

Meeting Minutes

City Council Regular Meeting

July 14, 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.

Invocation

The invocation was given by Pastor Roy Cheriyan, International Assembly of God.

Pledge of Allegiance

The Pledge of Allegiance was led by Councilmember Ellis.

Consent Agenda and Discussion

Discussion was held on Item 17.

Airport

1. Amendment to the Airport Commission Bylaws

Move City Council approve the amended Chandler Airport Commission Bylaws as recommended by the Chandler Airport Commission.

City Clerk

2. Board and Commission Appointments

Move City Council approve the Board and Commission appointments as recommended.

City Manager

3. Resolution No. 5599 Approving the Agreement between the Maricopa Association of Governments (MAG) and the City of Chandler to Develop a Project Assessment for Enhanced Bicycle and Pedestrian Facilities and Potential Traffic Calming Elements on Hunt Highway, from Cooper Road to Val Vista Drive

Move City Council pass and adopt Resolution No. 5599 approving the Active Transportation Project Agreement No. 828C-0R between the Maricopa Association of Governments (MAG) and the City of Chandler to Develop a Project Assessment for enhanced bicycle and pedestrian facilities and potential traffic calming elements on Hunt Highway, from Cooper Road to Val Vista Drive, in the amount of \$70,000.

4. Agreement No. CM8-962-3970, Amendment No. 2, with Lyft, Inc., for the First Mile, Last Mile Program

Move City Council approve Agreement No. CM8-962-3970, Amendment No. 2, with Lyft, Inc., for the First Mile, Last Mile Program, in an amount not to exceed \$50,000, for the period of one year, beginning July 21, 2022, through July 20, 2023.

Community Services

5. Agreement No. CS0-988-4215, Amendment No. 3, with BrightView Landscape Services, Inc., for Park Mowing Services

Move City Council approve Agreement No. CS0-988-4215, Amendment No. 3, with BrightView Landscape Services, Inc., for park mowing services, increasing the spending limit by \$189,410, for a revised amount not to exceed \$989,366.

Development Services

6. Resolution No. 5598 Designating the Southside Village Neighborhood as a Historic Conservation District Located in the Southeast Quadrant of Arizona Avenue and Frye Road and Bounded by Arizona Avenue to the Union Pacific Railroad Tracks and by Frye Road to Pecos Road

Move City Council adopt Resolution No. 5598 designating the Southside Village Neighborhood as a Historic Conservation District to honor the history and heritage of Southside Village, located in the southeast quadrant of Arizona Avenue and Frye Road and bounded by Arizona Avenue to the Union Pacific Railroad tracks and by Frye Road to Pecos Road.

7. Preliminary Development Plan, PLH22-0017 Andy's Frozen Custard, Located South of the Southeast Corner of McQueen Road and Chandler Boulevard
Move City Council approve Preliminary Development Plan PLH22-0017 Andy's Frozen Custard for site layout and building architecture for a new drive-thru restaurant, subject to the conditions as recommended by Planning and Zoning Commission

Economic Development

8. Agreement with Greater Phoenix Economic Council (GPEC) for Fiscal Year 2022-23
Move City Council approve the Fiscal Year (FY) 2022-23 agreement with the Greater Phoenix Economic Council (GPEC) for regional economic development services, in the amount of \$137,209, for the period of July 1, 2022, through June 30, 2023.

Fire Department

9. Resolution No. 5564 Emergency Cooperation Agreement between the City of Chandler and Dignity Health
Move City Council pass and adopt Resolution No. 5564, approving an Emergency Cooperation Agreement with Dignity Health, authorizing the City Manager to execute the Agreement, and authorizing the Fire Chief to implement the provisions of the Agreement.
10. Resolution No. 5600, approving a First Amendment to the Educational Affiliation Agreement between Phoenix Children's Hospital, Inc., and the City of Chandler, through the Chandler Fire Department, for Paramedic Student Clinical Training and Education
Move City Council pass and adopt Resolution No. 5600 authorizing the Chandler Fire Department (CFD) to extend the term of the agreement with Phoenix Children's Hospital, Inc. (PCH), to allow clinical training and education for paramedic students to aid in meeting paramedic program requirements.
11. Purchase of Extractors for the Fire Stations
Move City Council approve the sole source purchase of extractors, from Coin & Professional Equipment Co., in the amount of \$147,952.

