City of Phoenix

Minutes

Meeting Location:
City Council Chambers
200 W. Jefferson St.
Phoenix, Arizona 85003

186450

City Council Formal Meeting

Wednesday, January 15, 2025 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, January 15, 2025 at 2:33 p.m. in the Council Chambers.

Present: 8 - Councilman Carlos Galindo-Elvira, Councilwoman Betty Guardado, Councilwoman Kesha Hodge Washington, Councilwoman Ann O'Brien, Councilman Kevin Robinson, Councilman Jim Waring, Vice Mayor Debra Stark and Mayor Kate Gallego

Absent: 1 - Councilwoman Laura Pastor

Mayor Gallego acknowledged the presence of Mario Barajas, Elsie Duarte and Carmen Cota, Spanish interpreters. In Spanish, Mr. Barajas announced their availability to the audience.

The City Clerk confirmed copies of the titles of Ordinances G-7343 through G-7349; S-51538, S-51541, S-51564 through S-51597; and Resolutions 22271 through 22274 were available to the public in the office of the City Clerk at least 24 hours prior to this Council meeting and, therefore, may be read by title or agenda item only pursuant to the City Code.

References to attachments in these minutes relate to documents that were attached to the agenda.

City Attorney Julie Kriegh stated members of the public may speak for up to two minutes on agenda items and gave direction on appropriate decorum when providing comments.

MINUTES OF MEETINGS

1 **For Approval or Correction, the Minutes of the Formal Meeting on May 29, 2024**

Summary

This item transmits the minutes of the Formal Meeting of May 29, 2024, for review, correction and/or approval by the City Council.

The minutes are available for review in the City Clerk Department, 200 W. Washington Street, 15th Floor.

A motion was made by Councilman Robinson, seconded by Vice Mayor Stark, that this item be approved. The motion carried by the following voice vote:

Yes:	8 -	Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego
No:	0	
Absent:	1 -	Councilwoman Pastor

BOARDS AND COMMISSIONS

2 Mayor and Council Appointments to Boards and Commissions

Summary

This item transmits recommendations from the Mayor and Council for appointment or reappointment to City Boards and Commissions.

The following individuals were recommended for appointment by Mayor Gallego:

Phoenix Aviation Advisory Board

Appoint Sharon Hwang, filling a vacancy, for a term to expire January 15, 2029.

Phoenix Women's Commission

Appoint Jessica Fotinos, filling a vacancy, for a term to expire January 15, 2028.

A motion was made by Vice Mayor Stark, seconded by Councilwoman O'Brien, that this item be approved. The motion carried by the following voice vote:

Yes: 8 - Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Pastor

Mayor Gallego administered the oath of office to the following appointees:
- Sharon Hwang, Phoenix Aviation Advisory Board; and
- Jessica Fotinos, Phoenix Women's Commission.

Mayor Gallego invited the appointees to approach the dais so Council could extend their appreciation.

LIQUOR LICENSES, BINGO, AND OFF-TRACK BETTING LICENSE APPLICATIONS

Mayor Gallego requested a motion on liquor license items. A motion was made, as appears below.

A motion was made by Vice Mayor Stark, seconded by Councilwoman O'Brien, that Items 3-17 be recommended for approval, except Item 5; and noting that Item 3 was originally recommended for disapproval, but the Finance Department is now recommending approval. The motion carried by the following voice vote:

Yes: 8 - Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Pastor

3 (CONTINUED FROM DECEMBER 18, 2024) - Liquor License - Xami Sushi - District 8

Request for a liquor license. Arizona State License Application 313398.

Summary

Applicant

Angelina Carrillo Hernandez, Agent

License Type
Series 12 - Restaurant

Location
2707 E. Broadway Road
Zoning Classification: C-3 SPVTABDOD FCOD
Council District: 8

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit.

The 60-day limit for processing this application is January 5, 2025.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications, and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona
This applicant does not hold an interest in any other active liquor license in the State of Arizona.

Public Opinion
No protest or support letters were received within the 20-day public comment period.

Applicant's Statement
The applicant submitted the following statement in support of this

application. Spelling, grammar, and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability and qualifications to hold a liquor license because:
“I have obtained the liquor management certificate. I have managed and served liquor and have experience handling liquor.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“Currently we have no sushi in the South side of Phoenix. Sushi will bring diversity and new food to the community.”

Staff Recommendation
Staff recommends disapproval of this application based on a Finance Department recommendation for disapproval and for the applicant's failure to pay the City of Phoenix application processing fee. Staff also notes that the applicant must resolve any pending City of Phoenix building and zoning requirements and be in compliance with the City of Phoenix Code and Ordinances.

Attachments
Attachment - Xami Sushi - Data
Attachment - Xami Sushi - Map

This item was recommended for approval as revised.

4 Liquor License - Mero Mart - District 1

Request for a liquor license. Arizona State License Application 314116.

Summary

Applicant
Bikram Bhandari, Agent

License Type
Series 10 - Beer and Wine Store

Location
8925 N. 43rd Avenue, Unit 1 and 2

Zoning Classification: C-1
Council District: 1

This request is for a new liquor license for a convenience store that does not sell gas. This location was previously licensed for liquor sales and may currently operate with an interim permit. This location requires a Use Permit to allow package liquor sales.

The 60-day limit for processing this application was January 11, 2025. However, the applicant submitted a written request for more time.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications, and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona
This applicant does not hold an interest in any other active liquor license in the State of Arizona.

Public Opinion
No protest or support letters were received within the 20-day public comment period.

Applicant's Statement
The applicant submitted the following statement in support of this application. Spelling, grammar, and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability and qualifications to hold a liquor license because:

"I am committed to being a positive member of the community and adhering to the local and federal regulation. I am financial stable to demonstrate the ability to operate a license establishment."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: “This establishment will provide a safe convenient and regulated location fro the community to purchase alcoholic beverages. Our goal is to offer a diverse selection of quality products at competitive prices while adhering to strict compliance with state and local regulation."

Staff Recommendation
Staff recommends approval of this application noting the applicant must resolve any pending City of Phoenix building and zoning requirements and be in compliance with the City of Phoenix Code and Ordinances.

Attachments
Attachment - Mero Mart - Data
Attachment - Mero Mart - Map

This item was recommended for approval.

6 Liquor License - Asian Fusion Cafe - District 2

Request for a liquor license. Arizona State License Application 314549.

Summary

Applicant
Sheng Quan Yu, Agent

License Type
Series 12 - Restaurant

Location
3170 W. Carefree Highway, Ste. C1
Zoning Classification: C-2 PCD NBCC
Council District: 2

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim

permit.

The 60-day limit for processing this application was January 11, 2025. However, the applicant submitted a written request for more time.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications, and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona

The ownership of this business has an interest in other active liquor license(s) in the State of Arizona. This information is listed below and includes liquor license violations on file with the AZ Department of Liquor Licenses and Control and, for locations within the boundaries of Phoenix, the number of aggregate calls for police service within the last 12 months for the address listed.

Shinme Sushi (Series 12)
3020 S. Gilbert Road, Ste. 5, Chandler
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Public Opinion

No protest or support letters were received within the 20-day public comment period.

Applicant's Statement

The applicant submitted the following statement in support of this application. Spelling, grammar, and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability, and qualifications to hold a liquor license because:
“I have over 20 years of experience in the restaurant industry, operating a successful business that complies with all city regulations. I have trained staff on responsible alcohol service and have a proven record of maintaining a safe and welcoming environment for customers.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“The liquor license will allow us to provide a full dining experience to our customers, complementing our food offerings with beer, wine. It will attract a large customer base, especially during evening and weekend hours, benefiting the local economy through increased sales and employment opportunities.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Attachment - Asian Fusion Cafe - Data
Attachment - Asian Fusion Cafe - Map

This item was recommended for approval.

7 Liquor License - Clearwater Mayo - District 2

Request for a liquor license. Arizona State License Application 307272.

Summary

Applicant
William Allison, Agent

License Type
Series 12 - Restaurant

Location
6650 E. Mayo Boulevard
Zoning Classification: R-3A
Council District: 2

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and may currently operate with an interim permit.

The 60-day limit for processing this application was January 6, 2025. However, the applicant submitted a written request for more time.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications, and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona
This applicant does not hold an interest in any other active liquor license in the State of Arizona.

Public Opinion
No protest or support letters were received within the 20-day public comment period.

Applicant's Statement
The applicant submitted the following statement in support of this application. Spelling, grammar, and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability, and qualifications to hold a liquor license because:
"SHP VI Mayo Owner LLC, which owns the residential senior facility, is a subsidiary of PGIM, Inc. PGIM and Clearwater Living, the management company, each own/manage liquor licenses for residential senior

facilities across many states without incidents or violations. SHP VI Mayo Owner purchased the facility from LIV Generations, which operated it after its opening in 2022."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Residents of the senior facility appreciate the ability to have a glass of wine or other spirit with friends and guests when dining at Clearwater Mayo. The Series 12 liquor license meets the needs of residents and ensures they are conveniently and substantially served at 'home'."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Attachment - Clearwater Mayo - Data
Attachment - Clearwater Mayo - Map

This item was recommended for approval.

8 Liquor License - Special Event - Cancer Support Community Arizona - District 4

Request for a Series 15 - Special Event liquor license for the temporary sale of all liquors.

Summary

Applicant
Kayla Vucinich

Location
360 E. Palm Lane
Council District: 4

Function
Community Event

Date(s) - Time(s) / Expected Attendance
February 2, 2025 - 10 a.m. to 2 p.m. / 300 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

9 Liquor License - Special Event - Coronado Neighborhood Association, Inc. - District 4

Request for a Series 15 - Special Event liquor license for the temporary sale of all liquors.

Summary

Applicant
Alexis Finney

Location
1717 N. 12th Street
Council District: 4

Function
Street Fair

Date(s) - Time(s) / Expected Attendance
February 23, 2025 - 10 a.m. to 4 p.m. / 800 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

10 Liquor License - The Osborn Cafe - District 4

Request for a liquor license. Arizona State License Application 316973.

Summary

Applicant
Wilford Rhine, Agent

License Type
Series 12 - Restaurant

Location

607 W. Osborn Road
Zoning Classification: C-2
Council District: 4

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and may currently operate with an interim permit. This location requires a Use Permit to allow patron dancing.

The 60-day limit for processing this application was January 13, 2025. However, the applicant submitted a written request for more time.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications, and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona
This applicant does not hold an interest in any other active liquor license in the State of Arizona.

Public Opinion
No protest or support letters were received within the 20-day public comment period.

Applicant's Statement
The applicant submitted the following statement in support of this application. Spelling, grammar, and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability, and qualifications to hold a liquor license

because:
“I have been in the Restaurant business for over 20 yrs. with a Liquor License.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“I will bring a new eating establishment to the area.”

Staff Recommendation
Staff recommends approval of this application noting the applicant must resolve any pending City of Phoenix building and zoning requirements, and be in compliance with the City of Phoenix Code and Ordinances.

Attachments
Attachment - The Osborn Cafe - Data
Attachment - The Osborn Cafe - Map

This item was recommended for approval.

11 Liquor License - Special Event - SS Simon & Jude Roman Catholic Cathedral Phoenix - District 5

Request for a Series 15 - Special Event liquor license for the temporary sale of all liquors.

Summary

Applicant
Christine Hoye

Location
6351 N. 27th Avenue
Council District: 5

Function
Dinner

Date(s) - Time(s) / Expected Attendance
March 1, 2025 - 5:30 p.m. to 11 p.m. / 500 attendees

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

12 Liquor License - Dona Licha Mexican Kitchen - District 5

Request for a liquor license. Arizona State License Application 310468.

Summary

Applicant
Rocio Rivera, Agent

License Type
Series 12 - Restaurant

Location
4344 W. Indian School Road, Ste. 10
Zoning Classification: A-1
Council District: 5

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit.

The 60-day limit for processing this application was January 3, 2025. However, the applicant submitted a written request for more time.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications, and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona

This applicant does not hold an interest in any other active liquor license in the State of Arizona.

Public Opinion
No protest or support letters were received within the 20-day public comment period.

Applicant's Statement
The applicant submitted the following statement in support of this application. Spelling, grammar, and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability, and qualifications to hold a liquor license because:
"I believe I hold great qualities to hold the liquor license because I have alot of knowledge of alcohol laws and have training to handle all situations that could be presented. I will hold my establishment with all the standards of the law as well."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"I believe that by acquiring the liquor license at Dona Licha it will complement the Mexican food we serve. As well we are a family oriented restaurant, we also will ensure to uphold the laws and regulations of the State of Arizona."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Attachment - Dona Licha Mexican Kitchen - Data
Attachment - Dona Licha Mexican Kitchen - Map

This item was recommended for approval.

