

Meeting Minutes

City Council Regular Meeting

April 27, 2023 | 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 Matt Orlando
Councilmember OD Harris
Councilmember Mark Stewart
Councilmember Christine Ellis
Councilmember Jane Poston
Councilmember Angel Encinas

Appointee Attendance

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

Invocation

The invocation was given by Pastor Keith Shepard, Church of Christ

Pledge of Allegiance

The Pledge of Allegiance was led by Councilmember Stewart.

Consent Agenda and Discussion

City Clerk

1. Approval of Minutes
Move City Council approve the Council meeting minutes of the Work Session of April 10, 2023; the Study Session of April 10, 2023; the Work Session of April 13, 2023; and the Regular Meeting of April 13, 2023.
2. Board and Commission Appointments

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

City Manager

3. Agreement No. CS1-745-4293, Amendment No. 1, for Concrete Repair and Maintenance Services
Move City Council approve Agreement No. CS1-745-4293, Amendment No. 1, with Andrew's Concrete, Inc.; Degan Construction, LLC; Lincoln Constructors, Inc.; Precision Concrete Cutting, Inc.; Vincon Engineering Construction, LLC; and W.L. Emshoff, for concrete repair and maintenance services, in a combined amount not to exceed \$1,798,000, for a one-year term, May 1, 2023, through April 30, 2024.

Cultural Development

4. Project No. CA2201.401 with Caliente Construction, Inc., Pursuant to Job Order Project No. JOC1910.401, for the Chandler Center for the Arts Backstage Restroom and Dressing Room Renovations
Move City Council award Project No. CA2201.401 to Caliente Construction, Inc., Pursuant to Job Order Project No. JOC1910.401, for the Chandler Center for the Arts Backstage Restroom and Dressing Room Renovations, in an amount not to exceed \$663,371.42.

Development Services

5. Final Plat PLT22-0014 Elux At McQueen, Located at the Southeast corner of McQueen Road and AZ Loop 202
Move City Council approve Final Plat PLT22-0014 Elux At McQueen, as recommended by staff.
6. Final Plat Approval for PLT21-0045 Schrader Farms Business Park, Located at the Northwest Corner of Queen Creek Road and McQueen Road
Move City Council approve Final Plat PLT21-0045 Schrader Farms Business Park, as recommended by staff.
7. Final Plat PLT22-0003 The Village at Hamilton Landing, Located at the Southwest Corner of McQueen Road and Willis Road
Move City Council approve Final Plat PLT22-0003 The Village at Hamilton Landing, as recommended by staff.
8. Use Permit, PLH22-0045 Rezamp LLC Office #1, Located at 500 W. Chandler Blvd, Approximately 1/2 Mile West of Arizona Avenue
Move City Council approve Use Permit PLH22-0045 Rezamp LLC Office #1, subject to the conditions recommended by Planning and Zoning Commission.

9. Use Permit, PLH23-0003 Ponderosa - Dispensary, to Allow the Collocation of an Ancillary Medical Marijuana Facility in Conjunction with its Affiliated Onsite Medical Marijuana Cultivation Site and Medical Marijuana Infusion Food Establishment, Located at 318 S. Bracken Lane, Approximately 1/8th Mile South and East of the Southeast corner of Frye and Price Roads
- Move City Council approve Use Permit PLH23-0003 Ponderosa - Dispensary, to allow the collocation of an ancillary Medical Marijuana Facility in conjunction with its affiliated onsite Medical Marijuana Cultivation Site and Medical Marijuana Infusion Food Establishment, subject to the conditions recommended by Planning and Zoning Commission.

Facilities and Fleet

10. Agreement No. BF2-910-4446, Amendment No. 2, for Electrical Maintenance, Repair, and Installation Services
- Move City Council approve Agreement No. BF2-910-4446, Amendment No. 2, with Corbins Service Electric; DECA Southwest; Hampton Tedder Technical Services; Hawkeye Electric, Inc.; K2 Electric, LLC; and Swain Electric, Inc., for electrical maintenance, repair, and installation services, in an amount not to exceed \$2,275,000, for the period of one year, beginning April 1, 2023, through March 31, 2024.

Fire Department

11. Resolution No. 5679 Authorizing a Grant Application for the Purchase of a Joint Mobile Command Center
- Move City Council pass and adopt Resolution No. 5679, authorizing an application for a COPS TEP grant for the purchase of a joint mobile command center, in the amount of \$680,000, and authorizing the City Manager, or a designee, to perform grant-specific negotiations and submit documentation on behalf of the City of Chandler.
12. Agreement No. FD9-345-4024, Amendment No. 4, for Fire Emergency Medical Supplies
- Move City Council approve Agreement No. FD9-345-4024, Amendment 4, with Bound Tree Medical, LLC, for fire emergency medical supplies, in an amount not to exceed \$200,000, for the period of April 1, 2023, through March 31, 2024.

