

Meeting Minutes

City Council Regular Meeting

February 22, 2024 | 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 6:02 p.m.

Roll Call

Council Attendance

Mayor Kevin Hartke
Vice Mayor OD Harris
Councilmember Angel Encinas
Councilmember Christine Ellis
Councilmember Mark Stewart
Councilmember Matt Orlando
Councilmember Jane Poston

Appointee Attendance

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

Invocation

The invocation was given by Pastor Mike Gowans, Bethel Chandler.

Pledge of Allegiance

The Pledge of Allegiance was led by Councilmember Ellis.

Scheduled Public Appearances

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

1. Proclamation – Disability Awareness Month

MAYOR HARTKE read the proclamation for Disability Awareness Month, and invited Thomas Fay, Chair of the Mayor’s Committee for People with Disabilities, and members of the committee to celebrate.

2. Recognition – Recipients of the Disability Awareness Awards

MAYOR HARTKE invited Mr. Fay to present the 2024 Disability Awareness Awards.

MR. FAY invited recipients of the award forward and presented each with an award.

Student of the Year – Jacari Johnson

Educator of the Year – Kristian Wostl

Volunteer of the Year – John Marshall

Employer of the Year – Bobby Vasquez, Fry's

Employer of the Year – Sean Chrisman, Crayola Experience

3. Recognition – Recreation and Athletics for Individuals with Disabilities

MAYOR HARTKE invited John Sefton, Community Services Director, to present the award to Recreation and Athletics for Individuals with Disabilities members.

MR. SEFTON recognized the group for their work over the past 20 years working to provide recreation opportunities for individuals with disabilities and presented them with an award.

4. Recognition – GFOA Distinguished Budget Award for FY 2023-24

MAYOR HARTKE invited Dawn Lang, CFO / Deputy City Manager to present the award to the Budget team.

MS. LANG spoke about the efforts of the budget team during the last fiscal year and presented them with an award.

5. Tony Rodriguez, Request for an Ordinance to Make it Illegal to Feed Wild Birds in the City of Chandler

TONY RODRIGUEZ addressed council regarding an ordinance to make it illegal to feed wild birds. Mr. Rodriguez shared a concern in his neighborhood where a neighbor feeds pigeons, which results in health and property concerns.

COUNCILMEMBER STEWART asked what the neighbor's response was.

MR. RODRIGUEZ said the neighbor had a conversation about this, but the neighbor did not stop.

COUNCILMEMBER STEWART asked if there have been any situations where the city has helped facilitate conversation between neighbors.

JOSH WRIGHT, City Manager, responded that this scenario is not a code violation, but staff has worked with Mr. Rodriguez to find alternatives to mitigate the issue.

MR. RODRIGUEZ added that the police department was unable to respond to the concern, as the only basis would be personal property damage.

VICE MAYOR HARRIS asked if Mr. Rodriguez lives in an HOA community.

MR. RODRIGUEZ said no.

VICE MAYOR HARRIS asked what action residents can take to request an ordinance.

MR. WRIGHT answered that there is not a specific protocol for an ordinance to appear. Residents could submit a petition and it would be brought forth to council, council can create an ordinance through their normal means.

VICE MAYOR HARRIS requested Mr. Rodriguez continue to work with the city to mitigate the issue and see what we can do.

MR. RODRIGUEZ asked to pursue investigation into the possible health concerns.

VICE MAYOR HARRIS said staff will investigate this.

COUNCILMEMBER ELLIS asked how wild birds are controlled.

KELLY SCHWAB, City Attorney, said private property interests cannot be infringed upon without an ordinance in place. Our options are limited.

COUNCILMEMBER ORLANDO asked staff to research other cities ordinances.

COUNCILMEMBER POSTON agreed with researching other cities ordinances.

MR. RODRIGUEZ offered other examples of property damage.

MAYOR HARTKE asked if any nuisance law can be explored.

Consent Agenda and Discussion

Discussion was held on items 5, 8, 13, and 26.

City Clerk

1. Approval of Minutes

Move City Council approve the Council meeting minutes of the Study Session of February 5, 2024, the Special Meeting - Budget Workshop #1 of February 8, 2024, and the Regular Meeting of February 8, 2024.

