



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

### **Study Session**

Monday, April 5, 2021

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 5, 2021

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

The following members were present:

Kevin Hartke	Mayor
Mark Stewart	Vice Mayor
OD Harris	Councilmember
René Lopez	Councilmember
Terry Roe	Councilmember
Christine Ellis	Councilmember
Matt Orlando	Councilmember

Also in attendance:

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

### SCHEDULED PUBLIC APPEARANCES

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

#### 1. Service Recognitions

##### Development Services

James Dawson – 15 Years

##### Public Works and Utilities

Robert Culbertson – 15 Years

#### 2. Proclamation – Volunteer Recognition Week

MAYOR HARTKE read the proclamation and invited volunteers from Cornerstone and Zovio to accept the proclamation.

3. Proclamation – Fair Housing Month

COUNCILMEMBER LOPEZ read the proclamation and invited the Neighborhood Resources Cares Team to accept the proclamation.

4. Proclamation – National Library Week

MAYOR HARTKE read the proclamation and invited Friends of the Chandler Public Library representative to accept the proclamation.

Bob Lowry, President of The Friends of the Library, said it has been a trying year but it has been a stellar year for them regardless. Mr. Lowry said they ran a campaign called Love Your Library and received dozens of heartfelt thanks to the library for the services the libraries provided for Chandler.

5. Asian Association for Youth and Culture, Joseph Yang

JOSEPH YANG, 4909 W Joshua Blvd, Chandler, AZ 85225, Asian Association for Youth and Culture President, said the mission of the organization was to bring more Asian diversity and culture to Chandler and neighboring cities as well as raise awareness of specific needs for Asian American youth in the community. Mr. Yang said Chandler has the highest population of Asian Americans in Arizona based on the US Census in 2010 at 19,401 out of 261,165 residents which is 7.4%. Chandler has the least amount of Asian groups and most of these are in Phoenix, Tempe, and Scottsdale and listed notable Asian organizations. Mr. Yang introduced the board members of the Asian Association for Youth and Culture. Mr. Yang said they are recruiting more members to work with the community and bring more Asian culture and groups to the City.

MAYOR HARTKE thanked Mr. Yang for his work and looked forward to future events in the coming year.

CONSENT AGENDA DISCUSSION

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

7. Introduction of Ordinance No. 4967, PLH20-0052/PLT20-0039 Serene Estates

COUNCILMEMBER ORLANDO thanked staff, developers, and citizens for work on this project. This was a model where everyone could work together on a solution and walk away happy.

MAYOR HARTKE said there were comments on Consent Agenda Item No. 10.

10. Resolution No. 5458, Authorizing Support for a Foreign Trade Zone Application for Viavi Solutions, Inc.; Manufacturing Facility to be Located at 3455 South McQueen Road

COUNCILMEMBER ORLANDO thanked staff for bringing the item forward and foreign trade zones are not done often. Councilmember Orlando said this allows for reduced taxes because of the global transactions. Councilmember Orlando said traditionally the school district does not share in some of the

rewards and they have asked in the past for the businesses to work with the school district to see how they could help.

MICAH MIRANDA, Economic Development Director, said the education employment feedback loop was discussed prior to the company selecting Chandler. The company has shared they want to engage in the school district and have already taken steps to do so.

COUNCILMEMBER ORLANDO said the school district is a very competitive edge and wanted to ensure they keep that.

COUNCILMEMBER HARRIS said he had questions on Consent Agenda Item No. 14.

14. Agreement No. PD5-961-3521, Amendment No. 1, with American Traffic Solutions Inc., dba Verra Mobility, for Photo Enforcement

COUNCILMEMBER HARRIS asked how many photo cameras are in Chandler right now.

SEAN DUGGAN, Police Chief, said 17 cameras at 12 intersections. Chief Duggan presented the following presentation.

