consumer products that you will typically find at retail would have a fairly outdated storage device. These devices would have flash storage. When the devices power up or power down by navigating through various applications there would not be a lag time. For one user experience it might seem minimal but when you total it, it is a fairly significant impact to productivity as a whole. Another part of the cost is the amount of coverage that we do for all of our devices. Each device would



come with a five year pro plus plan for accidental damage and we can work with the vendor to get parts replaced or if needed the entire device. The second component from a coverage standpoint is the ability to control, monitor and locate a device as they can get lost or stolen. This also includes the ability to remote wipe.

MR. DHOLAKIA said we want to keep things secure and control those devices. Finally, staff looked at the different products out there and they range anywhere from \$500 to \$1,200 on average at most local outlets as well as online. That cost did not include those other items or any peripherals such as keyboards, mouse, and docking stations. Some business functions of the City use special software, which a typical laptop is not able to accommodate. Another analysis was completed to see if we took the average between \$500 to \$1,200 units that you could buy from retail with the quality and the lack of some of the product support, we average about a two-year life span. These are all on a five-year life span. If we were to be servicing, as well as replacing, on a two-year basis versus a five-year bases, some might last longer and some might not, we have an estimate of about \$5.3 million investment over 5+ years. Whereas this is an investment of just over \$4 million.

COUNCILMEMBER STEWART said it makes sense when taking into consideration the peripherals and the security.

COUNCILMEMBER ORLANDO asked about the timeframe.

MR. DHOLAKIA said upon approval staff would initiate the procurement process. It estimated to take approximately a 10-month turnaround time. Things happen during the year that are unforeseen that may increase the time.

COUNCILEMEBER ROE asked if monitors were taken into account and asked about the budgeting for that.

MR. DHOLAKIA said they have taken into account the various business needs and functional needs for monitors. We have approximately four different types of monitors. There are monitors that apply to the typical office worker that are 22-inch monitors and the larger 24-inch monitors. There are also monitors that support CAD, Adobe products, Plan Review and GIS functions. A survey was completed regarding job functions and the monitors that are used so we are not losing any productivity.

COUNCILMEMBER ORLANDO had questions on Consent Agenda Item No. 16.

16. AGREEMENT NO. IT1-920-4232 with WorkGroup Connections, Inc., for Office 365 Implementation and Migration Consulting, in the amount of \$211,040.

COUNCILMEMBER ORLANDO asked about the timeframe

MR. DHOLAKIA said we are still in the final stages of procuring the licensing and onboarding professional service support. After that, a schedule would be put together and we anticipate approximately 12 months, possibly more depending on service disruptions that may occur. Mr. Dholakia said he would commit to providing a project schedule follow up.

VICE MAYOR LOPEZ asked if a conversion has to happen to Microsoft Outlook before O365 or if O365 is compatible with Lotus Notes.

MR. DHOLAKIA said there is going to be architecture of an actual migration of the existing emails. Staff is working closely with various departments on the requirements in terms of archiving, retention rules, retention schedules, and identifying what needs to migrate.

#### CONSENT AGENDA ITEMS

- 1a. MINUTES of the City Council Work Session of August 10, 2020.
- 1b. MINUTES of the City Council Special Meeting of August 10, 2020.
- 1c. MINUTES of the City Council Study Session of August 10, 2020.
- 1d. MINUTES of the City Council Regular Meeting of August 13, 2020.
  
2. FINAL ADOPTION OF ORDINANCE NO. 4927, granting a no cost irrigation and facilities easement to Roosevelt Water Conservation District (RWCD), for the Town of Gilbert Val Vista Drive Improvement Project from Riggs Road to Appleby Road.
  
3. INTRODUCTION OF ORDINANCE NO. 4934, PLH20-0017, ARCHES CLIMBING + FITNESS, rezoning from Planned Area Development (PAD) to an amended PAD with a Mid-Rise overlay for commercial and office uses.  
PRELIMINARY DEVELOPMENT PLAN (PDP) for an indoor rock climbing and fitness facility and conceptual site plan approval for future office and commercial, located north of the northwest corner of Gilbert and Ryan roads.
  
4. RESOLUTION NO. 5398, approving a facility use license agreement with Future Stars Sports Events, LLC (FSSE), the use of Snedigar Sportsplex for youth softball tournaments.
  
5. RESOLUTION NO. 5402, pertaining to the submission and award of the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2020 Local Solicitation in the amount of \$41,117; authorize the Mayor and/or City Attorney to sign the required certification(s); and authorize the Chief of Police, as designated by the City Manager, to conduct all negotiations and to execute and submit all documents necessary in connection with such grant.
  
6. APPROVE THE USE OF MARICOPA COUNTY'S DETENTION SERVICES, for the booking and housing of inmates, in an amount not to exceed an aggregate of \$1,477,573, for one year, July 1, 2020, through June 30, 2021.
  
7. AUTHORIZE the appropriation for fire and emergency medical dispatch services for Fiscal Year 2020-2021 in accordance with the current Intergovernmental Agreement with the City of Phoenix, in the amount of \$1,237,735.27.
  
8. TELE-TRACK WAGERING, for a Tele-Wagering Facility Site license for American Greyhound Racing Inc., dba American Greyhound located at 7450 W. Chandler Boulevard.
  
9. BOARD AND COMMISSION APPOINTMENTS.


10. AGREEMENT NO. CS0-961-4094, AMENDMENT NO. 1, with Daniel Peterson, DBA Southwest Umpires Association, for professional softball umpire services, in an amount not to exceed \$65,000, for the period of September 1, 2020, through August 31, 2021.
11. AGREEMENT NO. MU6-936-3653, AMENDMENT NO. 2, with Valleywide Generator Service, LLC, for generator maintenance, in an amount not to exceed \$250,000, for a two year period, September 1, 2020, through August 31, 2022.
12. SOLE SOURCE AGREEMENT NO. PW0-890-4209, with Core and Main LP, for Neptune water meters, in an amount not to exceed \$3,000,000, for a two-year period, September 1, 2020, through August 31, 2022, with the option of one additional two-year extension.
13. PROFESSIONAL SERVICES AGREEMENT NO. WA2008.201, with Wilson Engineers, LLC, for the Loop 101 and Loop 202 Freeway Waterline and Sewer Rehabilitation Design Services, in an amount not to exceed \$679,930.
14. PURCHASE of Dell laptop computers and peripherals, from Dell Marketing L.P., utilizing the State of Arizona Contract No. ADSP016-098163, in an amount not to exceed \$4,232,356.
15. PURCHASE of Microsoft Office 365 software licenses, from CDW-G, utilizing the State of Arizona Contract No. ADSP017-149774, in an amount not to exceed \$374,642.
16. AGREEMENT NO. IT1-920-4232 with WorkGroup Connections, Inc., for Office 365 Implementation and Migration Consulting, in the amount of \$211,040.
17. PURCHASE of annual maintenance and support services, from Versaterm, Inc., for the Police RMS for the period of September 1, 2020, to August 31, 2021; and the for the CAD system for the period of August 1, 2020, to July 31, 2021, in an amount not to exceed \$434,590.
18. USE PERMIT, PLH19-0062, HAPPY PETS PALACE & PLAYGROUND, to continue outdoor dog play yards to operate together with a dog daycare, overnight boarding, and training facility located at 1080 E. Pecos Road, Suites 15 to 18, at the northeast corner of Pecos and McQueen roads.
19. NEW LIQUOR LICENSE, Series 12, Restaurant Liquor License, for Jared Michael Repinsky, Agent, The Perch LLC, dba The Perch, located at 232 S. Wall Street.
20. LIQUOR LICENSE, Series 10, Beer and Wine Store Liquor License with sampling privileges, for Chelsea Rene Baker, Agent, Aldi (Arizona) LLC, dba Aldi, located at 2844 S. Alma School Road.
21. LIQUOR LICENSE, Series 11, Hotel/Motel Liquor License, for Byron Sarhangian, Agent, Caliber Hospitality LLC, dba Holiday Inn at Ocotillo, located at 1200 W. Ocotillo Road.

INFORMATIONAL:

1. Regular Meeting Minutes of the July 1, 2020, Planning and Zoning Commission meeting.
2. Study Session Minutes of the July 1, 2020, Planning and Zoning Commission meeting.

ADJOURNMENT: The meeting adjourned at 7:03 p.m.

ATTEST:   
City Clerk

  
Mayor

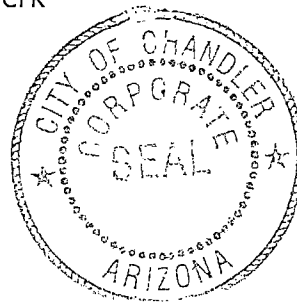
Approval Date of Minutes: September 14, 2020

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Study Session of the City Council of Chandler, Arizona, held on the 24th day of August 2020. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this 14<sup>th</sup> day of September 2020.

  
City Clerk





## **CITY OF CHANDLER COUNCIL MEETING MINUTES**

### **Study Session**

Monday, September 14, 2020

MINUTES OF THE STUDY SESSION OF THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, held in the Council Chambers, 88 E. Chicago Street, Chandler, Arizona, on Monday, SEPTEMBER 14, 2020.

THE MEETING WAS CALLED TO ORDER BY MAYOR KEVIN HARTKE AT 6:03 P.M.

The following members were present:

Kevin Hartke	Mayor
René Lopez	Vice Mayor
Mark Stewart	Councilmember
Jeremy McClymonds	Councilmember
Sam Huang	Councilmember
Terry Roe	Councilmember
Matt Orlando	Councilmember

Also in attendance:

Marsha Reed	City Manager
Joshua Wright	Assistant City Manager
Debra Stapleton	Assistant City Manager
Kelly Schwab	City Attorney
Dana DeLong	City Clerk

### SCHEDULED PUBLIC APPEARANCES

MAYOR HARTKE invited COUNCILMEMBER ROE to join him for the recognitions.

#### 1. Service Recognitions

##### Cultural Development

Judi Johnson - 20 years

##### Development Services

Adan Clemente - 15 years

Teresa Fitzhugh - 25 years (Retiring: 10/01/2020)

##### IT Department

Fei Peng - 10 years

2. 2020 Employees of the Year

- Sue Van Horne, Community Services
- Courtney Randolph, General Government (CAPA)
- Peter Bugg, Cultural Development
- Teresa Fitzhugh, Development Services
- Aaron Wilson, Fire
- Daniel St. Jean, Information Technology
- Kellie Evans, Law
- Janet Northrup, Management Services
- Danny Carter, Police
- Bhavika Bhakta, Public Works and Utilities
- Youth Housing Program Team, Neighborhood Resources

3. Proclamation: Domestic Violence Awareness Month

MAYOR HARTKE read the proclamation and Katie Cain, Victim Services Coordinator, and Samantha Hinchey, Chair of Domestic Violence Commission, accepted.

MS. CAIN thanked the community for their support.

MS. HINCHEY said there would be a virtual event to honor the survivors, advocates, law enforcement and Council on September 30 and more information would be provided on the City website.

CONSENT AGENDA DISCUSSION

MAYOR HARTKE said comments were received on Consent Agenda Item No. 3 and No. 20.

DAVID SMITH, resident at 3030 E. Horseshoe Dr, Chandler, AZ 85249, submitted the following:

As a homeowner and the Board Secretary for the Brooks Ranch HOA, I am concerned about the lack of transparency regarding the plan for widening Gilbert Rd in from of the Brooks Ranch subdivision ( east side of Gilbert Rd. immediately south of Brooks Farm Rd.) We have been unsuccessful over the past weeks in getting the proposed plan for the widening from City of Chandler Public Works. We are concerned over the potential impact of widening not only from the perspective of our property fronting Gilbert Rd but also issues with reducing the size of the turn lane and cross over into our main entrance at Gilbert Rd and Mead. We have already had a 'false alarm' from CUSD regarding the desire to acquire part of our property at the corner of Gilbert Rd. and Brooks Farm Rd for a right turn lane which already exists.