2. Resolution 5779, Repealing Resolution No. 5777 and Providing Notice of the Primary and General Elections to be held on July 30, 2024, and November 5, 2024, Respectively
Move City Council pass and adopt Resolution No. 5779, repealing Resolution No. 5777; designating and providing notice of the 2024 Primary and General Elections to be held on July 30, 2024, and November 5, 2024, respectively; and authorizing the City Clerk to enter into agreements, as required, to provide election services for the 2024 Primary and General Elections.

City Magistrate

3. Purchase of Replacement Furniture
Move City Council approve the purchase of replacement furniture, utilizing the State of Arizona Contract No. CTR067399, with Elontec LLC, in an amount not to exceed \$193,545.

City Manager

4. Resolution No. 5771, Authorizing the Execution of a License to Use Salt River Project property, Located at the Consolidated Canal between Germann Road and Chandler Heights Road, to Conduct the Annual City of Chandler Family Bike Ride
Move City Council pass and adopt Resolution No. 5771 authorizing the execution of a license to use Salt River Project property, located at the Consolidated Canal between Germann Road and Chandler Heights Road, to conduct the annual City of Chandler Family Bike Ride.
5. Resolution No. 5778, Authorizing a Grant Application for, and Acceptance of Grant Funds from, the ATTAİN Federal Grant Program in the Amount of \$6,570,000
Move City Council pass and adopt Resolution No. 5778 authorizing a grant application for, and acceptance of grant funds from, the ATTAİN federal grant program in the amount of \$6,570,000.

VICE MAYOR HARRIS requested a presentation.

RYAN PETERS, Strategic Initiative Director, presented on this item. The goal of the grant is to expand service delivery with technology. Chandler Flex service may be applied to Chandler Gilbert Community College and the Chandler Airpark areas. This grant is for federal funding with a local match over three years.

Communications and Public Affairs

6. Agreement No. CP3-966-4488, Amendment No. 2, for Overflow Photocopying and Printing Services

Move City Council approve Agreement No. CP3-966-4488, Amendment No. 2, with LithoTech, Inc., for overflow photocopying and printing services, increasing the spending limit by \$49,000, for the existing term ending August 24, 2024.

Development Services

7. Final Adoption of Ordinance No. 5078, PLH23-0058 Boddy Residence Rezoning, 121 S. Dakota Street, Generally Located 1/4 Mile North of the Northwest Corner of Frye Road and Arizona Avenue
Move City Council adopt Ordinance No. 5078 rezoning the parcel from Multiple-Family Residential District (MF-2) to Planned Area Development (PAD) for a single-family residence, subject to the conditions as recommended by Planning and Zoning Commission.
8. Final adoption of Ordinance No. 5079, PLH23-0053 Cambridge Medical Facility, North of the Northwest Corner of Gilbert Road and Insight Way, Generally Located ¼ Mile South of the Southwest Corner Gilbert and Germann Roads
Rezoning
Move City Council adopt Ordinance No. 5079 approving PLH23-0053 Cambridge Medical Facility, Rezoning to increase Mid-Rise Overlay allowing building heights up to 75 feet, subject to the conditions as recommended by Planning and Zoning Commission.

COUNCILMEMBER STEWART thanked Cambridge Medical Facility for choosing Chandler.

9. Final Adoption of Ordinance No. 5080, PLH23-0015/PLT23-0024 Highland Place, Southeast Corner of Alma School Road and Highland Street, Generally Located ¼ Mile South of the Southeast Corner of Alma School and Warner Roads
Move City Council adopt Ordinance No. 5080 approving PLH22-0015 Highland Place, rezoning from Single-family (SF-18) district to Planned Area Development (PAD) for medium-density residential, subject to the conditions recommended by Planning and Zoning Commission.
10. Final Adoption of Ordinance No. 5075, PLH23-0026 City Code Amendments related to Zoning, Property Maintenance, & Refuse, amending Chapter 30 Property Maintenance, Chapter 35 Land Use and Zoning, Chapter 39 Sign Code, and Chapter 44 Garbage and Refuse
Move City Council adopt Ordinance No. 5075 approving PLH23-0026 City Code Amendments related to Zoning, Property Maintenance, & Refuse, text amendments to:
 - A. Section 35-200 Definitions of the Zoning Code relating to mid-rise development, bar, and other updates, as recommended by Planning and Zoning Commission.

- B. Section 35-305 Use Permit, relating to renewal enforcement, as recommended by Planning and Zoning Commission.

