

Meeting Minutes

City Council Regular Meeting

February 24, 2022 | 6:00 p.m.
Chandler City Council Chambers
88 E. Chicago St., Chandler, AZ



Call to Order

The meeting was called to order by Mayor Kevin Hartke at 6:00 p.m.

Roll Call

Council Attendance

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

Appointee Attendance

Joshua Wright, City Manager
Kelly Schwab, City Attorney
Dana DeLong, City Clerk

*Councilmember Stewart, Councilmember Lopez, and Councilmember Ellis attended telephonically.

Invocation

The invocation was given by Pastor Robert Felix, Chandler Presbyterian Church.

Pledge of Allegiance

The Pledge of Allegiance was led by Councilmember Harris.

Scheduled Public Appearances

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

1. Proclamation – Golden Rule City

MAYOR HARTKE read the proclamation and invited Dr. James Campbell, Reverend Larry Forts, and Ms. LeAnn Basha to accept.

REV. LARRY FORTS, Arizona Interfaith Movement Executive Director, said 13 other cities in Arizona are Golden Rule Cities. The Arizona Interfaith Movement promotes respect, civility, kindness, and empathy. Rev. Fultz congratulated Mayor and Council and thanked them for this opportunity.

2. Proclamation – Disability Awareness Month

MAYOR HARTKE introduced the Mayor's Committee for People with Disabilities, which serves as a liaison between the City Council and citizens of Chandler to increase awareness and accessibility for people with disabilities.

COUNCILMEMBER ORLANDO read the proclamation and invited Jeff Deaver, Kim Foy, and Erin Fortner to accept.

3. Disability Awareness Awards

MAYOR HARTKE recognized the following.

Julie Stuart, Habilitator of the Year

Alicia Wronksi, Educator of the Year

Savannah Branham, Student of the Year

Sprouts Market, Employer of the Year

4. Presentation – Teen Dating Violence Awareness, Domestic Violence Commission Chair Polly Knape

POLLY KNAPE, Domestic Violence Commission Chair, shared the following presentation.

- Teen Dating Violence Awareness Month
- Teen Dating Violence is More Common Than We Might Think
 - 1 in 3 teens in the U.S. will experience physical, sexual, or emotional abuse by someone they are in a relationship with before they become adults.
 - Nearly 1:11 females and 1:14 male high school students report having experienced physical dating violence in the last year. CDC.gov
 - 1:8 Females and 1:26 male high school student report having experienced sexual dating violence in the last year. CDC.gov
 - 33% of adolescents in America are victim to sexual, physical, verbal, or emotional dating abuse. Dosomething.org
 - Teens who suffer dating abuse are subject to long-term consequences like alcoholism, eating disorders, promiscuity, thoughts of suicide, and violent behavior. Dosomething.org
 - 50% of young people who experience rape or physical or sexual abuse will attempt to commit suicide. Dosomething.org

- Intimate Partner Violence: verbal or non-verbal communication with the intent to harm a or exert control over a partner.
 - Everyone deserves healthy relationships.
 - Physical
 - Sexual
 - Psychological
 - Stalking
- What is a Healthy Relationship?
 - Have a courageous conversation
 - Healthy → Unhealthy → Abusive
- Where To Go To Learn More?
 - Youth and young adults deserve information and support when it comes to dating abuse.
 - Loveisrespect.org
 - Resource Guides Available

COUNCILMEMBER ORLANDO thanked Ms. Knappe and asked where funding comes from and asked if there was a site for donations to Arizona Children's Association.

MS. KNAPE confirmed donations are accepted at arizonaschildren.org.

Consent Agenda and Discussion

Discussion was held on items 1, 2, 4, 9, and 16.

Airport

1. Resolution No. 5552 Authorizing an Amended Grant Agreement with the Arizona Department of Transportation (ADOT) for the Construction of a Wildlife Exclusion Fence at the Chandler Municipal Airport
 Resolution No. 5552 authorizing an amended grant agreement with the Arizona Department of Transportation (ADOT) to accept a grant not to exceed \$1,107,500 for the construction of a wildlife exclusion fence at the Chandler Municipal Airport; authorizing the City Manager, or designee, to execute the grant agreement and all other documents necessary to effect the agreement.
2. Resolution No. 5553 Authorizing a Grant Agreement with the Federal Aviation Administration (FAA) to accept a Bipartisan Infrastructure Law (BIL) Grant for Airport Purposes
 Move City Council pass and adopt Resolution No. 5553 authorizing a grant agreement with the Federal Aviation Administration to accept a Bipartisan Infrastructure Law (BIL) grant not to exceed \$295,000 for airport purposes; and authorizing the City Manager, or designee, to execute the grant agreement and all other documents necessary to effect the agreement.

