RESULTS

City Council Regular Meeting

Thursday, July 18, 2024
6:00 p.m.

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

CHANDLER
arizona
Community of Innovation

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, July 18, 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 6:01 P.M.

Roll Call

Invocation - Pastor Randy Hernandez, Tri-City Baptist Church

Pledge of Allegiance

Consent Agenda items approved unanimously (7-0) except for Item 8, which passed by majority (6-1) Councilmember Stewart dissenting.

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 July 18, 2024, Regular Meeting, Items 1 - 24.

Airport

1. **Job Order Project Agreement No. AI2405.401 with Combs Construction Company, Inc., Pursuant to Job Order Master Agreement No. JOC2406.401, for the Airport Annual Pavement Management**

   Move City Council award Job Order Project Agreement No. AI2405.401 to Combs Construction Company, Inc., Pursuant to Job Order Master Agreement No. JOC2406.401, for the Airport Annual Pavement Management, in an amount not to exceed $305,120.96.

   Council Focus Area(s):

City Clerk

2. **Board and Commission Appointments**

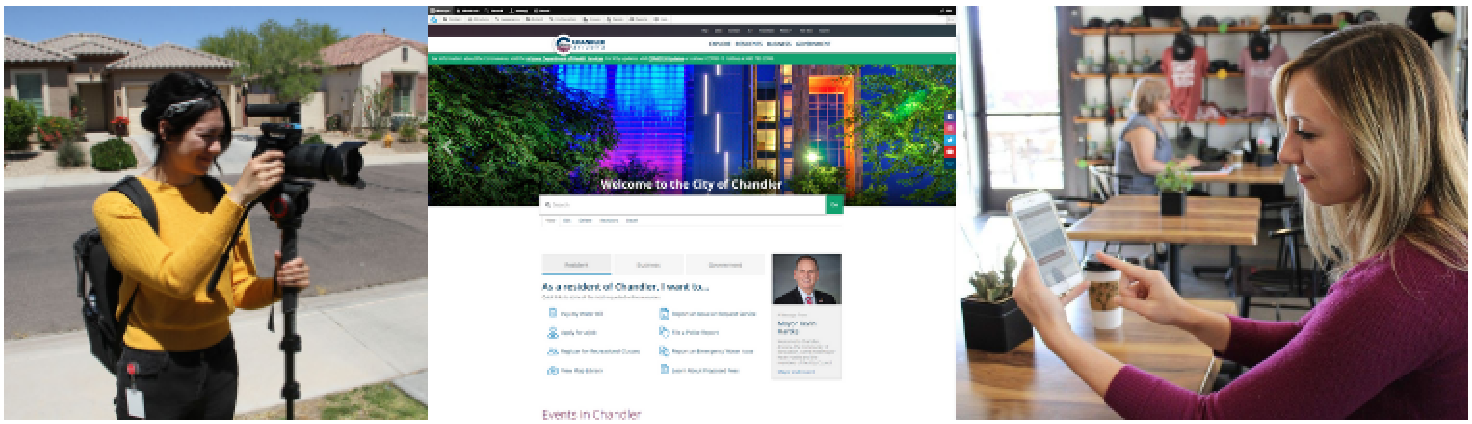
   Move City Council approve the Board and Commission appointments as recommended.

City Manager

3. **Resolution No. 5818, Approving Amendment No. 6 to the Intergovernmental Agreement for Transit Services Between the Regional Public Transportation Authority and the City of Chandler to Provide Fixed Route Bus, Paratransit, and RideChoice Services**

Move City Council pass and adopt Resolution No. 5818, approving amendment No. 6 to the Intergovernmental Agreement for transit services between the Regional Public Transportation Authority and the City of Chandler to provide Fixed Route Bus, Paratransit, and RideChoice services for fiscal year 2024-2025, in an estimated amount of $759,523.