- C. Articles IV. AG-1-Agricultural District, V. SF-33-Single Family District, VI. SF-18-Single Family District, VI.1. SF-10 Single Family District, VIII. MF-1-Medium Density Residential District, IX. MF-2-Multiple Family Residential District, and X. MF-3-High Density Residential District of Chapter 35 Land Use and Zoning, cleaning up language and permitting single family homes on parcels zoned multifamily residential that are less than 12,000 square feet, as recommended by Planning and Zoning Commission.

- D. Sections 35-1203, 35-1503, 35-1703, and 35-1902.4, granting authority to the Planning Administrator to reduce front yard setbacks within the Infill Incentive District, as recommended by Planning and Zoning Commission

- E. Sections 35-1802 General Requirements and 35-1804 Parking Schedule, relating to parking requirements, as recommended by Planning and Zoning Commission.

- F. Section 35-1902.8(c) Site Development Plan, allowing the Planning Administrator to administratively approve more than two free-standing pads, as recommended by Planning and Zoning Commission.

- G. Section 35-1902 Site Development Plan, relating to drive-through requirements, use of shipping containers, and screening of roof-mounted equipment, as recommended by Planning and Zoning Commission.

- H. Section 35-2100 Table of Permitted Uses for Nonresidential Districts, modifying the layout, adding new previously unlisted uses, clarifying ancillary use provisions, and other related changes, as recommended by Planning and Zoning Commission.

- I. Section 35-2202 Accessory Buildings and Guest Quarters, permitting accessory dwelling units within single-family lots, as recommended by Planning and Zoning Commission.

- J. Section 35-2204 General, relating to perimeter wall requirements, as recommended by Planning and Zoning Commission.

- K. Sections 35-2202.1, 35-2205, and 35-2208, relating to open-air ramadas, swimming pool setbacks, and satellite dish antenna requirements, as recommended by Planning and Zoning Commission.

- L. Section 35-2215 Home Occupation, as recommended by Planning and Zoning Commission.

M. Chapter 39 Sign Code, relating to murals and temporary sign requirements, as recommended by Planning and Zoning Commission.

N. Chapter 30 Property Maintenance, relating to vehicles, trespassing light, landscaping maintenance, and abatement cost.

O. Chapter 44 Garbage and Refuse, relating to conversion from alley refuse pickup to curbside.

11. Resolution No. 5766, Authorizing a License Agreement between Zoom Technology Arizona Limited and the City of Chandler for the Use of Public Property for the Establishment of Class 4 and Class 5 Communications Systems
Move City Council pass and adopt Resolution No. 5766, authorizing the Mayor to execute the license agreement between Zoom Technology Arizona Limited and the City of Chandler for the use of facilities in the city's rights-of-way and public places to establish Class 4 and Class 5 Communications Systems, and authorizing the City Manager or designee to execute other documents as needed to give effect to the agreement.

Facilities and Fleet

12. Purchase of Generator Maintenance Services
Move City Council approve the purchase of generator maintenance services, from W.W. Williams Company, Inc., utilizing the City of Goodyear Contract No. C-5863A-A2-21, in an amount not to exceed \$160,000.

Fire Department

13. Purchase of Mobile Command Vehicle
Move City Council approve the purchase of a mobile command vehicle, from Hughes Fire Equipment, an authorized dealer for Pierce Manufacturing, Inc., utilizing the Houston Galveston Area Council (H-GAC) Contract No. FS12-19, in the amount of \$1,636,408.09, and authorize a General Government Capital Projects Fund contingency transfer of \$706,410 to the General Government Projects Fund, Fire Capital, Motor Vehicles account.

COUNCILMEMBER ELLIS remarked that the purchase of a mobile command vehicle will help the fire department.

TOM DWIGGINS, Fire Chief, explained that the mobile command unit is in place for the largest incidents that police and fire respond to. Both departments work together on many incidents. This helps communication in incidents to provide safety for residents. We received grant funding for this item.

14. Agreement No. FD4-345-4690, with Bound Tree Medical, LLC, for Fire Emergency Medical Supplies
Move City Council approve Agreement No. FD4-345-4690, with Bound Tree Medical, LLC, for Fire emergency medical supplies, in an amount not to exceed \$200,000, for a one-year period, April 1, 2024, through March 31, 2025, with the option of up to four additional one-year extensions.