DAVID SMITH, resident at 3030 E. Horseshoe Dr., Chandler, AZ 85249, submitted the following:

As the Board Secretary for the Brooks Ranch HOA, I take issue with the agenda item given the total lack of transparency regarding the actual plans to widen Gilbert Rd from Ocotillo south, which includes the front of our Brooks Ranch subdivision on the east side . How can you solicit a paving bid when the widening plans have not been made public? We are particularly concerned about the impact of the widening on the turn lanes and cross over into our main entrance at Gilbert Rd. and Mead. Also, the timing of the widening, coinciding with the Chandler High School 7 which will include widening of Brooks Farm Rd in not known – simultaneous construction on these two road projects could severely limit the ability of our homeowners to enter and exit our community.

COUNCILMEMBER STEWART asked for a staff presentation on Consent Agenda Item No. 2.

2. INTRODUCTION OF ORDINANCE 4939, amending the Code of the City of Chandler, adding Chapter 22 – Short Term Rentals, providing for the repeal of conflicting ordinances, providing for severability, and providing for penalties, as recommended by the City Manager's Office.

RYAN PETERS, Governmental Relations and Policy Manager, presented the following Power Point presentation.

- 2016 legislation: SB 1350
  - Preempted from banning STRs
  - Prohibited from regulating vacation rentals based on classification, use or occupancy
  - Provided limited health and safety oversight
  - Established transient lodging tax collection
- Unintended Consequences: "Party Houses"
  - Expanded protections for STRs
  - Increase in special event reservations/"party houses"
  - Municipalities and neighborhoods unable to regulate due to protections
  - Public attention brought desire for additional legislation
- 2019 Legislation: HB 2672
  - Prohibited operation and advertising without a TPT license
  - Prohibited special events that would require a permit
  - Established penalties for STR violations
  - Allowed collection of owner information by a local government
- Council Work Session: Proposed Code Amendments and Public Comment Period
  - Council met June 8 during a work session to review the proposed code amendments
  - Staff outlined the July public comment period
- Public Comment Period
  - Comment Period July 1- July 30
  - Public Input Nearly 160 comments received
  - Summary
    - Majority of comments are supportive
    - Some comments voice concern about regulation
    - Some comments about individuals experiences with STRs
- Public Comment Summary
  - Comment Summary
    - Fines for verified violations should be adjusted
    - The owner/designee complaint response timeframe of 60 minutes is too short
    - STRs should be regulated in additional ways
    - Optimistic about changes/regulation is overdue
  - Staff Feedback
    - Fines associated with the verified violation process are outlined in Statute

- Statute allows municipalities to establish a “timely manner” for an owner/designee to respond to complaints in person, over the phone or by email
- Cities and towns are prohibited from regulating STRs except as provided in Statute
- None
- Code Amendments: Adding Chapter 22 – Short Term Rentals
  - 22-3
    - Requires STRs to obtain TPT license and register with the City
    - STR address
    - Owner mailing address
    - Owner or agent phone number and email address
  - 22-4
    - Prohibits STRs from nonresidential use
    - Prohibits STRs from being advertised for uses or occupancies that violate code or State Statute
    - Applies neighborhood preservation and residential parking requirements to STRs
    - Requires notice to be placed in STR outlining prohibited uses
    - Requires owner or authorized agent to appear on premises or over the phone within 60 minutes upon request of Police Officer or Code Inspector
- Code Amendments: Adding Chapter 22 – Short Term Rentals
  - 22-5
    - First offense \$500
    - Second offense \$1,000
    - Third and subsequent offense: \$1,500
    - Owner or agent who commits 3 or more offenses in 24 month period is guilty of Class 1 Misdemeanor
  - 22-6
    - Requires Management Services Director to report verified violations to Department of Revenue and STR owner within 30 days
- Council Action
  - Staff recommends Council adopts Ordinance No. 4939
  - If approved, Ordinance will become effective 30 days from final action

COUNCILMEMBER STEWART asked if short-term rentals are paying a 1.5% City tax already.

MR. PETERS said they pay the base rate of 1.5% and there is also a 2.9% transient lodging tax that applies for a total of 4.4%.

COUNCILMEMBER STEWART asked how the City collects that.

MR. PETERS said state statute creates the mechanism for Airbnb’s to collect from the property owners, but they must register with the City for their taxable sales.

DAWN LANG, Management Services Director, said that was correct.



COUNCILMEMBER STEWART asked how much revenue is generated and what services is the City providing for that tax revenue.

MS. LANG said we do not have an exact number on what we are collecting. With this mechanism in place, staff would be able to track the revenue and help manage short-term rentals in the City.

COUNCILMEMBER STEWART commented that the first offense is \$500 fine and asked if there is a stipulation that could be added to have a warning first.

MR. PETERS said law enforcement has the opportunity to respond, assess the situation and make the appropriate determination. The intent of the ordinance is to create a balance for the neighborhoods.

COUNCILMEMBER STEWART said he would like to introduce language that encourages a warning on the first violation.

MAYOR HARTKE said that would be an amendment. Mayor Hartke said he felt comfortable giving the police latitude to make that decision on scene. Mayor Hartke asked City Attorney to address Councilmember Stewart's change.

KELLY SCHWAB, City Attorney, said these offenses and penalties are what is set forth in State law. Staff works to obtain compliance and generally give warnings first. If Council would like to give warnings first, then that could be communicated clearly to staff. Ms. Schwab advised against adding that language into the ordinance because it could create opportunity for legal arguments in the court system. The more language that is added that is different from State law the more it is subject to challenge in court.

COUNCILMEMBER STEWART said he would vote no until it is adjusted.

COUNCILMEMBER ORLANDO said he has two short-term rentals in his neighborhood; one is managed well and the other is not. He thought that the ordinance is balanced enough so the police have the latitude to make the call depending on the situation.

COUNCILMEMBER ROE clarified on the first offense that is a petty offense with a fine attached and asked if that was correct.

MR. PETERS said it is a civil offense with a fine associated until the third offense.

COUNCILMEMBER ROE said with third offense, the Police do not have to arrest anybody. They could be fined with the opportunity to go to court to discuss the fine.

MR. PETERS said that is correct. State statute specifically prescribes that the Arizona Department of Revenue also has fines that they assess if the City decides to not to take the fine in-house. There is a verified violation process and if the person is found guilty, the Department of Revenue is notified and if the City would assess the fine or if they need to.

COUNCILMEMBER ROE asked if that was also for the first offense.

MR. PETERS said the property owner is responsible for each offense.

COUNCILMEMBER ROE said the police officers do have the discretion to contact an owner and make a warning to gain cooperation and compliance.

MR. PETERS said that is correct.

COUNCILMEMBER STEWART asked how this would be communicated to the owners. If they are not registered with the City and potentially fined and would like have more discussion on this.

COUNCILEMEMBER HUANG asked Councilmember Stewart if he recommended tabling the item.

COUNCILMEMBER STEWART said he would like to amend the ordinance to at least add one year of a warning period.

MS. SCHWAB said staff could add a delayed effective date in the ordinance to allow for a period of education.

MAYOR HARTKE asked if the Police have the option give a warning.

MS. REED, City Manager, said there was an internal committee that looked at this ordinance and how it would be rolled out. Ms. Reed asked Mr. Peters to address the state law part and how long has it been in effect. Ms. Reed asked the Police Chief to address how officers respond to short-term rentals currently and how they would respond if this ordinance was passed.

MR. PETERS said the law passed in 2019 and became effective August of 2019. Various cities around the State have begun implementing it. Mr. Peters said we chose to wait until now because of additional action legislature may have took and staff did not want to present something premature. This creates opportunities to educate. There is a 30-day period if the Council passes the ordinance. There is an effort that our Tax and License staff has thought about to incorporate a notification process for these short-term rentals. Ultimately the goal is to make sure the community is aware. Mr. Peters said when they put this ordinance out for comment staff received a record number of comments and the community was supportive of this change.

COUNCILMEMBER HUANG asked if the Council is required to pass the ordinance in a timely manner.

MR. PETERS said not necessarily. It has been about a year since the State Legislature has passed it. There have been inquiries from the Governor's Office about how many cities have implemented the statute. Mr. Peters said they have taken the time to get it right and received stakeholder input.

SEAN DUGGAN, Police Chief, said this is an administrative ordinance that would allow Code Enforcement to identify the owners and provide education. If the Police are called and it is a criminal violation, they are going to take action whether it is a warning, arrest, or citation. If there is criminal activity occurring, they would address that. This ordinance gives Code Enforcement authority to do administrative work on the front end and the back end. If Police are called, they are taking immediate action.

COUNCILMEMBER ORLANDO asked if the officer at the time does have the opportunity to give a warning or ticket is that true.

CHIEF DUGGAN said depending on the scenario the officer could certainly utilize discretion and issue a warning.

COUNCILMEMBER ORLANDO said if the officer gives a warning and then has to return then at that time there should be a citation.

CHIEF DUGGAN said it depends and that scenario plays out every day across the City.

COUNCILMEMBER ORLANDO said this has been a law for a year now. Councilmember Orlando asked how many cities have adopted this and have gotten the communication out to the industry. Councilmember Orlando said the residents have been very patient with the short-term rentals. Our residents have asked us through State Legislature and the Governor's Office to take action. The HOA's cannot take action. Councilmember Orlando said he did not mind delaying a month or two, but a year is not answering our residents call for this activity.

COUNCILMEMBER HUANG said if Councilmember Roe or Councilmember Stewart would put this item into action and then present their amendment so some changes could possibly be made.

COUNCILMEMBER STEWART said there are a lot of unanswered questions about the intent of this ordinance. Councilmember Stewart asked in the ordinance for speeding, is there terminology that states that Police could give a warning. Councilmember Stewart asked if that would be discretionary across any laws and ordinances in the City.

MS. SCHWAB said yes, there is discretion in our laws. It is inherent.

COUNCILMEMBER STEWART said the deeper question is what we trying to solve. Part of the presentation is that it gives an owner 60 minutes to arrive to show up on site or at least be available by phone call if there is a violation.

MR. PETERS said that is correct.

COUCNILEMEMBER STEWART asked if that is state or ordinance.

MR. PETERS said it is the ordinance. The State asks that the responsible party be available.

COUNCILMEMBER STEWART said this would be additional information that the homeowners would need to know about.

MR. PETERS said that is correct. Part of the statute is to post the rules of the short-term rental within the property so there should be awareness.

COUNCILMEMBER STEWART asked for a grace period of education whether it be a year or two before fines are implemented for this ordinance.

MS. REED said she would like to recommend, along with Councilmember Huang, if further conversation is needed that it be moved to action. Council would have the opportunity to amend or continue the item on Thursday.

MAYOR HARTKE said Consent Agenda Item No. 2 was moved to action.

VICE MAYOR LOPEZ asked for a staff presentation on Consent Agenda item No. 3.

3. RESOLUTION NO. 5401, authorizing the acquisition of real property as needed for the Gilbert Road Improvements, Project No. ST2003, from Ocotillo Road to Chandler Heights Road, at market value plus closing costs and escrow fees; authorizing the City's Real Estate Manager to sign, on behalf of the City, the purchase agreements and any other documents necessary to facilitate these acquisitions; authorizing eminent domain proceedings as needed to acquire said real property and obtain immediate possession thereof; and authorizing relocation services as may be needed and required by law.

ERICH KUNTZE, Real Estate Coordinator, said the project is primarily to put in traffic signals stating at Ocotillo on the southwest and southeast corner onto Gilbert road for safety traffic flow. The Chandler Unified School District came in with their plans for the high school so we have amended the project. Staff is asking for the authority to acquire the property rights we need for those traffic signals and to meet the critical time limits that the school is requesting. There are eight properties all together, three are north of the canal and in the City. Five of them are south of the canal by an IGA with the School District, they have agreed to assist with those acquisitions.

VICE MAYOR LOPEZ said the need for additional traffic lights was new, especially with the new high school coming in, is causing an expansion.

