

Meeting Minutes

City Council Regular Meeting

May 26, 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 Lopez attended telephonically.

MAYOR HARTKE asked for a moment of silence to honor victims of Uvalde, Texas and Buffalo, New York.

Invocation

The invocation was given by Reverend Denise Burns, Chandler First Church of the Nazarene.

Pledge of Allegiance

The Pledge of Allegiance was led by Councilmember Ellis.

Consent Agenda and Discussion

City Clerk

1. May 2022 City Council Minutes
Move City Council approve the Council Meeting minutes of the Study Session of May 9, 2022, and Regular Meeting of May 12, 2022.
2. Board and Commission Appointments
Move City Council approve the Board and Commission appointments as recommended.

City Manager

3. Annual Membership Fee for Valley Metro Rail, Inc.
Move City Council authorize payment of the Fiscal Year 2021-2022 annual membership fee for Valley Metro Rail, Inc. (Metro), in the amount of \$49,995.

Community Services

4. Professional Services Agreement No. PR2201.201, with Barker Rinker Seacat Architecture, for the Tumbleweed Recreation Center Expansion Multi-Generational Facility Design Services
Move City Council award Professional Services Agreement No. PR2201.201 to Barker Rinker Seacat Architecture, for the Tumbleweed Recreation Center Expansion Multi-Generational Facility Design Services, in an amount not to exceed \$1,056,370.
5. Project Agreement No. PR2105.401 with ForeSite Design & Construction, Inc., Pursuant to Job Order Contract No. JOC1905.401, for the Sunset Park ADA Improvements
Move City Council award Project Agreement No. PR2105.401 to ForeSite Design & Construction, Inc., Pursuant to Job Order Contract No. JOC1905.401, for the Sunset Park ADA Improvements, in an amount not to exceed \$303,616.00.
6. Professional Services Agreement No. PR2105.451, with Dibble CM, LLC, for the Sunset Park ADA Improvements Construction Management Services
Move City Council award Professional Services Agreement No. PR2105.451 to Dibble CM, LLC, for the Sunset Park ADA Improvements Construction Management Services, in an amount not to exceed \$34,100.

Cultural Development

7. Resolution No. 5585 Approving a First Amendment to the Development Agreement between Spike Lawrence Ventures, LLC, and the City of Chandler to Allow the Construction of a Mixed-Use, Four-Story Retail/Residential Housing Development on the New Square Phase 2 Site, Located at the Northeast Corner of Oregon Street and Chicago Street.
Move City Council adopt Resolution No. 5585 approving a First Amendment to the Development Agreement between Spike Lawrence Ventures, LLC, and the City of Chandler to allow the construction of a mixed-use, four-story retail/residential housing development

on the New Square Phase 2 site, located at the northeast corner of Oregon Street and Chicago Street.

Development Services

8. Final Adoption of Ordinance No. 5016, PLH21-0073 Veneto, Rezoning from Agricultural District (AG-1) to Planned Area Development (PAD) for Medium Density Residential, Located on the Northeast Corner of Pleasant Drive and Pecos Road, Approximately ¼ Mile East of the Northeast Corner of Alma School and Pecos Roads
Rezoning
Move City Council adopt Ordinance No. 5016 approving PLH21-0073, Rezoning from Agricultural District (AG-1) to Planned Area Development (PAD) for medium density residential, subject to the conditions as recommended by Planning and Zoning Commission.
9. Final Adoption of Ordinance No. 5017, PLH21-0097 House for the Moore Family, Rezoning from Multi-family Residential District (MF-2) to Planned Area Development (PAD) for Single-Family Residential, Located South of the Southwest Corner of California and Chicago Streets, More Generally Located West of the Northwest Corner of Arizona Avenue and Frye Road
Move City Council adopt Ordinance No. 5017 approving PLH21-0097 House for the Moore Family, Rezoning from Multifamily Residential District (MF-2) to Planned Area Development (PAD) for Single-Family Residential, subject to the conditions as recommended by Planning and Zoning Commission.

Information Technology

10. Purchase of Webex Annual Subscription
Move City Council approve the purchase of Webex annual subscription from NTT America, Inc., utilizing the NPCA Contract No. 01-97, in the amount of \$143,812, for a two-year period, beginning May 1, 2022, through April 30, 2024, payable on an annual basis, and authorize the City Manager or designee to sign a linking agreement with NTT America, Inc.