- Photo Enforcement History
  - Goal of photo enforcement program is to reduce the number of collisions and their severity by influencing driver behavior
  - Original Photo Enforcement contract began in 2001 with Redflex Traffic Systems
  - In 2007, the City renewed its contract with Redflex for photo enforcement services and exercised the final extension option through 2016
  - In 2016, the City selected American traffic Solutions, Inc., dba Verra Mobility, to provide photo enforcement services after a competitive bidding process
  - The term agreement was five years with the option of one additional five-year extension
- Photo Enforcement Impact
  - Nationally, red-light running is a leading cause of urban crashes and often causes injury and death
  - Studies conducted in Chandler show that there is a statistically significant reduction in collisions at intersections that are photo enforced
  - The Police Department's experience with photo enforcement as a tool to reduce collisions and increase traffic has been positive
  - Photo enforcement leverage's technology to help keep our roadways safe
  - Photo enforcement supplements traffic enforcement by police officers by providing round-the-clock monitoring of collision prone intersections
  - Part of overall 3E's approach to traffic safety: Enforcement, Education, Engineering
- Photo Enforcement
  - Presently, 12 intersections with photo enforcement camera systems
  - 5 intersections have two camera systems (example: eastbound and southbound approaches)
  - 17 total photo enforcement cameras operating in the City of Chandler
  - All cameras have red light and speed on green enforcement

- Each approach is clearly marked with a radar speed feedback display and signed 300 ft. in advance providing notice to a person that a photo enforcement system is present and operational (ARS 28-1204)
- Photo Enforcement Locations
  - Alma School Rd/ Ray Rd – Eastbound
  - Alma School Rd/ Warner Rd – Westbound and Southbound
  - Kyrene Rd/Chandler Blvd – Westbound
  - McClintock Dr/ Ray Rd – Eastbound and Southbound
  - Alma School Rd/ Queen Creek Rd – Southbound and Westbound
  - Rural Rd/ Ray Rd – Eastbound
  - Arizona Ave/ Warner Rd – Southbound
  - Arizona Ave/ Ray Rd – Southbound
  - Arizona Ave/ Ocotillo Rd – Southbound
  - Dobson Rd/ Ray Rd – Southbound and Westbound
  - McQueen Rd/ Queen Creek Rd – Northbound and Southbound
  - Dobson Rd/ Chandler Blvd – Westbound
- Photo Enforcement Locations
- Valley Photo Enforcement Programs
  - Phoenix
  - Scottsdale
  - Paradise Valley
  - Mesa
  - Chandler
- Photo Enforcement Financial Snapshot
  - 5 Year History
  - Revenue – 15 year History
  - Expense – 15 Year History
  - All revenues and expense tracked annually and accumulated balance is only invested in traffic safety improvements
- Photo Enforcement Impact
  - If the photo enforcement program generates a positive cash flow, all funds are set aside annually in the General Fund balance as restricted for traffic safety purposes only to be used by Police and Traffic Engineering for traffic enhancements including signage, roadway improvements and other items that increase traffic safety in Chandler.
- Photo Enforcement
  - Request Council approve on additional five-year contract extension with American Traffic Solutions (ATS) beginning April, 2021 through March, 2026

COUNCILMEMBER HARRIS confirmed if the cameras were mostly in the north and west.

CHIEF DUGGAN said they are located in historically high collision intersections.

COUNCILMEMBER HARRIS asked what the projected income levels were for the areas where the cameras were located.

CHIEF DUGGAN said he did not know.

COUNCILMEMBER HARRIS said the cameras are mostly in the north and west and asked if these are still the same high traffic collision areas.

CHIEF DUGGAN said it has been some time since they have run the numbers, but they are in the process of doing that. Chief Duggan said he believed these to still be high collision intersections as they are main arterials with a high volume of traffic.

COUNCILMEMBER HARRIS asked what the revenue was for the City.

CHIEF DUGGAN said it varies from year to year. This year they are anticipating a net loss of \$200,000.