13 Liquor License - Holiday Inn Express Phoenix West Tolleson - District 5

Request for a liquor license. Arizona State License Application 315734.

Summary

Applicant
Jared Repinski, Agent

License Type
Series 7 - Beer and Wine Bar

Location
1750 N. 95th Lane
Zoning Classification: C-2
Council District: 5

This request is for a new liquor license for a bar in a hotel. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow a bar, outdoor dining, and outdoor alcohol consumption.

The 60-day limit for processing this application was January 12, 2025. However, the applicant submitted a written request for more time.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications, and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona
This applicant does not hold an interest in any other active liquor license in the State of Arizona.

Public Opinion
No protest or support letters were received within the 20-day public

comment period.

Applicant's Statement
The applicant submitted the following statement in support of this application. Spelling, grammar, and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability, and qualifications to hold a liquor license because:
"I have been representing liquor license establishments in Arizona for over 15 years."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Tourism plays an important role in our local economy and liquor licensed establishments (the sale of alcohol) is a very important aspect of tourism. Therefore, if the City of Phoenix continues to lead the State of Arizona by approving quality and diverse businesses (restaurants, bars, microbreweries, distilleries, hotels, resorts, golf courses, special events, convenience / liquor / grocery stores & gas stations) similar to this proposed liquor licensed business, all businesses will prosper."

Staff Recommendation
Staff recommends approval of this application noting the applicant must resolve any pending City of Phoenix building and zoning requirements, and be in compliance with the City of Phoenix Code and Ordinances.

Attachments
Attachment - Holiday Inn Express Phoenix West Tolleson - Data
Attachment - Holiday Inn Express Phoenix West Tolleson - Map

This item was recommended for approval.

14 Liquor License - Clearwater Ahwatukee - District 6

Request for a liquor license. Arizona State License Application 307270.

Summary

Applicant
William Allison, Agent

License Type
Series 12 - Restaurant

Location
15815 S. 50th Street
Zoning Classification: C-2 MR
Council District: 6

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and may currently operate with an interim permit.

The 60-day limit for processing this application was January 6, 2025. However, the applicant submitted a written request for more time.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications, and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona
This applicant does not hold an interest in any other active liquor license in the State of Arizona.

Public Opinion
No protest or support letters were received within the 20-day public comment period.

Applicant's Statement
The applicant submitted the following statement in support of this

application. Spelling, grammar, and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability, and qualifications to hold a liquor license because:
“SHP VI Ahwatukee Owner LLC, which owns the residential senior facility, is a subsidiary of PGIM, Inc. PGIM and Clearwater Living, the management company, each own/manage liquor licenses for residential senior facilities across many states without incidents or violations. SHP VI Ahwatukee Owner purchased the facility from LIV Generations, which operated it after its opening in 2017.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“Residents of the senior facility appreciate teh ability to have a glass of wine or other spirit with friends and guests when dining at Clearwater Ahwatukee. The Series 12 liquor license meets the needs of residents and ensures they are conveniently and substantially served at 'home'."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Attachment - Clearwater Ahwatukee - Data
Attachment - Clearwater Ahwatukee - Map

This item was recommended for approval.

15 Liquor License - Mensho Ramen - District 6

Request for a liquor license. Arizona State License Application 313870.

Summary

Applicant
Huong Tram Le Truong, Agent

License Type
Series 12 - Restaurant

Location

5813 N. 7th Street, Ste. 140
Zoning Classification: C-2
Council District: 6

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and may currently operate with an interim permit.

The 60-day limit for processing this application was January 7, 2025. However, the applicant submitted a written request for more time.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications, and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona
The ownership of this business has an interest in other active liquor license(s) in the State of Arizona. This information is listed below and includes liquor license violations on file with the AZ Department of Liquor Licenses and Control and, for locations within the boundaries of Phoenix, the number of aggregate calls for police service within the last 12 months for the address listed.

Mensho (Series 12)
805 N. Dobson Road, Ste. 115, Mesa
Calls for service: N/A - not in Phoenix
Liquor license violations: None

Public Opinion
No protest or support letters were received within the 20-day public

comment period.

Applicant's Statement
The applicant submitted the following statement in support of this application. Spelling, grammar, and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability, and qualifications to hold a liquor license because:
"This is Applicant's second restaurant in Arizona, with the other also being a franchise location of the popular Japanese ramen restaurant. Applicant has had years of experience opertaing restaurants. Its managers and staff will receive regular and comprehensive training in Arizona's alcohol laws to ensure compliance."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"The business will add another well-regarded and highly anticipated culinary choice to central Phoenix. A liquor license is instrumental for the business to prosper."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Attachment - Mensho Ramen - Data
Attachment - Mensho Ramen - Map

This item was recommended for approval.

16 Liquor License - Special Event - Saint Sava Serbian Orthodox Church - District 8

Request for a Series 15 - Special Event liquor license for the temporary sale of all liquors.

Summary

Applicant
Andre Tkacenko

Location
4436 E. Mckinley Street
Council District: 8

Function
Concert

Date(s) - Time(s) / Expected Attendance
February 15, 2025 - 5 p.m. to Midnight / 100 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

17 Liquor License - Cleaverman, Filthy & Uppercut - District 8

Request for a liquor license. Arizona State License Application 315168.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 12 - Restaurant

Location
455 N. 3rd Street, Ste. 1005 and 1007
Zoning Classification: DTC - Business Core
Council District: 8

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This business is currently being remodeled with plans to open in March 2025.

The 60-day limit for processing this application was January 14, 2025. However, the applicant submitted a written request for more time.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only

after satisfactory showing of the capability, qualifications, and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona
The ownership of this business has an interest in other active liquor license(s) in the State of Arizona. This information is listed below and includes liquor license violations on file with the AZ Department of Liquor Licenses and Control and, for locations within the boundaries of Phoenix, the number of aggregate calls for police service within the last 12 months for the address listed.

Wren and Wolf (Series 12)
2 N. Central Avenue, Ste. 101, Phoenix
Calls for police service: 36
Liquor license violations: None

Chico Malo (Series 12)
50 W. Jefferson Street, Ste. 100, Phoenix
Calls for police service: 123
Liquor license violations: In August 2019, a fine of $250 was paid for altering the floor plan without notifying the State Department of Liquor Licenses and Control.

Public Opinion
No protest or support letters were received within the 20-day public comment period.

Applicant’s Statement
The applicant submitted the following statement in support of this application. Spelling, grammar, and punctuation in the statement are

shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability, and qualifications to hold a liquor license because:
“Applicant is committed to upholding the highest standards to maintain compliance with applicable laws. Managers and staff will be trained in the techniques of legal and responsible alcohol sales and service.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“Cleaverman, Filthy & Uppercut will open at the Az Center in downtown Phoenix, and will feature a variety of gourmet salad, seafood, steak, and side dishes in a sophisticated setting. Applicant would like to offer guests 21 and over the opportunity to enjoy alcoholic beverages as an incident to the dishes served.”

Staff Recommendation
Staff recommends approval of this application noting the applicant must resolve any pending City of Phoenix building and zoning requirements, and be in compliance with the City of Phoenix Code and Ordinances.

Attachments
Attachment - Cleaverman, Filthy & Uppercut - Data
Attachment - Cleaverman, Filthy & Uppercut - Map

This item was recommended for approval.

5 Liquor License - Candy Store - District 2

Request for a liquor license. Arizona State License Application 314206.

Summary

Applicant
Jeffrey Bertoncino, Agent

License Type
Series 6 - Bar

Location
18613 N. Cave Creek Road

Zoning Classification: C-3
Council District: 2

This request is for an acquisition of control of an existing liquor license for a topless bar. This location is currently licensed for liquor sales.

The 60-day limit for processing this application is January 19, 2025.

Pursuant to A.R.S. 4-203, consideration should be given only to the applicant's personal qualifications.

Other Active Liquor License Interest in Arizona
This applicant does not hold an interest in any other active liquor license in the State of Arizona.

Public Opinion
No protest or support letters were received within the 20-day public comment period.

Applicant's Statement
The applicant submitted the following statement in support of this application. Spelling, grammar, and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability, and qualifications to hold a liquor license because:
"Frederick Martori, Jr. inherited his interest in JTF Enterprises, Inc. upon the passing of his father Frederick Martori, Sr. earlier this year. The substitution of Mr. Martori for his father as a shareholder of the licensee is the only change affecting the subject liquor license. Mr. Martori has no criminal record or Title IV violations. He was born and raised in the Phoenix metropolitan area and graduated from Grand Canyon University with a degree in business management in 2015. He will ensure the licensee is operated professionally with safety and welfare of its patrons, employees and the adjacent neighborhood as his top priority. Mr. Martori's long-time residence is in the area and his history of compliance with state laws and regulations establishes that he is capable, qualified and reliable to hold an ownership interest in an entity holding an Arizona

liquor license."

Staff Recommendation

Staff recommends approval of this application.

A motion was made by Councilman Waring, seconded by Vice Mayor Stark, that this item be forwarded to the State with no recommendation. The motion carried by the following vote:

Yes: 8 - Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Pastor

ORDINANCES, RESOLUTIONS, AND NEW BUSINESS

Mayor Gallego commented today's meeting included 306 entitled or enabled housing units. She requested a motion on the remaining agenda items. A motion was made, as appears below.

A motion was made by Vice Mayor Stark, seconded by Councilwoman O'Brien, that Items 18-78 be approved or adopted, except Items 30, 46, 63, 77 and 78; continuing Item 54 to the March 26, 2025 City Council Formal Meeting; and noting that Item 53 is withdrawn. The motion carried by the following vote:

Yes: 8 - Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Pastor

Items 18-29, Ordinance S-51564 was a request to authorize the City Controller to disburse funds, up to amounts indicated, for the purpose of paying vendors, contractors, claimants and others, and providing additional payment authority under certain existing city contracts. This section also requested continuing payment authority, up to amounts indicated below, for the following contracts,

contract extensions and/or bids awarded. As indicated below, some items below require payment pursuant to Phoenix City Code section 42-13.

18 Bureau of Reclamation

For $55,000 in payment authority to the United States Bureau of Reclamation for the Parks and Recreation Department's annual administrative fee for calendar year 2025. The administrative costs are associated with the agreement for land use of the 1,200-acre Reach 11 Sports Complex Recreation Area.

This item was adopted.

19 National Association of City Transportation Officials, Inc.

For $66,250 in payment authority for a two-year (2024 and 2025) membership to National Association of City Transportation Officials (NACTO) for the Street Transportation Department. NACTO provides North American cities and transit agencies an invaluable forum to exchange transportation ideas, insights, and practices and cooperatively approach national transportation issues.

This item was adopted.

20 MP Nexlevel, LLC

For $850,100 in additional payment authority for Contract 154121, Change Order 4 (ST89360035), Indian School Fiber Transportation Enhancement Design-Bid-Build for the Street Transportation Department. This change order is for additional time, work, materials, mobilization, and traffic control to complete the project.

This item was adopted.

21 Arizona Science Center

For $200,000 in additional payment authority for Contract 127032 for the Arizona Science Center's annual reimbursement of utilities for the Parks and Recreation Department. The contract provides for the City to reimburse the Arizona Science Center for a percentage of annual utility expenses. The agreement allows the Arizona Science Center to maintain and operate on behalf of the City of Phoenix, providing science education and programs designed to increase the knowledge and understanding of science for youth and adults alike.

This item was adopted.

22 **City of Scottsdale**

For $150,000 in payment authority for Contract 69310-MOU-0 with the City of Scottsdale, pursuant to the Memorandum of Understanding of Overlapping Retail Sewer Services for the Water Services Department (WSD). The City of Scottsdale provides sewer services at a wholesale rate to Phoenix customers for sewer areas within Phoenix boundaries but outside the WSD distribution and Wastewater Collection area.

This item was adopted.

23 **City of Mesa**

For $300,000 in annual payment authority for the water, wastewater, solid waste, and gas costs associated with the Val Vista Water Treatment Plant, including yearly maintenance and repair shutdown for the Water Services Department. During the shutdown, services are purchased from the City of Mesa for the site, including potable water, wastewater services, solid waste services for removing debris from the Salt River Project South Canal, and natural gas services to power standby generators.

This item was adopted.

24 **Settlement of Claim(s) Young v. City of Phoenix**

To make payment of up to $400,000 in settlement of claim(s) in *Young v. City of Phoenix*, CV2020-003148,19-0398-001, GL, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Planning and Development Department that occurred on October 22, 2019.

This item was adopted.