COUNCILMEMBER HARRIS spoke on the importance of the grant dollars coming to Chandler in these items. Councilmember Harris thanked staff and commissioners for their work.

City Clerk

3. February 2022 City Council Minutes
Move City Council approve the Council Meeting minutes of the Special Meeting of February 7, 2022; Study Session of February 7, 2022; Work Session of February 10, 2022; and the Regular Meeting of February 10, 2022.

City Magistrate

4. Resolution No. 5556 Approving an Intergovernmental Agreement with the City of Tempe for the East Valley Regional Veterans Treatment Court
Move City Council approve Resolution No. 5556, authorizing the Mayor to execute an intergovernmental agreement with the City of Tempe allowing City of Chandler Municipal Court to participate in the Maricopa County East Valley Regional Veterans Treatment Court.

COUNCILMEMBER ORLANDO asked for a presentation.

ALICIA SKUPIN, Presiding City Magistrate, gave a brief presentation on the Veterans Court. This is the seventh year in the Veterans Court, this intergovernmental agreement will continue it for five more years. This program allows veterans who have interacted with the criminal justice system to get resources and assistance to get them back on their feet. The Veterans Court partners with the many different groups and agencies to provide multiple avenues for service. The Veterans Court serves around 40 – 50 people per year. Funding has already been allotted from the last fiscal year.

COUNCILMEMBER HARRIS expressed his appreciation and noted the connection between the Veterans Treatment Court and the Military and Veterans Affairs Commission in Chandler.

Communications and Public Affairs

5. Agreement No. CAPA2-918-4421, with Davidson Belluso, for Digital Marketing Services for Recruitment Campaigns
Move City Council approve Agreement No. CAPA2-918-4421, with Davidson Belluso, for digital marketing services for recruitment campaigns, in an amount not to exceed \$300,000 for a period of one year beginning March 1, 2022, through February 28, 2023, with the option of up to four additional one-year extensions.

Community Services

6. Final adoption of Ordinance No. 4993 adopting the 2021 Editions of the International Building Codes

Move City Council adopt Ordinance No. 4993, adopting the 2021 editions of the International Building, Plumbing, Mechanical, Residential, Fuel Gas, Energy Conservation, Existing Building, Swimming Pool and Spa Codes, and the 2020 edition of the National Electrical Code, with local amendments.

7. Final Plat PLT21-0056, Chandler Crossing 2nd Amended
Move City Council approve Final Plat PLT21-0056 Chandler Crossings 2nd Amended, located at the northeast corner of Arizona Avenue and Chandler Heights Road, as recommended by staff.
8. Final Plat PLT21-0024, Hudson Crossings
Move City Council approve Final Plat PLT21-0024, Hudson Crossings, located on the south side of Willis Road, east of McQueen Road, as recommended by staff.

Economic Development

9. Resolution No. 5551, Authorizing Support for a Foreign Trade Zone Application for the Rinchem Distribution Facility; and Authorizing an Intergovernmental Agreement with the City of Phoenix
Move City Council approve Resolution No. 5551, authorizing support for a Foreign Trade Zone Application for the Rinchem Company, Inc., distribution warehouse located at 6805 W. Morelos Place; 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.

COUNCILMEMBER HARRIS asked for a presentation.

JOSH WRIGHT, City Manager, introduced Edyie McCall, Economic Development Manager.

EDYIE MCCALL, Economic Development Manager, gave a brief presentation on Rinchem, a Fortune 500 company in chemical management solutions providing high purity and prepackaged chemicals and gases. They operate 16 warehouse locations in the United States, with operations elsewhere in Asia, Europe, and the Middle East totaling 27 globally. They have 650 staff worldwide. Rinchem supplies to one of Chandler's targeted industries of high-tech manufacturing. Rinchem is applying for a Foreign-Trade Zone subzone application, to allow for a reduction in custom duties on tariffs on imported goods. She introduced Robert Toledo, Construction and Property Manager, and Michael Gingerella, Global Business Developer from Rinchem.

COUNCILMEMBER HARRIS expressed his support.