Council Focus Area(s):

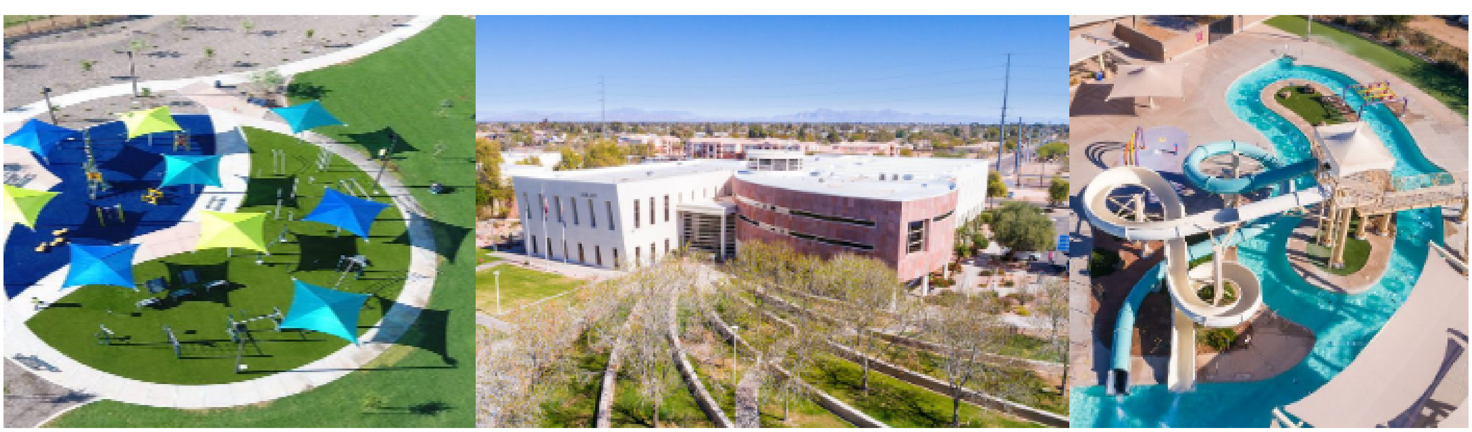


Communications and Public Affairs

4. **Agreement No. CP3-966-4488, Amendment No. 3, for Overflow Photocopying and Printing Services**

Move City Council approve Agreement No. CP3-966-4488, Amendment No. 3, with LithoTech, Inc., for overflow photocopying and printing services, in an amount not to exceed $150,000, for the period of one year, beginning August 25, 2024, through August 24, 2025.

Council Focus Area(s):



Community Services

5. **Agreement No. CS1-967-4327, Amendment No. 3, with Nutrien Ag Solutions, Inc., and Rentokil North America, Inc., dba Target Specialty Products, for Fertilizers, Herbicides, and Pesticides**

   Move City Council approve Agreement No. CS1-967-4327, Amendment No.3, with Nutrien Ag Solutions, Inc., and Rentokil North America, Inc., dba Target Specialty Products, for fertilizers, herbicides, and pesticides, in a combined amount not to exceed $290,000, for a one-year term, August 1, 2024, through July 31, 2025.

   Council Focus Area(s):

6. **Construction Manager at Risk (CMAR) Construction Services Agreement No. PR2206.401 with Hunter Contracting Co., for the Pickleball and Tennis Courts at Tumbleweed Park, Guaranteed Maximum Price (GMP) No. 1**

   Move City Council award CMAR Construction Services Agreement No. PR2206.401 to Hunter Contracting Co., for the Pickleball and Tennis Courts at Tumbleweed Park GMP No. 1, in an amount not to exceed $1,776,697.99.

   Council Focus Area(s):

Development Services

7. **Job Order Project Agreement No. DS2201.403 with Caliente Construction, Inc., Pursuant to Job Order Master Agreement No. JOC2409.401, for the Outside Plant Fiber Telecommunications Remote Buildings – Desert Breeze**

   Move City Council award Job Order Project Agreement No. DS2201.403 to Caliente Construction, Inc., Pursuant to Job Order Master Agreement No. JOC2409.401, for the Outside Plant Fiber Telecommunications Remote Buildings – Desert Breeze, in an amount not to exceed $1,307,410.94.