25 **Settlement of Claim(s) Mann v. City of Phoenix**

To make payment of up to $55,560 in settlement of claim(s) in *Mann v. City of Phoenix*, CV2023-016450, 22-0797-002, AU, BI, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Public Works Department that occurred on November 21, 2022.

This item was adopted.

26 **Settlement of Claim(s) Qwest Corporation v. City of Phoenix**

To make payment of up to $211,326 in settlement of claim(s) in *Qwest Corporation v. City of Phoenix*, CV2021-013966, 20-0810-001, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Water Services Department that occurred on September 5, 2020.

This item was adopted.

27 Settlement of Claim(s) Campbell v. City of Phoenix

To make payment of up to $47,000 in settlement of claim(s) in *Campbell v. City of Phoenix*, 23-0411-001, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Water Services Department that occurred on October 25, 2023.

This item was adopted.

28 Settlement of Claim(s) Bustillos v. City of Phoenix

To make payment of up to $45,000 in settlement of claim(s) in *Bustillos v. City of Phoenix*, 23-0758-001, AU, BI, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Public Works Department that occurred on February 8, 2024.

This item was adopted.

29 Settlement of Claim(s) Gonzalez v. City of Phoenix

To make payment of up to $30,000 in settlement of claim(s) in *Gonzalez v. City of Phoenix*, 23-0100-001, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Water Services Department that occurred on July 19, 2023.

This item was adopted.

31 Acceptance and Dedication of Easements and Deeds for Public Utility, Sidewalk and Roadway Purposes (Ordinance S-51569) - Districts 2, 7 & 8

Request for the City Council to accept and dedicate easements and deeds for public utility, sidewalk, and roadway purposes; further ordering the ordinance recorded. Legal descriptions are recorded via separate recording instrument.

Summary

Accepting the property interests below meets the Planning and Development Department's Single Instrument Dedication Process Requirement prior to releasing any permits to applicants.

Easement (a)
MCR: 20240626731
Applicant and Grantor: New Vision Center for Spiritual Living; its successor and assigns
Date: November 22, 2024
Purpose: Public Utility
Location: 18010 N. Tatum Boulevard
APN: 215-12-663
File: 240086
Council District: 2

Easement (b)
MCR: 20240622436
Applicant and Grantor: Palm Skyline, LLC; its successor and assigns
Date: November 20, 2024
Purpose: Sidewalk
Location: 1414 N. 5th Street (338 E. Willetta Street)
APN: 111-37-041
File: 240091
Council District: 7

Easement (c)
MCR: 20240619678
Applicant and Grantor: Sabrina Otero and Danielle Gonzales Otero; Alazaye Marielle Otero; its successor and assigns
Date: November 19, 2024
Purpose: Public Utility
Location: 2636 W. Olney Avenue
APN: 300-16-014R
File: 240094
Council District: 8

Deed (d)
MCR: 20240619679

Applicant and Grantor: Sabrina Otero and Danielle Gonzales Otero; Alazaye Marielle Otero; its successor and assigns
Date: November 19, 2024
Purpose: Roadway
Location: 2636 W. Olney Avenue
APN: 300-16-014R
File: 240094
Council District: 8

Deed (e)
MCR: 20240622435
Applicant and Grantor: TNR Realty, LLC; its successor and assigns
Date: November 20, 2024
Purpose: Roadway
Location: 1318 N. 24th Street
APN: 116-05-108
File: 240050
Council District: 8

This item was adopted.

32 Pesticides and Herbicides Contract - IFB-24-0403 - Request for Award (Ordinance S-51570) - Citywide

Request to authorize the City Manager, or his designee, to enter into contracts with Adapco, LLC; Harrell's, LLC; Helena Agri-Enterprises, LLC; Heritage Landscape Supply Group, Inc. dba Heritage Professional Products Group; Rare Agricultural Products, LLP; Simplot AB Retail, Inc. dba Simplot Turf and Horticulture; Rentokil North America, Inc. dba Target Specialty Products; and ES OPCO USA LLC dba Veseris to provide pesticides and herbicides for the citywide departments. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed $2,696,397.

Summary
These contracts will provide various pesticides and herbicides, intended for preventing, destroying, repelling, or mitigating pests and for use as plant regulators, defoliants, or desiccants. Products include insecticides, larvicides, herbicides, and associated additives, indicators, colorants, and organic alternatives. The primary using departments are Aviation, Parks and Recreation, and Water Services Department.

Procurement Information
An Invitation for Bid procurement was processed in accordance with City of Phoenix Administrative Regulation 3.10.

There were 11 offers submitted and 9 were deemed to be responsive and responsible. The procurement officer evaluated the offers based on price and recommends awards to the following Offerors:

Selected Bidders
Adapco, LLC
Harrell's, LLC
Helena Agri-Enterprises, LLC
Heritage Landscape Supply Group, Inc. dba Heritage Professional Products Group
Rare Agricultural Products, LLP
Simplot AB Retail, Inc. dba Simplot Turf and Horticulture
Rentokil North America, Inc. dba Target Specialty Products
ES OPCO USA LLC dba Veseris

Contract Term
The contracts will begin on or about January 15, 2025, for a five-year term with no options to extend.

Financial Impact
The aggregate contracts value will not exceed $2,696,397.

Funding is available in the various departments' budgets.

This item was adopted.

33 Safety Equipment and Supplies - COOP 20-062 - Amendment (Ordinance S-51595) - Citywide

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 151619 with Ritz Safety Corp. dba Ritz Safety, LLC & AGS Safety and Supply to extend the contract term. Further request to authorize the City Controller to disburse all funds related to this item. As no additional funds are needed, request to continue using Ordinances S-50694 and S-46325.

Summary

This contract will provide personal protective equipment (PPE) to meet the obligations of the Occupational Safety and Health Act. Administrative Regulation 2.313 sets administrative controls to eliminate employee exposure to unsafe conditions, preventing harm or injury to City employees in departments Citywide. The City purchases PPE and supplies, which may include, but are not limited to: safety glasses, ear plugs, gloves, hard hats, safety vests, first aid kits, and other general safety supplies. The requested products are critical to safe Citywide operations.

Contract Term

Upon approval, the contract will be extended through September 30, 2025.

Financial Impact

The aggregate value of the contract will not exceed $2,600,000 and no additional funds are needed.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

• Safety Equipment and Supplies Contract 151619 (Ordinance S-46325) on January 29, 2020; and

• Safety Equipment and Supplies Contract 151619 (Ordinance S-50694) on March 20, 2024.

This item was adopted.

34 Federal Legislative Representation and Consulting Services - EXC 20-095 - Amendment (Ordinance S-51572) - Citywide

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 153512 with HROD, Inc. DBA Murray Montgomery & O'Donnell for the purchase of Federal Legislative Representation and Consulting Services for the Office of Government Relations. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $44,000.

Summary

This contract will continue to provide assistance to the Office of

Government Relations and other City departments with identifying grant opportunities and successfully pursuing funding that supports City services. The consultant will represent the City face-to-face with elected officials and agencies that make decisions about federal funding that directly affects crucial City programs and services in areas including, but not limited to, water and environment, community development, transportation, and public safety.

Contract Term

The contract term remains unchanged, ending on April 14, 2025.

Financial Impact

Upon approval of $44,000 in additional funds, the revised aggregate value of the contract will not exceed $444,000. Funds are available in the Office of Government Relation's budget.

Concurrence/Previous Council Action

The City Council previously reviewed this request:
• Federal Legislative Representation and Consulting Services - Contract 153512 (Ordinance S-46512-34) on April 15, 2020;
• Federal Legislative Representation and Consulting Services - Contract 153512 (Ordinance S-47342) on March 3, 2021; and
• Federal Legislative Representation and Consulting Services - Contract 153512 (Ordinance S-49454) on March 1, 2023.

This item was adopted.

35 Actuarial Services for MERP, LTD and Sick Leave Benefits Contract - RFP PS-24-0310 - Request for Award (Ordinance S-51573) - District 7

Request to authorize the City Manager, or his designee, to enter into a contract with Gabriel, Roeder, Smith & Company to provide actuarial services for the Medical Expense Reimbursement Plan (MERP), Long Term Disability (LTD), and Compensated Absence Benefits for the City of Phoenix Finance Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $211,200.

Summary

This contract will provide the City of Phoenix Finance Department with

external actuarial expertise for the MERP, LTD, and Compensated Absence Benefits, in compliance with U.S. governmental accounting standards. Actuarial valuation reports will be generated to present the findings of the MERP, LTD, and Sick Leave Benefits valuations for the City of Phoenix for the relevant Fiscal Year.

Procurement Information
A Request for Proposal procurement was processed in accordance with City of Phoenix Administrative Regulation 3.10.

Two vendors submitted proposals deemed responsive and responsible. An evaluation committee of City staff evaluated those offers based on the following criteria with a maximum possible point total of 1,000:

Qualifications and Experience (0-200 points)
Method of Approach (0-300 points)
Capacity (0-300 points)
Pricing (0-200 points)

After reaching consensus, the evaluation committee recommends award to the following vendor:

Gabriel, Roeder, Smith & Company, with 861.25 points.

Contract Term
The contract will begin on or about February 3, 2025, for a five-year term with no options to extend.

Financial Impact
The aggregate contract value will not exceed $211,200.

Funding is available in the Finance Department's budget.

This item was adopted.

36 Amendments to the City's Combined Classification and Pay Ordinance (S-51144) in Accordance with Human Resources Committee 631 Recommendations (Ordinance S-51596) - Citywide

The following amendments to the combined Classification and Pay

Ordinance (S-51144) are proposed in accordance with the recommendation of Human Resources Committee 631, to be effective on February 3, 2025.

Retitle the classification of Park Ranger III, Job Code: 40120, Salary Plan: 001, Grade/Range: 046 ($35,984 - $78,541/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Protective Service Non-Sworn, FLSA Status: Nonexempt to Job Title: Park Ranger Supervisor.

Retitle the classification of Park Ranger II, Job Code: 40130, Salary Plan: 001, Grade/Range: 040 ($32,635 - $67,850/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Protective Service Non-Sworn, FLSA Status: Nonexempt to Job Title: Park Ranger.

Establish the assignment of Park Ranger Supervisor*Urban, Job Code: 40122, Salary Plan: 001, Grade/Range: 046 ($35,984 - $78,541/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Protective Service Non-Sworn, FLSA Status: Nonexempt.

Establish the assignment of Park Ranger Supervisor*Preserve, Job Code: 40121, Salary Plan: 001, Grade/Range: 046 ($35,984 - $78,541/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Protective Service Non-Sworn, FLSA Status: Nonexempt.

Establish the assignment of Park Ranger*Urban, Job Code: 40133, Salary Plan: 001, Grade/Range: 040 ($32,635 - $67,850/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Protective Service Non-Sworn, FLSA Status: Nonexempt.

Establish the assignment of Park Ranger*Preserve, Job Code: 40132, Salary Plan: 001, Grade/Range: 040 ($32,635 - $67,850/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Protective Service Non-Sworn, FLSA Status: Nonexempt.

Summary

The Classification and Compensation study was implemented rapidly to address a systemic staffing and labor market crisis throughout the City. Adjustments to grade and salary ranges are necessary as the City adapts

to the new pay structures that took effect on August 7, 2023. These recommendations balance internal alignment with external market focus. As a result of the changes made during the Classification and Compensation study, staff requests that the adjustments listed above be approved.

Financial Impact

There is no financial impact associated with these actions.

Concurrence/Previous Council Action

On December 19, 2024, Human Resources Committee 631 reviewed and recommended these modifications for approval effective on February 3, 2025.

This item was adopted.

37 Phoenix.gov Redesign, Implementation and Ongoing Support Services - RFP 23-025 - Amendment (Ordinance S-51577) - Citywide

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 158869 with J.R. Reingold & Associates, Inc. to modify the scope of work and request additional expenditures. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $2,000,000.

Summary

This contract provides services related to the modernization and implementation of a new Phoenix.gov website for Citywide departments. The new website will serve as the primary resource for residents, businesses, and tourists, offering a trustworthy, easy-to-navigate, and informative experience. This request will allow the Contractor to add two additional resources to provide enhanced operational and maintenance support. The additional expenditures will fund the additional resources and "Post-Go-Live" ongoing support for operations and maintenance services through the expiration of the contract. The original ordinance covered implementation activities to include, but not be limited to: discovery, research and strategy, content and design, solution development and technology, project management, change management, and training.

This item has been reviewed and approved by the Information Technology Services Department.

Contract Term
The contract term remains unchanged, ending on July 31, 2028.