Human Resources

15. Resolution No. 5775, Approving Agreement No. HR3-953-4609, for Deferred Compensation 457 Plan and Post Employment Health Plan Administration, Investment, and Trust Services
Move City Council pass and adopt Resolution No. 5775, approving Agreement No. HR3-953-4609, for deferred compensation 457 plan and post-employment health plan administration, investment, and trust services, with Nationwide Retirement Solutions, Inc., for a period of three years, January 1, 2024, through December 31, 2026, and authorizing the City Manager to sign all associated plan documents and future extensions.
16. Resolution No. 5774, Renewal Request to Industrial Commission of Arizona for Continued Exemption from Requirement to Post Security for Self-Insured Workers' Compensation Program
Move City Council pass and adopt Resolution No. 5774, renewing the request to the Industrial Commission of Arizona for continued exemption from requirement to post security for the Self-Insured Workers' Compensation Program.
17. Agreement No. HR9-962-4689, with Marathon Staffing, for Temporary Staffing Services
Move City Council approve Agreement No. HR9-962-4689, with Marathon Staffing, for temporary staffing services, in an amount not to exceed \$1,098,125, for one year, April 1, 2024, through March 31, 2025, with the option of up to four additional one-year extensions.
18. Memorandum of Understanding, Chandler Lieutenants and Police Sergeants Association (CLASA)
Move City Council approve the Memorandum of Understanding (MOU) between the City of Chandler and the Chandler Lieutenants and Police Sergeants Association (CLASA) effective July 1, 2024, through June 30, 2026.

This item was moved to the action agenda.

19. Memorandum of Understanding, International Association of Fire Fighters (IAFF)
Move City Council approve the Memorandum of Understanding (MOU) between the City of Chandler and the International Association of Fire Fighters (IAFF) Memorandum of Understanding effective July 1, 2024, through June 30, 2026.

This item was moved to the action agenda.

20. Memorandum of Understanding, Chandler Law Enforcement Association (CLEA)
Move City Council approve the Memorandum of Understanding (MOU) between the City of Chandler and the Chandler Law Enforcement Association (CLEA) effective July 1, 2024, through June 30, 2026.

This item was moved to the action agenda.

Information Technology

21. Purchase of Carrier and Broadband Provider Services
Move City Council approve the purchase of carrier and broadband provider services, from Lumen Technologies Group, utilizing the State of Arizona Contract No. CTR049872, for a period of three years, in an amount not to exceed \$123,190 in the first year, and authorize the City Manager to sign the associated quotes and order forms.
22. Purchase of VMware Licenses Annual Support
Move City Council approve the purchase of VMware licenses annual support, from Dell Marketing, LP, utilizing the State of Arizona Contract No. ADSPO16-098163, in an amount not to exceed \$134,367.

Management Services

23. Agreement No. 4596, Amendment No. 1, for Audit Services
Move City Council approve Agreement No. 4596, Amendment No. 1, with Heinfeld, Meech & Co., for audit services, in an amount not to exceed \$162,175, for the period of one year, beginning June 1, 2024, through May 31, 2025.

Police Department

24. Sole Source Purchase of Police Interview Room Camera System
Move City Council approve the sole source purchase of the Police Interview Room Camera System, from Axon Enterprise, Inc., in the amount of \$230,214.90.

Public Works and Utilities

25. Professional Services Agreement No. WW2401.201, with Wilson Engineers, LLC, for the Water Reclamation Facility Improvements Phase 3 Design Services
Move City Council award Professional Services Agreement No. WW2401.201, to Wilson Engineers, LLC, for the Water Reclamation Facility Improvements Phase 3 Design Services, in an amount not to exceed \$2,574,080.
26. Professional Services Agreement No. ST2405.201, with J2 Engineering & Environmental Design, LLC, for the Turf to Xeriscape Program Design Services

Move City Council award Professional Services Agreement No. ST2405.201, to J2 Engineering & Environmental Design, LLC, for the Turf to Xeriscape Program Design Services, in an amount not to exceed \$440,889.

COUNCILMEMBER STEWART requested a presentation.

JOHN KNUDSON, Public Works & Utilities Director, presented on the item. This program is part of the city's commitment to reductions of nonfunctional turf in 14 of our city's rainwater retention basins. This results in 20 million gallons of water saved and \$50,000 in water and maintenance for these basins. The turf to xeriscape conversion includes the grass areas being converted into non grass landscaped areas with desert vegetation.

COUNCILMEMBER STEWART asked about the requirement of 50% coverage of trees, and if this will be required in this conversion.

MR. KNUDSON said that the design was not yet complete, but the intention is to provide coverage like residential requirements. Our re-vegetation program is working in conjunction with this.