   Council Focus Area(s):

Economic Development

Item 8 passed by majority (6-1) Councilmember Stewart dissenting.

8. **Resolution No. 5827, Approving the Acquisition of Approximately 0.88 Acres of Vacant Land Located at the Northwest Corner of Ray Road and Pleasant Drive from HRM CSOK, LLC, for Five Hundred Thousand and no/100ths ($500,000.00) Dollars, Plus Closing Costs, Phase I Environmental Site Assessment Costs, Escrow Fees, and Other Customary Related or Investigative Costs**

   Move City Council pass and adopt Resolution No. 5827 approving the acquisition of approximately 0.88 acres (38,333 square feet) of vacant land located at the northwest corner of Ray Road and Pleasant Drive from HRM CSOK LLC, an Idaho Limited Liability Company; authorizing the city's Real Estate Administrator to sign, on behalf of the city, the purchase agreement and other documents necessary to facilitate the acquisition; and authorize an appropriation transfer of the purchase price of Five Hundred Thousand and no/100ths ($500,000.00) Dollars, plus closing costs, Phase I Environmental Site Assessment costs, escrow fees, and other customary related or investigative costs from the Strategic Opportunities Reserve in the General Fund, Non-Departmental, Designated Reserves account 101.1290.5921 to the General Fund, Economic Development account 101.1520.6111.

   Council Focus Area(s):

9. **Agreement with the Greater Phoenix Economic Council (GPEC), Fiscal Year 2024-25, for Regional Economic Development Services, in the amount of $139,678, for the period of July 1, 2024, through June 30, 2025**

   Move City Council approve the Fiscal Year 2024-25 agreement with the Greater Phoenix Economic Council (GPEC) for regional economic development services, in the amount of $139,678, for the period of July 1, 2024, through June 30, 2025.

   Council Focus Area(s):

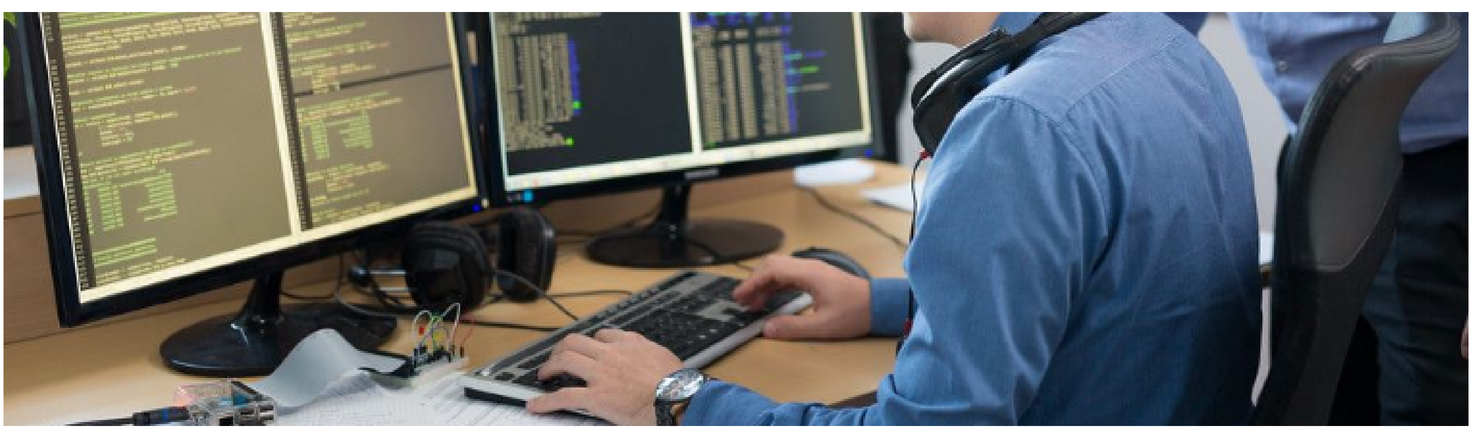
Fire Department

10. **Physical Examinations Appropriation for Fiscal Year (FY) 2024-25**
Move that City Council approve the appropriation for Firefighter Physical Examinations for FY 2024-25 in accordance with the IGA with the City of Phoenix, in the amount of $200,000.