Financial Impact
Upon approval of $2,000,000 in additional funds, the revised aggregate value of the contract will not exceed $5,000,000. Funds are available in the Information Technology Services Department's budget.

Concurrence/Previous Council Action
The City Council previously reviewed this request:
Phoenix.gov Redesign, Implementation and Ongoing Support Services, Contract 158869 (Ordinance S-50057) on July 3, 2023.

This item was adopted.

38 Legal Services - Amendment of Ordinance S-49864 to Include Contract with Littler Mendelson, P.C. and Tiffany & Bosco, P.A. for Outside Counsel Legal Services (Ordinance S-51582) - Citywide

Request to authorize the City Attorney, through the City Manager or his designee, to amend Ordinance S-49864 to include the following contracts to provide outside counsel legal services to the City on an as-needed basis as determined by the City Attorney: Littler Mendelson, P.C. and Tiffany & Bosco, P.A. Further request authorization for the City Controller to disburse all funds related to this item. The amount of $19,000,000 was previously authorized in Ordinance S-49864 for legal services, and no additional funds are needed.

Summary
In accordance with the authority granted by Ordinance S-49864, the City Attorney is permitted to enter into legal services agreements with various law firms and lawyers to provide outside counsel services on an as-needed basis as determined by the City Attorney for Fiscal Years 2023-24 and 2024-25. The law firms and lawyers are set forth in **Attachment A** to Ordinance S-49864 and may include amendments thereto. The purpose of this Ordinance is to memorialize amendment of Attachment A to include the following firms: Littler Mendelson, P.C. and Tiffany & Bosco, P.A. These law firms and lawyers provide outside

counsel services to the City in numerous, selected legal areas on an as-needed basis as determined by the City Attorney.

Contract Term
In accordance with the authority granted by Ordinance S-49864, the terms of the contracts may begin any time on or after July 1, 2023, and expire on June 30, 2025, although current legal services for litigation continue under a Letter of Engagement until the case is resolved.

Financial Impact
The aggregate value of the contracts, in conjunction with the other outside counsel legal services agreements permitted by Ordinance S-49864, will not exceed $19,000,000. No additional funds are needed.

This item was adopted.

39 Transfer of Retirement Funds to Arizona State Retirement System (Ordinance S-51579) - Citywide

Request to authorize the City Manager, or his designee, to transfer retirement funds for Amy Brown in the amount of $10,862.32 to the Arizona State Retirement System. Further request to authorize the City Controller to disburse the funds.

Summary
Pursuant to Arizona Revised Statutes, Sections 38-730 and 38-322, retirement service credits for former members of the City of Phoenix Employees' Retirement System (COPERS) may be transferred to the Arizona State Retirement System upon approval by the City Council. The following former City of Phoenix employee has requested transfer of the balance of her credited service:

Brown, Amy: $10,862.32

Concurrence/Previous Council Action
This item was approved by the COPERS Board at the December 5, 2024 meeting.

This item was adopted.

40 Transfer of Retirement Funds to Arizona State Retirement System (Ordinance S-51581) - Citywide

Request to authorize the City Manager, or his designee, to transfer retirement funds for Rebecca Davis in the amount of $5,315.77 to the Arizona State Retirement System. Further request to authorize the City Controller to disburse the funds.

Summary

Pursuant to Arizona Revised Statutes, Sections 38-730 and 38-322, retirement service credits for former members of the City of Phoenix Employees' Retirement System (COPERS) may be transferred to the Arizona State Retirement System upon approval by the City Council. The following former City of Phoenix employee has requested transfer of the balance of her credited service:

Davis, Rebecca: $5,315.77

Concurrence/Previous Council Action

This item was approved by the COPERS Board at the December 5, 2024 meeting.

This item was adopted.

41 (CONTINUED FROM DECEMBER 18, 2024) - Authorization to Amend Emergency Shelter/Heat Related Respite Operator and Supportive Services Qualified Vendor List and Increase Authority (Ordinance S-51541) - Citywide

Request authorization for the City Manager, or his designee, to amend authorization for the Emergency Shelter/Heat Related Respite Operator and Supportive Services Qualified Vendor List (QVL) to increase funding in an amount not to exceed $15 million, for a new not-to-exceed aggregate amount of $56,941,780, and to allow use of any available Office of Homeless Solutions' (OHS) funding source to fund QVL contracts up to the not-to-exceed amount. Further request authorization for the City Controller to disburse funds for the life of the QVL.

Summary

The OHS provides support and services for persons experiencing homelessness and is committed to ending homelessness through a comprehensive, regional approach to housing and services. With the dramatic rise of unsheltered individuals experiencing homelessness during and after the COVID-19 pandemic, OHS is allocating additional resources to serve this population and focus on housing and services for

those most vulnerable. Qualified vendors from this procurement are awarded contracts for specific projects when opportunities become available. Contracts awarded include assistance with City-owned shelter and heat-respite projects, contractor-operated temporary emergency shelter and heat related respite programs, as well as supportive services to individuals or families experiencing homelessness.

Some prior Council actions related to this QVL (see Concurrence/Previous Council Action) had specified certain OHS funding sources and amounts for QVL contracts. Due to subsequent grant awards, reallocation of American Rescue Plan Act resources, and other funding impacts, OHS now requests authority to use any OHS fund source, including federal, state, county, and other grants, as well as general funds allocated to OHS, to fund QVL contracts up to the not-to-exceed amount, subject to annual budget approval.

Through these contracts, the City will continue to provide shelter and supportive services to assist individuals moving from unsheltered homelessness to permanent housing.

Because this item will have citywide impacts, staff is requesting consent of the full Council under Section 2 of City Council Ordinance S-50419, which requires additional Council approval for certain uses of the QVL.

Contract Term

The term of the QVL will remain unchanged, beginning February 1, 2023, through June 30, 2028.

Financial Impact

The aggregate cost of the contracts will not exceed $56,941,780 over the life of the QVL. Funding is available in the Human Services Department's operating budget and via existing federal, state, and county grant funding.

Concurrence/Previous Council Action

On January 25, 2023, the City Council approved the QVL with Ordinance S-49352.

On May 15, 2023, the City Council approved additional $10.5 million in

funding with Ordinance S-50884.

On June 28, 2023, the City Council approved an additional $13.3 million in funding with Ordinance S-49924.

On December 13, 2023, the City Council approved an additional $6,752,847 in funding with Ordinance S-50419.

On March 20, 2024, the City Council approved an additional $1,388,933 in funding with Ordinance S-50706.

This item was adopted.

42 Property Management Services Contract for the Affordable Housing Portfolio, Group B - Request for Award (Ordinance S-51588) - Districts 2, 3 & 7

Request to authorize the City Manager, or his designee, to enter into a contract with Consolidated Asset Management, Inc. to provide property management services for the City of Phoenix Housing Department's Affordable Housing Portfolio, Group B (Reflections on Portland, Ambassador West, Paradise Village, Foothills Court, Sahuaro West, and Windrose Villas). Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value, including all option years, will not exceed $10 million. There is no impact to the General Fund.

Summary

The City of Phoenix Housing Department, Asset Management Division, requires third-party property management services in connection with the continued operations of Group B, consisting of six multifamily rental housing properties with 437 rental units that are a subset of the Affordable Housing Portfolio (Portfolio) located in Phoenix, Arizona.

Procurement Information

Request for Proposal FY25-086-2 (DRW) for Property Management Services for the Affordable Housing Portfolio, Group B, was conducted in accordance with Administrative Regulation 3.10.

Five vendors submitted proposals by the deadline of October 7, 2024, and all were deemed responsive and responsible. An evaluation panel, comprised of three City staff, evaluated the submitted proposals. Proposals received points in the following categories: Method of Approach (300 Points), Experience and Qualifications of Firm and Key

Personnel (450 Points), Price (150 Points), and References (100 Points). The maximum possible score for each proposal in each group was 1,000 points. The final scores for the proposals received are as follows:

Consolidated Asset Management, Inc.	835 Points
D.B. Chamberlin & Associates, L.L.C.	830 Points
Envolve Client Services AZ, LLC	817 Points
Dunlap & Magee Property Management Inc.	781 Points
MEB Affordable Management Services LLC	743 Points

After reaching a consensus, the evaluation panel recommends Consolidated Asset Management, Inc. The Housing Department concurs with the evaluation panel's decision and recommends awarding the property management services contract to Consolidated Asset Management, Inc.

Contract Term
The initial five-year contract term will begin on or about March 1, 2025, and end on or about February 28, 2029. The contract includes an option to extend the term up to five additional years, which may be exercised at the discretion of the City Manager or designee.

Financial Impact
The aggregate contract value, including all option years, will not exceed $10 million (including applicable taxes) with an estimated annual expenditure of $1 million. Contract costs related to staffing and management fees will be funded by the rental revenue generated by Group B properties. There is no impact to the General Fund.

Location
Paradise Village: 2525 E. Aire Libre Avenue, District 2
Foothills Court: 1606 W. Peoria Avenue, District 3
Sahuaro West: 1650 W. Sahuaro Drive, District 3
Windrose Villas: 1520 W. Peoria Avenue, District 3
Reflections on Portland: 201 E. Portland Street, District 7
Ambassador West: 345 N. 5th Avenue, District 7
Council Districts: 2, 3 and 7

This item was adopted.

43 City of Phoenix Early Head Start Early Childhood Education Services Qualified Vendor List (Ordinance S-51586) - Districts 1, 3, 4, 5, 7 & 8

Request to authorize the City Manager, or his designee, to approve a Qualified Vendor List (QVL) and enter into a contract with KUEHG Corp. dba KinderCare Learning Companies to provide Early Head Start Early Childhood Education Services for the Head Start Birth to Five Program. The total value of the contract will not exceed $3,237,402.83 over the life of the contract. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

Head Start programs prepare America's most vulnerable young children to succeed in school and in life beyond school. To achieve this, they deliver services to children and families in core areas of early learning, health, and family well-being while engaging parents as partners.

The City of Phoenix Head Start Birth to Five Program provides high-quality early educational experiences and comprehensive social services through two key programs: Early Head Start, which serves children from birth to three years old, and Head Start Preschool, for children ages three to five. The primary goal of these programs is to enhance the social competence and school readiness of low-income children and their families. Additionally, tiered case management supports help to stabilize families.

Procurement Information

On October 13, 2023, the Human Services Department issued a Request for Qualifications, RFQu-23-EDU-78, to identify potential agencies that could provide center-based services for children from birth to age five. As a result of this solicitation, all 1,957 Head Start preschool slots were successfully awarded. However, only 104 out of 188 available Early Head Start slots were filled. To address the shortage of slots, a second solicitation was released on June 20, 2024, to identify potential providers for the remaining 84 Early Head Start slots.

RFQu-24-EDU-80 was processed in accordance with Administrative

Regulation 3.10 to establish a QVL.

The Human Services Department received two offers on September 13, 2024. Both offers were deemed to be responsive and responsible. An evaluation committee evaluated those offers based on the following criteria with a maximum possible point total of 1,020:

Program Operations - Program Structure.
Curricula.
Enrollment and Attendance.
Child Screening and Assessment.
Inclusion.
Parent and Family Engagement.
Father Engagement.
Safety Practices.
Health Practices.
Mental Health Practices.
Nutrition.
Transitions for Children Birth through Age Two.
Human Resources Management.
Program Management and Continuous Quality Improvement.
Program Organization Chart.
Fiscal Infrastructure.
Fiscal Capacity.
Financial Management Systems.
Facilities.
Personnel Matters.
Classroom Site Visit.

After reaching a consensus, the evaluation committee recommends an award to:
KUEGH Corp. dba KinderCare Learning Companies: 910.5 points.

Contract Term
The contract will begin on or about February 1, 2025, for an initial 17-month term with three one-year options to extend.

Financial Impact

The total contract value will not exceed $3,237,402.83. Funding is available from the United States Department of Health and Human Services, Administration of Children, Youth and Families. There is no impact to the General Fund.

Concurrence/Previous Council Action
On March 6, 2024, the City Council authorized staff to annually submit the Head Start Birth to Five Refunding Applications for a five-year grant term beginning on or about July 1, 2024, and accept grant funding. A portion of the grant funding will fund the contract.

This item was approved by the Head Start Policy Council on April 8, 2024.

Location
KinderCare Learning Center #301465: 10653 N. 25th Avenue, Phoenix, AZ 85029 (District 3)
KinderCare Learning Center #301840: 7755 S. 51st Avenue, Laveen, AZ 85339 (District 8)
Council Districts: 1, 3, 4, 5, 7 and 8

This item was adopted.

44 Energy Access Target Adoption (Resolution 22273) - Citywide

Request City Council approval to adopt an Energy Access target, which aims to increase Phoenix household participation in low-income energy assistance programs by 25 percent by 2030.

