



COUNCIL MEETING AGENDA

January 26, 2017

Members may attend in person or by telephone.

Jenn Daniels, *Mayor*
Victor Petersen, *Vice Mayor*

Scott Anderson
Eddie Cook
Brigette Peterson

Jordan Ray
Jared Taylor

**Special Meeting
6:30 PM**

**Municipal Center, Council Chambers
50 East Civic Center Drive
Gilbert, Arizona**

**AGENDA ITEMS MAY BE DISCUSSED IN A DIFFERENT SEQUENCE.
ITEMS WILL NOT BE DISCUSSED PRIOR TO POSTED MEETING TIME.**

AGENDA ITEM

CALL TO ORDER

PRESENTATION OF STUDENT CITIZEN OF THE MONTH AWARD

PRESENTATION; PROCLAMATIONS

1. Recognition of Dr. Martin Luther King Jr. 2017 Youth Art Competition Winners.

INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation may be offered by a person of any religion, faith, belief or non-belief, as well as Councilmembers. A list of volunteers is maintained by the Town Clerk and interested persons should contact the Clerk for further information.

Mayor invites all scouts present to the front of the Council Chambers.

Pledge of Allegiance and introduction and recognition of scouts.

Invocation by Dr. Thor Strandholt, Valor Christian Center.

ROLL CALL

COMMUNICATIONS FROM CITIZENS

At this time, members of the public may comment on matters within the jurisdiction of the Town but not on the agenda. The Council's response is limited to responding to criticism, asking staff to review a matter commented upon, or asking that a matter be put on a future agenda.

CONSENT CALENDAR

All items listed below are considered consent calendar items and may be approved by a single motion unless removed at the request of Council for further discussion/action. Other items on the agenda may be added to the consent calendar and approved under a single motion.

2. **DEVELOPMENT AGREEMENT** – consider adoption of a Resolution approving a Development Agreement with LeSueur Investments IX, LLC for oversizing a portion of the sewer collection system in the Somerset subdivision, located south of Pecos Road and east of Greenfield Road, Preliminary Plat No. S14-12, and authorize the Mayor to execute the required documents.

3. **AGREEMENT**– consider approval and authorize the Mayor to execute the required documents for:

a) expenditures under Cooperative Purchase Agreement No. 2016-1103-0022 with Vanguard Truck Centers in an amount not to exceed \$969,600 of three (3) residential refuse Automated Side Loaders; and

b) a Contingency Transfer from the Environmental Services - Residential Replacement Fund in the amount of \$39,600.

4. **AGREEMENT** – consider approval of Co-Operative Purchasing Agreement No. 2017-1102-0478 with Pueblo Mechanical & Controls, Inc. in an amount not to exceed \$131,140.39 for the replacement of one (1) cooling tower at the Public Safety Facility and authorize the Mayor to execute the required documents.

5. **CONTRACT** – consider approval of Construction Services Contract No. 2017-2106-0539 with Hazen and Sawyer in an amount not to exceed \$86,000 for construction services for the installation of the new pumps and related piping, electrical and instrumentation for the Greenfield Reclaimed Water Pump Station Expansion, Project No. WW078, and authorize the Mayor to execute the required documents.

6. **CONTRACT** – consider approval of Construction Services Contract No. 2017-2106-0532 with T&T Construction, Inc. in an amount not to exceed \$681,255 for the expansion of the pump station to its capacity of seven vertical turbine pumps for the Greenfield Reclaimed Water Pump Station Expansion, Project No. WW078, and authorize the Mayor to execute the required documents.

7. **AGREEMENT** – consider approval of Gilbert's proportional cost of the Facilities Services Agreement between the City of Mesa and Salt River Project Agricultural Improvement and Power District in an amount not to exceed \$1,083,914 to provide design and construction

services for the construction of an additional 69/12.47kV transformer bay at the Greenfield Water Reclamation Plant Improvements, Project No. WW097, pursuant to Intergovernmental Agreement No. 2004-7010-0078 between the Town of Gilbert, the City of Mesa and the Town of Queen Creek, and authorize the Mayor to execute the required documents.