Information Technology

12. Purchase of SolarWinds Software Annual Maintenance
Move the City Council approve the purchase of SolarWinds software annual maintenance, from SHI International, utilizing the Omnia Partners Contract No. 2018011-02, in the amount of \$74,701, for the term of August 18, 2022, through August 17, 2023.

Management Services

13. Agreement No. 4481, with Piper Sandler & Co., for Financial Advisor Services

Move City Council approve Agreement No. 4481, with Piper Sandler & Co., for financial advisor services, for a two-year term, beginning July 1, 2022, through June 30, 2024, with the option of up to two two-year extensions.

14. Agreement No. MS8-946-3817, Amendment No. 4, for Lockbox Services
Move to approve Agreement No. MS8-946-3817, Amendment No. 4, with JPMorgan Chase Bank, N.A., for lockbox services, in the amount of \$68,500, for the period of August 1, 2022, through July 31, 2023.
15. Purchase of Office Supplies
Move the City Council approve the purchase of office supplies, from Staples Business Advantage, utilizing the Sourcewell Contract No. 012320-SCC, for the period of April 1, 2022, through March 31, 2023, in an amount not to exceed \$220,000.
16. New License Series 12, Restaurant Liquor License application for Hi 5 Sushi, LLC, DBA Hi 5 Sushi
Move for recommendation to the State Department of Liquor Licenses and Control for approval of the State Liquor Job No. 199998, a Series 12, Restaurant Liquor License, for Ben Phoung Lam, Agent, Hi 5 Sushi, LLC, DBA Hi 5 Sushi, located at 225 W. Warner Road, Suite 3, and approval of the City of Chandler, Series 12, Restaurant Liquor License No. 303584.

Neighborhood Resources

17. Resolution No. 5604 Approving to Submit a Rental Assistance Demonstration (RAD) Application to HUD to Implement the Redevelopment of Chandler Public Housing Portfolio
Move City Council pass and adopt Resolution No. 5604, authorizing the City Manager or his Designee to submit an application to U.S. Department of Housing and Urban Development (HUD) for HUD's Rental Assistance Demonstration (RAD) program and to implement the redevelopment of the Chandler Public Housing Portfolio with the City of Chandler Housing and Redevelopment Division as Developer/Co-Developer, and authorizing the City Manager to take all action necessary to implement and operate all phases of the redevelopment and disburse public housing and/or affordable housing funds for related projects.

LESLIE MINKUS, 3372 E. Gemini Ct, Chandler, stated that he has been a resident of Chandler for 11 years, a Military Veteran and an active member of the Citizens Police Academy Association of Chandler for the past 5 years. He expressed his admiration for the city in doing something to help people experiencing homelessness but is against the city applying for or accepting funds from the federal government or state agencies for homeless programs that may require the housing of or care of any individual that may be categorized as an illegal alien, foreign or domestic terrorist or convicted felon. There are petitions being circulated to notify citizens of the potential for the funding that could have provisions that could apply to those categories of people. Citizens should have the right and opportunity to decide how tax dollars are spent and studies should be

conducted and reported to the public to determine impact that the homeless programs have on the health and safety of the city. He said the city is experiencing staffing shortage, increase in crime, and neglected neighborhoods. Programs for the homeless may not enhance the health and safety of the community but rather do the opposite. Chandler residents want city officials to be transparent and responsive to the public on these issues. He stated that accepting funding from federal and state agencies come with specific rules and requirements in which the city adheres. He stated that President Joe Biden and Homeland Secretary, Alejandro Mayorkas are drafting plans to send busloads of migrants to U.S. towns hours away from the border.