COUNCILMEMBER HARRIS asked if the City pays the money to renew the contract again.

CHIEF DUGGAN said it is a five-year contract as it historically evens out over that time. The two years before there was a net increase.

COUNCILMEMBER ORLANDO asked if they need a police officer to verify the incident.

CHIEF DUGGAN said that was correct. There is a sworn officer who reviews the information before a citation is sent out.

COUNCILMEMBER ORLANDO confirmed that if the officer does not review it then a citation is not sent.

CHIEF DUGGAN said that was correct.

COUNCILMEMBER ORLANDO asked why we pay the company \$20 dollars for an enforceable photo. He said he had the same question when this was first implemented years ago. Councilmember Orlando said if this keeps the roadways safe then it is another tool to use and would like to see more information on the data of the program. The photos should be provided to the City for free as part of the contract of doing business with the company.

CHIEF DUGGAN said they used to pay for each photo and now they are only billed for actual citation photos as a result of Councilmember Orlando's concerns in previous years.

COUNCILMEMBER ORLANDO requested staff see what could be done regarding this.

MAYOR HARTKE asked if the program makes the City safer.

CHIEF DUGGAN said he believed without a doubt that this makes the City safer.

MAYOR HARTKE asked if this helped in terms of officer management and what the impact would be if this went away.

CHIEF DUGGAN said if this goes away there would be no more traffic enforcement at these intersections than there are presently. If this goes away no one would monitor the locations 24/7.

MAYOR HARTKE said if residents called because the intersection is crazy there needs to be officers there, it would change the model if officers needed to be there to issue citations.

CHIEF DUGGAN said the model would be the same, as they have a limited number of officers. Chief Duggan said they have fewer traffic officers than when it was originally initiated back in 2008. The main benefit of the program is the influence and shaping of behavior and it is hard to measure. Chief Duggan said he is confident it has an influence on driver's behavior as they approach the intersection. It may not be sustainable, but when they approach the intersection behavior changes.

VICE MAYOR STEWART asked for more data about the program and the intersections that they are placed. Vice Mayor Stewart said he would speak more about this during the Thursday meeting.

COUNCILMEMBER HARRIS asked how many hours it takes for an officer to review the photos.

CHIEF DUGGAN said this is something an officer does every day when they receive photos from ATS. They are able to turn those photos around daily so there is not a large queue, but it is a full time job.

COUNCILMEMBER HARRIS asked how many are processed per day.

CHIEF DUGGAN said it is different to process a citation as there are variables with each photo. Not all photos become citations. Last year, they issued 23,000 citations and about half of those were generated through photo enforcement.

COUNCILMEMBER HARRIS asked for a number of how many bad photos there are.

CHIEF DUGGAN said he would provide that information.

COUNCILMEMBER ROE said he would like to know how many are red light versus speeding.

MAYOR HARTKE asked if it was too early to see the impact of the enforcement of cells phones and distracted driving.

CHIEF DUGGAN said it is difficult to measure it.

MAYOR HARTKE asked if they have seen a decrease in traffic violations.

CHIEF DUGGAN said they would need more time as enforcement did not begin until January 1.

VICE MAYOR STEWART asked what the camera recorded, if it scans each car, and if the data is being kept at ATS.

CHIEF DUGGAN said they do have access to all the data, but would gather information for how long it is stored.