MAYOR HARTKE also thanked Rinchem.

10. Agreement No. ED2-918-4422, with 2060 Digital, for Digital Marketing Services
Move that City Council approve Agreement No. ED2-918-4422, with 2060 Digital, for digital marketing services, in an amount not to exceed \$400,000, for the period of one year, beginning March 1, 2022, through February 20, 2023, with the option of up to four additional one-year extensions.

Fire Department

11. Final Adoption of Ordinance No. 4994 Amending the Code of the City of Chandler Chapter 28
Move that City Council approve final adoption of Ordinance No. 4994 amending Chapter 28 of the Code of the City of Chandler, by repealing and replacing Chapter 28 in its entirety, and adopting the 2021 edition of the International Fire Code with local amendments.

Human Resources

12. Agreement No. HR9-962-4000, Amendment No. 3, with Devau Human Resources, for Temporary Staffing Services
Move City Council approve Agreement No. HR9-962-4000, Amendment No. 3, with Devau Human Resources, for temporary staffing services, in an amount not to exceed \$1,054,600, for the period of one year, beginning April 1, 2022, through March 31, 2023.

Management Services

13. Agreement No. MS1-946-4303, for Procurement Card Services, with Bank of America
Move City Council award Agreement No. MS1-946-4303 to Bank of America, for Procurement Card Services, for a two-year period, beginning January 1, 2022, through December 31, 2023, with up to four two-year options to extend.
14. New License Series 12, Restaurant Liquor License application for Acqua Di Mare, LLC, DBA Acqua Di Mare
Move for recommendation to the State Department of Liquor Licenses and Control for approval of the State Liquor Job No. 180113, a Series 12, Restaurant Liquor License, for Jared Michael Repinski, Agent, Acqua Di Mare, LLC, DBA Acqua Di Mare, located at 106 S. Oregon Street, and approval of the City of Chandler, Series 12, Restaurant Liquor License No. 302783.
15. Adoption of Notice of Intention to Increase Certain Water, Wastewater, Reclaimed Water, and Solid Waste Rates and Set the Date for Public Hearing
Move to adopt the Notice of Intention to increase certain Water, Wastewater, Reclaimed Water, and Solid Waste fees and set the date for the Public Hearing on April 28, 2022.

Neighborhood Resources

16. Resolution No. 5554 Accepting \$7,000,000 in redistributed ERA 1 funds from the US Department of the Treasury and Approving an Intergovernmental Agreement with Maricopa County for the Emergency Rental Assistance Program
Move City Council pass and adopt resolution No. 5554 accepting \$7,000,000 in redistributed ERA1 funds from the US Department of the Treasury and approving an Intergovernmental Agreement between the City of Chandler and Maricopa County for the Emergency Rental Assistance Program.

COUNCILMEMBER ORLANDO asked for a presentation.

LEAH POWELL, Neighborhood Resources Director, gave a brief presentation on Resolution No. 5554. This resolution is a companion item to another resolution considered last December. This resolution allows the City to work with Maricopa County on Emergency Rental Assistance funding. This enhances the community as it allows residents to be able to apply online for Emergency Rental Assistance funds. Maricopa County will subcontract with AZCEND to process the applications. Residents will be able to view the real-time status of their application online. This resolution is for \$7,000,000 in state-reallocated Emergency Rental Assistance funds. Chandler will also be receiving \$6,300,000 in Emergency Rental Assistance II funding and looking to approve the intergovernmental agreement with Maricopa County for the administration of these funds.

COUNCILMEMBER ORLANDO asked if AZCEND will continue to help people receive these funds without computer access.

MS. POWELL stated Maricopa County, CARES team, and AZCEND assist residents without computer access.

COUNCILMEMBER ORLANDO asked if additional funding was expected.

MS. POWELL explained that the community was still estimated to be in need, so applications for additional funds have been submitted. This could come from the Treasury, the state, or a national collection of unused funds.

COUNCILMEMBER ORLANDO expressed his desire to keep AZCEND engaged with this program. He asked if funding was going directly to those in need.

MS. POWELL explained that funding that goes to administration of these programs is limited. Chandler's programs utilized less of the allocation for administration. Additionally, Maricopa County is using some of their own funding to pay for internal administrative expenses.

COUNCILMEMBER HARRIS thanked Neighborhood Resources staff.