Summary
Ensuring accessible and affordable energy is essential for improving the quality of life for Phoenix residents and fostering economic stability. Energy poverty refers to the inability to meet a household's energy needs. Energy burden is a common metric that guides policy and regulations to tackle energy poverty; it is defined as the percentage of household income spent on energy bills (including gas and electricity). A household with high energy burden spends more than six percent of its pre-tax income on energy bills, while a household with severe energy burden spends more than ten percent of its pre-tax income on energy bills.

Based on the U.S. Department of Energy's (DOE) Low-Income Energy Affordability Data (LEAD) tool, Phoenix has 584,114 households, of which 150,783 are below the 200 percent Federal Poverty Level (FPL) and are considered low-income households in regards to the target. The 200 percent FPL is commonly used as an eligibility threshold for energy assistance and weatherization programs. According to LEAD, 79,079 low-income households experience a high energy burden, and out of these, 42,289 low-income households experience a severe energy burden.

The City of Phoenix's membership in the C40 Cities Climate Leadership Group and the City's participation in the Global Covenant of Mayors (GCoM) include a commitment by the City to develop strategies and measures to facilitate energy access and/or reduce energy poverty in our community. To meet the City's GCoM commitments and maintain our leadership as a Carbon Disclosure Project (CDP) A-List City, the City must set a Council-approved Energy Access Plan (EAP) target by January 2025. Additionally, the City is required to develop a draft EAP for City Council consideration by January 2026 that will outline the recommended actions the City will take to meet or exceed the EAP targets. The GCoM Common Reporting Framework requires local governments to assess energy access and energy poverty by considering the conditions of secure, sustainable, and affordable energy. This assessment serves to guide the City in setting appropriate targets. To ensure the development of inclusive and effective targets, public engagement efforts began in 2024 and will continue through 2025 to gather input from Phoenix residents across diverse communities. After reviewing available data, and following discussions with community stakeholders, local utilities, and relevant City departments, staff recommends the following target: increase household participation in low-income energy assistance programs by 25 percent by 2030. The 2023 baseline for household participation in low-income energy assistance programs is 72,074 households. This baseline will be used to measure progress toward achieving the 25 percent increase target.

Energy assistance programs are currently available through utility companies and this goal will help promote knowledge of these programs. Additional resources may be available, such as weatherization programs

and the state's Solar for All Program. By increasing participation, Phoenix aims to reduce the energy burden on vulnerable households and improve energy equity across the City.

Financial Impact

There is no financial impact to the City associated with this action.

Concurrence/Previous Council Action

This item was recommended for approval at the Transportation, Infrastructure, and Planning Subcommittee meeting on December 18, 2024 by vote of 3-0.

This item was adopted.

45 Office of Heat Response and Mitigation Shade for Students Grant Program (Ordinance S-51597) - Citywide

Request authorization for the City Manager, or his designee, to amend Ordinance S-49803 with multiple grantees to allow an agreement extension for the American Rescue Plan Act (ARPA) Shade for Students Grant Program and increase the dollar amount for the funding of the program. The amended ordinance term for the Shade for Students Grant Program will retroactively begin on May 31, 2023, and is valid through June 30, 2025. All agreements may be extended based on available funding, which extensions may be executed by the City Manager, or his designee. The contract may contain other terms and conditions deemed necessary by City staff. The revised funding amount will not exceed $1,520,156 using funding from the Residential Tree Equity Accelerator and the Trees and Shade for Schools programs. The City Treasurer is authorized to accept, and the City Controller is authorized to disburse, all funds related to this item.

Summary

On June 7, 2022, Phoenix City Council approved the ARPA Second Tranche Strategic Plan and allocated $6,000,000 of these funds for the Residential Tree Equity Accelerator and the Trees and Shade for Schools programs. This funding created three grant programs: Shade for Students, Canopy for Kids, and Community Canopy.

The Shade for Students Grant Program is providing funding for shade structures to public school districts, non-profit schools, after-school or

summer program nonprofits, and youth-serving community centers in areas that have been disproportionately negatively impacted by COVID-19. The shade structures are supporting public health by expanding opportunities for safe outdoor learning and recreation. To date, 43 shade structures have been constructed or retrofitted with this grant funding.

The Shade for Students Grant Program was originally authorized for $1,500,000 with a program end date of December 31, 2024. An additional $20,156 is requested for this program, and an extension through June 30, 2025, to meet unanticipated construction costs and permitting timelines among a limited number of grantees. All grant funding will be spent by the end of June 2025. Grantee expenditures to date are approximately $1,500,000.

Financial Impact

Funding for this program will not exceed $1,520,156. There is no impact to the General Fund. Funding is available through the City's allocation of ARPA funds from the federal government.

This item was adopted.

47 Request to Apply for and Accept Federal Fiscal Year 2024 Assistance to Firefighters Grant Program Funds (Ordinance S-51592) - Citywide

Request to authorize the City Manager, or his designee, to retroactively apply for, and accept, if awarded, up to $90,903 from Federal Fiscal Year (FFY) 2024 Assistance to Firefighters Grant (AFG) Program to fund wearable biometric devices and Peer Fitness Trainer Certifications. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item. If not approved, the grant, if awarded, would be turned down.

Summary

The AFG Program, administered through the Federal Emergency Management Agency (FEMA), is intended to help the nation's fire service by providing vital funds to local fire departments across the country. The primary goal of the program is to meet the firefighting and emergency response needs of fire departments, nonaffiliated emergency medical service organizations, and State Fire Training Academies. Since 2001,

AFG has helped firefighters and other first responders obtain critically needed equipment, protective gear, emergency vehicles, training, and other resources necessary to protect the public and emergency personnel from fire and related hazards.

Wearable Biometric Device Project

This Project will implement a program that would provide biometric technology for firefighters who face high-risk, physically intensive tasks in extremely hot conditions. The devices are designed to offer feedback on key health indicators directly related to heat stress, including pulse rate, core body temperature, and levels of physical exertion. Immediate access to critical health data will enable more effective monitoring and management of the risks associated with heat-related illnesses and injuries among firefighters. The total investment for this initiative is estimated at $75,903.

Peer Fitness Trainer (PFT) Program Certification

The PFT Certification Training Project will train and certify Fire Department members as Peer Fitness Trainers. The goal of this Project will be to certify PFTs who can then deliver health and wellness training within the Department. The funds will be utilized to train and certify 10 members as PFTs through the International Association of Fire Fighters F2T 101 course and 10 PFTs as Certified Nutrition Specialists. The total cost for this project is $15,000.

Since 2008, the Fire Department has received more than $7 million in AFG funding. These grants were used to purchase portable radios, thermal imaging cameras, Incident Safety Officer System Training, Automatic Chest Compression Devices, Peer Support Team Training and Physical Therapy Equipment Upgrades, Peer Fitness Instructor Training, and Fire Ground Survival Training and Equipment.

Contract Term

The Grant's Period of Performance is for two years and projected to begin on or around September 1, 2025.

Financial Impact

The Grant is anticipated to have a 15 percent required cost match of

approximately $11,856.91. Funds are available in the Fire Department's operating budget.

This item was adopted.

48 ARFF Fleet Inspection Services - IFB 22-010 - Amendment (Ordinance S-51566) - Citywide

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 155466 with Southern California Fleet Services, Inc. DBA Fleet Line Truck & Equipment Repair for an assignment to SVT Fleet, LLC dba SVT Fleet Solutions. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed, request to continue using Ordinance S-48037.

Summary

The Phoenix Fire Department’s Aviation District requires Aircraft Rescue and Fire Fighting (ARFF) fleet inspection by a third-party to assist with maintaining their Airport Operating certification under Title 14 of the Code of Federal Regulation (CFR) Part 139 through the Federal Aviation Administration (FAA). The maintenance and operations of the ARFF fleet are critical to the successful operations of the Phoenix Fire Department Aviation District. The FAA’s annual inspection of certificated airports includes the maintenance records and verification of vehicle operations in accordance with Title 14 of the CFR Part 139.

The ARFF fleet of six vehicles is unique, costly, and very specialized. An independent third-party inspection performed by a contractor specializing in ARFF apparatus ensures that it meets the standards set by the FAA and the Phoenix Fire Department Aviation District and that the ARFF fleet is adequately maintained.

Contract Term

The contract term remains unchanged, ending on November 2, 2026.

Financial Impact

The aggregate value of the contract will not exceed $108,000 and no additional funds are needed.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

ARFF Fleet Inspection Services-Contract 155466 (Ordinance S-48037) on October 27, 2021.

This item was adopted.

49 Helicopter Pilot Training and Certification - RFP 22-016 - Amendment (Ordinance S-51580) - Citywide

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 155642 with Delta Leasing, Inc. dba Quantum Helicopters for an assignment from Delta Leasing, Inc. dba Quantum Helicopters to Jets to Helis LLC dba Quantum Helicopters. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed, request to continue using Ordinance S-48141.

Summary

The Phoenix Police Department uses this contract for helicopter pilot training at a facility certified by the Federal Aviation Administration. This contract ensures that personnel receive adequate training to operate and maintain the fleet of helicopters, which will allow patrol support and airborne surveillance for the Department's bureaus and precincts. An amendment is needed to maintain continuous access to training and certificates.

Contract Term

The contract term remains unchanged, ending on December 31, 2026.

Financial Impact

The aggregate value of the contract will not exceed $800,000 and no additional funds are needed.

Concurrence/Previous Council Action

The City Council previously reviewed this request:
Helicopter Pilot Training and Certification Contract 155642 (Ordinance S-48141) on December 1, 2021.

This item was adopted.

50 Ammunition Products - State of Arizona Cooperative Contract - COOP 24-0470 - Request for Award (Ordinance S-51571) - Citywide

Request to authorize the City Manager, or his designee, to enter into

cooperative agreements with Diamondback Police Supply Co, Inc.; FX Tactical LLC; and Miwall Corporation to provide ammunition products for the Police Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the agreements will not exceed $2,387,500.

Summary

These agreements will provide ammunition products for use by the Phoenix Police Department Firearms Training Detail for training and duty ammunition products. The Department utilizes a wide variety of ammunitions product for varying types of firearms and training scenarios. Training at the Phoenix Regional Police Academy includes scenario-based training that requires training ammunition that mimics the accuracy and reliable functionality of duty ammunition.

The State of Arizona currently holds contracts CTR071169, CTR071171, and CTR071172 to provide ammunition products for their law enforcement units. The City of Phoenix Police Department will utilize these agreements for the purchase of training and duty ammunition.

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: Special Circumstances - Alternative Competition. The State of Arizona Statewide Ammunition contracts were awarded using a competitive process consistent with the City's procurement processes set forth in the Phoenix City Code, Chapter 43. These cooperative agreements are a procurement solution that offers competitive pricing by utilizing a percentage off of the manufacturer's retail price list across multiple manufacturers.

Contract Term

The agreements will begin on or about February 1, 2025, and continue through April 13, 2029, with one additional option year.

Financial Impact

The aggregate value of the agreements will not exceed $2,387,500, with the breakdown per fiscal year (FY) as follows:
FY 2024-2025 $477,500

FY 2025-2026 $477,500
FY 2026-2027 $477,500
FY 2027-2028 $477,500
FY 2028-2029 $477,500

Funding is available in the Police Department's budget.

This item was adopted.

51 Ammunition Products - State of Arizona Cooperative Contract CTR071170 - COOP 24-0470 - Request for Award (Ordinance S-51575) - Citywide

Request to authorize the City Manager, or his designee, to enter into a cooperative agreement with Dooley Enterprises, Inc. to provide ammunition products for the Police Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the agreement will not exceed $8,750,000.

Summary

This agreement will provide ammunition products for use by the Phoenix Police Department Firearms Training Detail for training and duty ammunition products. The Department utilizes a wide variety of ammunition products for varying types of firearms and training scenarios. Training at the Phoenix Regional Police Academy includes scenario-based training that requires training ammunition that mimics the accuracy and reliable functionality of duty ammunition.

The State of Arizona currently holds contract CTR071170 to provide ammunition products for its law enforcement units. The City of Phoenix Police Department will utilize this agreement for the purchase of training and duty ammunition.

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: Special Circumstances - Alternative Competition. The State of Arizona Statewide Ammunition Contract was awarded using a competitive process consistent with the City's procurement processes set forth in the Phoenix City Code, Chapter 43. This cooperative agreement is a procurement solution that offers competitive pricing by

utilizing a percentage off of the manufacturer's retail price list.

Contract Term
The agreement will begin on or about February 1, 2025 and will continue through April 13, 2025, with four one-year options to extend.

