

RESULTS



City Council Regular Meeting

Thursday, May 23, 2024
6:00 p.m.

Chandler City Council Chambers
88 E. Chicago St., Chandler, AZ





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

Our Vision

We are a world class City that provides an exceptional quality of life.

Our Brand

A safe, diverse, equitable and inclusive community that connects people, chooses innovation and inspires excellence.

Innovative Focus

Innovation is the lifeblood of our community. The introduction of new ideas and methods is rooted in Chandler's culture and heritage. This thread of innovation embodies how we connect, plan and serve our city to be a contemporary, financially responsible and safe place to live and work.

Pursuant to Resolution No. 4464 of the City of Chandler and to A.R.S. 38-431.02, notice is hereby given to the members of the Chandler City Council and to the general public that the Chandler City Council will hold a **REGULAR MEETING** open to the public on Thursday, May 23, 2024, at 6:00 p.m., in the Chandler City Council Chambers, 88 E. Chicago Street, Chandler, Arizona. One or more members of the Chandler City Council may attend this meeting by telephone.

Persons with disabilities may request a reasonable modification or communication aids and services by contacting the City Clerk's office at 480-782-2181 (711 via AZRS). Please make requests in advance as it affords the City time to accommodate the request.

Agendas are available in the Office of the City Clerk, 175 S. Arizona Avenue.



Regular Meeting Agenda

City Council Strategic Framework Focus Areas: Legend



Community Safety



Neighborhoods



Quality of Life



Sustainability and Technology



Connectivity



Economic Vitality

Call to Order 6:00 P.M.

Roll Call

Invocation - Susan Stevens-Clarke, Spiritual Assembly of Baha'is of Chandler

Pledge of Allegiance

Consent Agenda

Items listed on the Consent Agenda may be enacted by one motion and one vote. If a discussion is required by members of the governing body, the item will be removed from the Consent Agenda for discussion and determination will be made if the item will be considered separately.


Proposed Motion: Move to approve the Consent Agenda of the May 23, 2024, Regular Meeting, Items 1 - 19. Consent Agenda items 1 - 19, with the exception of item 5, passed unanimously (7-0).



Airport

1. **Job Order Project Agreement No. AI2403.401 with DNG Construction, LLC, Pursuant to Job Order Master Agreement No. JOC2403.401, for the Taxiway C Lighting & Cable Replacement**

Move City Council award Job Order Project Agreement No. AI2403.401 to DNG Construction, LLC, Pursuant to Job Order Master Agreement No. JOC2403.401, for the Taxiway C Lighting & Cable Replacement, in an amount not to exceed \$495,479.

Council Focus Area(s): 



City Clerk

2. **Approval of Minutes**

Move City Council approve the Council meeting minutes of the Special Meeting - Council Retreat of April 29, 2024; the Study Session of May 6, 2024; the Work Session of May 9, 2024; and the Regular Meeting of May 9, 2024.

3. **Board and Commission Member Appointments**


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



City Manager

4. **Resolution No. 5806 Authorizing the Execution of an Intergovernmental Agreement for the Platinum Program between the Regional Public Transportation Authority (RPTA) and the City of Chandler**

Move City Council pass and adopt Resolution No. 5806 authorizing the execution of an Intergovernmental Agreement for the Platinum Program between the Regional Public Transportation Authority and the City of Chandler.

Council Focus Area(s): 



Development Services

Item 5 was moved to Action Agenda. Item 5 with additional stipulation regarding signage passed unanimously, (7-0).

5. **Resolution No. 5805 Amending Section 23 Area Plan, Introduction and Tentative Adoption of Ordinance No. 5099, Rezoning, Preliminary Development Plan, and Preliminary Plat, PLH24-0012/PLH23-0056/PLT23-0022 Viviendo, Located at the Southeast Corner of Ocotillo and McQueen Roads**

Area Plan

Move City Council pass and adopt Resolution No. 5805 Section 23 Area Plan amendment, PLH24-0012, as recommended by Planning and Zoning Commission.

Rezoning

Move City Council introduce and tentatively adopt Ordinance No. 5099 approving PLH23-0056 Viviendo, Rezoning from PAD for Neighborhood Commercial and congregate care to PAD for single-family residential, subject to the conditions as recommended by Planning and Zoning Commission.