Management Services

11. Resolution No. 5586, Adopting the Fiscal Year (FY) 2022-23 Tentative Budget and 2023-32 Tentative Capital Improvement Program (CIP) and Giving Notice of the Dates and Times for Hearing Taxpayers, for Final Adoption of the Budget, and for Setting the Tax Levies and Tax Rates
Move City Council pass and adopt Resolution No. 5586, adopting the FY 2022-23 Tentative Budget and 2023-2032 Tentative CIP and giving notice of the dates and times for hearing taxpayers, for final adoption of the budget, and for setting the tax levies and tax rates.

12. Agreement No. MS2-920-4405 with Questica, Ltd., for Budget Software Solution and Support
Move City Council approve Agreement No. MS2-920-4405, with Questica, Ltd., for the budget software solution, implementation, and support services in an amount not to exceed \$1,367,517, beginning on the effective date of the agreement, for a period of five years.
13. Agreement No. MS8-946-3910, Amendment No. 5, for Audit Services
Move City Council approve Agreement No. MS8-46-3910, Amendment No. 5, with Heinfeld, Meech & Co., P.C., for audit services, in the amount of \$148,910, for the period of June 1, 2022, through May 31, 2023.
14. Agreement No. WH8-890-3914, Amendment No. 4, for Waterworks Supplies
Move City Council approve Agreement No. WH8-890-3914, Amendment No. 4, with Core and Main, LP, for waterworks supplies, in an amount not to exceed \$500,000, for the period of June 1, 2022, through May 31, 2023.
15. Purchase of Janitorial and Sanitation Supplies
Move City Council approve the 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 \$250,000, for the period of June 1, 2022, through May 31, 2023.
16. New License Series 12, Restaurant Liquor License application for CEC Entertainment (Arizona), LLC, DBA Chuck E Cheese's #3260
Move for recommendation to the State Department of Liquor Licenses and Control for approval of the State Liquor Job No. 189746, a Series 12, Restaurant Liquor License, for Ryan Witner Anderson, Agent, CEC Entertainment (Arizona), LLC, DBA Chuck E Cheese's #3260, located at 2977 W. Frye Road, and approval of the City of Chandler, Series 12, Restaurant Liquor License No. 302401.

Public Works and Utilities

17. Introduction of Ordinance No. 5012 Authorizing the Abandonment of a Drainage Easement No Longer Needed for Public Use
Move City Council introduce and tentatively adopt Ordinance No. 5012 authorizing the abandonment of a drainage easement no longer needed for public use on property located at the northeast corner of Cooper and Germann roads.
18. Introduction of Ordinance No. 5015 Authorizing the Abandonment of a Temporary Access Easement on Property Located at the Northeast Corner of Chandler Boulevard and Pleasant Drive

Move City Council introduce and tentatively adopt Ordinance No. 5015 authorizing the abandonment of a temporary access easement on property located at the northeast corner of Chandler Boulevard and Pleasant Drive.

19. Resolution No. 5549 Approving the Acquisition of Real Property Needed for the Chandler Heights Road Utility Relocations and Salt River Project 230kV Power Line Easement in the Vicinity of Chandler Heights Road from the Union Pacific Railroad Alignment to Dobson Road

Move City Council approve Resolution No. 5549 determining that acquisition of real property needed for the Chandler Heights Road utility relocations and Salt River Project 230 kilovolt power line easement in the vicinity of Chandler Heights Road from the Union Pacific Railroad alignment to Dobson 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.

20. Agreement No. PW0-745-4183, Amendment No. 3, 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. 3, with M.R. Tanner Development and Construction, Inc., for street maintenance repaving, surface seal, and repair services, increasing the spending limit by \$1,000,000, for a revised amount not to exceed \$8,241,860.75.

21. Purchase of SCADA Network Hardware Upgrades

Move City Council approve the purchase of SCADA network hardware upgrades, from Sentinel Technologies, Inc., utilizing 1GPA Contract No. 22-02PV-18, in an amount not to exceed \$800,000.

22. Construction Manager at Risk Contract No. ST2009.401, Change Order No. 1, with DCS Contracting, Inc., for the Dobson Road Improvements at Intel Driveways #1 and #4 – GMP No. 2

Move City Council award Construction Manager at Risk Contract No. ST2009.401, Change Order No. 1, to DCS Contracting, Inc., for the Dobson Road Improvements at Intel Driveways #1 and #4 – GMP No. 2, in an amount not to exceed \$3,030,177.90, and authorize a transfer of funds from General Fund, Non-Departmental, Contingency Reserve to General Government Capital Projects Fund, Streets Capital, Other Streets Improvements, Dobson Road Intel Driveways, in the amount of \$1,161,356.