RUTH JONES, 2734 E. Birchwood Pl, Chandler, stated that she spoke about this issue at the Study Session Monday and was back to plead that the City Council change their mind on the issue. She presented a video showing photos of waste, encampments, graffiti, and abandoned cars in various locations throughout the city. She said that we needed to help those in need but first need to help the citizens who live here and consider all options. The people that live in Chandler pay taxes, work, and want a good place to live. She said the city has been doing programs with the federal government for a long time and instead of helping the homeless, it has done the opposite. This year the homeless population in Chandler has risen by 76% which is more than double than any other city in the state of Arizona. She explained that taking federal dollars will not have the impact that is hoped for and will not fix the problem. She declared that entering into an agreement with HUD without any limits or identifying markers would not help the city. She stated that Councilmember Stewart said it best on Monday night, "We need to untangle with the federal government". It important to think about the impact not only on the people we are helping but the people who live here. She stated that there are residents of Chandler that have homes that are more than 50 years old that need repair and assistance. She urged the Council to explore other options so that all the citizens of the City of Chandler are cared for.

MAYOR HARTKE asked Mrs. Jones to follow up with the Community Services Department to ensure that the locations pictured in her presentation get cleaned up.

COUNCILMEMBER STEWART thanked Mr. Minkus for his presentation. He stated that he spoke with Leah Powell, Neighborhood Services Director regarding undocumented migrants utilizing the services and she confirmed that were not any of those cases. He asked staff for an update.

COUNCILMEMBER STEWART thanked Mrs. Jones for her presentation. He clarified his comment at the Study Session regarding the federal government and stated that he was referring to the printing of money and not entanglement.

Public Works and Utilities

18. Agreement No. WW0-885-4137, Amendment No. 2, with In-Pipe Technology, LLC, and USP Technologies, LLC, for Collection System Odor and Corrosion Control

Move City Council approve Agreement No. WW0-885-4137, Amendment No. 2, with In-Pipe Technology, LLC, and USP Technologies, LLC, for collection system odor and corrosion control, in a combined amount not to exceed \$750,000, for a one-year period, July 1, 2022, through June 30, 2023.

19. Professional Services Agreement No. WA2203.201, with GHD, Inc., for the Water Main Replacement 2022 Design Services
Move City Council award Professional Services Agreement No. WA2203.201 to GHD, Inc., for the Water Main Replacement 2022 Design Services, in an amount not to exceed \$808,781.50.
20. Project Agreement No. WA2107.401, with Felix Construction Company, Pursuant to Job Order Contract No. JOC1913.401, for the Hunt Highway Water Production Facility Ground Subsidence Mitigation
Move City Council award Project Agreement No. WA2107.401 to Felix Construction Company, Pursuant to Job Order Contract No. JOC1913.401, for the Hunt Highway Water Production Facility Ground Subsidence Mitigation, in an amount not to exceed \$466,622.
21. Professional Services Agreement No. WW2210.201, with Dibble & Associates Consulting Engineers, Inc., for the Price Road Frontage Road Sewer Rehabilitation Design Services
Move City Council award Professional Services Agreement No. WW2210.201 to Dibble & Associates Consulting Engineers, Inc., for the Price Road Frontage Road Sewer Rehabilitation Design Services, in an amount not to exceed \$270,000.
22. Project Agreement No. WA2104.401, with PCL Construction, Inc., Pursuant to Job Order Contract No. JOC1915.401, for the Pecos Surface Water Treatment Plant Filter Improvements – Phase 1
Move City Council award Project Agreement No. WA2104.401, to PCL Construction, Inc., Pursuant to Job Order Contract No. JOC1915.401, for the Pecos Surface Water Treatment Plant Filter Improvements – Phase 1, in an amount not to exceed \$1,894,778.44.
23. Project Agreement No. WA2104.402, with PCL Construction, Inc., Pursuant to Job Order Contract No. JOC1915.401, for the Pecos Surface Water Treatment Plant Filter Improvements – Phase 2
Move City Council award Project Agreement No. WA2104.402 to PCL Construction, Inc., Pursuant to Job Order Contract No. JOC1915.401, for the Pecos Surface Water Treatment Plant Filter Improvements – Phase 2, in an amount not to exceed \$1,684,593.88.
24. Professional Services Agreement No. WA2104.451, with Hazen and Sawyer, P.C., for the Pecos Surface Water Treatment Plant Filter Media Replacement Construction Management Services

Move City Council award Professional Services Agreement No. WA2104.451 to Hazen and Sawyer, P.C., for the Pecos Surface Water Treatment Plant Filter Media Replacement Construction Management Services, in an amount not to exceed \$412,305.