CONSENT AGENDA ITEMS

1. Resolution No. 5452 Authorizing a Grant Agreement with the Federal Aviation Administration (FAA) to Accept a Coronavirus Response and Relief Supplemental Appropriation Act (CRRSA) Grant  
Move City Council pass and adopt Resolution No. 5452 authorizing a grant agreement with the Federal Aviation Administration to accept a Coronavirus Response and Relief Supplemental Appropriation Act (CRRSA) grant not to exceed \$57,162 for airport operating purposes; and authorizing the City Manager, or designee, to execute the grant agreement and all other documents necessary to effect the agreement.
2. March 2021 City Council Minutes  
Move City Council approve the meeting minutes of the Special Meeting - Retreat of March 4 and March 5, the Study Session and the Regular Meeting of March 22, 2021, the Work Session - Budget Workshop and Regular Meeting of March 25, 2021.
3. Board and Commission Appointments  
Move City Council approve the Board and Commission appointments as recommended.
4. FY 2020-21 One-time Exceptional Performance Awards for Employees  
Move City Council approve a one-time exceptional performance award of \$3,000 to each full-time employee and \$1,500 to each part-time employee, employed as of December 31, 2020, and remaining employed through March 27, 2021, for an estimated cost of \$5,530,000 across all Funds; and \$3,060,000 in Fund Contingency Transfers to only be used should vacancy savings appropriation not be sufficient in a specific Fund/Cost Center combination, including General Fund of \$2,800,000, to various Cost Centers within General Fund, Special Revenue Funds (i.e. Grant-217, Community Development Block Grant (CDBG)-219, Public Housing Authority (PHA)-224, 227, 230, 232, 233) and Self Insurance Funds (i.e. Workers Compensation-736, Insured Liability-737, Uninsured Liability-738, Short Term Disability-739, and Medical-741); Water Fund 605 of \$200,000; and Solid Waste Fund 625 of \$60,000.
5. Final Adoption of Ordinance No. 4961, PLH20-0023 Pecos and McQueen Retail Rezoning  
Move City Council adopt Ordinance No. 4961, approving PLH20-0023 Pecos and McQueen Retail located at the southwest corner of Pecos and McQueen roads, Rezoning from Agricultural District (AG-1) to Planned Area Development (PAD) for Neighborhood Commercial (C-1) uses, subject to the conditions as recommended by Planning and Zoning Commission.
6. Introduction of Ordinance No. 4968, PLH20-0063 McKinley Glenn (Staff Requests Continuance to the May 13, 2021, City Council Meeting)  
Move City Council continue PLH20-0063 McKinley Glenn, located east of the southeast corner of Chandler Heights and Cooper roads to the May 13, 2021, Council meeting, as recommended by Planning and Zoning Commission.
7. Introduction of Ordinance No. 4967, PLH20-0052/PLT20-0039 Serene Estates

Rezoning

Move City Council introduce and tentatively adopt Ordinance No. 4967 approving PLH20-0052 Serene Estates, Rezoning from Neighborhood Commercial (C-1) to Planned Area Development for single-family residential, located northwest of the northwest corner of Galveston and Hartford streets, subject to the conditions as recommended by Planning and Zoning Commission.

Preliminary Development Plan

Move City Council approve Preliminary Development Plan PLH20-0052 Serene Estates for subdivision layout and housing product, located northwest of the northwest corner of Galveston and Hartford streets, subject to the conditions as recommended by Planning and Zoning Commission.

Preliminary Plat

Move City Council approve Preliminary Plat PLT20-0039 Serene Estates, located northwest of the northwest corner of Galveston and Hartford streets, subject to the condition recommended by Planning and Zoning Commission.