Police Department

17. Resolution No. 5557, Agreement with Off Duty Management for Management and Administrative Services for Police Department's Extra Duty Program and Assignments
Move City Council approve Resolution No. 5557, repealing Resolution No. 5537 and Authorizing an Agreement between the City of Chandler and Off Duty Management, Inc. (ODM), to Provide Management and Administrative Services to the Police Department's Extra Duty Program and Assignments; and Authorizing the Chief of Police to Sign, Administer, Execute, and Submit all Documents and Other Necessary Instruments in Connection with Such Agreement.
18. Purchase of Property and Evidence Walk-In Freezer and Installation Services
Move City Council approve the utilization of Maricopa County Contract No. 171203, with Andrew's Refrigeration, Inc., and City of Chandler Agreement No. BF8-936-3802, with Western States Fire Protection Co., for the purchase of property and evidence walk-in freezer and installation services, in an amount not to exceed \$56,038.12.

Public Works and Utilities

19. Resolution No. 5471 Approving an Intergovernmental Agreement Between the City of Chandler and Maricopa County for Right-of-Way Assistance for the Lindsay Road Improvement Project, from Ocotillo Road to Hunt Highway
Move City Council pass and adopt Resolution No. 5471 approving an Intergovernmental Agreement between the City of Chandler and Maricopa County for right-of-way assistance for improvements to Lindsay Road from Ocotillo Road to Hunt Highway.
20. Resolution No. 5543 Acquisition of Real Property for the Lindsay Road Improvement Project from Hunt Highway to Ocotillo Road
Move City Council approve the Roadway Alignment for the Lindsay Road Improvements (Ocotillo Road to Hunt Highway), Project No. ST2001, and pass and adopt Resolution No. 5543 determining that acquisition of real property needed for the Lindsay Road Improvement Project from Hunt Highway to Ocotillo Road is a matter of public necessity, approving the purchase of such real property at market value plus closing 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; approving eminent domain proceedings as needed to acquire said real property and obtain immediate possession thereof; and approving relocation services as may be needed and required by law.
21. Agreement No. SW1-926-4307, with River Recycling, LLC, for Processing and Marketing of Recyclable Materials
Move City Council approve Agreement No. SW1-926-4307, with River Recycling, LLC, for processing and marketing of recyclable materials, in an amount not to exceed or total

\$7,600,000, for the period beginning upon Agreement execution through September 30, 2027, with the option of one additional three-year extension.

22. Agreement No. PW2-926-4473, with United Fibers, LLC, for Processing and Marketing of Curbside Collected Recyclable Materials
Move City Council approve Agreement No. PW2-926-4473, with United Fibers, LLC, for the processing and marketing of curbside collected recyclable materials, in an amount not to exceed \$660,000 for the period beginning March 1, 2022, through December 31, 2022.
23. Construction Manager at Risk Contract No. WW2111.401 – GMP1, with Achen-Gardner Construction, LLC, for the Chandler Heights Road Utility Relocations
Move City Council award Construction Manager at Risk Contract No. WW2111.401 – GMP1 to Achen-Gardner Construction, LLC, for the Chandler Heights Road Utility Relocations, in an amount not to exceed \$1,371,579.28.
24. Construction Manager at Risk Contract No. ST2009.401, with DCS Contracting, Inc., for the Dobson Road Improvements at Intel Driveways #1 and #4 – GMP No. 1
Move City Council award Construction Manager at Risk Contract No. ST2009.401 to DCS Contracting, Inc., for the Dobson Road Improvements at Intel Driveways #1 and #4 – GMP No. 1, in an amount not to exceed \$239,525.46.
25. Project Agreement No. WW2005.402, with B & F Contracting, Inc., Pursuant to Job Order Contract No. JOC1903.401 for the Jacaranda Parkway Sewer Rehabilitation
Move City Council award Project Agreement No. WW2005.402, to B & F Contracting, Inc., Pursuant to Job Order Contract No. JOC1903.401, for the Jacaranda Parkway Sewer Rehabilitation, in an amount not to exceed \$1,944,081.66.
26. Professional Services Agreement No. WW2005.452, with Dibble CM, LLC, for the Jacaranda Parkway Sewer Rehabilitation Construction Management Services
Move City Council award Professional Services Agreement No. WW2005.452, to Dibble CM, LLC, for the Jacaranda Parkway Sewer Rehabilitation Construction Management Services, in an amount not to exceed \$148,208.
27. Project Agreement No. WW2005.404, with B & F Contracting, Inc., Pursuant to Job Order Contract No. JOC1903.401, for the Ocotillo Small Diameter Sewer Rehabilitation
Move City Council award Project Agreement No. WW2005.404 to B & F Contracting, Inc., Pursuant to Job Order Contract No. JOC1903.401, for the Ocotillo Small Diameter Sewer Rehabilitation, in an amount not to exceed \$258,305.24.
28. Professional Services Agreement No. WW2111.452, with Dibble CM, LLC, for the Chandler Heights Road Utility Relocations Construction Management Services