Financial Impact
The aggregate agreement value will not exceed $8,750,000, with the breakdown per fiscal year (FY) as follows:
FY 2024-2025 $1,750,000
FY 2025-2026 $1,750,000
FY 2026-2027 $1,750,000
FY 2027-2028 $1,750,000
FY 2028-2029 $1,750,000

Funding is available in the Police Department's budget.

This item was adopted.

52 Donation from Phoenix Police Foundation for Patrol Division Equipment (Ordinance S-51593) - Citywide

Request to authorize the City Manager, or his designee, to accept a donation from the Phoenix Police Foundation of up to $699,255 to purchase tools and equipment for the Phoenix Police Department (PPD) Patrol Divison. Further request authorization for the City Treasurer to accept all funds, and for the City Controller to disburse all funds related to this item.

Summary
The PPD Patrol Division was provided with a unique opportunity to purchase items that are intended to benefit the division on a daily basis, as well as protect the safety of community members. The Phoenix Police Foundation was approached by another foundation, which wanted to make a donation specifically to patrol after the line of duty death of Officer Zane Coolidge. PPD selected the following items as they would have the most impact on operations, as well as provide additional safety to officers and community members.

Protective Ballistic Shields
Patrol-ready ballistic shields to protect officers from handgun and rifle fire

while carrying out their daily duties. These shields also create a protective barrier for extracting victims, protecting innocent people, and allowing officers to enter a space that has the propensity for violence.

Key Management System

A 192-capacity key management system will be purchased for the Cactus Park Precinct. This system allows officers to check out keys for patrol vehicles and return them at the end of their shift. This will significantly reduce the number of lost keys and replacement costs, as well as extend the life of the fleet by distributing older and newer cars respectively. This system also allows vehicles to be available before the start of patrol shift, allowing for officers to quickly load up and be available for service without waiting at the precinct for the previous shift to return a patrol car. Putting this administrative system in the busiest police precinct will allow PPD to reap the benefits of the program and work on adding more key organizational systems to the rest of the Police Department, as funds become available.

Breaching Tools

A breaching tool allows patrol officers to make critical crisis entries to extricate victims, access incapacitated citizens, and/or subdue a subject engaging in active violence to prevent serious physical injury or death.

Mobile Fingerprint Scanners

Mobile fingerprint scanners will allow officers to accurately identify suspects in the field rather than transporting them to a precinct for identification purposes. This technology is also very effective in identifying remains of deceased persons, making notifications to next of kin possible, as well as increasing the effectiveness of a streamlined death investigation.

Telescoping Ladders

Telescoping portable ladders allow a vantage point to elevate an officer above a crime scene to help mitigate any potential threats to civilians and officers alike. These lightweight ladders are easily transported in patrol vehicles and can be quickly extended to reach elevated positions. These items can assist officers in accessing rooftops or reaching innocent citizens from areas that pose an inherent risk of injury or death.

Break and Rakes
Break and rake tools enable patrol officers to break through windows and safely clear glass during crisis entry situations. The podcut's durable design provides a versatile tool for rapid access in situations requiring both force and precision.

Item Breakdown
The donation will be broken down to purchase the following items, showing the quantities and total purchase prices.
Protective Ballistic Shields (60): $560,601
Key Management System (1): $35,376
Entry Rams (100): $35,000
Mobile Fingerprint Scanners (10): $30,408
Telescoping Ladders (70): $20,283
Break and Rakes (41): $17,587

The Phoenix Police Foundation is a 501(c)(3) charitable organization. The Foundation is committed to addressing unmet capital needs of the Police Department, providing financial assistance in crisis situations, and recognizing those who protect our community.

Financial Impact
The total amount to be donated for the purchase of the equipment and tools is $699,255.

This item was adopted.

53 (CONTINUED FROM DECEMBER 18, 2024) - Security Guard Services Contract - PTD24-007 - Request for Award (Ordinance S-51538) - Citywide

Request to authorize the City Manager, or his designee, to enter into a contract with American Guard Services, Inc., to provide security guard services for the Public Transit Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $20,000,000 over five years.

Summary
American Guard Services, Inc., will be responsible for providing trained and licensed security guards at the Public Transit Department's locations,

which currently include eight park-and-rides, four transit centers, three operating facilities, and the Public Transit downtown offices. Security guard services include dedicated staff and related equipment to perform regular site surveillance and monitoring, support City and transit personnel during emergency situations, identify and report safety and security incidents, and notify law enforcement of any observed illegal or unauthorized activities.

Procurement Information
A Request for Proposal was processed in accordance with City of Phoenix Administrative Regulation 3.10.

Eight vendors submitted proposals deemed responsive and responsible. An evaluation committee of qualified City staff evaluated those offers based on the following criteria, with a maximum possible point total of 1,000 points:

Method of Approach (300 points)
Qualifications and Experience (250 points)
Recruitment, Training, Retention (250 points)
Price Proposal (200 points)

After reaching consensus, the evaluation committee recommends award to the following vendor: American Guard Services, Inc.

Contract Term
The contract will begin on or about January 1, 2025, for a five-year term.

Financial Impact
The contract value will not exceed $20,000,000. Funding is available in the Public Transit Department's Operating budget.

This item was withdrawn.

54 (CONTINUED FROM DECEMBER 18, 2024) - Ordinance to Establish the Network Infrastructure Services License by Creating New Chapter 5D of the Phoenix City Code and to Establish an Effective Date (Ordinance G-7343) - Citywide

Request City Council approval to adopt an ordinance to establish the

Network Infrastructure Services License by creating a new Chapter 5D of the Phoenix City Code to allow for companies that desire to provide fiber-to-the-home services for high-speed internet access.

Summary

This proposed City Code amendment will provide the framework for the City to enter into licenses with companies that desire to sell fiber-to-the-home (FTTH) services for high-speed broadband internet access (500 Megabits to 1 Gigabit per second) to end-user customers. The target customers are mostly residential and some small businesses.

City Code currently does not have a specific chapter to allow network infrastructure services to be installed and operated in the right-of-way, and the creation of this code will enable the City to enter into Network Infrastructure Service Licenses with interested providers who desire to install fiber-optic cabling in the City's rights-of-way (ROW) and sell high-speed internet access to residential customers through a FTTH services network.

The new code section (**Attachment A**) will establish the framework for the license, the basis for the long-term agreement with these companies, and will outline the financial terms and payments that companies will remit to reimburse the City for services provided in the installation and operation of their networks, and a fee for the use of the ROW. The license will also outline the requirements for all work that is performed within the ROW and requires inspection and conformance with adopted City codes and requirements.

In 2022, the City of Mesa approved licenses for five companies to provide FTTH services for high-speed internet services. In 2023, the cities of Chandler and Gilbert approved similar licenses for the same purpose. During this time frame, representatives from AT&T, Google, BAM Broadband/Desert iNet and Zoom Tech Arizona approached City staff to outline their interest and present proposals to build a FTTH network in Phoenix. In 2024, Flying Bull Internet, LLC dba Novos Fiber also expressed an interest in providing network infrastructure services.

On July 1, 2024, the City Council approved Temporary Network Services Construction Licenses for BAM Broadband and Zoom Tech Arizona that

allows the companies to begin the permit submittal process and to commence construction until Chapter 5D is adopted and full-term licenses can be issued in early 2025.

Concurrence/Previous Council Action

On June 21, 2023, this matter was presented to the Transportation, Infrastructure and Planning (TIP) Subcommittee for information and discussion.

On June 20, 2024, this matter was presented to the TIP Subcommittee for information and discussion.

On November 20, 2024, the TIP Subcommittee unanimously approved this item.

Public Outreach

The Street Transportation Department met with various industry stakeholders between May 2022 through October 2024, with representatives of the network infrastructure service industry to discuss the new Code Chapter, applicable fees, and the City's proposed license requirements. Additionally, staff discussed the need to meet current City requirements that do not allow micro-trenching in the ROW and also the pavement restoration requirements for surface treatment. These requirements help mitigate negative driver/user experience while utilizing the ROW and ensure longevity of the asphalt. These are critical because the City has performed $200 million in pavement maintenance at the direction of the Mayor and City Council based upon resident concerns about the conditions of the City maintained streets over the last five years. Based on the feedback from these meetings and the June 21, 2023, TIP Subcommittee, the City adjusted the annual fees for use of the City’s right-of-way.

Google Fiber and Gigapower still have concerns about the three percent, six percent, and Annual Minimum Fee (AMF). However, their most significant concerns are that the City does not allow for micro-trenching and the requirement to comply with pavement restoration requirements. The City is working with Google Fiber to install a micro-trench pilot area to evaluate the impacts to the ROW. The City has offered Gigapower the opportunity to do a pilot installation that utilizes ground penetrating radar instead of traditional boring methods to locate existing utilities.

The Communication Workers of America (CWA) union provided an email with concerns about the quality of work performed by FTTH contractors in Minnesota and Texas. The CWA provided a list of work quality and labor standards that included ROW Contractor Transparency, ROW Contractor Training and Certifications, as well as Monitoring and Penalties. The City verifies that contractors provide proof of insurance and worker's compensation coverage and also verifies that the contractor is licensed with the Arizona Registrar of Contractors. The City inspects contractor work to ensure compliance with all City requirements and has the ability to limit or to stop work by a contractor that is not performing work safely or following City approved construction requirements.

Financial Impact

The new code section proposes a license fee based on a percentage of gross revenues from FTTH customers and an AMF based on the number of residential units passed for use of the City's ROW. In addition, the companies will reimburse the City for plan review and permits, inspections, ROW Management, and other fees for staff time that are directly related to the construction, operation, and repair of the facilities required for the FTTH networks. Staff lowered the upfront AMF from the initial $12 per home, down to $9 and now $6 for each residential unit passed before the three percent or six percent cost structure would become active. This was done because of industry concerns about the upfront installation costs due to not allowing micro-trenching and the pavement restoration requirements. This lower upfront AMF helps reduce upfront installation costs, and the City created a category for FTTH installation concurrent with new subdivision developments that does not require payment until at least 50 percent of the homes in a subdivision are sold.

On October 18, 2024, in accordance with A.R.S. 9-499.15 and City of Phoenix Administrative Regulations 1.98, the City posted on its website and social media page that the new fees in Chapter 5D will be on a City Council agenda on December 18, 2024, or later.

This item was continued to the March 26, 2025 City Council Formal Meeting.

55 Phoenix Sky Harbor International Airport Terminal 3 Recirculation Roadway Improvements - Design-Bid-Build Services - AV14000029 FAA (Ordinance S-51583) - District 8

Request to authorize the City Manager, or his designee, to accept Lincoln Constructors Inc. as the lowest-priced, responsive, and responsible bidder and to enter into an agreement with Lincoln Constructors Inc. for Design-Bid-Build Services for the Phoenix Sky Harbor International Airport Terminal 3 Recirculation Roadway Improvements Project. Further request to authorize the City Controller to disburse all funds related to this item. The fee for services will not exceed $1,078,663.

Summary

The purpose of this project is to alleviate recurring traffic congestion issues near the western end of Terminal 3 roadways.

Lincoln Constructors Inc.'s services include: civil, traffic, and electrical improvements, such as removing the stop condition from the inner westbound curb lanes at the west end of Terminal 3 on the south side; allowing for a merge condition from two inner curb lanes to one lane and then subsequently merge this one inner lane with two outer curb lanes; modifying striping on the north side of Terminal 3 at the west end to allow for two inner curb lanes entering from Sky Harbor Boulevard; adding additional pavement to allow for a safer merge of the turnaround traffic with the eastbound lanes along Sky Harbor Boulevard at the Terminal 2 turnaround; installing street lighting; and adding fencing and bollards to maintain safety from the updated traffic patterns.

The selection was made using an Invitation for Bids procurement process set forth in Section 34-201 of the Arizona Revised Statutes. Two bids were received on October 29, 2024, and were sent to the Equal Opportunity Department for review to determine subcontractor eligibility and contractor responsiveness in demonstrating responsiveness to Disadvantaged Business Enterprise (DBE) program requirements.

The Opinion of Probable Cost and the two lowest responsive, responsible bidders are listed below:

Opinion of Probable Cost: $988,871.50

Lincoln Constructors Inc.: $1,078,663
HAWK Contracting LLC: $1,474,747

The bid award amount is within the total budget for this project.

Contract Term
The term of the agreement is 210 calendar days from issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact
The agreement value for Lincoln Constructors Inc. will not exceed $1,078,663, including all subcontractor and reimbursable costs.