JOHN KNUDSON, Public Works & Utilities Director said the project a year ago in the CIP was only to add a traffic signal at the Fry's shopping center further north towards Ocotillo. Chandler Public Schools announced the high school to be built at the location on Gilbert road it was found necessary that the roadway be expanded from its four lanes, to two lanes each direction, to three lanes each direction. A study was completed by the School District that showed the necessity. The traffic signal that was planned for Fry's there would be another traffic signal further south at the main entrance to the high school near the stadium area and another traffic signal at Brooks Farm road. There would be an addition of three traffic signals along that route; two of those are based on the need from the high school's edition.

VICE MAYOR LOPEZ asked, along with widening Gilbert road.

MR. KNUDSON said that is correct. We have an intergovernmental agreement with the School District to pay for their impact along the frontages. They would be taking care of the widening costs

and the traffic signal installation costs. The City would be taking care of the north and south tapers, which would bring it in to the three lanes.

VICE MAYOR LOPEZ said there is a lot of concern against additional traffic around these high schools; it brings in a lot more traffic, but we have done studies and planned accommodations for it.

COUNCILMEMBER ORLANDO asked what has staff done to ensure proper due diligence through notifications.

MR. KNUDSON said he spoke with a resident of the neighborhood who expressed concerns regarding the high school and there were three areas of concern. The first was regarding the construction of widening. At the same time the City would be doing the widening on Gilbert road, the School District would potentially be working along Brooks Farm. Mr. Knudson said he would coordinate all efforts between the Chandler School Districts contractor and our own to allow for access on Four Peaks Drive, which exits north of their subdivision, and Mead which exits west onto Gilbert Road. Mr. Knudson said would provide phones numbers of the construction managers and our public relations to keep them involved through the construction process. Beyond construction, the resident expressed concern about traffic control signage at Four Peaks and Mead. Mr. Knudson said the Traffic Engineering would ensure whatever is placed is appropriate for traffic. Mr. Knudson said the third item was traffic circulation patterns for busses and student drop-offs. Our staff and the high school staff construction group is working diligently to determine the best routes.

COUNCILMEMBER ORLANDO said we knew we would be widening the road, but we did not know exactly what area and pieces of property until just recently.

MR. KNUDSON said we are executing a fast track construction method and oftentimes the design barely leads construction. We are also committed to the HOA members to show them a complete set off drawings with the different issues and different features on Gilbert Road.

COUNCILMEMBER ORLANDO said the issue now is that this is an exception rather than the rule. The rule is we have a due diligent process with outreach, neighborhood meetings, and a full communication plan. This is fast tracked so we are doing our best knowing that this is a short-term project.

MR. KNUDSON said that is correct. Our normal projects have a much more calculated process that includes all the public awareness.

COUNCILEMEMBER ORLANDO asked for a staff presentation on Consent Agenda Item No. 4.

4. RESOLUTION NO. 5403, authorizing the Chandler Police Department to enter into an agreement with PMAM Corporation to provide management and service of the City's False Alarm and Alarm Registration Program in accordance with the City's Alarm Ordinance.

CHIEF DUGGAN said the City has about 14,000 alarm permit holders, residential and commercial. The police department manages the program that also includes registration and false alarms. Support staff conducts the current process manually and residents have to download a form and mail it to the Police Department. PMAM provides a cloud based online program for new registration applications for both residential and commercial alarm users. The program offers real time options for viewing invoices and client history; it allows citizens to apply for permits online and pay online. Utilizing this process they can be alarm compliant within minutes as opposed to days or weeks. Per our City ordinance, each home and business is charged \$10 for the alarm permit and \$10 a year to renew. On average, we collect about 70% of the alarms fees each year. PMAM's goal is to collect about 95% of those fees and would also increase the amount of alarm holders. We have 14,000 alarm holders and the goal over the next five to eight years is to scale that to about 75,000. PMAM would provide education to security companies and residents, which is a significant impact on the Police Department. Chief Duggan said they respond to about 7,000 alarm calls a year with a majority of them being 95% false. Chief Duggan said if we could reduce the number of false alarms through education, it frees up those limited police assets.

COUNCILMEMER ORLANDO said this would free up your administrative staff as well.

CHIEF DUGGAN said they are not entirely freed up as they would still be the liaison, but it does free up many staff hours that could be dedicated elsewhere.

COUNCILMEMBER ORLANDO asked if they have a good record of working with residents.

CHIEF DUGGAN said yes, and everything is updated in real time.

VICE MAYOR LOPEZ had asked for a staff presentation on Consent Agenda Item No. 9.

9. PAYMENT of fiscal year 2020-2021 membership dues to the Arizona Municipal Water Users Association in the amount of \$96,332.

MR. KNUDSON said AMWA advocates for responsible water stewardship, supports economic prosperity, and safeguards Arizona water supplies for future generations. AMWA is governed by a Board of Directors, comprising of Mayors and Councilmembers, representing the 10 member cities. Vice Mayor Lopez serves as the City's representative. The dues for this organization are based on the number of the members and the population of each. The dues are calculated by 50% of the dues are split by 10 members equally; the other 50% of the dues is a population based calculation. The dues this year did reduce slightly because of savings the organization had last year due to COVID-19 and a vacancy in the organization.

VICE MAYOR LOPEZ said they do many things and represent all the AMWA cities at the State Legislature. Vice Mayor Lopez said they provide education to all the primary winners to educate them on water. They also attend many water meetings within CAP and SRP. It does provide a very

good asset and value. They run very efficient and effective to get a lot done for the money that we provide them.

COUNCILMEMBER ORLANDO thanked Vice Mayor Lopez for the work on that committee and being our water expert.

MAYOR HARTKE had comments on Consent Agenda Item No. 13.

13. AGREEMENT NO. ED0-918-4196, with Northern Arizona Technology and Business Incubator, dba Moonshot at NACET, for Innovations Incubator management services for a one-year term from October 1, 2020, through September 30, 2021, with the option of up to four additional one-year extensions, in an amount not to exceed \$250,000.

MAYOR HARTKE said we are committed to supporting entrepreneurs who add to our economic dynamism of our community enhancing our reputation to be the community of innovation. In an effort to support our technology oriented entrepreneurs we are continuing to advance the goals of Chandler Innovation Incubator via our partnership with Moonshot.

VICE MAYOR LOPEZ asked for a staff presentation.

MICAH MIRANDA, Economic Development Director, said we are in the final year of our current contract with NACET for the management of the Chandler Innovation Incubator. This past year, we set out for some performance measures in mind. Every year we have contract goals that we aim for and a lot of these goals are built around the intent of innovations. The primary intent is to support technology incubation in Chandler. This incubator is not geared to general service businesses; we are laser focused on advancing the community of innovation. This year there are about 55 applicants in the program with 34 active client members.

MR. MIRANDA said an important thing is really getting out there to use this program to leverage Chandler from a technology attraction standpoint. We put into the contract a number of press releases. This past year our total potential audience in reach and multiple press releases viewed by multiple individuals, has had the ability to generate nearly a billion impressions for Chandler. Mr. Miranda said of the jobs created through the client firms this year the average salary is \$79,000. This is good for startup companies as they begin to grow. Mr. Miranda said they look at are revenues generated, equity, capital raised, and the companies in the program have generated north of \$2 million of equity and grant investments.

VICE MAYOR LOPEZ said the numbers are great and it is a great investment. Vice Mayor Lopez thanked NACET for all the work they do.

COUNCILMEMBER ORLANDO asked for more information on the metrics and how they are meeting them. Councilmember Orlando asked what we are doing with all these other incubator entities and organizations.

MR. MIRANDA said each organization has specific lanes they generally play in. The role innovation plays, specific to what the City is contracting with, is technology development. There is overlap with the organizations in the space and the Chamber of Commerce has helped with this as well.

COUNCILMEMBER STEWART asked what could be done if there was more funding for outreach and bring more people in. Councilmember Stewart asked for information and possibly more CARES Act funding money.

MR. MIRANDA said they would work on strategic planning for these goals and drive the availability of angle investing.

COUNCILMEMBER STEWART said two companies that came out of Gangplank have recently been funded with millions of dollars so it is working.

MAYOR HARTKE had comments on Consent Agenda Item No. 21.

21. PROFESSIONAL SERVICES AGREEMENT NO. PR2004.201 to Kimley-Horn and Associates, INC., for Veteran's Memorial Phase II Design Services, in an amount not the exceed \$240,821.

MAYOR HARTKE said this would provide the full design and construction documents to complete the Veteran's Memorial Park. Mayor Hartke presented some park renderings.

COUNCILMEMBER ORLANDO asked if Mr. Bass could reach out to the original veterans who put the design together and ask if there are any changes or things they would like to see in the final design.

ANDY BASS, Community Services Director, said yes. There is a list of 13 groups that staff worked with on the initial design.

COUNCILMEBER ORLANDO said there is a lot of enthusiasm on this and would like them to have one last look.

COUNCILMEMBER ROE asked if they are still considering of artificial turf or real grass in that area.

MR. BASS said it would be determined in the design process. The main concern would the maintenance so that it looks nice year round.

COUNCILMEMBER ROE said he wanted to ensure people would be able to walk around and enjoy it.



COUCNILMEMBER ORLANDO said the American Legion and Veterans of Foreign Wars were able to provide labor for park maintenance and provide tours. Councilmember Orlando asked Mr. Bass to reach out to those groups.

MR. BASS said he would follow up.

CONSENT AGENDA ITEMS

1. INTRODUCTION OF ORDINANCE NO. 4935, authorizing the abandonment of three drainage easements no longer needed for public use on property located at the southwest corner of Germann Road and Stearman Drive.
2. INTRODUCTION OF ORDINANCE 4939, amending the Code of the City of Chandler, adding Chapter 22 – Short Term Rentals, providing for the repeal of conflicting ordinances, providing for severability, and providing for penalties, as recommended by the City Manager's Office.
3. RESOLUTION NO. 5401, authorizing the acquisition of real property as needed for the Gilbert Road Improvements, Project No. ST2003, from Ocotillo Road to Chandler Heights Road, at market value plus closing costs and escrow fees; authorizing the City's Real Estate Manager to sign, on behalf of the City, the purchase agreements and any other documents necessary to facilitate these acquisitions; authorizing eminent domain proceedings as needed to acquire said real property and obtain immediate possession thereof; and authorizing relocation services as may be needed and required by law.
4. RESOLUTION NO. 5403, authorizing the Chandler Police Department to enter into an agreement with PMAM Corporation to provide management and service of the City's False Alarm and Alarm Registration Program in accordance with the City's Alarm Ordinance.
5. RESOLUTION NO. 5405, authorizing acceptance of Police Safety Equipment Funding from the Office of Arizona Attorney General in the amount of \$40,000.
6. RESOLUTION NO. 5406, approving a first amendment to the Intergovernmental Agreement with the Chandler Unified School District No. 80 (CUSD) for the City to procure design and construction of certain Deferred Covered Improvements in connection with the District's development of its Central Transportation Facility located at 3750 S. Centre Pointe Parkway, and for CUSD to dedicate required right-of-way and reimburse the City for all costs associated with the improvements.
7. RESOLUTION NO. 5407 setting the 2021 City Council Regular Meeting Schedule.
8. AUTHORIZE payment of Fiscal Year 2020/21 annual membership fee for Valley Metro Rail, Inc., in the amount of \$50,000.00.