COUNCILMEMBER STEWART asked if these greenbelt areas are used by neighbors for sports.

MR. KNUDSON said it is possible they are used for neighborhood sports. There will be public outreach as part of this project.

COUNCILMEMBER ORLANDO emphasized the public outreach for each location.

27. Agreement No. PW3-925-4631, Amendment No. 1, with Hazen and Sawyer, P.C., for the Water System Upgrades Program Consultant Services
Move City Council approve Agreement No. PW3-925-4631, Amendment No. 1, with Hazen and Sawyer, P.C., for the Water System Upgrades Program consultant services, increasing the agreement amount by \$149,680.

Consent Agenda Motion and Vote

Vice Mayor Harris moved to approve Consent Agenda Item Nos. 1-27 with the exception of Item Nos. 18, 19, and 20 which were moved to the Action Agenda, of the February 22, 2024, Regular City Council Meeting; Seconded by Councilmember Encinas.

Motion carried unanimously (7-0) with the exception of item 10, sections E and N, which passed by majority, Councilmember Encinas dissenting on Item No. 10E and Councilmember Stewart dissenting on Item No. 10N.

Public Hearing

28. Public Hearing and Presentation on Modified System Development Fees
 1. Open Public Hearing
 2. Staff Presentation
 3. Council Discussion
 4. Discussion from the Audience
 5. Close Public Hearing

Open Public Hearing

MAYOR HARTKE opened the public hearing at 6:52 p.m.

Staff Presentation

MATT DUNBAR, Budget and Policy Assistant Director, presented the following presentation.

- Public Hearing System Development Fee Update
- Agenda
 - Background and Program requirements
 - Fee Categories / Service Areas
 - Fee Update Summary and Comparisons
 - Remaining Project Timeline'
- Background
 - SDF process governed by A.R.S. §9-463.05
 - Developers pay SDFs during the building permit process
 - One-time funding for growth-related capital infrastructure
 - Cannot be used to fund repairs or operations & maintenance
 - Cannot be used for capital that is not directly attributed to growth
 - Must be infrastructure that is a necessary public service and that directly provides a beneficial use to the development
- Why Charge System Development Fees (SDFs)?
 - One of the 1st cities to implement the full range of SDFs "Impact Fees" in 1997 in an effort to ensure growth pays for growth.
 - SDF's funded growth related infrastructure through the years, which was and still is paid for by developers at the time of permitting.
 - If not for SDFs, Chandler would have had to find an alternative revenue source (e.g. additional bond elections & related taxes, etc.) to fund needed infrastructure as the city grew and continues to grow.
 - SDFs have allowed Chandler to keep taxes low over the years. Provided a capital funding source in lieu of selling bonds.
 - Examples of arterial streets, fire stations, police facilities, libraries, parks, and utilities projects completed with SDFs:

- Desert Breeze Police Substation
- Tumbleweed, Snedigar, Arbuckle, Roadrunner, Chuparosa, and Espee parks
- Fire Stations 2-11
- Mesquite Groves Aquatic Center
- Water/Wastewater Mains, Wells, and other infrastructure
- Major Arterial Street Widening
- Program Requirements
 - A.R.S. requires the following to ensure transparency and oversight
 - Complete the Land Use Assumptions (LUA) and Infrastructure Improvements Plan (IIP) report as a precursor to Fee Updates based on methodology outlined in A.R.S.*
 - *Must be prepared by a Qualified Professional
 - Requires update every five years – legally required by January of 2029
 - Last LUA & IIP Adoption – January of 2024
 - Includes an updated fee schedule
 - Public Outreach and Council Approval Process
 - Prepare an “Annual Report” and post online
 - Includes actual results for the previous year
 - Complete Biennial Audit*
 - *Must be prepared by a Qualified Professional
 - Results require a Public Hearing
- Fee Category Summary
 - Fees Charged by Equivalent Dwelling Unit (EDU) or SQ FT
 - Arterial Streets
 - Parks – Three Service Areas
 - Fire
 - Police
 - Fees by Meter Size
 - Water
 - Wastewater
 - Reclaimed Water
 - Building Permits
- Arterial Streets Service Area
- Parks Service Area
- Fee Update Summary
- Fee Update Summary
- City of Chandler SDF Permit Examples
- Single Family SDF – Permit Example Northeast Service Area
- Single Family SDF – Permit Example Southeast Service Area
- Multi-Family SDF – Permit Example per Unit Northeast Service Area
- Multi-Family SDF – Permit Example per Unit Southeast Service Area
- Commercial or Retail SDF Permit Example

- Office SDF Permit Example
- Industrial SDF Permit Example
- Institutional SDF Permit Example
- Project Timeline
- Thank you, Questions?