Council Focus Area(s):

11. **Fire and Emergency Medical Dispatch Services Appropriation for Fiscal Year (FY) 2024-25**
Move that City Council approve the appropriation for fire and emergency medical dispatch services for FY 2024-25, in accordance with the current IGA with the City of Phoenix, in the amount of $1,618,912.

Council Focus Area(s):



Information Technology

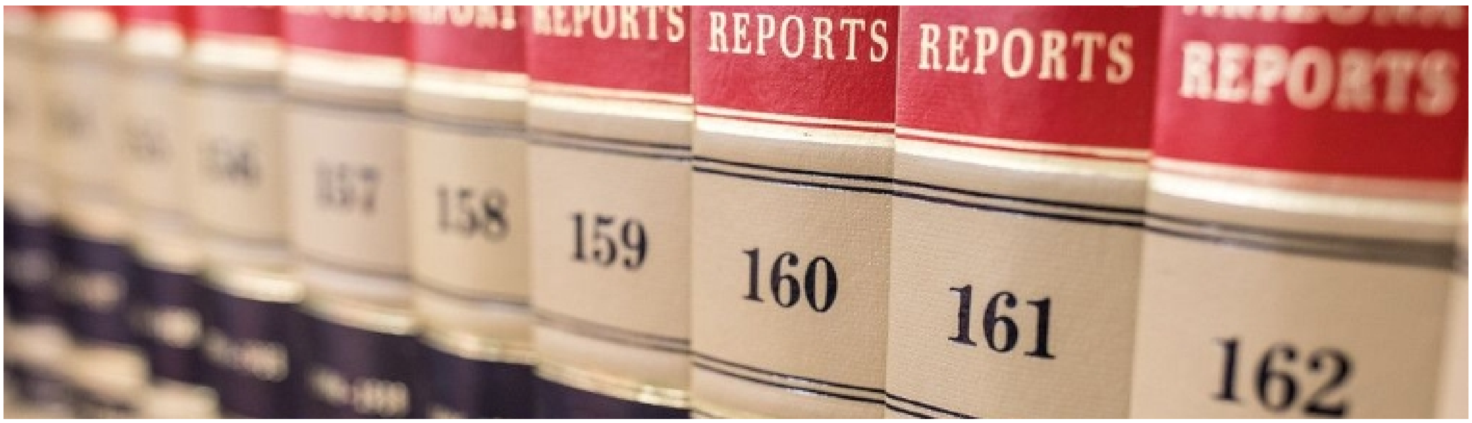
12. **Purchase of Electronic Document Management System Professional Services**
Move City Council approve the purchase of electronic document system professional services, from InStream, LLC, in the amount of $129,600.

Council Focus Area(s):

13. **Agreement No. 4613, Amendment No. 1, with Leapgen, LLC, for ERP Analysis Project**

Move City Council approve Agreement No. 4613, Amendment No. 1, for the ERP analysis project with Leapgen, LLC, increasing the spending limit by $453,600, for a revised amount not to exceed $1,101,640.