23. Professional Services Agreement No. ST1616.271, with Ardurra Group, Inc., for the Ocotillo Road Improvements – Gilbert Road to 148th Street Post-Design Services
Move City Council award Professional Services Agreement No. ST1616.271, to Ardurra Group, Inc., for the Ocotillo Road Improvements - Gilbert Road to 148th Street Post-Design Services, in an amount not to exceed \$86,605.
24. Professional Services Agreement No. ST1616.401, with Haydon Building Corp., for the Ocotillo Road Improvements – Gilbert Road to 148th Street
Move City Council award Construction Contract No. ST1616.401 to Haydon Building Corp., for the Ocotillo Road Improvements - Gilbert Road to 148th Street, in an amount not to exceed \$6,763,162.
25. Professional Services Agreement No. ST1616.451, with Consultant Engineering, Inc., for the Ocotillo Road Improvements – Gilbert Road to 148th Street Construction Management Services
Move City Council award Professional Services Agreement No. ST1616.451, to Consultant Engineering, Inc., for the Ocotillo Road Improvements - Gilbert Road to 148th Street Construction Management Services, in an amount not to exceed \$678,806.
26. Project Agreement No. WA2007.402, with PCL Construction, Inc., Pursuant to Job Order Contract No. JOC1915.401, for the Alma School Well Site Improvements
Move City Council award Project Agreement No. WA2007.402 to PCL Construction, Inc., Pursuant to Job Order Contract No. JOC1915.401, for the Alma School Well Site Improvements, in an amount not to exceed \$936,595.38.
27. Professional Services Agreement No. WA2007.451, with Wilson Engineers, LLC, for the Alma School Well Site Improvements Construction Management Services
Move City Council award Professional Services Agreement No. WA2007.451 to Wilson Engineers, LLC, for the Alma School Well Site Improvements Construction Management Services, in an amount not to exceed \$157,990.
28. Construction Manager at Risk Contract No. WW2005.252, with B&F Contracting, Inc., for the Chandler Boulevard and Dobson Road Sewer and Water Improvements Pre-Construction Services
Move City Council award Construction Manager at Risk Contract No. WW2005.252, to B&F Contracting, Inc., for the Chandler Boulevard and Dobson Road Sewer and Water Improvements Pre-Construction Services, in an amount not to exceed \$494,546.80.

Consent Agenda Motion and Vote

Councilmember Orlando moved to approve the Consent Agenda of the May 26, 2022, Regular City Council Meeting; Seconded by Councilmember Ellis.

Motion carried unanimously (7-0).

Unscheduled Public Appearances

There were none.

Current Events

Mayor's Announcements

MAYOR HARTKE gave kudos to the DEI team for their activity in promoting Asian American Pacific Islander Heritage Month events such as the Asian Heritage Cultural Showcase, Asian American Community Conference, and themed story times at the library.

MAYOR HARTKE wished everyone a happy and safe Memorial Day weekend.

Council's Announcements

COUNCILMEMBER HARRIS said that he organized the Mental Health Candlelight Vigil, and thanked community leadership, volunteers, and students who supported this event.

COUNCILMEMBER HARRIS mentioned Chandler resident Lloyd Boyd turned 100 years old last week and wished him a happy birthday.

COUNCILMEMBER HARRIS shared on behalf of COUNCILMEMBER LOPEZ that he would be attending the Memorial Day Service at the Valley of the Sun cemetery on Monday, May 30 at 9:00 a.m. Councilmember Harris said they are grateful for our military heroes.

VICE MAYOR ROE wished everyone a happy Memorial Day.

COUNCILMEMBER STEWART mentioned he attended the Chandler Chamber of Commerce Policy Impact Series Cybersecurity event with other staff and thanked the Chamber for putting on this event.

COUNCILMEMBER ELLIS thanked Francisco Luciano and Stephen Erno for what they have done at Chandler, and what they would accomplish in the future.

COUNCILMEMBER ORLANDO mentioned he would be at the Valley of the Sun Memorial Day Event on Monday and that the Chamber's Cybersecurity event went well.

City Manager's Announcements

None.

Adjourn

The meeting was adjourned at 6:11 p.m.

ATTEST: _____
City Clerk Mayor

Approval Date of Minutes: June 9, 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 26th day of May 2022. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this _____ day of June, 2022.

City Clerk