8. CONTRACT – consider approval of Gilbert's proportional cost of the Job Order Contract between the City of Mesa and Felix Construction Company in an amount not to exceed \$367,575 for demolition and replacement of the Sludge Blending Tank piping and association isolation valves for the Greenfield Water Reclamation Plant Improvements, Project No. WW097, pursuant to Intergovernmental Agreement No. 2004-7010-0078 between the Town of Gilbert, the City of Mesa and the Town of Queen Creek, and authorize the Mayor to execute the required documents.

9. CONTRACT – consider approval of and authorize the Mayor to execute the required documents:

a) Construction Management Contract No. 2017-2106-0501 with Entellus, Inc. in an amount not to exceed \$218,221 for construction management of the Layton Lakes Force Main Rehabilitation Project, CIP Project No. WW101; and

b) Construction Contract No. 2017-2106-0538 with B&F Contracting, Inc. in an amount not to exceed \$5,899,874.83 for construction of the Layton Lakes Force Main Rehabilitation Project, CIP Project No. WW101.

10. CONTRACT – consider approval of Architect Engineer Services Contract No. 2017-2106-0448 with HDA Architects in an amount not to exceed \$437,531 for the design of Fire Station No. 9, Project No. MF023, and authorize the Mayor to execute the required documents.

11. AGREEMENT – consider approval of an amendment Agreement No. 2010-4101-0259 with Salt River Agricultural Improvement and Power District by including mutually agreed-upon provisions relating to connections, disconnections and energizations, as well as the repair, replacement and removal of Customer-owned lighting facilities, and authorize the Mayor to execute the required documents.

12. CHANGE ORDER – consider approval of Change Order No. 1 to Contract No. 2017-7003-0390 to the Construction Management at Risk contract with Hunter Contracting the amount not to exceed \$248,669.07 for the Cooper and Guadalupe Intersection, Project No. ST094, and authorize the Mayor to execute the required documents.

13. CHANGE ORDER – consider approval of Change Order No. 13 to Contract No. 2014-1105-0033 with Tyler EnerGov increasing the contract amount by \$50,000 for additional software licenses and a reporting toolkit and authorize the Mayor to execute the required documents.

14. GRANT – consider acceptance of a Grant, Contract No.2017-2106-0545 from Salt River Project Aesthetics Program for the completion of portions of the Town's Santan Vista Trail - Phase II project, located on the Eastern Canal between Warner Road and Ray Road.
15. BUDGET - consider approval of a General Fund Contingency Transfer for General Counsel Department FY2017 legal services expenditures in an amount not to exceed \$150,000.
16. FINAL PLAT DR16-27 - consider approval of the final plat for Morrison Ranch Senior Living located east of the southeast corner of Higley Road and Morrison Ranch Parkway.
17. FINAL PLAT S16-01 - consider approval of the final plat for Ray & Recker - Phase 1 located at the northwest corner of Galveston Street and Recker Road.
18. MINUTES - consider approval of the minutes of the Special Meeting of January 4, 2017 and January 5, 2017 and Regular Meeting of January 5, 2017 and January 12, 2017.

PUBLIC HEARING

Items will be heard at one Public Hearing; at which time anyone wishing to comment on a Public Hearing Item may do so. Comments will be heard from those in support of or in opposition to an item. Hearings are noticed for 7:00 p.m.

In order to comment on a Public Hearing Item, you must fill out a public comment form, indicating the Item Number on which you wish to be heard. Once the hearing is closed, there will be no further public comment unless requested by a member of the Council. After the Public Hearing, the Council may act on all items not requiring additional staff, public, or Councilmember comment with a single vote.

19. LIQUOR LICENSE – conduct hearing and consider approval of a Series 6 Bar Liquor License for Main Event located at 1735 South Santan Village Parkway.
20. LIQUOR LICENSE – conduct hearing and consider approval of a Series 12 Restaurant Liquor License for Boca Taqueria located at 1674 North Higley Road, Suite 101.
21. LIQUOR LICENSE – conduct hearing and consider approval of a Series 12 Restaurant Liquor License for Cold Beers & Cheeseburgers located at 4604 South Higley Road, Suite 101.
22. LIQUOR LICENSE – conduct hearing and consider approval of a Series 12 Restaurant Liquor License for J & K Chinese Gourmet located at 2540 South Val Vista Drive, Suite 106.
23. LIQUOR LICENSE – conduct hearing and consider approval of a Series 12 Restaurant Liquor License for Guedo's Taco Shop located at 3107 South Gilbert Road, Suite 107.