Council Discussion

COUNCILMEMBER STEWART asked about the outreach conducted as part of this process and what the audience is.

MR. DUNBAR responded that the outreach is local developing companies that pull permits with the city of Chandler, both commercial and residential. Developers shared no issues and appreciated Chandler's approach to this process.

COUNCILMEMBER STEWART shared gratitude of being mindful of cost increases.

MAYOR HARTKE asked about the institutional SDF permit example for police and fire.

MR. DUNBAR said we would pay for those if we pull a permit for a new construction with an SDF or impact fee upon it.

Discussion from the Audience

None.

Close Public Hearing

MAYOR HARTKE closed the public hearing at 7:02 p.m.

Action Agenda Item 29

29. Introduction and Tentative Adoption of Ordinance No. 5083 Amending Appendix A of Chapter 38 of the Chandler City Code to Modify Certain Arterial Street, Fire, Parks, Police, Reclaimed Water, Wastewater, and Water System Development Fees
Move City Council introduce and tentatively adopt Ordinance No. 5083 amending Appendix A of Chapter 38 of the Chandler City Code to modify certain arterial street, fire, parks, police, reclaimed water, wastewater, and water system development fees.

Action Agenda Item 29 Motion and Vote

Councilmember Orlando moved to introduce and tentatively adopt Ordinance No. 5083 amending Appendix A of Chapter 38 of the Chandler City Code to modify certain arterial street, fire, parks, police, reclaimed water, wastewater, and water system development fees; seconded by Vice Mayor Harris.

Motion carried unanimously (7-0).

Action Agenda Item 18

18. Memorandum of Understanding, Chandler Lieutenants and Police Sergeants Association (CLASA)

Move City Council approve the Memorandum of Understanding (MOU) between the City of Chandler and the Chandler Lieutenants and Police Sergeants Association (CLASA) effective July 1, 2024, through June 30, 2026.

MAYOR HARTKE called for a presentation.

RAE LYNN NIELSEN, Human Resources Director, presented the following presentation.

- Meet and Confer Agreements
- Meet and Confer
 - In 2004, Chandler voters approved an amendment to City Charter to provide Meet and Confer process
 - Meet and Confer Ordinance
 - Establishes employee organization and management rights as well those recognized to participate in process
 - Chandler Law Enforcement Association (CLEA)
 - Chandler Lieutenants and Police Sergeants Association (CLASA)
 - International Association of Fire Fighters (IAFF)
 - Outlines processes, allowable activity, and prohibited activity
 - Negotiable areas: Wages, hours, benefits, and other conditions of employment
 - Non-Negotiable areas: personnel, staffing, performance evaluations, discipline of employees or hiring, discharging, promotions, demotions, transfers, or suspensions
- Process Goals
 - Recognize and award employees
 - Remain competitive in the market to attract and retain quality employees
 - Maintain parity within groups when possible, regardless of employee association
 - Be fiscally responsible when reviewing pay and benefit packages, balancing other City needs
- Negotiation Meeting Information
 - Combined budget briefing with all associations and City Council held on August 9, 2023
 - Association presentations of initial proposals to City Council held on September 7, 2023

- Two executive sessions with City Council held on September 21 and September 26, 2023
- Negotiations between city and associations began in October 2023, with tentative agreements reach in November 2023
 - CLASA – Six (6) meetings held
 - CLEA – Nine (9) meetings held
 - IAFF – Five (5) meetings held
- Tentative Agreements
 - Significant Provisions Include:
 - Two-year agreement
 - Year One: 7-1-24 through 6-30-25
 - Year Two: 7-1-25 through 6-30-26
 - Merit increases (5%)
 - Market Adjustment based on market in August
 - Holiday overtime pay
 - Vacation accrual and cap increases
 - Contributions to Post Employment Health Plan (PEHP) account
 - Addition of specialty units and pay differentials (CLASA, CLEA)
 - Minor Adjustments to compensation market methodology (CLASA, IAFF)
 - One-time incentive payment (\$1,500 per employee per year) (CLEA)
- Current / Previous Contract History Significant Provisions
 - Current Agreement
 - Year One: 7-1-22 through 6-30-23
 - Year Two: 7-1-23 through 6-30-24
 - Merit Increases (5%)
 - Market Methodology – Move to 3rd market
 - Market increases based on market in August
 - Removal of Longevity cap
 - Increase payout to Post Employment Health Plan at time of retirement
 - Additional specialty units added to pay differentials (CLASA, CLEA)
 - One-time incentive payment (\$2,000 per employee in year one) (CLASA, CLEA)
 - Increase to uniform allowance (CLASA, CLEA)
 - Increase vacation cash out limit (IAFF)
 - Previous Agreement
 - Year One: 7-1-20 through 6-30-21
 - Year Two: 7-1-21 through 6-30-22
 - Merit increases (5%)
 - Market increases based on market in August
 - Addition of specialty unit pay differentials (CLASA, CLEA)
 - Increase to shift differential (CLASA, CLEA)
- Next Steps