9. PAYMENT of fiscal year 2020-2021 membership dues to the Arizona Municipal Water Users Association in the amount of \$96,332.
10. BOARD AND COMMISSION APPOINTMENTS.
11. AGREEMENT NO. CS0-988-4215, with Brightview Landscape Services, Inc., for park mowing services, in an amount not to exceed \$383,000, for one year, October 1, 2020, through September 30, 2021, with the option of up to four additional one-year extensions.
12. AGREEMENT NO. CS9-988-4086, AMENDMENT NO. 1, with Grounds Control, LLC, for City Parks Landscaping Services, in an amount not to exceed \$1,082,052 for a one-year period, October 1, 2020, through September 30, 2021.
13. AGREEMENT NO. ED0-918-4196, with Northern Arizona Technology and Business Incubator, dba Moonshot at NACET, for Innovations Incubator management services for a one-year term from October 1, 2020, through September 30, 2021, with the option of up to four additional one-year extensions, in an amount not to exceed \$250,000.
14. AGREEMENT NO. FD7-200-3793, AMENDMENT No. 3 for fire uniforms, in an amount not to exceed \$175,000, for the period of September 15, 2020, through September 14, 2021.
15. AGREEMENT NO. FD7-340-3794, AMENDMENT No. 3 for fire turnouts and personal protective equipment, in an amount not to exceed \$150,000, for the period of September 15, 2020, through September 15, 2021.
16. AGREEMENT NO. PW1-988-4227, with Somerset Landscape, LLC, a Yellowstone Landscape Company, for the Public Works landscape services, in an amount not to exceed \$881,910.83, for a one-year period, October 1, 2020, through September 30, 2021, with the option of four additional one-year extensions.
17. AGREEMENT NO. SW0-910-2493, AMENDMENT NO. 1, with Waste Management of Arizona, for solid waste collection and transfer service, in an amount not to exceed \$8,800,000, for a ten-year period, October 1, 2020, through September 30, 2030.
18. AGREEMENT NO. SW9-0495-1557, AMENDMENT NO. 3, with Waste Management of Arizona, for refuse disposal service, in an amount not to exceed \$2,100,000, for a five-year period, October 1, 2025, through September 30, 2030.
19. CONSTRUCTION CONTRACT NO. ST2013.401, CHANGE ORDER NO. 1, with Nesbitt Contracting Co., Inc., for the Price Road Pavement Repair at South 3100 Intersection, increasing the contract limit by \$26,005.44, for a revised contract amount not to exceed \$75,472.

20. CONSTRUCTION MANAGER AT RISK CONTRACT NO ST2004.402, with Sunland Asphalt & Construction, Inc., for Gilbert Road Improvements Phase II (Ocotillo Road to Chandler Heights Road), in an amount not to exceed \$4,766,921.
21. PROFESSIONAL SERVICES AGREEMENT NO. PR2004.201 to Kimley-Horn and Associates, INC., for Veteran's Memorial Phase II Design Services, in an amount not the exceed \$240,821.
22. PROFESSIONAL SERVICES AGREEMENT NO. ST2001.201, with Kimley-Horn and Associates, Inc., for the design and project management of Lindsay Road Improvements (Ocotillo Road to Hunt Highway) Design Services, in an amount not to exceed \$1,755,061.
23. PROFESSIONAL SERVICES AGREEMENT NO. ST2007.201, to NFra, Inc., for the design of Hamilton Street Improvements (Iris Place to Appleby Road) Design Services, in an amount not to exceed \$238,932.
24. PROFESSIONAL SERVICES AGREEMENT NO. WW2005.201, with Dibble & Associates Consulting Engineers, Inc., for the Sewer Pipeline Assessment & Rehabilitation, in an amount not to exceed \$748,201.30.
25. TRANSMISSION CONSTRUCTION CONTRACT NO. 4208745, DESIGN SERVICES CONTRACT NO. 4209091(OH), AND DESIGN SERVICES CONTRACT NO. 4209089(UG), with Salt River Project, for the relocation of power distribution facilities to accommodate the Cooper Road Improvements (Alamosa Drive to Riggs Road), Project No. ST1503, in an amount not to exceed \$676,393.
26. PURCHASE of electronic library materials, from Bibliotheca, LLC, utilizing Maricopa County Contract No. 16015, in an amount not to exceed \$100,000.
27. PURCHASE of network storage hardware and software maintenance, from vCore, utilizing the State of Arizona Contract No: ADSP016-098163, in the amount of \$361,550.
28. PURCHASE of generator maintenance, from The W. W. Williams Company, Inc., utilizing the City of Mesa Contract No. 2019003, in an amount not to exceed \$155,000.
29. USE PERMIT, PLH19-0018, COPPER MOUNTAIN VETERINARY CLINIC PET PATIO, approve an outdoor patio area for pet relief as an accessory use to a veterinary clinic, located at 2980 S. Alma School Road, Suite 1, at the northwest corner of Alma School and Queen Creek roads.
30. USE PERMIT, PLH19-0048, K-9 RESORTS DAYCARE & LUXURY HOTEL, approve an outdoor animal play area as an accessory use to a luxury animal daycare with overnight boarding, located at 1870 W. Germann Road, Suite 101, at the northeast corner of Dobson and Germann roads.

- INFORMATIONAL:

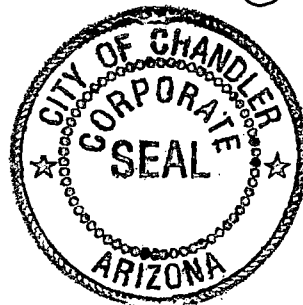
- ADJOURNMENT: The meeting adjourned at 7:37 p.m.

Approval Date of Minutes: October 12, 2020

## CERTIFICATION

DATED this 12<sup>th</sup> day of October, 2020.

Dana R. DeLong  
City Clerk





## **CITY OF CHANDLER COUNCIL MEETING MINUTES**

### **Study Session**

Monday, October 12, 2020

MINUTES OF THE STUDY SESSION OF THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, held in the Council Chambers, 88 E. Chicago Street, Chandler, Arizona, on Monday, October 12, 2020.

THE MEETING WAS CALLED TO ORDER BY MAYOR KEVIN HARTKE AT 6:06 P.M.

The following members were present:

Kevin Hartke	Mayor
René Lopez	Vice Mayor
Mark Stewart	Councilmember
Jeremy McClymonds	Councilmember
Sam Huang	Councilmember
Terry Roe	Councilmember
Matt Orlando	Councilmember

Also in attendance:

Marsha Reed	City Manager
Joshua Wright	Assistant City Manager
Debra Stapleton	Assistant City Manager
Kelly Schwab	City Attorney
Dana DeLong	City Clerk

### SCHEDULED PUBLIC APPEARANCES

MAYOR HARTKE invited Councilmember Stewart to join him for the recognitions.

#### 1. Service Recognitions

##### Communications and Public Affairs

Jennifer Honea – 20 years

##### Police

Veronica Vierra – 20 years

Elizabeth Medrano – 20 years

Jesus Deanda – 25 years

2. Proclamation for Disabilities Employment Awareness Month

COUNCILMEMBER STEWART read the proclamation and Collette Prather, Recreation Coordinator, and Jeff Dever, Chair of Mayor's Committee for People with Disabilities, accepted.

MR. DEVER announced November 13 would be the annual Chandler Golf challenge at Bear Creek Golf course. This year would be the 24<sup>th</sup> year of the tournament. Mr. Dever encouraged residents to attend and support the Mayor's Committee for People with Disabilities.

3. Proclamation for Arizona Cities and Towns Week

MAYOR HARTKE read the proclamation and Matt Lore, Deputy Director of the League of Arizona Cities and Towns, accepted.

MR. LORE thanked staff and Council for their continued support.

4. Small wireless facilities located in the Festiva Court and Kempton Crossing subdivisions – Scott Brown and Kari Wagner

KARI WAGNER, resident at 2305 E. Folley St, Chandler, AZ 85225, spoke about the concerns she had regarding the 4G and 5G wireless communications facilities being constructed next to their homes. Ms. Wagner stated no one wants to live closer than 2,500 feet from a cell tower. Ms. Wagner said there is real evidence of harms from around the U.S. due to insufficient regulation of maximum effective radiated power including public safety, privacy, and property value harms. Ms. Wagner said in some cities and other states this has been properly managed through zoning laws so that no cell towers of any size or G will be constructed in public rights of way or residential zones. Based on HB 2365 the onus is on the City to pass local laws. Ms. Wagner said that Council could pass a local ordinance that regulates the maximum electromagnetic power allowed through the air, enough to enable telecommunications service and no higher. A local ordinance would not result in effective prohibition of telecommunications service and therefore would be legal and defensible with respect to HB 2365 and the 1996 telecommunications act. The wireless industry may state otherwise, but that would be incorrect. Council is able to set policy to balance the needs of Chandler residents.

SCOTT BROWN, resident in Chandler, AZ, spoke about the cell phone towers being built among the homes on public rights of way, which had not previously happened in the last 30 years. Mr. Brown said there are two cell phone towers in his neighborhood that are 1200 feet apart and he is 300 feet from one and 800 feet from another. Mr. Brown expressed his concern for the residents along with the values of the homes starting to drop. The telecom companies have manipulated state and local laws and there is no insurance for the claims in the near future from the injury, illness, and death from microwave radiation under the City's jurisdiction. The electromagnetic fields that are emitted are considered a pollutant. Mr. Brown said this needs to be addressed by Council, as this is a huge liability, as people would begin to get hurt. Mr. Brown said the City has a legitimate right to require insurance from the companies. Mr. Brown said there are shell corporations that install these poles and they would insure it and the shell company goes bankrupt when the first claim shows up so the big companies are not affected.

COUNCILMEMBER ORLANDO said he did see the poles and numerous constructions that are happening in Mr. Brown's neighborhood. Councilmember Orlando asked what kind of notification the neighborhood received.

MR. BROWN said no notification was given.

COUNCILMEMBER ORLANDO asked if he lived the closest to the poles.

MR. BROWN said no, there are houses that are closer.

COUNCILMEMBER ORLANDO asked if they had received notification.

MR. BROWN said no. There are many construction aspects and if they were digging in someone's yard, a door hanger was left.

COUNCILMEMBER ORLANDO asked if they were in residents' yards and not just the right of way.

MR. BROWN said yes, and they have to return the yard completely to how it was before.

MAYOR HARTKE said comments were received on the Small wireless facilities located in the Festiva Court and Kempton Crossing subdivisions.

ASHLEY MCCLURE wrote she is concerned about property values decreased due to small cell towers.

SHERRY DELONG wrote 5G wireless technology poses threats to her personal privilege, personal security and personal freedom. This technology will allow devices used in homes to be equipped with wireless transceivers that will communicate with 5G grid this not only will it expose us to those radiation, but also allow companies to mine our data without consent; and sell it to other entities. It also enables wireless companies to surveil us, without our consent. The implications to personal freedom, privacy and safety are extremely dire. Capping the power on small cell wireless facilities would inhibit their ability to irradiate us as well as their ability to mine our data and compromise our privacy. I urge gov to use your authority over operations and power, to cap the maximum ERP at a vertical horizontal power recipe that provides 85 decibel mill watts of signal strength for the stated desired radius and no higher policed by a fuse for new facilities and to deny all applications for sensitive locations, that are incomplete, unneeded or lack NEPA review.

LENORE BROWN wrote heart conditions regarding 5G installations.

BENJAMIN BENULIS wrote 5G wireless deploys xenobiotic pulse modulated microwave radiation harmful to human health. I ask that those create a new wireless ordinance that limits radiation from towers rejects all permit applications that are incomplete or erroneous.

MAYOR HARTKE asked for a staff presentation.

RYAN PETERS, Governmental Relations and Policy Manager, presented the following Power Point presentation.

- 2017 Legislation – HB 2365
  - Wireless Industry Bill
    - Must Allow Small Wireless facilities in the right-of-way and on City owned street lights
    - Allowed “By Right” in right-of-way and Public Utility Easements
    - No zoning approval allowed if less than 50 feet tall
    - Maximum fees allowed:
      - \$750 for plan review, permitting & Inspections
      - \$50 to use the right-of-way
      - \$50 to be on a City owned pole
    - City may require licenses for small Wireless facilities
    - City may develop design standards, amend codes, and other processes
- Implementation of HB 2365
  - Standard Terms and Conditions approved by Ordinance No. 4778 (December 7, 2017)
    - Promote uniformity in the License Agreement and Wireless Facilities Site Permits
    - Radio Frequency Compliance Requirements
    - Letter of Credit
    - Insurance
  - Technical Design Manual approved by Ordinance No. 4778 (December 7, 2017)
    - Designed to blend in with the surrounding streetscape to minimize visual impact
    - Safety
    - Sight Visibility Triangle
  - SWF Fee schedule adopted by Council Resolution No. 5104 (January 25, 2018)
    - \$750 for plan review, permitting & Inspections
    - \$50 to use the right-of-way
    - \$50 to be on a City owned pole
- Federal Regulations
  - FCC-18-133A1 (September 27, 2018)
    - Limits application fees and rents
    - Limits time for cities to process applications
    - Limits aesthetic review and requirements
  - 9<sup>th</sup> Circuit Ruling (August 12, 2020)
    - Upheld limits on fees and rents
    - Upheld time limits to process applications
    - Maintained FCC’s authority to decide RF standards
    - Upheld the prohibition on moratoria that restrict the local implementation of certain wireless facilities
    - Rejected FCC preemption on aesthetic standards
- What They Could Be...
  - Other Small Wireless Facilities in other jurisdictions
  - Macro Site in Row
- Chandler Design Standards
  - 4G Site
  - 4G/5G Site
  - 5G Site
- Chandler Design Standards



- 4G site with ground mounted radio cabinet
- 4G site with screening around the ground mounted radio cabinet
- Where are they?
  - Accepted Locations for Small Wireless Facilities – City Wide
- Permitting and Construction Process
  - Preliminary Technical Review
  - Plan review
  - Preconstruction Meeting
  - Project Construction
- Notifications

COUNCILMEMBER STEWART asked why we asked for a kill switch.