24. LIQUOR LICENSE – conduct hearing and consider approval of a Series 12 Restaurant Liquor License for Whiskey Row located at 325 North Gilbert Road.
25. BINGO LICENSE – conduct hearing and consider approval of a Bingo License for the American Legion Post located at 206 North Gilbert Road.
26. ZONING Z16-16 conduct hearing and consider approval of the findings and adoption of an Ordinance rezoning approximately 42.7 acres of real property generally located at the northwest corner of Higley Road and Santan 202 Freeway from Maricopa County Rural 43 (RU-43) zoning district to Town of Gilbert Business Park (BP) zoning district. The effect of the rezoning will be to classify the property consistent with the General Plan designation of Business Park.
27. ANNEXATION A16-02 – consider adoption of an Ordinance approving the annexation of approximately 41.6 acres located at the northwest corner of Higley Road and the Santan 202 Freeway.
28. ANNEXATION A16-01 – conduct hearing on the proposed annexation of approximately 20.72 acres located at northwest corner of 172nd Street and Hunt Highway.
29. SYSTEM DEVELOPMENT FEES - conduct hearing and consider acceptance of the Biennial Audit Report dated January 2017 in fulfillment of ARS§ 9-463.05 for the System Development Fees for Traffic Signals, Police, Fire, Parks and Recreation, General Government; Libraries, Water, and Sewer.
30. CODE OF GILBERT - conduct hearing and consider adoption of an Ordinance amending the Code of Gilbert, Arizona, by amending Chapter 2 Administration, Article IV Procurement, Division 2 Purchasing, Section 362, Contract Change Orders and Renewals.
31. CODE OF GILBERT - conduct hearing and consider adoption of an Ordinance amending the Code of Gilbert, Arizona, by amending Chapter 1, General Provisions, Article IV Boards, Commissions, and Committees, Division 1 Generally, Sections 1-202 Membership; Terms of Office, 1-204 Meetings, 1-205 Vacancies; Removal from Office & 1-206 Rules & Regulations; Division 5 Park, Recreation and Library Service Advisory Board, Sections 1-286 Creation, & 1-287 Membership; Terms of Office; Division 6 Planning and Zoning Commission, Sections 1-306 Creation & 1-307 Membership; Alternate Commission Member; Terms of Office; Division 8 Human Relations Commission, Sections 1-320, Creation, 1-321 Membership, 1-322 Powers And Duties & Section 1-323 Reserved; Division 9 Environmental And Energy Conservation Advisory Board; and Division 10 Arts And Culture Board.

ADMINISTRATIVE ITEMS

Administrative Items are for Council discussion and action. It is to the discretion of the majority of the Council regarding public input requests on any Administrative Item. Persons wishing to

Speak on an Administrative Item should complete a Request to Speak Form and indicate the Item they wish to address. Council may or may not accept public comment.

32. **BOARDS, COMMISSIONS, AND COMMITTEES** - reports from Council Liaisons for the:

- a) Subcommittee on Board and Commission Application Screening, Interview, and Selection
- b) Other Council Subcommittees
- c) Regional Meetings
- d) Arts and Culture Board
- e) Environmental and Energy Conservation Advisory Board
- f) Human Relations Commission
- g) Industrial Development Authority
- h) Mayor's Youth Advisory Committee
- i) Parks, Recreation and Library Services Advisory Board
- j) Planning Commission
- k) Redevelopment Commission
- l) Town of Gilbert, AZ Public Facilities MPC
- m) Town of Gilbert, AZ Water Resources MPC
- n) Town of Gilbert, AZ Self-Insured Trust Fund for Health Benefits
- o) Utility Board

POLICY ITEMS

FUTURE MEETINGS

There may be a discussion of whether to place an item on a future agenda and the date, but not the merits of the item.

COMMUNICATIONS

Report from the TOWN MANAGER on current events.

Report from the COUNCIL on current events.

Report from the MAYOR on current events.

ADJOURN

NOTICE TO PARENTS: Parents and legal guardians have the right to consent before the Town of Gilbert makes a video or voice recording of a minor child. A.R.S. 1-602.A.9. Gilbert Council Meetings are recorded and maybe viewed on Channel 11 and the Gilbert website. If you permit your child to participate in the Council Meeting, a recording will be made. If your child is seated in the audience your child may be recorded, but you may request that your child be seated in a designated area to avoid recording. Please submit your request to the Town Clerk.