Council Focus Area(s):

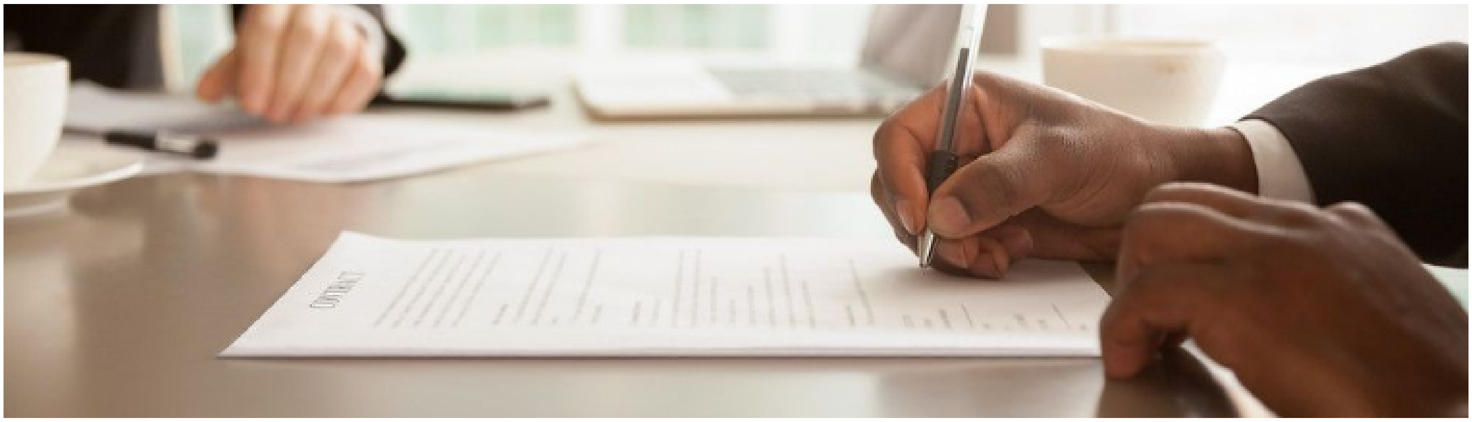


Law

14. **Settlements and Pursuit of Claims in the Multi-District Litigation Matter of *In re Aqueous Film-Forming Foams Products Liability Litigation***

Move City Council authorize the City of Chandler's participation in settlements with defendant manufacturers named in the public water systems' portion of the Multi-District Litigation matter, *In re Aqueous Film-Forming Products Liability Litigation*, MDL 2:18-nm-2873-RMG, Case No. 2:23-cv-06881-RMG, relating to damages sustained from products containing per- and poly-fluoroalkyl substances (PFAS) (the "MDL"); authorizing the Director of Public Works & Utilities or his designee, after consultation with the City Attorney's Office, to complete all documentation, verify claims, and execute all releases and agreements on behalf of the City that are necessary to participate in settlements for the public water systems' portion of the MDL; and authorizing the City Attorney and outside counsel to continue to pursue litigation related to PFAS on behalf of the City.

Council Focus Area(s):



Management Services

15. **Liquor License Series 12, Restaurant Liquor License Application for Jared Michael Repinski, Agent, Grow a Pear, LLC, DBA Perfect Pear Bistro**

Move for recommendation to the State Department of Liquor Licenses and Control for approval of the State Liquor Job No. 297111, a Series 12, Restaurant Liquor License, for Jared Michael Repinski, Agent, Grow a Pear, LLC, DBA Perfect Pear Bistro, located at 2510 W. Chandler Boulevard, Suite 1, and approval of the City of Chandler, Series 12, Restaurant Liquor License No. 307522.

Council Focus Area(s):

16. **New License Series 12, Restaurant Liquor License Application for Amy S. Nations, Agent, Angie's Food Concepts, LLC, DBA Angie's Prime Grill & Lobster**

Move for recommendation to the State Department of Liquor Licenses and Control for approval of the State Liquor Job No. 296061, a Series 12, Restaurant Liquor License, for Amy S. Nations, Agent, Angie's Food Concepts, LLC, DBA Angie's Prime Grill & Lobster, located at 4989 W. Ray Road, and approval of the City of Chandler, Series 12, Restaurant Liquor License No. 307442.