Preliminary Development Plan


Move City Council approve Preliminary Development Plan PLH23-0056 Viviendo for subdivision layout and housing product, subject to the conditions as recommended by Planning and Zoning Commission.

Preliminary Plat


Move City Council approve Preliminary Plat PLT23-0022 Viviendo, subject to the conditions as recommended by Planning and Zoning Commission.

Council Focus Area(s): 

6. **Use Permit, PLH23-0067 All Copy, Allowing Office/Warehouse Uses, at the Northwest Corner of Chicago Street and Beck Avenue, Generally Located ¼ Mile East and South of 56th Street and Chandler Boulevard**
Move City Council approve Use Permit PLH23-0067 All Copy, subject to the conditions recommended by Planning and Zoning Commission.

Council Focus Area(s): 

7. **Use Permit, PLH24-0005 Gold Trust Realty, to Allow Operation of a Real Estate Office in a Single-family Residential Home at 200 S. Dobson Road, Generally Located North of the Northwest Corner of Dobson and Frye Roads**
Move City Council approve Use Permit PLH24-0005, subject to the conditions recommended by Planning and Zoning Commission.

Council Focus Area(s): 



Management Services

8. **Agreement No. MS1-926-4312, Amendment No. 3, for Emergency Environmental Response and Remediation Services**
Move City Council approve Agreement No. MS1-926-4312, Amendment No. 3, 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, 2024, through June 30, 2025.

Council Focus Area(s): 

9. **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, 2024, through May 31, 2025.

Council Focus Area(s):  


10. **Agreement No. WH3-890-4597, Amendment No. 1, for Waterworks Supplies**

Move City Council approve Agreement No. WH3-890-4597, Amendment No. 1, with Core and Main, LP, and Ferguson Enterprises, LLC, for waterworks supplies, in an amount not to exceed \$650,000, for the period of June 1, 2024, through May 31, 2025.

Council Focus Area(s):  

11. **New License Series 12, Restaurant Liquor License Application for David Adam Tipp, Agent, Divit, Inc., DBA Beauty Lounge Bar**

Move for recommendation to the State Department of Liquor Licenses and Control for approval of the State Liquor Job No. 288925, a Series 12, Restaurant Liquor License, for David Adam Tipp, Agent, Divit, Inc., DBA Beauty Lounge Bar, located at 1655 W. Chandler Boulevard, Suite 1, and approval of the City of Chandler, Series 12, Restaurant Liquor License No. 200781.


Council Focus Area(s): 



Police Department


12. **Final Adoption of Ordinance No. 5096, Repealing and Replacing Section 11-16 of Chapter 11 of the Code of the City of Chandler in its Entirety and Retitling as "Unruly Gathering"**

Move City Council adopt Ordinance No. 5096, amending the Code of the City of Chandler, Chapter 11, Curfew, Graffiti, Smoking and Miscellaneous Offenses, by repealing and replacing Section 11-16 in its entirety; retitling Section 11-16 as "Unruly Gathering"; providing for repeal of conflicting ordinances; providing for severability, and providing for penalties.

Council Focus Area(s): 


13. **Final Adoption of Ordinance No. 5097, Amending Chapter 11 of the Code of the City of Chandler by Adding Section 11-18 "Brass Knuckles"**

Move City Council adopt Ordinance No. 5097, amending the Code of the City of Chandler, Chapter 11, Curfew, Graffiti, Smoking and Miscellaneous Offenses, by adding Section 11-18 "Brass Knuckles"; providing for repeal of conflicting ordinances; providing for severability, and providing for penalties.

Council Focus Area(s): 

14. **Resolution No. 5808 Accepting a Grant from the Fentanyl Prosecution, Diversion and Testing Funding Program in the Amount of \$152,527.49**

Move City Council pass and adopt Resolution No. 5808 accepting a grant award from the State of Arizona Department of Public Safety Fentanyl Prosecution, Diversion and Testing Funding Program in the amount of \$152,527.49 and authorizing the Chief of Police, as designated by the City Manager, to conduct all negotiations and to execute and submit all documents necessary in connection with such program.