25. Professional Services Agreement No. WA2107.451, with Arcadis U.S., Inc., for the Hunt Highway Water Production Facility Ground Subsidence Mitigation Construction Management Services
Move City Council award Professional Services Agreement No. WA2107.451 to Arcadis U.S., Inc., for the Hunt Highway Water Production Facility Ground Subsidence Mitigation Construction Management Services, in an amount not to exceed \$164,796.
26. Sole Source Purchase of Professional Services for InfraMap Software Upgrade
Move City Council approve the sole source purchase of professional services to upgrade the City's InfraMap software, from iWater, Inc., in the amount of \$35,880.
27. Construction Manager at Risk Contract No. WW2106.251, with MGC Contractors, Inc., for the Sewer Lift Station Rehabilitation Pre-Construction Services
Move City Council award Construction Manager at Risk Contract No. WW2106.251 to MGC Contractors, Inc., for the Sewer Lift Station Rehabilitation Pre-Construction Services, in an amount not to exceed \$104,476.81.
28. Purchase of Traffic Signal Maintenance Services
Move City Council approve the purchase of traffic signal maintenance services from Roadway Electric, LLC, utilizing City of Mesa Contract No. 2022146, and from CS Construction, Inc., utilizing City of Scottsdale Contract No. 2019-195-COS, in a combined amount not to exceed \$150,000, for the period of July 1, 2022, through June 30, 2023.

Informational

29. Special Event Liquor Licenses and Temporary and Permanent Extensions of Liquor License Premises Administratively Approved
30. Study Session and Regular Minutes of June 1, 2022, Planning and Zoning Commission

Consent Agenda Motion and Vote

Councilmember Ellis moved to approve the Consent Agenda of the July 14, 2022, Regular City Council Meeting; Seconded by Councilmember Harris.

Motion carried unanimously.

Current Events

Mayor's Announcements

MAYOR HARTKE reminded the public that early voting was underway and that July 22, 2022, is the last day to request an early ballot by mail and August 1, 2022, is the last day to vote early in person and referred the public to chandleraz.gov/elections for more information. He announced that he, Councilmember Ellis, Councilmember Harris, Vice Mayor Roe, had the opportunity to meet with YMCA students from across the valley regarding a project on how to resolve homelessness. He gave a shout out to the Basha company for their work on the world's largest donut mosaic consisting of 14,400 donuts.

Council's Announcements

COUNCILMEMBER HARRIS expressed the importance of mental health and reminded the public that Mental Health resources are available. He stated that Brittany Griner is being detained in Russia and announced that the government needs to do all they can to get her back home.

VICE MAYOR ROE mentioned the Flex Chandler Ribbon Cutting and how it was another example of how Chandler is stepping ahead of other cities.

COUNCILMEMBER STEWART stated the importance of voting and referred the public to the City Clerk's website. He specified the significance of Proposition 470 as it dictates how the city funds are spent.

COUNCILMEMBER ELLIS announced Chandler Flex ride share launched this week and encouraged the public to utilize the service. Councilmember Ellis shared that Operation Back to School would be taking place on Saturday, July 16 at Chandler High School from 8:00 am to 10:00 a.m.

City Manager's Announcements

None.

Adjourn

The meeting was adjourned at 6:21 p.m.

ATTEST: _____
City Clerk

Mayor

Approval Date of Minutes: August 15, 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 14th day of July 2022. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this _____ day of August 2022.

City Clerk