MR. PETERS said the kill switch is the opportunity for staff to cut power; it depowers the site so that staff could work safely around it.

COUNCILMEMBER STEWART clarified it is strictly for power and no other reason.

MR. PETERS said that is correct.

MAYOR HARTKE clarified the City is not installing these on private property, although the right-of-way extends past the sidewalks. Mayor Hartke said these would never be put on or allow these on private property without a permit.

MR. PETERS said that is correct. For these to be put on private property it would be a completely different process. There are utility easements that are approved as part of the underlying property rights and state statute did authorize anything in the right-of-way or utility easements.

MAYOR HARTKE asked if the intention of the notices was for those that would be most directly impacted by cones and constructions in front of their house, people digging and trucks.

MR. PETERS said that was correct. The notice comes directly from our permits and specifically states the permittee shall provide reasonable advance notice to all affected residents and businesses prior to the construction crews entering the right-of-way. If a resident or business manager is not available for personal contact then the door hanger or such printed notification will be left at the location with the contact information.

MAYOR HARTKE asked what is available to any municipality related to the presence of 4G, 5G going up in the neighborhoods.

MR. PETERS said the FCC and the Ninth Circuit ruling on the FCC rule, upheld the FCC's jurisdiction over the RF, NEPA and any other federal requirements. It is up to the FCC to create the standards and enforce those standards; specifically makes a reference to a prohibition by cities and towns and state governments.

MAYOR HARTKE said two months ago, Council allotted a \$0.25 million to the Chandler School district to purchase routers for families with children to continue learning. Mayor Hartke asked how these towers would impact that.

MR. PETERS said adding additional sites would certainly enhance the service in the area but was unable to speak on any buildout plans a company may have.

VICE MAYOR LOPEZ said he would like more information regarding the FCC and the allowed height and intensity and if it changes based on the height. Vice Mayor Lopez asked what the City is doing in order to ensure and validate that those that are installing 5G are complying and if there is a regular audit.

MR. PETERS said this is not part of the City's jurisdiction so we defer to the FCC to do their duty. They have the obligation to set these standards and the Ninth Circuit upheld that obligation. Mr. Peters said the City asks for a certification letter per state statute and what the City is authorized to do.

COUNCILMEMBER STEWART requested the legal team look into this and see if a subcommittee could research this to get really good data and support our neighbors.

MAYOR HARTKE said he would like staff to gather further information.

COUNCILMEMBER ORLANDO asked how staff verifies that the companies are living up to that emission.

MR. PETERS said verification is within the jurisdiction of the FCC.

COUNCILMEMBER ORLANDO spoke about the initial process when the cell towers were put in and how it was a collaborative process, but now the City has little control. Councilmember Orlando asked about the notification and who it is from.

MR. PETERS said it is the responsibility of the wireless provider or contractor who is doing work on their behalf to provide the notice with all the information.

COUNCILMEMBER ORLANDO asked if it has the City logo.

MR. PETERS said the notification is not the City's notification.

COUNCILMEMBER ORLANDO said he had concerns regarding the notifications and asked staff for further information on the notifications. Councilmember Orlando asked if the service provider is maintaining the poles.

MR. PETERS said that was correct

COUNCILMEMBER ORLANDO asked if the poles that were put in were replaced or new.

MR. PETERS said that in most cases in Chandler, they are brand new poles.

COUNCILMEMBER ORLANDO said there is a standing pole there then a second pole installed and asked if that is an aesthetics issue.

MR. PETERS said the second pole comes down once the new pole is operational and serving its function.

COUNCILMEMBER ORLANDO said the pole he saw looked smaller than the normal poles and asked for clarification.

MR. PETERS said there might have been some design conditions that may have been a like for like pole. The expectation of staff is that we replace the pole with a similar pole. There is also a height limit that is required as we do not want these poles towering over throughout the City.

COUNCILMEMBER ORLANDO asked if the companies provide a master plan or the companies coordinate the poles.

MR. PETERS said it is case by case. The ultimate goal of industry would be to do a mass application. The conditions of each permit are going to be different; we have not been able to facilitate a mass application. Each pole requires a lot of staff work to validate underground conditions are safe and work through the design process.

COUNCILMEMBER ORLANDO asked if the electricity is metered.

MR. PETERS said they are metered individually.

COUNCILMEMBER ORLANDO clarified that was validated.

MR. PETERS said that was correct.

COUNCILMEMBER ORLANDO said he agreed with Councilmember Stewart about putting together a small committee. He said he would like to work with other cities, towns, and our legislators to fix this problem. Councilmember Orlando said he was not in a place to discuss the health benefits, but was concerned about the City's not having control.

MAYOR HARTKE said Council has asked for additional information and they would see what that leads to.

COUNCILMEMBER ROE thanked staff for the presentation and the citizens for stating their concerns.

#### CONSENT AGENDA DISCUSSION

MAYOR HARTKE made comments on Consent Agenda Item No. 2.

2. INTRODUCTION OF ORDINANCE NO. 4936, PLH20-0041, HISTORIC PRESERVATION ZONING CODE AMENDMENT, to approve amending the Code of the City of Chandler, Chapter 35, Land Use and Zoning to enable property owners to establish Historic

Preservation districts on their properties and neighborhoods and to reconstitute the Architectural Review Committee into the Historic Preservation Commission.

MAYOR HARTKE said in order to preserve sites that represent Chandler's heritage; staff has worked on developing this ordinance. Staff has incorporated feedback from Council, residents, and Planning and Zoning Commission. Mayor Hartke thanked staff and Derek Horn, Development Services Director, for their work on this and encouraged citizens to serve on this.

COUNCILMEMBER ORLANDO thanked Dorothy Rouhan, Historian of Chandler, and Martin Sepulveda, President of the Historical Society, and all of the neighbors that worked on this issue. Councilmember thanked Mr. Horn for attending some of these neighborhood meetings and going beyond his call of duty and service to our community.

COUNCILMEMBER ORLANDO asked for staff presentation.

8. RESOLUTION NO. 5414, authorizing the City Manager or designee to approve applications and waive fees for temporary or permanent extension of premises for alcohol consumption and waive time limits for Temporary Sales and Promotional Events (TSPE) during the COVID-19 coronavirus pandemic.

KIM MOYERS, Cultural Development Director, said during the COVID-19 pandemic the Governor's executive order did limit all restaurants to 50% capacity. This resolution allows those restaurants to have patios in public or private property through a temporary or permanent extension of premise. The resolution also authorizes the City Manager or designee to approve applications and waive fees for these extensions of premises and also waives the time limits for temporary sales and promotional events. This program would run through May 31, 2021.

COUCNILMEMBER ORLANDO said he liked that this gave opportunity to all of the restaurants. He said he wanted to ensure that the applicants are educated on the boundaries of where they need to be and what they have to comply with.

MS. MOYERS said John Owens, Downtown Redevelopment Specialist, has been working with multiple departments throughout the City to make sure that the application process is very clear on what our expectations are. This does include making sure that we maintain all the CDC guidelines, along with a sign off to make sure that they understand what the rules are and that they adhere to them.

COUNCILMEMBER ORLANDO said this is great news that everyone has it in writing and there is no misinterpretation.

COUNCILMEMBER STEWART thanked staff for working on this. This was an incredible way to provide more opportunity and more liberty for our businesses that have been affected by COVID-19.

MAYOR HARTKE made comments on Consent Agenda Item No. 10.

10. RESOLUTION NO. 5416, approving and authorizing Amendment No. 2 to an Intergovernmental Agreement (IGA) between Maricopa County Administered by its Human Services Department and City of Chandler to provide temporary housing for at risk individuals and families due to the COVID-19 pandemic utilizing hotel rooms in an amount of \$79,580 for a new total expenditure of \$159,160; and authorizing the City Manager or designee to sign the agreement and all related documents on behalf of the City of Chandler.

MAYOR HARTKE introduced the item and said, if approved, the partnership would be extended through December 31, 2020. He thanked the Neighborhood Resource Department for leveraging partnerships to find solutions during the pandemic to keep our at-risk population safe.

MAYOR HARTKE said there were questions on Consent Agenda Item No. 13.

13. AUTHORIZE the administration of statutorily and self-administered City benefit programs to include cancer insurance, retirement for civilian, public safety and elected officials, and long-term disability for benefit plan year 2021, effective January 1, 2021.

COUNCILMEMBER ORLANDO asked for a presentation.

RAE LYNN NIELSEN, Human Resources Director, said the cancer insurance system is based on our employee account and allows those members that are diagnosed with cancer to have a separate benefit through the retirement system with this premium.

COUNCILMEMBER ORLANDO said there have been several cities in the Valley that have had court cases. Councilmember Orlando wanted to ensure we are paying out our firefighters and our other employees that claim this benefit.

MS. NIELSEN said this benefit is through the public safety retirement system. Ms. Nielson spoke about presumptive cancer that law was passed in 2017. Since the law has passed, the City has had eight fire employees who have been diagnosed with cancer. Under that bill, we have had five employees that have met all the criteria under the presumptive cancer bill and have been covered under the workers compensation program. There were three that were not covered. The employees are referred to an independent medical exam and in some cases with multiple medical providers. Those were determined to not be caused or linked to an exposure at work so they were covered under the medical plan as a health condition.

COUNCILMEMBER ORLANDO said that is great news, as long as they and their families are being taken care of that is the important thing.

MAYOR HARTKE had comments on Consent Agenda Item No. 25.

25. AGREEMENT NO HR5-948-3502, Calendar Year 2021 Amendment, with Blue Cross Blue Shield of Arizona, Inc. (BCBS), for Medical and Pharmacy Benefits, including stop loss insurance in an amount not to exceed \$2,000,000, for the period of January 1, 2021, through December 31, 2021.

MAYOR HARTKE said this item celebrates the sixth consecutive year of no increases to our health care premiums. The Human Resources team worked diligently to ensure our employees have the benefits, support, and resources they need. Mayor Hartke said this is another great example of Chandler's fiscal responsibility and commitment to investing and spending our taxpayer dollars wisely.

MARSHA REED, City Manager, said she appreciated the employees on the Healthcare Task Force. Ms. Reed said she appreciated the Wellness Program and staff as that keeps our health care costs low.

MAYOR HARTKE said there were questions on Consent Agenda Item No. 29 and 30.

29. CONSTRUCTION CONTRACT NO. ST1612.401, with Combs Construction Company, Inc., for the Chandler Boulevard Bike Lanes (I-10 to 56th Street), in an amount not to exceed \$904,828.
30. PROFESSIONAL SERVICES AGREEMENT NO. ST1612.451, with Consulting Engineering Inc., for the Chandler Boulevard Bike Lanes (I-10 to 56th Street) Construction Management Services, in an amount not to exceed \$219,414.

VICE MAYOR LOPEZ asked for clarification from staff on these items.