- February 22, 2024: Council vote of three Memorandums of Understanding with CLEA, CLASA, and IAFF
- February – June, 2024: Implementation of system and process updates to effect MOU Changes
- July 1, 2024: MOU provisions go into effect
- August 2024 and 2025: market compensation surveys

COUNCILMEMBER STEWART asked what the MOUs cost the taxpayers.

MS. NIELSEN said staff will be able to provide this information.

COUNCILMEMBER STEWART asked if other roles within the police and fire departments are represented by employee organizations or receive benefits from these MOUs.

MR. WRIGHT said the benefits package and pay adjustments are available to general employees not represented by a labor association. Historically, the public safety employee labor associations packages are applied to other ranks not covered.

COUNCILMEMBER STEWART asked if our leadership team is competitive in the third rank as well.

MS. NIELSEN said the market methodology for leadership roles and directors is different than employees.

MR. WRIGHT said class and comp study was brought forth, the philosophy Council approved at that time was to attain the 75th percentile for employee compensation. This was applied to all positions not covered by employee organizations.

COUNCILMEMBER ORLANDO commended our public safety employees. This agreement works to help attain and retain employees.

VICE MAYOR HARRIS thanked our public safety employees and the staff for putting in the work to create these MOUs. Chandler residents feel like they are cared for by our first responders and are safe.

COUNCILMEMBER ELLIS thanked staff for working with employees and the association groups. We remain well balanced remaining fiscally smart and coordinating with association groups representing employees.

MAYOR HARTKE thanked our staff and employee organization representatives for their collaboration on these MOUs.

Action Agenda Item 18 Motion and Vote

Councilmember Orlando moved to approve the Memorandum of Understanding (MOU) between the City of Chandler and the Chandler Lieutenants and Police Sergeants Association (CLASA) effective July 1, 2024, through June 30, 2026; seconded by Vice Mayor Harris.

Motion carried unanimously (7-0).

Action Agenda Item 19

19. Memorandum of Understanding, International Association of Fire Fighters (IAFF)
Move City Council approve the Memorandum of Understanding (MOU) between the City of Chandler and the International Association of Fire Fighters (IAFF) Memorandum of Understanding effective July 1, 2024, through June 30, 2026.

Action Agenda Item 19 Motion and Vote

Councilmember Ellis moved to approve the Memorandum of Understanding (MOU) between the City of Chandler and the International Association of Fire Fighters (IAFF) Memorandum of Understanding effective July 1, 2024, through June 30, 2026; seconded by Councilmember Encinas.

Motion carried unanimously (7-0).

Action Agenda Item 20

20. Memorandum of Understanding, Chandler Law Enforcement Association (CLEA)
Move City Council approve the Memorandum of Understanding (MOU) between the City of Chandler and the Chandler Law Enforcement Association (CLEA) effective July 1, 2024, through June 30, 2026.

COUNCILMEMBER POSTON thanked staff for their cooperation and commitment to these MOUs for employees. Councilmember Poston made a statement regarding a conflict of interest.

MS. SCHWAB said that if any matters relating to the organization came up while on council, and Councilmember Poston's company had a contract with them, it would result in a conflict of interest. The contract with the organization was terminated prior to Councilmember Poston taking office.

COUNCILMEMBER POSTON asked for legal opinion regarding if voting on item 20 would constitute a conflict of interest.

MS. SCHWAB advised that since the company has not provided any compensated services to any employee organizations during her term on council, and the company will not seek any contract

with an employee organization, under Title 38 of the Arizona Revised Statutes, there is not a legal conflict of interest at this time on item 20.