8. Use Permit and Entertainment Use Permit, PLH20-0054 BAR @118W  
Move City Council approve Use Permit and Entertainment Use Permit, PLH20-0054 Bar @118W, located at 118 W. Boston Street, subject to the conditions recommended by Planning and Zoning Commission.
9. Preliminary Development Plan, PLH20-0067 The Johnathan  
Move City Council approve Preliminary Development Plan, PLH20-0067 The Johnathan, located at 55 N. Arizona Place, subject to the conditions as recommended by Planning and Zoning Commission.
10. Resolution No. 5458, Authorizing Support for a Foreign Trade Zone Application for Viavi Solutions, Inc.; Manufacturing Facility to be Located at 3455 South McQueen Road  
Move to approve Resolution No. 5458, authorizing support for a Foreign Trade Zone application for Viavi Solutions, Inc.; manufacturing facility to be located at 3455 South McQueen Road; authorizing support for a property tax reclassification from class one to class six for all new personal property; authorizing a development agreement between Viavi and the City of Chandler; authorizing the execution of an Intergovernmental Agreement between the City of Chandler and the City of Phoenix; and authorizing the Mayor to sign the Resolution and related documents as approved by the City Attorney.
11. Agreement No. IT8-920-3889, Amendment No. 3, with Neudesic, LLC, for Annual Application Support Services  
Move City Council approve Agreement No. IT8-920-3889, Amendment No. 3, with Neudesic, LLC, for annual application support services, in the amount of \$123,000, for the period of May 1, 2021, through April 30, 2022.
12. Purchase of Microsoft Software Licenses from CDW-G  
Move City Council approve the purchase of Microsoft software licenses, from CDW-G, using the Omnia Partners Contract No. 2018011-01 in an amount not to exceed \$723,139.



13. License Series 11, Hotel/Motel Liquor License application for Sonesta International Hotels Corporation, dba Sonesta Select Phoenix Chandler  
Move for recommendation to the State Department of Liquor Licenses and Control for approval of the State Liquor Job No. 135943, a Series 11, Hotel/Motel Liquor License, for Andrea Dahlman Lewkowitz, Agent, Sonesta International Hotels Corporation, dba Sonesta Select Phoenix Chandler, located at 920 N. 54th Street, and approval of the City of Chandler Series 11, Hotel/Motel Liquor License No. 300649 L11.
14. Agreement No. PD5-961-3521, Amendment No. 1, with American Traffic Solutions Inc., dba Verra Mobility, for Photo Enforcement  
Move City Council approve Agreement No. PD5-961-3521, Amendment No. 1, with American Traffic Solutions, Inc., dba Verra Mobility, for photo enforcement, in a combined amount not to exceed \$2,500,000, for the period of five years beginning April 1, 2021 through March 31, 2026.
15. Final Adoption of Ordinance No. 4964 Authorizing the Sale of a Parcel of City-Owned Land at the Southwest Corner of McQueen Road and Pecos Road  
Move City Council approve final adoption of Ordinance No. 4964 authorizing the sale of a parcel of City-owned land at southwest corner of McQueen Road and Pecos Road to WNDG, LLC, an Arizona Limited Liability Company.
16. Project Agreement No. WW2003.401 with Garney Companies, Inc., for the Airport Water Reclamation Facility Headworks Drain Piping  
Move City Council award Project Agreement No. WW2003.401 to Garney Companies, Inc., Pursuant to Job Order Contract No. JOC1914.401, for the Airport Water Reclamation Facility Headworks Drain Piping, in an amount not to exceed \$391,070.
17. Professional Services Agreement No. WW2003.451, with Brown and Caldwell, Inc., for Airport Water Reclamation Facility Headworks Drain Piping Construction Management Services  
Move City Council award Professional Services Agreement No. WW2003.451, to Brown and Caldwell, Inc., for the Airport Water Reclamation Facility Headworks Drain Piping Construction Management Services, in an amount not to exceed \$55,050.

#### DISCUSSION AND POSSIBLE ACTION

18. Discussion and Possible Action on Council Public Safety Subcommittee Briefing on Crime Statistics Presentation, Impact of COVID on Public Safety, as Requested by Councilmember Orlando.

#### INFORMATIONAL

19. Study Session & Regular Meeting Minutes of March 3, 2021, Planning and Zoning Commission

ADJOURNMENT: The meeting adjourned at 7:26 p.m.

ATTEST: *Dana R. DeKey*  
City Clerk

*Kevin Huntke*  
Mayor

Approval Date of Minutes: April 22, 2021

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 5th day of April 2021. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this 22 day of April, 2021.