JOHN KNUDSON, Public Works & Utilities Director, said Chandler Boulevard near I-10 from 56<sup>th</sup> street to the freeway is the last section of Chandler Boulevard that does not have the bike lane. This particular project includes substantial curb gutter sidewalk relocations and modifying the traffic signal and boxes at 54<sup>th</sup> street. This is only about a half-mile section from 56<sup>th</sup> street to the I-10. This would also include relocations for fire hydrant relocations, water valves, and SRP electrical conduits.

VICE MAYOR LOPEZ said it is good to see that we are going to be doing some safety consideration making sure that our bicyclists are going to be safe.

COUNCILMEMBER ROE asked when the project would start.

MR. KNUDSON said the project bid and award is happening this week. If approved, the work should start almost immediately and would probably start breaking ground within the next 30 days.

MAYOR HARTKE made comments on Consent Agenda Item No. 34.

34. SOLE SOURCE PURCHASE of video detection cameras for traffic signals, from AM Signal, Inc., in an amount not to exceed \$1,520,000.

MAYOR HARTKE said this is a purchase to ensure that we have safer roads with better detection and clarified this is not radar or photo red detection for ticketing.

MAYOR HARTKE made comments on Consent Agenda Item No. 35.

35. ENTERTAINMENT USE PERMIT, PLH20-0039, THE STILLERY DOWNTOWN CHANDLER, to approve live music indoors and outside patio speakers for background music only, located at 130S.Arizona Avenue on the northwest corner of Arizona Avenue and Chicago Street.

MAYOR HARTKE said The Stillery would provide welcomed entertainment options for families to enjoy live music in our downtown. Mayor Hartke noted there are still some safety protocols in place and a maximum of number people.

#### CONSENT AGENDA ITEMS

1. FINAL ADOPTION OF ORDINANCE NO. 4929, granting a no-cost, non-exclusive power transmission easement to Salt River Project (SRP), to accommodate the relocation of its 69kV power lines along the east side of Cooper Road from Alamosa Drive south to Riggs Road.
2. INTRODUCTION OF ORDINANCE NO. 4936, PLH20-0041, HISTORIC PRESERVATION ZONINGCODE AMENDMENT, to approve amending the Code of the City of Chandler, Chapter 35, Land Use and Zoning to enable property owners to establish Historic Preservation districts on their properties and neighborhoods and to reconstitute the Architectural Review Committee into the Historic Preservation Commission.
3. INTRODUCTION OF ORDINANCE NO. 4937, granting a non-exclusive power Distribution easement to Salt River Project (SRP) at the northwest corner of Pima Park to accommodate the development of McQueen Commons on the east side of McQueen Road between Chandler Boulevard and Ray Road.
4. INTRODUCTION OF ORDINANCE NO. 4938, granting a no-cost irrigation and facilities easement to Roosevelt Water Conservation District (RWCD), for the Chandler Heights Improvement Project from McQueen Road to Gilbert Road.
5. RESOLUTION NO. 5400, renewing request to the Industrial Commission of Arizona for Continued Exemption from Requirement to Post Security for Self-Insured Workers' Compensation Program.
6. RESOLUTION NO. 5404, authorizing the Chandler Fire Department (CFD) to enter into an agreement with Valley wise Health (Maricopa County Special Health Care District), to train Chandler Fire Department paramedic students during their required clinical rotations.

7. RESOLUTION NO. 5410, authorizing an Intergovernmental Agreement between Arizona Department of Public Safety and City of Chandler Police Department to provide law enforcement security services at State Farm Stadium events.
8. RESOLUTION NO. 5414, authorizing the City Manager or designee to approve applications and waive fees for temporary or permanent extension of premises for alcohol consumption and waive time limits for Temporary Sales and Promotional Events (TSPE) during the COVID-19 coronavirus pandemic.
9. RESOLUTION NO. 5415, authorizing an Intergovernmental Agreement between Maricopa County and City of Chandler regarding Maricopa County Sheriff's Office Sworn and Detention Basic Training Academy, and authorizing the Chief of Police to sign, administer, execute, and submit all documents and other necessary instruments in connection with such agreement.
10. RESOLUTION NO. 5416, approving and authorizing Amendment No. 2 to an Intergovernmental Agreement (IGA) between Maricopa County Administered by its Human Services Department and City of Chandler to provide temporary housing for at risk individuals and families due to the COVID-19 pandemic utilizing hotel rooms in an amount of \$79,580 for a new total expenditure of \$159,160; and authorizing the City Manager or designee to sign the agreement and all related documents on behalf of the City of Chandler.
11. BOARD AND COMMISSION APPOINTMENT.
12. CLAIMS REPORT, for Accounts Payable Payments for Quarter ending September 30, 2020.
13. AUTHORIZE the administration of statutorily and self-administered City benefit programs to include cancer insurance, retirement for civilian, public safety and elected officials, and long-term disability for benefit plan year 2021, effective January 1, 2021.
14. AGREEMENT NO. 1193, Calendar Year 2021 Amendment, with Delta Dental Plan of Arizona, Inc., for dental insurance benefit, in an amount not to exceed \$118,240.00, for the period of January 1, 2021, through December 31, 2021.
15. AGREEMENT NO. 4046, Calendar Year 2021 Amendment, with Anthem Life Insurance Company, for the long-term disability insurance benefit for public safety personnel, in an amount not to exceed \$145,000, for the period of January 1, 2021, through December 31, 2021.
16. NO ITEM.
17. AGREEMENT NO. 4049, Calendar Year 2021 Amendment, with Vision Service Plan Insurance Company, for the vision insurance benefit, for the period of January 1, 2021, through December 31, 2021.



18. AGREEMENT NO. 4118, AMENDMENT NO. 1, with The Segal Company, Inc. (Segal), for employee benefits consultant and actuary services, for the term of January 1, 2021, through December 31, 2021, in an amount not to exceed \$120,000.
19. AGREEMENT NO. AIO-909-4218, with Everest Communications, LLC, for Airport Tower Maintenance in an amount not to exceed \$60,000, for one year, November 1, 2020, through October 31, 2021, with option of up to two one-year extensions.
20. AGREEMENT NO. AS7-936-3803, Calendar Year 2021 Amendment, with ReliaStar Life Insurance Company (Voya Financial), for life and accidental death and dismemberment insurance, in an amount not to exceed \$850,000, for the period of January 1, 2021, through December 31, 2021.
21. AGREEMENT NO. AS7-953-3804, Calendar Year 2021 Amendment, with TRISTAR Benefit Administrators, Inc., for short term disability (STD) and Family Medical Leave Act (FMLA) program administration, in an amount not to exceed \$80,000 each year, for two years, January 1, 2021, through December 31, 2022.
22. AGREEMENT NO. CS9-956-3919, AMENDMENT NO. 1, with Baker & Taylor, LLC, Ingram Library Services, LLC, and Midwest Tape, LLC, for library materials and related services, in a combined amount not to exceed \$1,450,000, for two years, November 1, 2020, through October 31, 2022.
23. AGREEMENT NO. HR0-918-4162, with OptumHealth Care Solutions, LLC, for the Employee Assistance Program, in an amount not to exceed \$50,000, for one year, January 1, 2021, through December 31, 2021, with the option of up to four one-year extensions.
24. AGREEMENT NO. HR0-918-4163, with Flexible Benefit Administrators, Inc., for flexible spending account administration, in an amount not to exceed \$12,000, for one year, January 1, 2021, through December 31, 2021, with the option of up to four one-year extensions.
25. AGREEMENT NO. HR5-948-3502, Calendar Year 2021 Amendment, with Blue Cross Blue Shield of Arizona, Inc. (BCBS), for Medical and Pharmacy Benefits, including stop loss insurance in an amount not to exceed \$2,000,000, for the period of January 1, 2021, through December 31, 2021.
26. AGREEMENT NO. MU0-962-4219, with Cartright's Drain Service, Inc., PM Plumbing and Mechanical, Inc., RKS Plumbing and Mechanical, Inc., and TALIS Construction Corporation, for Plumbing Service, in an amount not to exceed \$500,000, for a one-year term, November 1, 2020, through October 31, 2021, with the option of two additional one-year extensions.
27. AGREEMENT NO. TD6-155-3626, AMENDMENT NO. 3, with Southwest Fabrication, LLC, for transit shelters and bus stops maintenance, in an amount not to exceed \$464,000, for the period of January 1, 2021 through December 31, 2022.

28. AGREEMENT NO. AI2001.401, to SDB Contracting Services, Inc., pursuant to Job Order Contract No. JOC1912.401, for Building Renovations Construction Services, for 1575 E. Ryan Road Demolition, in an amount not to exceed \$85,285.25.
29. CONSTRUCTION CONTRACT NO. ST1612.401, with Combs Construction Company, Inc., for the Chandler Boulevard Bike Lanes (I-10 to 56th Street), in an amount not to exceed \$904,828.
30. PROFESSIONAL SERVICES AGREEMENT NO. ST1612.451, with Consulting Engineering Inc., for the Chandler Boulevard Bike Lanes (I-10 to 56th Street) Construction Management Services, in an amount not to exceed \$219,414.
31. PURCHASE of traffic paint from Ennis-Flint, Inc., utilizing City of Mesa Contract No. 2020047, in an amount not to exceed \$118,000.
32. PURCHASE of fiber and installation in the City Hall and IT computer rooms, from Technology Integrators in the amount of \$78,714 utilizing Omnia Partners Contract No. R161701.
33. PURCHASE of various vehicle replacements, from Larry Miller Dodge, Larry Miller Toyota, Sanderson Ford and San Tan Ford, in the amount of \$1,019,920.64, utilizing State of Arizona Contract Nos. ADSP017-166118, ADSP017-166119, ADSP017-166123 and ADSP017-166124, respectively.
34. SOLE SOURCE PURCHASE of video detection cameras for traffic signals, from AM Signal, Inc., in an amount not to exceed \$1,520,000.
35. ENTERTAINMENT USE PERMIT, PLH20-0039, THE STILLERY DOWNTOWN CHANDLER, to approve live music indoors and outside patio speakers for background music only, located at 130 S. Arizona Avenue on the northwest corner of Arizona Avenue and Chicago Street.
36. CONTINUANCE LIQUOR LICENSE, Series 12, for Nicolas Gonsiorovsky, Agent, Howler's Chandler LLC, dba Howler's Restaurant and Sports Bar, located at 3095 W. Chandler Boulevard, until November 5, 2020.
37. LIQUOR LICENSE, Series 12, Restaurant Liquor License, for Timothy Scott Vasquez, Agent, Some burros Steelyard LLC, dba Some burros, located at 5095 S. Gilbert Road, Suite 1.
38. SPECIAL EVENT LIQUOR LICENSE, for the Chandler Cultural Foundation, Outdoor Museum Concert #1 on Saturday, November 28, 2020, from 6:00 p.m. until 8:30 p.m., located at the Chandler Museum, 300 Chandler Village Drive.
39. PERMANENT EXTENSION OF PREMISES, Series 7 and Series 1 for Quart Haus LLC, dba Quart Haus, located at 201 S. Washington Street.
40. PERMANENT EXTENSION OF PREMISES, Series 7 and Series 1 for San Tan Brewing Company Inc., dba San Tan Brewing Company, located at 495 E. Warner Road.

PUBLIC HEARINGS:

PH1. ANNEXATION approximately one-quarter of a mile south of the southeast corner of 101/Price and Elliot roads.

1. Open Public Hearing
2. Staff Presentation
3. Council Discussion
4. Discussion from the Audience
5. Close Public Hearing

PH2. ANNEXATION approximately one-quarter of a mile north of Germann Road and east of Arizona Avenue.

1. Open Public Hearing
2. Staff Presentation
3. Council Discussion
4. Discussion from the Audience
5. Close Public Hearing

PH3. ANNEXATION approximately 1.71 acres south of the southwest corner of Gilbert and Ocotillo roads.

1. Open Public Hearing
2. Staff Presentation
3. Council Discussion
4. Discussion from the Audience
5. Close Public Hearing

BRIEFINGS:

1. DISCUSSION, as requested by City Manager Marsha Reed, on the I Choose Chandler Business Hiring & Retention Program.
2. DISCUSSION, as requested by City Manager Marsha Reed, on Police Department Policies and Programs.