Action Agenda Item 20 Motion and Vote

Vice Mayor Harris moved to approve the Memorandum of Understanding (MOU) between the City of Chandler and the Chandler Law Enforcement Association (CLEA) effective July 1, 2024, through June 30, 2026; seconded by Councilmember Stewart.

Motion carried unanimously (7-0).

Informational

30. Contracts and Agreements Administratively Approved, Month of January 2024

Unscheduled Public Appearances

DAVID PAYNE JR. invited the community to the 20th Annual AZ Fallen Officer Memorial 5K in Phoenix on Sunday, March 3. The Payne family appreciates your support.

ROSSANA MENNA spoke in opposition to Gilbert's amendment of location S of SWC Germann RD and Mustang DR from a General Office to Residential 25-50 to a Multi-Family High (MFH) with a Planned Area to allow for a multi-family residential development.

COUNCILMEMBER ELLIS asked if this project has anything to do with Chandler.

MR. WRIGHT said this project is not located within the bounds of Chandler. This application has not been submitted formally to the Town of Gilbert. A neighborhood meeting was held.

COUNCILMEMBER ELLIS asked what jurisdiction Chandler has over this area.

MS. SCHWAB answered that Chandler does not have jurisdiction over the development being proposed.

CARLOS VALLECILLO spoke against Gilbert rezoning to multi-family residential development. These developments are adjacent to single-family Chandler homes.

MARCUS CABRERA spoke in opposition to Gilbert zoning for multi-family residential developments that would affect Chandler neighborhoods.

BRIDGET VEGA thanked councilmembers for participating in the Night of Hope community event against human trafficking. Ms. Vega spoke about raising awareness for teen violence and taking a stand.

Current Events

Mayor's Announcements

MAYOR HARTKE thanked community members for attending the 2024 State of the City address.

MAYOR HARTKE shared the opportunity to attend the groundbreaking of Wedgewood Pharmacy for animals, newly opened in Chandler.

MAYOR HARTKE announced the 34th Annual Chandler Chamber Ostrich Festival in Tumbleweed Park on March 8 -10 and 15 – 17.

MAYOR HARTKE thanked Chandler's skilled engineers and recognized National Engineers Week.

Council's Announcements

COUNCILMEMBER ENCINAS attended the Hartford Sylvia Encinas Elementary School where 800+ students each were surprised with new bikes. This donation was made possible by Going Places and the DeeAnn Flores Shertz Foundation

COUNCILMEMBER ELLIS attended the AZCEND Eggs Benefit Breakfast, which provided an opportunity for individuals to support AZCEND's mission to benefit the community.

COUNCILMEMBER ELLIS announced North: The Musical featured at Chandler Center for the Arts on February 23 – 24, celebrating Black History Month.

COUNCILMEMBER ELLIS announced the 12th Annual Men of Action African American Banquet on February 23, to recognize community leaders and students in our community.

VICE MAYOR HARRIS thanked community leaders for working with different groups to celebrate Black History Months with different events.

VICE MAYOR HARRIS chaired the Big Brothers Big Sisters of Central Arizona Big Night Out Gala to connect inspiring mentors and mentees.

VICE MAYOR HARRIS shared that he was able to speak at Chandler's schools to speak for Black History Month. He shared parts of Chandler's history, and Black Chandler leaders with students.

COUNCILMEMBER STEWART announced the Black Business Roundtable at West Alley BBQ on Friday, February 23.

COUNCILMEMBER STEWART thanked councilmembers for attending the Night of Hope event at Grand Canyon University raising awareness about human trafficking.

COUNCILMEMBER STEWART invited Chandler teens to apply to Chandler Leadership Academy, we are accepting applications for the 2024 program that gives teens a look inside local government.

COUNCILMEMBER ORLANDO announced the 13th Annual Chandler Innovation Fair on Saturday, February 24 starting at 10:00 a.m. at Dr. A.J. Chandler Park providing information on science and technology in Chandler’s businesses and schools.

COUNCILMEMBER POSTON thanked the community and council for their support.

City Manager's Announcements

None.

Adjourn

The meeting was adjourned at 8:00 p.m.

ATTEST: *Dana R. DiLong*
City Clerk

Kevin Hartke
Mayor

Approval Date of Minutes: March 18, 2024

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 22nd day of February 2024. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this 18th day of March, 2024.

Dana R. DiLong
City Clerk