Council Focus Area(s): 



Public Works and Utilities


15. **Introduction of Ordinance No. 5098 Granting a Non-Exclusive Underground High Voltage Power Easement to Salt River Project Agricultural Improvement and Power District (SRP) to Accommodate the Installation of Electric Vehicle Charging Stations on the Amazon Site at 3405 S. McQueen Road, Chandler, Arizona**

Move City Council introduce and tentatively adopt Ordinance No. 5098 granting a Non-Exclusive Underground High Voltage Power Easement to SRP, in consideration for the payment of \$18,500.00 to accommodate the installation of electric vehicle charging stations on the Amazon site at 3405 S. McQueen Road, Chandler, Arizona.

Council Focus Area(s): 


16. **Professional Services Agreement No. ST2403.101, with Kimley-Horn and Associates, Inc., for the McQueen Road Improvements (Warner Road to Pecos Road) Pre-Design Services**

Move City Council award Professional Services Agreement No. ST2403.101, to Kimley-Horn and Associates, Inc., for the McQueen Road Improvements (Warner Road to Pecos Road) Pre-Design Services, in an amount not to exceed \$328,565.

Council Focus Area(s): 


17. **Construction Agreement No. WA1903.401 & WA1908.401, Change Order No. 6, with Achen-Gardner Construction, LLC, for the Arrowhead Water Production Facility Rehabilitation and Pecos Surface Water Treatment Plant Surge System**

Move City Council award Construction Agreement No. WA1903.401 & WA1908.401, Change Order No.6, to Achen-Gardner Construction, LLC, in the amount of \$353,512.43.

Council Focus Area(s): 

18. **Professional Services Agreement No. WW2302.451, with Dibble & Associates Consulting Engineers, Inc., dba Dibble, for the Price Road 66-inch Sewer Interceptor Rehabilitation Construction Management Services**

Move City Council award Professional Services Agreement No. WW2302.451 to Dibble & Associates Consulting Engineers, Inc., dba Dibble, for the Price Road 66-inch Sewer Interceptor Rehabilitation Construction Management Services, in an amount not to exceed \$1,526,019.50.

Council Focus Area(s): 

19. **Construction Manager at Risk Construction Services Agreement No. WW2302.401, with B&F Contracting, Inc., for the Price Road 66-Inch Sewer Interceptor Rehabilitation**

Move City Council award CMAR Construction Services Agreement No. WW2302.401 to B&F Contracting, Inc., for the Price Road 66-Inch Sewer Interceptor Rehabilitation, in an amount not to exceed \$43,696,207.25.

Council Focus Area(s): 

Public Hearing

Item 20 opened 6:44 p.m.

Item 20 closed 6:46 p.m.

20. **Public Hearing for Annexation ANX23-0003 of Approximately 13.57 Acres of Land South of the Southeast Corner of Arizona Avenue and Germann Road**

1. Open Public Hearing
2. Staff Presentation
3. Council Discussion
4. Discussion from the Audience
5. Close Public Hearing

Council Focus Area(s):



Item 21 opened 6:46 p.m.

Item 21 closed 6:49 p.m.

Public Hearing and Action Item

21. **Public Hearing for Resolution No. 5804 Approving the Fiscal Year 2024-2025 Annual Assessment for the City of Chandler, Arizona, Downtown Chandler Enhanced Municipal Services District**

1. Open Public Hearing
2. Staff Presentation
3. Council Discussion
4. Discussion from the Audience
5. Close Public Hearing

Item 22 passed unanimously, (7-0).

22. **Resolution No. 5804 Approving the Fiscal Year 2024-2025 Annual Assessment for the City of Chandler, Arizona, Downtown Chandler Enhanced Municipal Services District**

Move City Council pass and adopt Resolution No. 5804 approving the Fiscal Year 2024-2025 Annual Assessment for City of Chandler, Arizona, Downtown Chandler Enhanced Municipal Services District.

Council Focus Area(s):



Action Agenda

**Item 23 passed unanimously, (6-0),
Councilmember Poston absent.**

23. **Resolution No. 5800, Adopting the Fiscal Year (FY) 2024-25 Tentative Budget and 2025-2034 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. 5800, adopting the FY 2024-25 Tentative Budget and 2025-2034 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.

Informational

24. **Contracts and Agreements Administratively Approved, Month of April 2024**

Unscheduled Public Appearances

Current Events

1. Mayor's Announcements
2. Council's Announcements
3. City Manager's Announcements

Adjourn