Council Focus Area(s):

17. **New License Series 3, Domestic Microbrewery Liquor License Application for Jeffrey Dean White Jr., Agent, Exasperated Engineer Brewing, LLC, DBA Exasperated Engineer Brewing**

Move for recommendation to the State Department of Liquor Licenses and Control for approval of the State Liquor Job No. 296544, a Series 3, Domestic Microbrewery Liquor License, for Jeffrey Dean White Jr., Agent, Exasperated Engineer Brewing, LLC, DBA Exasperated Engineer Brewing, located at 1202 E. Bartlett Way, and approval of the City of Chandler, Series 3, Domestic Microbrewery Liquor License No. 307009.

Council Focus Area(s):

18. **Request to Add Sampling Privileges for a Series 9, Liquor Store Liquor License for Steven Patrick Mayer, Agent, Raley's Arizona, LLC, DBA AJ's Fine Foods #87**
Move for recommendation to the State Department of Liquor Licenses and Control for approval of the State Liquor Job No. 298813, a Series 9 Sampling, Liquor Store License for Steven Patrick Mayer, Agent, Raley's Arizona, LLC, DBA AJ's Fine Foods #87, located at 7131 W. Ray Road, and approval of the City of Chandler Series 9 Sampling, Liquor Store Liquor License No. 302442 L9.

Council Focus Area(s):

Mayor and Council

19. **Resolution No. 5825 City Council Rules and Procedures Amendment**
Motion City Council pass and adopt Resolution No. 5825 City Council Rules and Procedures amendment to Section VIII - Order of Business to establish a public comment agenda item at City Council work sessions and subcommittee meetings.

Council Focus Area(s):

Public Works and Utilities

20. **Agreement No. PW5-890-4794, with Ferguson Enterprises LLC, for Water Meters**

Move City Council approve Agreement No. PW5-890-4794, with Ferguson Enterprises LLC, for water meters, in an amount not to exceed $3,500,000, for the period of July 1, 2024, through June 30, 2025.

Council Focus Area(s):

21. **Agreement No. PW1-745-4336, Amendment No. 3, with Vincon Engineering Construction, LLC, for Right-of-Way Repairs**

Move City Council approve Agreement No. PW1-745-4336, Amendment No. 3, with Vincon Engineering Construction, LLC, for right-of-way repairs, in an amount not to exceed $200,000, for a one-year period, August 1, 2024, through July 31, 2025.

Council Focus Area(s):

22. **Agreement No. ST0-988-4194, Amendment No. 4, with BrightView Landscape Services, Inc., for Revegetation and Storm Repair Services**

Move City Council approve Agreement No. ST0-988-4194, Amendment No. 4, with BrightView Landscape Services, Inc., for revegetation and storm repair services, in an amount not to exceed $665,000, for a one-year period, August 1, 2024, through July 31, 2025.

Council Focus Area(s):

23. **Agreement No. PW2-988-4516, Amendment No. 2, with BrightView Landscape Services, Inc., for Landscape Maintenance Areas 1 through 4**

Move City Council approve Agreement No. PW2-988-4516, Amendment No.2, with BrightView Landscape Services, Inc., for landscape maintenance areas 1 through 4, in an amount not to exceed $2,965,746, for a one-year period, August 22, 2024, through August 21, 2025.

Council Focus Area(s):

24. **Introduction and Tentative Adoption of Ordinance No. 5104 Granting a Non-Exclusive Power Distribution Easement to Salt River Project Agricultural Improvement and Power District, at No Cost, for Electrical Facilities Necessary for the Reclaimed Water Interconnect Facility (RWIF) Improvements**

Move City Council introduce and tentatively adopt Ordinance No. 5104 granting a non-exclusive Power Distribution Easement to SRP, at no cost, for electrical facilities necessary for the RWIF Improvements.

Council Focus Area(s):

Informational

25. **Special Event Liquor Licenses and Temporary and Permanent Extensions of Liquor License Premises Administratively Approved**

26. **Contracts and Agreements Administratively Approved, Month of June 2024**

27. **Claims Report for the Quarter Ended June 30, 2024**

Unscheduled Public Appearances

Current Events

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

Adjourn 6:17 P.M.