Move City Council award Professional Services Agreement No. WW2111.452, to Dibble CM, LLC, for the Chandler Heights Road Utility Relocations Construction Management Services, in an amount not to exceed \$1,131,790.

29. Professional Services Agreement No. WW2111.271, with Wilson Engineers, LLC, for the Chandler Heights Road Utility Relocations Post-Design Services
Move City Council award Professional Services Agreement No. WW2111.271 to Wilson Engineers, LLC, for the Chandler Heights Road Utility Relocations Post-Design Services, in an amount not to exceed \$444,411.30.
30. Agreement No. PW0-745-4183, Amendment No. 2, with M.R. Tanner Development and Construction, Inc., for Street Maintenance Repaving, Surface Seal, and Repair Services
Move City Council approve Agreement No. PW0-745-4183, Amendment No. 2, with M.R. Tanner Development and Construction, Inc., for street maintenance repaving, surface seal, and repair services, in an amount not to exceed \$7,241,860.75, for a one-year term, May 1, 2022, through April 30, 2023.

Consent Agenda Motion and Vote

Councilmember Orlando moved to approve the Consent Agenda of the February 24, 2022, Regular City Council Meeting; Seconded by Councilmember Harris.

Motion carried unanimously (7-0).

Public Hearing Item No. 31

31. Annexation Public Hearing, ANX21-0007 Southeast corner Chandler Heights Road and 124th Street, approximately 10.12 acres located at the southeast corner of Chandler Heights Road and 124th Street

Open Public Hearing

MAYOR HARTKE opened the public hearing.

Staff Presentation

LAUREN SCHUMANN, Senior Planner, presented the following presentation.

- Public Hearing – Annexation Southeast corner Chandler Heights Road & 124th Street
- General Plan 2016
- Southeast Chandler Area Plan
- Questions / Comments?

Council Discussion

MAYOR HARTKE asked if there was any discussion from the Council. There was none.

Discussion from the Audience

MAYOR HARTKE asked if there was any discussion from the audience. There was none.

Close Public Hearing

MAYOR HARTKE closed the public hearing.

Informational

31. Study Session & Regular Minutes of December 15, 2021, Planning and Zoning Commission
32. Special Event Liquor Licenses and Temporary and Permanent Extensions of Liquor License Premises Administratively Approved

Unscheduled Public Appearances

None.

Current Events

Mayor's Announcements

MAYOR HARTKE thanked those who attended the State of the City on February 17. It is important to recognize and celebrate industry, neighborhoods, staff, Council and especially the Chandler Changemakers and winners of the Youth Art Contest.

MAYOR HARTKE announced Arizona Railway Day is Saturday, February 26 and a Arizona Railway Day celebration will be occurring from 9:00 a.m. to 4:00 p.m. at Arizona Railway Museum.

MAYOR HARTKE announced the Ostrich Festival's return on March 11-13, and March 17-20. The celebration will include live entertainment, carnival, rides, and food.

MAYOR HARTKE shared information about the Senior Expo on March 9 from 9:00 a.m. to 12:00 p.m. at the Chandler Community Center. Information about healthcare, municipal services, recreation, technology, and entertainment will be shared.

Council's Announcements

COUNCILMEMBER HARRIS shared information about the African American Banquet on February 25 at 6:00 p.m. at Chandler-Gilbert Community College to celebrate Black History Month.

COUNCILMEMBER HARRIS shared that the Chandler Center for the Arts is hosting a Black Music History Concert Tribute to Miles Davis showcase on February 25 at 7:00 p.m.

City Manager's Announcements

None.

Adjourn

The meeting was adjourned at 6:50 p.m.

ATTEST: _____
City Clerk

Mayor

Approval Date of Minutes: March 24, 2022

Certification

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of Regular Meeting of the City Council of Chandler, Arizona, held on the 24th day of February 2022. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this _____ day of March, 2022.

City Clerk