Information Technology

13. Agreement No. 4613, with Leapgen, LLC, for the Enterprise Resource Planning (ERP) Analysis Project
- Move City Council approve Agreement No. 4613 with Leapgen, LLC, for the ERP Analysis Project, in an amount not to exceed \$525,040.
14. Agreement No. 4538, Amendment No. 1, with SAR Systems, LLC, for Professional Services to Implement Position Control

Move City Council approve Agreement No. 4538, Amendment No. 1, with SAR Systems, LLC, for professional services to implement position control, increasing the spending limit by \$156,000, for a revised amount not to exceed \$435,300.

15. Purchase of Microsoft Software Licenses

Move City Council approve the purchase of Microsoft software licenses, from CDW-G, utilizing the Omnia Partners Contract No. 2018011-01, in an amount not to exceed \$1,223,605.

Management Services

16. Resolution No. 5686 Authorizing the Submittal of a \$25,000 Pass-Through Indian Gaming Grant Application from the Dignity Health Foundation – East Valley to the Fort McDowell Yavapai Nation

Move City Council pass and adopt Resolution No. 5686 authorizing the submittal of a \$25,000 pass-through Indian Gaming Revenue Sharing Grant Application from the Dignity Health Foundation – East Valley to the Fort McDowell Yavapai Nation for the purchase of Point of Care Ultrasound (PoCUS) devices.

17. Resolution No. 5688, Pension Funding and Reserve Policy Updates

Move City Council approve Resolution No. 5688, adopting the updated Pension Funding Policy, accepting the City's share of assets and liabilities under the Public Safety Personnel Retirement System Actuarial Valuation Report, and adopting the changes to the Reserve Financial Policy.

18. Agreement No. MS1-926-4312, Amendment No. 2, with Emergency Environmental Services; GrayMar Environmental Services, Inc.; and Kary Environmental Services, for Emergency Environmental Response and Remediation Services

Move City Council approve Agreement No. MS1-926-4312, Amendment No. 2, with Emergency Environmental Services; GrayMar Environmental Services, Inc.; and Kary Environmental Services, for emergency environmental response and remediation services, in a combined amount not to exceed \$150,000, for the period of one year, beginning July 1, 2023, through June 30, 2024.

19. Agreement No. 4596 with Heinfeld, Meech & Co., P.C., for Audit Services

Move City Council approve Agreement No. 4596, with Heinfeld, Meech & Co., P.C., for audit services, in an amount not to exceed \$147,000, for the period of one year, beginning June 1, 2023, through May 31, 2024.

Neighborhood Resources

20. Resolution No. 5681 Approving and Authorizing the City Manager or His Designee to Execute and Submit the Community Development Block Grant Fiscal Year 2023–2024

Annual Action Plan to the United States Department of Housing and Urban Development and Execute All Subrecipient Contracts

Move City Council pass and adopt Resolution No. 5681 approving and authorizing the City Manager or his designee to execute and submit the CDBG FY 2023–2024 Annual Action Plan to the United States Department of Housing and Urban Development (HUD), execute all subrecipient contracts and take all action necessary or prudent to implement the approved CDBG FY 2023-2024 Annual Action Plan.

21. Resolution No. 5682 Approving and Authorizing the City Manager or His Designee to Allocate Fiscal Year 2023–2024 HOME Investment Partnerships Funds in the amount of \$442,726 from the Cranston-Gonzalez National Affordable Housing Act through the Maricopa HOME Consortium and Execute All Subrecipient Contracts
Move that City Council pass and adopt Resolution No. 5682 approving and authorizing the City Manager or his designee to allocate FY 2023-2024 HOME Investment Partnerships (HOME) Funds in the amount of \$442,726 from the Cranston-Gonzalez National Affordable Housing Act through the Maricopa HOME Consortium, execute all contracts and subrecipient agreements and take all actions necessary and prudent to implement the FY 2023-2024 HOME allocations.
22. Resolution No. 5685 Approving the Renewal of an Intergovernmental Agreement Between the City of Chandler and Maricopa County to Continue the City's Participation in the Maricopa HOME Consortium for the Purpose of Receiving Federal HOME Funds
Move that City Council pass and adopt Resolution No. 5685, approving the renewal of an Intergovernmental Agreement between the City of Chandler and Maricopa County to continue the City's participation in the Maricopa HOME Consortium for the purpose of receiving federal HOME funds for the period beginning on July 1, 2023, through June 30, 2026, and for any subsequent automatic renewal periods; and authorizing the City Manager or his designee to sign all related documents on behalf of the City of Chandler.
23. Resolution No. 5687 Authorizing the Submittal of an Application for an Indian Gaming Revenue Sharing Grant to the Fort McDowell Yavapai Nation on Behalf of the Chandler Neighborhood Resources Department in the amount of \$204,645
Move City Council adopt Resolution No. 5687 authorizing the submittal of an application for an Indian Gaming Revenue Sharing Grant to the Fort McDowell Yavapai Nation on behalf of the Chandler Neighborhood Resources Department in the amount of \$204,645.

Public Works and Utilities

24. Final Adoption of Ordinance No. 5047, Declaring Certain Real Property As No Longer Necessary for Use as a Public Roadway, Vacating a Portion of Old Roadway Lying within the Chandler Airport to the Abutting Property Owner

Move City Council approve final adoption of Ordinance No. 5047, declaring certain real property as no longer necessary for use as a public roadway, vacating a portion of old roadway lying within the Chandler Airport to the abutting property owner, and authorizing the execution of all documents necessary to complete the abandonment.