This project will utilize federal funds and is subject to the requirements of 49 Code of Federal Regulations Part 26 and the U.S. Department of Transportation DBE Program. Funding is available in the Aviation Department's Capital Improvement Program budget. The Budget and Research Department will separately review and approve funding availability prior to execution of any amendments. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Location
3400 E. Sky Harbor Boulevard
Council District: 8

This item was adopted.

56 New Lease Agreement with Arizona State Lottery at Phoenix Sky Harbor International Airport (Ordinance S-51587) - District 8

Request to authorize the City Manager, or his designee, to enter into a lease agreement with the State of Arizona by and through the Arizona State Lottery for the sale of lottery tickets at Phoenix Sky Harbor International Airport (PHX).

Summary
Since December 2015, Arizona State Lottery has leased space in

Terminal 4 under Airport Lease Agreement 141902 (Lease) to operate a pre-security retail counter location for lottery ticket sales. In September 2020, the Lease with Arizona State Lottery was amended to expand its presence in Terminal 4 by adding additional lottery vending kiosks in post-security locations, adjusting the net rent revenue structure to percentage of sales generated by lottery counter and vending locations, and extending the term of the Lease to expire on December 31, 2024.

Arizona State Lottery desires to enter into a new lease agreement to continue offering lottery product sales opportunities through modern, tech-friendly vending equipment and expanding lottery vending sales locations, which may include Terminal 3 and the Rental Car Center at PHX. Since the Arizona State Lottery is the State-operated entity with the exclusive rights to provide and authorize the sale of lottery products, the Aviation Department will enter the new lease under a determination in accordance with the Phoenix Procurement Code and Administrative Regulation 3.10.

Contract Term

The three-year term of the new lease will begin on or about January 1, 2025, and the lease will contain four one-year options to extend the term at the sole discretion of the Aviation Director.

Financial Impact

Arizona State Lottery will pay percentage rent equal to eight percent of gross sales generated by lottery tickets sold at PHX. According to Arizona Revised Statutes section 5-555(A)(4), eight percent is the maximum payment compensation percentage to licensed sales location for lottery tickets sold. The estimated annual revenue to the City is $144,000 and will result in approximately $1,008,000 over the seven-year aggregate term of the lease.

Concurrence/Previous Council Action

The Phoenix Aviation Advisory Board recommended approval of this item on November 21, 2024, by a vote of 5-0.
The Transportation, Infrastructure and Planning Subcommittee recommended approval of this item on December 18, 2024 by a vote of 3-0.

Location
Phoenix Sky Harbor International Airport, 2485 E. Buckeye Road
Council District: 8

This item was adopted.

57 West Transit Facility Fixed Route Bus Service - Request for Contract Award (Ordinance S-51589) - Citywide

Request to authorize the City Manager, or his designee, to enter into an agreement with First Transit, Inc. (a wholly owned subsidiary of Transdev Services, Inc.) for the management and operation of fixed route bus service for the City's West Transit Facility. Further request to authorize the City Controller to disburse all funds related to this item. The total cost of the agreement will not exceed $626,785,658.

Summary
This contract is for management and operation of the fixed route bus service operating from the Public Transit Department's (PTD) West Transit Facility, located at 405 N. 79th Avenue. There are 170 vehicles located at the West Transit Facility, which are used to provide service for one neighborhood circulator route and 11 local bus routes throughout the region. The service accounts for 546,000 service miles a month, which is about 30 percent of Phoenix's local bus service. The routes also account for over one million regional passenger boardings per month.

First Transit, Inc., which was purchased by Transdev Services, Inc. in 2023, currently provides fixed route bus service from the West Transit Facility. Transdev Services also provides fixed route bus service from the City's North and South facilities. The company currently employs 560 local staff at the West Transit Facility and 990 at the other two facilities. Services from all locations were competitively procured to meet Federal Transit Administration (FTA) requirements and are contracted under separate agreements with different start and expiration dates.

Under this contract, First Transit is committed to build on their ongoing relationships within the community, including support and partnerships with Arizona veterans' organizations, Phoenix Union High School District, Chicanos Por La Causa, Opportunities Industrialization Center, and St. Vincent de Paul. In addition, First Transit partners with local

disadvantaged business enterprises (DBEs) to fulfill the company's commitment to the City.

Procurement Information
A Request for Proposals, PTD24-005, was processed in accordance with City of Phoenix Administrative Regulation 3.10.

Two vendors submitted proposals and both were deemed responsive and responsible. An evaluation committee of City staff and staff from the City of Avondale, which purchases fixed route service from the City, evaluated offers based on the following criteria, with a maximum possible point total of 1,000:

Method of Approach (275 points)
Management Structure and Personnel (225 points)
Corporate Experience and Past Performance (100 points)
Facilities Experience (100 points)
Price Proposal (300 points)

The evaluation panel recommends contract award to First Transit, Inc. based on the following scoring:

First Transit, Inc.: 883 points
MV Public Transportation, Inc.: 751 points

Contract Term
The contract will be for a five-year term, beginning on or about July 1, 2025, with a two-year option to extend at the City's sole discretion. In addition, if the City deems it necessary, the City may extend the initial term or the option term on a month-to-month basis for up to six months.

Financial Impact
The total aggregate contract value will not exceed $626,785,658. Funds are available in the Public Transit Department's budget.

Concurrence/Previous Council Action
This item was recommended for approval at the:
Citizens Transportation Commission meeting on December 5, 2024, by a

vote of 8-0.

Transportation, Infrastructure and Planning Subcommittee meeting on December 18, 2024, by a vote of 3-0.

This item was adopted.

58 Apply for Arizona Department of Transportation Off-System Bridge Program Call for Projects through Maricopa Association of Governments for Federal Fiscal Year 2025-26 - Federal Bipartisan Infrastructure Law Funding (Ordinance S-51567) - District 6

Request to retroactively authorize the City Manager, or his designee, to apply for, accept and, if awarded, enter into an agreement for disbursement of Federal funding from the Maricopa Association of Governments (MAG) through the Fiscal Year 2025-26 Call for Projects for the Arizona Department of Transportation (ADOT) Off-System Bridge Program: Bridge Formula Program (OSB:BFP) grant opportunity. Further request an exemption from the indemnification prohibition set forth in the Phoenix City Code Section 42-18 for a governmental entity pursuant to Phoenix City Code Section 42-20. Additionally request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. Funding for these grant opportunities are available through the Federal Bipartisan Infrastructure Law and other sources. The total grant funds applied for will not exceed $2,184,549, and the City would have no local match requirement.

Summary

On October 23, 2024, MAG announced a call for projects for the ADOT OSB:BFP. The purpose of the ADOT OSB:BFP is to fund the design and construction for replacement, rehabilitation, preservation and protection of roadway bridges over waterways, railroads, canals, and other roadways or topographic barriers, other roadways, and railroads and canals for bridges specifically not on the Federal-aid highway system, which means bridges over local roads or minor rural collectors.

The ADOT OSB Program consists of funding from multiple sources and the Street Transportation Department has submitted an application for ADOT OSB:BFP funding, which requires no local match for awards. This opportunity utilizes funding from the Federal Bipartisan Infrastructure Law, which can be used for replacement, rehabilitation and/or strengthening a bridge in either poor or fair condition having a load

capacity rating that requires the bridge to be posted for weight restrictions based on the National Bridge Inspection Standards. Funding can also be used for preservation, prevention maintenance, or protection measures. Awards can be used for both design and construction phases.

The City of Phoenix is requesting funding to rehabilitate Dry Wash RCB 07742 at Warpaint Drive. The objective of this project is to improve the condition rating of the structure, extend the anticipated design life of the structure, mitigate recurring maintenance issues, and strengthen the structure.

Financial Impact

The estimated total cost for the project is approximately $2,184,549. The maximum Federal participation rate is 100 percent, with a minimum local match of zero percent. If awarded, the Federal match would not exceed $2,184,549 and the City would have no local match requirement.

Potential grant funding received is available through the Federal Bipartisan Infrastructure Law, from MAG through the Fiscal Year 2025-26 Call for Projects for the ADOT OSB:BFP grant opportunity.

Location

Council District: 6

This item was adopted.

59 Apply for U.S. Department of Transportation Low-Carbon Transportation Materials Program Grant Opportunity for Federal Fiscal Year 2021-22 - Federal Inflation Reduction Act Funding (Ordinance S-51574) - Citywide

Request to retroactively authorize the City Manager, or his designee, to apply for, accept, and if awarded, enter into an agreement for disbursement of Federal funding from the U.S. Department of Transportation (USDOT) through the Low-Carbon Transportation Materials (LCTM) Program for Federal Fiscal Year (FFY) 2021-22. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. Funding for this grant opportunity is available through the Federal Inflation Reduction Act. The total grant funds applied for will not exceed $13 million, and there is no

local match required.

Summary

The LCTM Program is a funding initiative under the Biden-Harris administration's Federal Inflation Reduction Act, Federal Buy Clean Initiative, which aims to catalyze clean energy industries and jobs. The USDOT announced a Notice of Funding Opportunity (NOFO) on August 27, 2024, with over $800 million available. The grant deadline was November 25, 2024. If awarded, all funds must be obligated by September 30, 2026, and expended by September 30, 2031, with a performance period of one to six years.

The City will undertake several initiatives, including developing an Environmental Product Declaration (EPD) program to quantify carbon emissions. The City will evaluate the opportunity to implement low-carbon materials on upcoming capital improvement projects and look for opportunities to update contract and administrative requirements and establish a quality assurance plan with post-construction monitoring. The City will also pursue the opportunity to establish a framework for identifying or incentivizing low-carbon materials, research new material and products to pilot or test on Phoenix roadways and purchase new material lab equipment to better test and evaluate the benefit of low carbon materials. The proposed LCTM program aims to reduce carbon emissions and enhance the sustainability and resilience of the Phoenix’s transportation network. If awarded, City staff will also look for opportunities to continue partnering with local universities and industry on this low-carbon transportation materials initiative.

Financial Impact

The estimated total incremental cost of the project is approximately $13 million. The maximum Federal participation rate is 100 percent of incremental costs, with no local match requirement. If awarded, the Federal match would not exceed $13 million (100 percent of incremental costs), with no local match requirement.

Potential grant funding received is available through the Federal Inflation Reduction Act, from USDOT through the FFY 2021-22 LCTM Program grant opportunity.

This item was adopted.

60 Intergovernmental Agreement with Arizona Department of Transportation for Roadway, Lighting, and Sidewalk Improvements on 7th Street, North and South of Interstate 10, Elliot Road, Warner Road, Ray Road and Chandler Boulevard to be Abandoned to the City of Phoenix (Ordinance S-51576) - Districts 6 & 8

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement with the Arizona Department of Transportation to define the abandonment of ownership, jurisdiction, and maintenance responsibilities for the new improvements to the roadway, lighting, and sidewalks on 7th Street, north and south of Interstate 10 (I-10), Elliot Road, Warner Road, Ray Road, and Chandler Boulevard that will be abandoned to the City of Phoenix. Further request the City Council to grant an exception pursuant to Phoenix City Code Section 42-20 to authorize indemnification and assumption of liability provisions that otherwise would be prohibited by Phoenix City Code Section 42-18.

Summary

The project includes mill and overlay, Americans with Disabilities Act ramp upgrades, and additional lighting on 7th Street, north and south of I-10, Elliot Road, Warner Road, Ray Road, and Chandler Boulevard; see **Attachment A**. After City final acceptance of the project improvements, the rights of way will be abandoned to the City.

Contract Term

The terms, conditions, and provisions of this Agreement shall remain in full force and effect until completion of the Project. Any obligations of maintenance hereunder shall remain perpetual and shall survive any termination hereof and the assignment or assumption of this Agreement or the Project by another competent jurisdiction or entity.

Financial Impact

There is no financial impact to the City of Phoenix.

Location

7th Street, north and south of I-10, Elliot Road, Warner Road, Ray Road, and Chandler Boulevard.

Council Districts: 6 and 8

This item was adopted.

61 Hohokam Drainage Program 1 - Engineering Services - ST83140137, ST83140139, ST83140142 and ST83140143 (General Obligation Bond) (Ordinance S-51568) - District 8

Request to authorize the City Manager, or his designee, to enter into an agreement with Kimley-Horn and Associates, Inc. to provide Engineering Services that include design and possible construction administration and inspection services for the General Obligation Bond funded Hohokam Drainage Program 1 Project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed $1,796,936.79.

Additionally, request to authorize the City Manager, or his designee, to take all action as may be necessary or appropriate and to execute all design and construction agreements, licenses, permits, and requests for utility services related to the development, design, and construction of the project. Such utility services include, but are not limited to: electrical, water, sewer, natural gas, telecommunication, cable television, and railroads and other modes of transportation. Further request the City Council to grant an exception to Phoenix City Code 42-20 to authorize inclusion in the documents pertaining to this transaction of indemnification and assumption of liability provisions that otherwise should be prohibited by Phoenix City Code 42-18. This authorization excludes any transaction involving an interest in real property.