INFORMATIONAL:

1. Regular Meeting Minutes of the August 19, 2020, Planning and Zoning Commission meeting.
2. Study Session Minutes of the August 19, 2020, Planning and Zoning Commission meeting.

ADJOURNMENT: The meeting adjourned at 7:24 p.m.

ATTEST:  City Clerk  
 Mayor


Approval Date of Minutes: November 2, 2020

#### CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Study Session of the City Council of Chandler, Arizona, held on the 12th day of October 2020. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this 2 day of November, 2020.



  
City Clerk



## **CITY OF CHANDLER COUNCIL MEETING MINUTES**

### **Study Session**

Monday, November 2, 2020,

MINUTES OF THE STUDY SESSION OF THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, held in the Council Chambers, 88 E. Chicago Street, Chandler, Arizona, on Monday, November 2, 2020.

THE MEETING WAS CALLED TO ORDER BY MAYOR KEVIN HARTKE AT 6:09 P.M.

The following members were present:

Kevin Hartke	Mayor
René Lopez	Vice Mayor
Mark Stewart	Councilmember
Jeremy McClymonds	Councilmember
Sam Huang	Councilmember
Terry Roe	Councilmember
Matt Orlando	Councilmember

Also in attendance:

Marsha Reed	City Manager
Joshua Wright	Assistant City Manager
Debra Stapleton	Assistant City Manager
Kelly Schwab	City Attorney
Dana DeLong	City Clerk

### SCHEDULED PUBLIC APPEARANCES

MAYOR HARTKE invited Councilmember Huang to join him for the recognitions.

#### 1. Service Recognitions

##### Police

Tyler Service – 10 Years

##### City Manager

Juan Vidaurri – 10 Years

#### 2. Proclamation: Small Business Saturday

MAYOR HARTKE read the proclamation and invited Economic Director, Micah Miranda to accept.

MR. MIRANDA stated that Small Business Saturday is a nationwide event to bring attention to the importance small businesses bring to the community. The City of Chandler has long held small businesses as the cornerstone of our economic development success. He said that the City will continue to roll out additional programs in support of COVID-19 relief. He thanked Chandler businesses and urged the public to continue to support them.

3. Recognition: Certificate of Achievement for Excellence in Financial Reporting (CAFR) Award, Fiscal Year Ended June 30, 2019

DAWN LANG, MANAGEMENT SERVICES DIRECTOR, and the Accounting Team accepted the award.

MS. LANG said the City has received this award for the 38<sup>th</sup> consecutive year. This program was established in 1946 and recognizes states and local governments whose annual financial reports conform to high standards established by the Government Accounting Standards Board and the Government Finance Officers Association. The nationwide standard ensures financial reporting, full disclosure of the city's finances and is used by all three credit rating agencies. She introduced the Accounting Team; Kristi Smith, Accounting Manager; Tracy Schmidt, Accounting Supervisor; Joanne Chang, Sr. Accountant Robert Coryea, Financial Services Analyst. She thanked them for their hard work and dedication.

4. Citizen Bond Exploratory Committee Update – Chairman Boyd Dunn

Presentation not held, to be held at November 5, 2020, Regular Council Meeting.

#### CONSENT AGENDA DISCUSSION

COUNCILMEMBER HUANG AND COUNCILMEMBER ORLANDO asked for staff presentation.

1. INTRODUCTION OF ORDINANCE NO. 4941, PLH20-0013, ALTA CHANDLER AT THE PARK, rezoning from Planned Area Development (PAD) to PAD for multi-family residential with a Mid-Rise Overlay. PRELIMINARY DEVELOPMENT PLAN (PDP), for site layout and building design, located at the southwest corner of Chandler and Parklane boulevards.

COUNCILMEMBER HUANG stated that he was concerned about the set-backs of the building since the City granted the developer an exception and asked if this project would be the same as the others.

SUSAN FIALA, City planner presented the following PowerPoint Presentation.

- Proposed Development
  - Three 4-story buildings
  - 63 ft. max. height
  - 293 apartment units
  - 45 du/acre

COUNCILMEMBER HUANG thanked Ms. Fiala for the presentation.

COUNCILMEMBER ORLANDO said he was still concerned that the set-back is still too close and imposing when you are looking at a 4-story building from the street. He also expressed concerned about the mid-rise overlay

MS. FIALA, stated that the 63-ft is inclusive of the towering architectural element which is the purpose of the mid-rise. She said the remainder of the building is approximately 43 feet to the top of the roof deck which the purpose of the mid-rise overlay to allow the additional height for the elevator shafts

COUNCILMEMBER ORLANDO said 45 units per acre seemed a little high.

MS. FIALA said that it is a higher density project in this area at 45 dwelling units an acre. She said the most recent project in proximity along Park Lane Boulevard toward Alma School Road are townhomes which are at 15 dwelling units per acre.

MS. FIALA presented the following information.

- Chandler General Plan
  - Land Use Designation – Neighborhoods
    - Urban Residential (densities exceeding 18 du/ac)  
considered within High – Capacity Transit Corridors (Chandler Blvd.)

COUNCILMEMBER ORLANDO stated that we gave them parking consideration and asked what was given in return.

MS. FIALA said that some of the key things that staff looks at is a Parking Demand Study and evaluate several other 4-story higher dense projects in Chandler. They are providing 461 onsite parking spaces, 498 are required and have looked at providing additional parking on a private street under the same owner. She said that they have 498 required, 483 available onsite and on street parking, equating to 1.65 spaces per unit, which is higher than other projects. She said that other things that were offered was a ride share loading zone for Ubers or any other types of companies, Valley Metro and other loading areas in the property located toward the south side Parklane. There are a combination of garage, carports and available open spaces as well.

COUNCILMEMBER ORLANDO expressed his concerns with the project and feels that it is intense for this area.

COUNCILMEMBER STEWART asked for background on the units per acre in comparison to the General Plan. He stated that there is one location that is 15 units per acre and the General Plan states 18 units in the 45 acres.

MS. FIALA stated that the Luxury Town Homes at Park Towers are 15 dwelling units per acre, which is the closest density within the park development which is part of a larger 60-acre project developed as mixed-use in the 1980s. The older projects in the area range from 5 to 8 dwelling units per acre. She said that the density increases to the east towards Alta San Marcos.

COUNCILMEMBER STEWART asked about the high capacity corridor and what that allows for and why Chandler is on the list.

MS. FIALA stated that the General Plan is not parcel specific and displayed a slide showing one of the growth areas along Dobson Road and stated that under the General Plan it does have a designation of neighborhoods. She said that it is located in one of the two high capacity transit corridors in Chandler and the General Plan does allow for densities to go above 18 dwelling units per acre, given high quality, site design and architecture. She said that this one is at 45 dwelling units per acre.

COUNCILMEMBER STEWART asked if there was a cap.

MS. FIALA stated that there is no cap.

COUNCILMEMBER ORLANDO had questions on Consent Agenda Item No. 4.

4. INTRODUCTION OF ORDINANCE NO. 4943, PLH20-0032, THE VILLAGE AT COLLEGE PARK, rezoning from Agricultural District (AG-1) to Planned Area Development (PAD) for multi-family residential.  
PRELIMINARY DEVELOPMENT PLAN (PDP), for site design and building architecture.  
PRELIMINARY PLAT, PLT20-0016, VILLAGE AT COLLEGE PARK, for approximately 3.85 acres located south of the southeast corner of Elliot Road and the Loop 101/Price Road.

COUNCILMEMBER ORLANDO stated that the horse property became an issue not so much the individual that wanted the urban experience, but there is a business there that uses horses for therapy and the owner had questions regarding a wall set-back. He asked if those issues had been addressed.

HARLEY MEHLHORN, Junior Planner, said he was not aware of any issues directly of the horse property owner, but was aware of the residents to the north subdivision concerns.

COUNCILMEMBER ORLANDO asked that the residents be contacted to ensure that their concerns are addressed. The two concerns were the urbanization and the other concern was the small business owner.

MR. MEHLHORN stated that there was not going to be an impact and the operations were going to continue as normal and staff has added an additional stipulation to the rezoning case, letting them know that an addendum needs to be added to the rental agreement explaining that there is a legally operating horse property located directly next to them.

COUNCILMEMBER ORLANDO asked if there was an irrigation easement and if that property owner was ok with it.

MR. MEHLHORN stated that all the easements have been worked out.



COUNCILMEMBER asked that it be double checked.

MR. MEHLHORN said yes.

COUNCILMEMBER ROE stated that the 8 foot block wall on the north parameter of the property may eventually disappoint people due to the size of the horses as they might knock the wall down. He said that it may need an inter rail that was offset to keep the wall from being knocked down.

Consent Agenda Items 7, 9, 10, 11, 12, 13, and 14

MAYOR HARTKE made comments pertaining to grants items 7, 9, 10, 11, 12, 13, and 14 and said he was encouraged during this pandemic to see these grants as they allow the City to grow and fund important programs. He said that Chandler is a fiscally conservative community. He commended staff for pursuing these grants.

MAYOR HARTKE asked for a staff presentation on Consent Agenda Item No. 33.

33. SOLE SOURCE PURCHASE of body worn cameras, from Axon Enterprise, Inc., in the amount of \$2,483,240.51.

SEAN DUGGAN, Police Chief, said that on December 10, 2015, he presented body camera technology to the Mayor and Council. He said that body cameras show that we are acting more efficiently and being more accountable and demonstrating to the public that we are holding ourselves to the highest practices in policing. He said that body cameras collect compelling evidence resulting in faster resolution of crimes and provide better service to victims of crime. He said this ensures transparency and shows that we are committed to implementing best practices. He affirmed that body worn cameras collect compelling evidence and reduce secondary trauma to victims of crime. Each year approximately 3000 misdemeanor cases are submitted to the City Prosecutor's Office and 1800 felony cases are submitted to the County Attorney's office and are reviewed with the associated Body cameras footage. Body Cameras have resolved complaints against officers faster. He said that in a few instances officers have acted inappropriately in which those officers were held accountable. He stated that the cameras have demonstrated how officers have acted professionally and heroically. The cameras have protected the City from potential lawsuits and help us continue to earn trust and support of the community. He stated that officers have requested body cameras for all sworn officers and not just for officers on patrol. He said that the body cameras came in especially handy during the protests this past summer.

CHIEF DUGGAN stated that the new contract includes a portal for officers to upload photos and data from their City issued phones enabling them to stay deployed out patrolling the streets. He stated that the new camera systems have GPS tracking that will aid in tracing officers exactly where there are in critical times. He said that the system combines the video recording, evidence handling, data and the secure cloud data storage and integrates with the CATS system. He said that we have been using Axon for five years and have stored hundreds of thousands of files on evidence.com. He thanked the Mayor and Council for their support.

VICE MAYOR LOPEZ stated that considering all of the items that are contained in the line item body cameras does not do it justice and it seems to be a very holistic evidence suite for not just video but for portal technology for our citizens and across the criminal justice arena. He commended Chief Duggan on his negotiations on this contract.

MAYOR HARTKE made comments on Consent Agenda Item Nos 39 and 40.

39. SPECIAL EVENT LIQUOR LICENSE, for Chandler Cultural Foundation, Outdoor Museum Concert #2 on Saturday, December 12, 2020, from 6:00 p.m. until 8:30 p.m., located at the Chandler Museum, 300 S. Chandler Village Drive.
40. SPECIAL EVENT LIQUOR LICENSE, for Chandler Cultural Foundation, Outdoor Museum Concert #3 on Saturday, December 19, 2020, from 6:00 p.m. until 8:30 p.m., located at the Chandler Museum, 300 S. Chandler Village Drive.

MAYOR HARTKE expressed is excitement as outdoor events are picking up. He stated that he had good news and bad news; he said that they are promised to be great events and the bad news is that they are sold out. He said that additional safety measures have been put into place to follow CDC guidelines.