25. Resolution No. 5676 Authorizing the Acquisition of Real Property within Germann Road, Alma School Road, and Kingbird Drive
Move Council pass and adopt Resolution No. 5676, determining that acquisition of real property within Germann Road, Alma School Road, and Kingbird Drive is a matter of public necessity; authorizing the purchase of such real property at market value plus closing and escrow costs; authorizing the City's Real Estate Administrator 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 the real property and to obtain immediate possession thereof.
26. Resolution No. 5677, Authorizing the Acquisition of Real Property As Needed for the Water Main Replacement Project on Chandler Boulevard from Dobson Road to Chippewa Place
Move City Council pass and adopt Resolution No. 5677, determining that the acquisition of real property as needed for the Water Main Replacement Project on Chandler Boulevard from Dobson Road to Chippewa Place is a matter of public necessity; authorizing the purchase of such real property at market value plus closing and escrow fees; authorizing the City's Real Estate Administrator 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 the real property and obtain immediate possession thereof; and authorizing relocation services as may be needed and required by law.
27. Professional Services Agreement No. WW2005.453, Amendment No. 1, with Dibble CM, LLC, for the Chandler Boulevard and Dobson Road Sewer and Water Improvements Construction Management Services
Move City Council award Professional Services Agreement No. WW2005.453, Amendment No. 1, to Dibble CM, LLC, for the Chandler Boulevard and Dobson Road Sewer and Water Improvements Construction Management Services, increasing the agreement limit by \$1,206,398, for a revised agreement amount not to exceed \$1,298,588.
28. Construction Manager at Risk Agreement No. WW2005.403, with B&F Contracting, Inc., for the Chandler Boulevard and Dobson Road Sewer and Water Improvements
Move City Council award Construction Manager at Risk Agreement No. WW2005.403 to B&F Contracting, Inc., for the Chandler Boulevard and Dobson Road Sewer and Water Improvements, in an amount not to exceed \$7,689,563.73.

29. Agreement No. TR3-968-4606, with Paramount Assistant, LLC, dba Paramount Streetlight, for Streetlight Pole Replacement
Move City Council approve Agreement No. TR3-968-4606, with Paramount Assistant, LLC, dba Paramount Streetlight, for streetlight pole replacement, in an amount not to exceed \$479,912.50, for a one-year term, May 1, 2023, through April 30, 2024, with the option of up to four one-year extensions.

Consent Agenda Motion and Vote

Vice Mayor Orlando moved to approve the Consent Agenda of the April 27, 2023, Regular City Council Meeting; Seconded by Councilmember Harris.

Motion carried unanimously (7-0).

Informational

30. Contracts and Agreements Administratively Approved, Month of March 2023
31. Claims Report for the Quarter Ended March 31, 2023
32. Study Session and Regular Minutes of March 1, 2023, Planning and Zoning Commission

Unscheduled Public Appearances

YI WANG, 850 W. Oriole Way, shared information about the Silver Sneakers program.

VICE MAYOR ORLANDO asked staff to look into this.

Current Events

Mayor's Announcements

MAYOR HARTKE shared that May is Water Safety Month. Chandler Fire, Aquatics, and Police work together to share water safety resources.

MAYOR HARTKE shared the Saturday, May 6 Water Watch and Dive In Movie event at Hamilton Aquatic Center at 6:00 p.m.

MAYOR HARTKE announced the Monday, May 1 Police Fallen Officers Event at the Public Safety Memorial Plaza at 8:00 a.m.

MAYOR HARTKE commented that the East Valley Mayor Prayer event was a success, partnered with the YMCA. Thursday, May 4 there will be a Salt River Pima Maricopa Day of Prayer event.

MAYOR HARTKE congratulated Basha High school for their marching band state championship, they are moving on to compete in Hawai'i.

Council's Announcements

COUNCILMEMBER ELLIS shared the Inaugural Women Empowerment Luncheon is approaching, it will be held Friday, May 12 at Chandler Center for the Arts at 10:30 a.m.

COUNCILMEMBER STEWART congratulated competitors in state softball and baseball.

COUNCILMEMBER STEWART commented that the ribbon cutting for Edwards Vacuum was a success

COUNCILMEMBER HARRIS shared that April is Autism Awareness Month.

COUNCILMEMBER POSTON shared that it is time for the Summer Reading Challenge, the program begins June 1, 2023, and is open to all ages through the Chandler Public Library.

City Manager's Announcements

JOSHUA WRIGHT, City Manager, shared that Micah Miranda, Economic Development Director, is being recognized in Tucson by the Arizona Association for Economic Development for Economic Developer of the Year award.

Adjourn

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

ATTEST: *Dana R. DiLong*
City Clerk

Kevin Hartke
Mayor

Approval Date of Minutes: May 11, 2023

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 27th day of April 2023. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this 11th day of May, 2023.

Dana R. DiLong
City Clerk