#### CONSENT AGENDA ITEMS

1. INTRODUCTION OF ORDINANCE NO. 4940, authorizing the abandonment of two drainage easements no longer needed for public use on property located at the northeast corner of Gilbert and Riggs roads.
2. INTRODUCTION OF ORDINANCE NO. 4941, PLH20-0013, ALTA CHANDLER AT THE PARK, rezoning from Planned Area Development (PAD) to PAD for multi-family residential with a Mid-Rise Overlay. PRELIMINARY DEVELOPMENT PLAN (PDP), for site layout and building design, located at the southwest corner of Chandler and Parklane boulevards.
3. INTRODUCTION OF ORDINANCE NO. 4942, ANX20-0003, annexation and initial City zoning, located south of the southeast corner of Elliot Road and the Loop 101/Price Road.
4. INTRODUCTION OF ORDINANCE NO. 4943, PLH20-0032, THE VILLAGE AT COLLEGE PARK, rezoning from Agricultural District (AG-1) to Planned Area Development (PAD) for multi-family residential. PRELIMINARY DEVELOPMENT PLAN (PDP), for site design and building architecture. PRELIMINARY PLAT, PLT20-0016, VILLAGE AT COLLEGE PARK, for approximately 3.85 acres located south of the southeast corner of Elliot Road and the Loop 101/Price Road.
5. INTRODUCTION OF ORDINANCE NO. 4944, PLH20-0012, VILLAGES AT CHANDLER, rezoning from Planned Area Development (PAD) to PAD amended for multi-family residential.

PRELIMINARY DEVELOPMENT PLAN (PDP), for site layout and building design, located at the southeast corner of Riggs and Gilbert roads. (STAFF REQUESTS CONTINUANCE TO THE DECEMBER 7, 2020, COUNCIL MEETING)

6. INTRODUCTION OF ORDINANCE NO. 4945, PLH20-0029, UPTOWN COMMONS, rezoning from Planned Area Development (PAD) to PAD Amended to allow multi-family residential with a Mid-Rise Overlay.  
PRELIMINARY DEVELOPMENT PLAN (PDP), for site layout and building design, located at the northeast corner of Elliot Road and Arizona Avenue.
7. RESOLUTION NO. 5411, authorizing the acceptance of Fiscal Year 2020 Homeland Security Grant Program Awards with the Arizona Department of Homeland Security, for Agreement Numbers 20-AZDOHS-HSGP-200804-01, 20-AZDOHS-HSGP-200804-02 and 20-AZDOHS-HSGP-200202-01; authorizing the Mayor to execute the agreements; and authorizing the Chief of Police to administer, execute, and submit all documents and other necessary instruments in connection with such agreements.
8. No Item.
9. RESOLUTION NO. 5421, authorizing a Grant Agreement with the Arizona Department of Homeland Security (AZDOHS) for the 2020 Urban Area Security Initiative (UASI) Assessment Teams – Fire Terrorism Liaison Officers for equipment and training; and authorizing the Chandler Fire Chief to implement provisions of the agreement, in the amount of \$1,750.
10. RESOLUTION NO. 5422, authorizing a Grant Agreement with the Arizona Department of Homeland Security (AZDOHS) for the Urban Area Security Initiative (UASI) Enhanced Rapid Response Fire Teams for equipment and training; and authorizing the Chandler Fire Chief to implement provisions of the agreement, in the amount of \$103,000.
11. RESOLUTION NO. 5423, authorizing a Grant Agreement with the Arizona Department of Homeland Security (AZDOHS) for the Community Emergency Response Team (CERT) Training, and authorizing the Chandler Fire Chief to implement provisions of the agreement, in the amount of \$4,500.
12. RESOLUTION NO. 5424, authorizing a Grant Agreement with the Governor's Office of Highway Safety for the Federal Fiscal Year (FFY) 2021 Award, in the area of Occupant Protection, in the amount of \$34,311.
13. RESOLUTION NO. 5425, authorizing a Crime Victim Assistance Program Grant Agreement with the Arizona Department of Public Safety in the amount of \$205,108, and authorizing the Chief of Police to sign, administer, execute, and submit all documents and other necessary instruments in connection with such agreement.
14. RESOLUTION NO. 5426, authorizing a grant agreement with the Federal Aviation Administration (FAA), for reconstruction of drainage headwalls on Runway 4L-22R at Chandler Municipal Airport;

and authorizing the City Manager, or designee, to execute the grant agreement, in an amount not to exceed \$150,000.

15. PRELIMINARY DEVELOPMENT PLAN (PDP), PLH19-0060, FALCON STORAGE CONDOS, for site layout and building architecture for privately owned condominium storage units.  
PRELIMINARY PLAT, PLT20-0004, FALCON STORAGE CONDOS, for approximately 9.47 acres, located at the northeast corner of the Union Pacific Railroad and Willis Road.
16. PRELIMINARY DEVELOPMENT PLAN (PDP), PLH20-0031, COMPASS CHRISTIAN CHURCH, for two monument signs, located at 1825 S. Alma School Road.
17. AGREEMENT NO. CS0-910-4120, AMENDMENT NO. 1, with UBM Enterprise, Inc., for park restroom cleaning, for the period of December 1, 2020, through November 30, 2021, in an amount not to exceed \$151,844.02.
18. AGREEMENT NO. TR9-285-3990, AMENDMENT NO. 2, with Cem-Tec Corporation, for streetlight poles, for a one-year term, December 1, 2020, through November 30, 2021, in an amount not to exceed \$175,000.
19. PROFESSIONAL SERVICE AGREEMENT NO. ST2104.201, with Y2K Engineering, LLC, for Traffic Signal Design Services at Ocotillo Road and Pinelake Way, in an amount not to exceed \$75,188.32.
20. PROFESSIONAL SERVICE AGREEMENT NO. WW2014.451, with Dibble CM, LLC, for the Sewer Manhole Rehabilitation Construction Management Services, in an amount not to exceed \$176,850.
21. PROJECT AGREEMENT NO. CS2101.401, with Foresite Design & Construction, Inc., pursuant to Job Order Contract No. JOC1905.401, for General Construction Services, for Nozomi Aquatic Center Play Pool Replaster, in an amount not to exceed \$243,913.35.
22. PROJECT AGREEMENT NO. CS2102.401, with Foresite Design & Construction, Inc., pursuant to Job Order Contract No. JOC1905.401, for General Construction Services, for Desert Oasis Aquatic Center Improvements, in an amount not to exceed \$67,422.56.
23. PROJECT AGREEMENT NO. CS2103.401, with Foresite Design & Construction, Inc., pursuant to Job Order Contract No. JOC1905.401, for General Construction Services, for Hamilton Aquatic Center Improvements, in an amount not to exceed \$89,563.81.
24. PROJECT AGREEMENT NO. WW2014.401, with B&F Contracting, Inc., pursuant to Job Order Contract No. JOC1903.401, for the Sewer Manhole Rehabilitation, in an amount not to exceed \$1,175,161.88.
25. No Item.

26. PURCHASE of fire bay doors, locking systems, hardware and operable walls, from DH Pace Company, Inc., utilizing the Mohave Educational Services Cooperative Contract No. 16G-DHP-0916, in an amount not to exceed \$58,000.
27. PURCHASE of energy management control system services, from Mechanical Products BAS, Inc., utilizing the Arizona State Procurement Office Contract No. ADSP018-181249, in an amount not to exceed \$178,000.
28. PURCHASE of a wheel loader, from Empire Machinery, utilizing OMNIA Partners Contract No. 161534, in an amount not to exceed \$220,513.83.
29. AGREEMENT NO. PD8-055-3836, AMENDMENT NO. 3, with Arizona Emergency Products, and Pride Group, LLC, for the purchase of upfitting for various Police Department and fleet vehicles, for the period of December 1, 2020, through November 30, 2021, in the amount not to exceed of \$494,689.14.
30. AGREEMENT NO. IT9-918-4011, AMENDMENT NO. 2, with CE Wilson Consulting, for temporary contract staffing services, for the period of November 15, 2020, through November 14, 2021, in an amount not to exceed \$154,000.
31. PURCHASE of temporary contract staffing services, from Computer Aid, utilizing the Sourcewell Contract No. 020817-CA1, in an amount not to exceed \$558,000.
32. AGREEMENT NO. MS0-946-2777, AMENDMENT NO. 6, with Bank of America, N.A., for procurement card services, for the period of January 1, 2021, through December 31, 2021.
33. SOLE SOURCE PURCHASE of body worn cameras, from Axon Enterprise, Inc., in the amount of \$2,483,240.51.
34. USE PERMIT, PLH20-0043, SLAUGHTER & ASSOCIATES, approval for motor vehicle repairs in an I-1 zoned district, west of the southwest corner of Galveston & 56th Street, located at 7045 W. Galveston Street.
35. NEW LIQUOR LICENSE, Series 12, Restaurant Liquor License, for Daradee Rae Olson, Agent, Twelve30 New Square LLC, dba Jinya Ramen Noodle Bar, located at 130 S. Arizona Avenue, Suite 1.
36. NEW LIQUOR LICENSE, Series 12, Restaurant Liquor License, for Theresa June Morse, Agent, F H I El Pedregal LLC, dba Senor Taco, located at 4200 S. Arizona Avenue, Suite 5.
37. LIQUOR LICENSE, Series 12, Restaurant Liquor License, for Antonio Franko Harris, Agent, Antonio Franko Harris, dba Rick's Pub & Grub, located at 4910 W. Ray Road, Suite 3. (STAFF REQUESTS CONTINUANCE TO THE DECEMBER 10, 2020, COUNCIL MEETING)
38. LIQUOR LICENSE, Series 12, for Nicolas Gonsiorovsky, Agent, Howler's Chandler LLC, dba Howler's Restaurant and Sports Bar, located at 3095 W. Chandler Boulevard.

39. SPECIAL EVENT LIQUOR LICENSE, for Chandler Cultural Foundation, Outdoor Museum Concert #2 on Saturday, December 12, 2020, from 6:00 p.m. until 8:30 p.m., located at the Chandler Museum, 300 S. Chandler Village Drive.
40. SPECIAL EVENT LIQUOR LICENSE, for Chandler Cultural Foundation, Outdoor Museum Concert #3 on Saturday, December 19, 2020, from 6:00 p.m. until 8:30 p.m., located at the Chandler Museum, 300 S. Chandler Village Drive.
41. SPECIAL EVENT LIQUOR LICENSE, for RideNow/CAG Charitable Foundation, Chandler Harley-Davidson Bike Night on Saturday, November 28, 2020, from 5:00 p.m. until 9:00 p.m., located at Chandler Harley-Davidson, 6895 W. Chandler Boulevard.
42. FINAL Development (PAD) for single-family residential, located south of Germann Road and approximately 740 feet east of the intersection of Germann and South Alma School roads.
43. On Action.
44. On Action.
45. PLAT, PLT20-0021, CARINO 8 ENCLAVE, for approximately 4.47 acres, zoned Planned Area RESOLUTION NO. 5413, approving an Assignment and Assumption Agreement between DT Chandler, LLC, and Overstreet Project, LLC, for the retail/office site located at the northwest corner of Arizona Avenue and Buffalo Street, as part of the Overstreet development in Downtown Chandler.

ACTION:

43. INTRODUCTION OF ORDINANCE NO. 4946, ANX20-0001, approving annexation and initial City zoning, located north of the northeast corner of Arizona Avenue and Germann Road.
44. INTRODUCTION OF ORDINANCE NO. 4947, and RESOLUTION NO. 5417  
AREA PLAN AMENDMENT, PLH20-0007, EVERGREEN CHANDLER, denying Resolution No. 5417, an Area Plan Amendment to the Chandler Airport Area Plan from Commercial/Office/Business Park to high-density residential.  
PLANNED AREA DEVELOPMENT (PAD), PLH20-0006, EVERGREEN CHANDLER, denying Ordinance No. 4947, the rezoning from Planned Area Development (PAD) to PAD amended for multi-family.  
PRELIMINARY DEVELOPMENT PLAN (PDP), denying PDP for site layout and building design located north of the northeast corner of Arizona Avenue and Germann Road.

PUBLIC HEARING:

- PH1. Public Hearing for Fiscal Year 2019–2020 Chandler Consolidated Annual Performance and Evaluation Report

1. Open Public Hearing

- INFORMATIONAL:

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