Summary

The purpose of this project is to implement comprehensive storm water management solutions across multiple sites within the City. Program 1 will provide these services at four separate locations: 12th Street to 14th Street - Ardmore Road and Highline Canal; 16th Street and Ardmore Road Basin 1; 14th Street to 15th Street - Ardmore Road and Dobbins Road; and South Mountain Avenue - 14th Street to 17th Way.

Kimley-Horn and Associates, Inc.'s services include, but are not limited to: update hydrologic and hydraulic analysis to confirm size of proposed

storm drains; collect topographic, utility and geotechnical information to aid in the design of new storm drain; develop construction documents for project limits, including plans, specifications, and cost estimates; assist the City in community public outreach and stakeholder engagement; support the City's utility coordination efforts that include utility designation and potholing, identifying necessary right-of-way for project, and preparing necessary right-of-way documents; and perform other tasks as determined by the project needs.

Procurement Information
The selection was made using a qualifications-based selection process set forth in section 34-603 of the Arizona Revised Statutes (A.R.S.). In accordance with A.R.S. section 34-603(H), the City may not publicly release information on proposals received or the scoring results until an agreement is awarded. Five firms submitted proposals and are listed below.

Selected Firm
Rank 1: Kimley-Horn and Associates, Inc.

Additional Proposers
Rank 2: AECOM Technical Services, Inc.
Rank 3: Wilson & Company, Inc., Engineers & Architects
Rank 4: Wood, Patel & Associates, Inc.
Rank 5: Ardurra Group, Inc.

Contract Term
The term of the agreement is five years from the issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact
The agreement value for Kimley-Horn and Associates, Inc. will not exceed $1,796,936.79, including all subconsultant and reimbursable costs. Funding is available in the Street Transportation Department's Capital Improvement Program budget. The Budget and Research

Department will separately review and approve funding availability prior to execution of any amendments. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Public Outreach
Kimley-Horn and Associates, Inc. will work with the City of Phoenix Public Outreach firm on public engagement.

Location
12th Street to 14th Street - Ardmore Road and Highline Road; 16th Street and Ardmore Road Basin 1; 14th Street to 15th Street - Ardmore Road and Dobbins Road; South Mountain Avenue - 14th Street to 17th Way.
Council District: 8

This item was adopted.

62 Telecommunications Services, Private Line Services and Interstate Telecommunications Services License with Summit Infrastructure Group, LLC (Ordinance S-51584) - Citywide

Request to authorize the City Manager, or his designee, to execute a non-exclusive, revocable license with Summit Infrastructure Group, LLC to construct, install, operate, maintain, and use the public highways in the City of Phoenix in order to provide telecommunications services and interstate telecommunications services in, under, over, and across public rights-of-way in the City, subject to the terms and conditions contained in the license and Phoenix City Code. Further request to authorize the City Treasurer to accept all funds related to this item. Additionally request that the Licensee sign the license within 60 days of Council action, or this authorization will expire.

Summary
Summit Infrastructure Group, LLC is a telecommunications company that desires to construct, install, operate, maintain, and use the public highways in the City of Phoenix in order to provide telecommunications services and interstate telecommunications services in, under, over, and across public rights-of-way in the City. The license will be for a five-year period, with an option for a one-time five-year renewal, contain appropriate insurance and indemnification provisions, require a

performance bond and a security fund, provide for terms of transfer and revocation, and provide for compensation for the commercial use of public rights-of-way while permitting the City to manage the rights-of-way.

Contract Term

The request is for a five-year Telecommunications Services, Private Line Services, and Interstate Telecommunications Services License with an option for a one-time five-year renewal.

Financial Impact

There is no financial impact to the City. Licensee will pay an annual fee based on a formula using linear footage and the Consumer Price Index.

This item was adopted.

64 Intergovernmental Agreement with the City of Glendale for the Installation, Operation, and Maintenance of a Traffic Signal on 51st Avenue and Union Hills Drive (Ordinance S-51594) - District 1

Request authorization for the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the City of Glendale for the City of Phoenix to design, install, and maintain an upgraded traffic signal at 51st Avenue and Union Hills Drive.

Summary

The City of Phoenix Street Transportation Department seeks to collaborate with the City of Glendale to upgrade the traffic signal at 51st Avenue and Union Hills Drive. The upgrade will enhance safety by introducing flashing yellow arrows and a positive offset for improved visibility during left turns. This intersection is part of a larger Phoenix project involving five intersections, funded through the Highway Safety Improvement Program (HSIP). Phoenix staff and consultants are responsible for the project's design, construction, and maintenance.

The intersection of 51st Avenue and Union Hills Drive, located at the boundary between the City of Phoenix and the City of Glendale, is currently operated and maintained by the City of Phoenix. The east, north, and south approaches are within the City of Phoenix's jurisdiction, while the west approach is in the City of Glendale's jurisdiction. The intersection has seen a higher volume of crashes. Both current and future traffic signal equipment at the intersection will be owned, operated, and

maintained by the City of Phoenix.

The purpose of this IGA is to identify and define the design, construction, maintenance, and funding responsibilities of the City of Phoenix and the City of Glendale.

Contract Term
The agreement will be effective on the date it is executed by all the governing organizations and shall remain in effect for 30 years.

Financial Impact
There is no financial impact to this agreement.

Location
51st Avenue and Union Hills Drive
Council District: 1

This item was adopted.

65 Small Engine Repair and Maintenance - IFB-2425-WDD-662 - Request for Award (Ordinance S-51565) - Citywide

Request to authorize the City Manager, or his designee, to enter into contracts with Palmerosa Enterprises, Inc. and Superior Cleaning Equipment, Inc. to provide small engine repair and maintenance for the Water Services Department (WSD). Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed $450,000.

Summary
This contract will provide repairs to small engines, on an as-needed basis, allowing WSD to obtain repairs from authorized repair shops. This service will extend engine life and allow necessary maintenance to keep the machines running to the highest standards for efficiency and safety.

Procurement Information
An Invitation for Bid procurement was processed in accordance with City of Phoenix Administrative Regulation 3.10.

Two vendors submitted bids deemed to be responsive to posted specifications and responsible to provide the required goods and

services. Following an evaluation based on price, the procurement officer recommends award to the following vendors:

Selected Bidders
Palmerosa Enterprises, Inc.: $450 (hourly rate)
Superior Cleaning Equipment, Inc.: $338 (hourly rate)

Contract Term
The contracts will begin on or about January 1, 2025, for a five-year term with no options to extend.

Financial Impact
The aggregate value of the contracts will not exceed $450,000.

Funding is available in the Water Services Department Operating budget.

This item was adopted.

66 Sheet and Bulk Molded Compound Meter Boxes - IFB-2425-WMD-633 - Request for Award (Ordinance S-51578) - Citywide

Request to authorize the City Manager, or his designee, to enter into agreements with Fortiline, Inc.dba Fortiline Waterworks and Ferguson Enterprises, LLC to provide sheet and bulk molded compound meter boxes for the Water Services Department (WSD). Further request to authorize the City Controller to disburse all funds related to this item. The total value of the agreements will not exceed $3,000,000.

Summary
This agreement will provide WSD with the ability to purchase sheet and bulk molded compound meter boxes on an as-needed basis. The WSD uses various meter boxes and covers to protect customer meters throughout the City. WSD requires that there is a supply of sheet and bulk molded compound meter boxes on hand for repair and new installation to provide excellent customer service.

Procurement Information
An Invitation for Bid procurement was processed in accordance with City of Phoenix Administrative Regulation 3.10.

Three vendors submitted bids deemed to be responsive to posted specifications and responsible to provide the required goods and services. Following an evaluation based on price, the procurement officer recommends award to the following vendors:

Selected Bidders
Ferguson Enterprises, LLC: $206,329.50 (annually)
Fortiline, Inc. dba Fortiline Waterworks $214,024.72 (annually)

Additional Bidders
Core and Main LP

Contract Term
The contracts will begin on or about February 1, 2025, for a five-year term with no options to extend.

Financial Impact
The aggregate contracts value will not exceed 3,000,000.

Funding is available in the Water Services Department Operating budget.

This item was adopted.

67 Abandonment of Right-of-Way - ABND 200552 - North of Exeter Boulevard and 57th Way (Resolution 22271) - District 6

Abandonment: 200552
Project: 19-1216
Applicant: Nathan Cottrell
Request: To abandon 57th Way right-of-way, adjacent to 5730 and 5740 E. Exeter Boulevard and 4330 and 4333 N. 57th Way.
Date of Hearing: November 5, 2020

Location
Generally located north of Exeter Boulevard and 57th Way
Council District: 6

Financial Impact
A fee was also collected as part of this abandonment in the amount of $2,530.

This item was adopted.

68 **Abandonment of Right-of-Way - ABND 240023 - 7825 S. 36th Street (Resolution 22274) - District 8**

Abandonment: 240023
Project: 23-1343
Applicant: Porchlight Homes
Request: To abandon a 25 foot wide right-of-way that totals 3,211 square feet.
Date of Hearing: June 13, 2024

Location
Generally located between 7833 S. 36th Street and the parcel immediately west of Assessor Parcel Number 301-23-003C
Council District: 8

Financial Impact
A fee was also collected as part of this abandonment in the amount of $771.

This item was adopted.

69 **Approval of Phil Gordon Threatened Building Grant - George H. and Mabel M. Lutgerding Residence - 303 W. Willetta Street (Ordinance S-51591) - District 7**

This report requests the City Manager, or his designee, to enter into the necessary agreements and conveyances with John and Criselda Sweet related to a Phil Gordon Threatened Building Grant of up to $199,500 to assist with the rehabilitation of the historically designated George H. and Mabel M. Lutgerding Residence located at 303 W. Willetta Street. Further request for the City Controller to disburse all funds related to this item.

Summary
Located at the southwest corner of 3rd Avenue and Willetta Street, the Lutgerding Residence was constructed circa 1912. The property was listed in the National Register of Historic Places as a contributor to the Kenilworth Historic District in 1983 and listed in the Phoenix Historic Property Register as part of the Roosevelt District in 1986. The property is a significant example of Tudor Revival-style architecture designed by prominent Phoenix architect Leighton G. Knipe and was acknowledged as individually eligible for historic designation should certain non-historic

modifications to the property be reversed.

During the Great Depression and World War II, the home was used as a boarding house, and in 1971, it became a group home. A number of modifications were made to the building to increase and divide space to accommodate this use, including additions to the front and side elevations.

The current property owners, John and Criselda Sweet, purchased the home in September of 2024 with the intention of converting the property back to single family use and reversing a number of the prior modifications. The owners submitted a threatened building grant application on October 9, 2024. The owners are seeking funding assistance for the following eligible work items:

1. Installation of new period-appropriate diamond-paned windows;
2. Repair and restoration of original windows where present;
3. Replacement of exterior doors to match originals;
4. Full roof replacement on main structure;
5. Repair/replacement of half-timbering on gable ends;
6. Various brick repairs;
7. Demolition of non-historic additions and restoration of front facade;
8. Replacement of missing section of front porch wall; and
9. Various stucco repairs.

The cost of the entire rehabilitation project is estimated at $600,000.

Staff recommends allocating the use of $199,500 in available Phil Gordon Threatened Building Grant funds for this project.

If approved, the grant funds will be disbursed to the applicant on a reimbursement basis. The applicant will be required to provide evidence of a dollar-for-dollar match.

Financial Impact

The requested amount is $199,500. In exchange for the grant funds, the City will receive a 30-year conservation easement. The easement will require that the property be preserved and that it be insured and

maintained in good repair once rehabilitation is completed. Funding is available in the Department's General Fund budget.

Concurrence

The Historic Preservation Commission recommended approval of this item on October 21, 2024, by a 6-0 vote.

The Transportation, Infrastructure and Planning Subcommittee recommended approval of this item on December 18, 2024, by a 3-0 vote.

Location

303 W. Willetta Street
Council District: 7

This item was adopted.

70 Amend City Code - Official Supplementary Zoning Map 1274 (Ordinance G-7344) - District 6

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1274. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-116-R-81 and the entitlements are fully vested.

Summary

To rezone a parcel located approximately 335 feet south of the southwest corner of the I-10 Freeway and Baseline Road
Application No.: Z-116-R-81
Zoning: PUD PCD
Owner: Arizona Grand Resort, LLC, et al.
Acreage: 60.70

Location

Located approximately 335 feet south of the southwest corner of the I-10 Freeway and Baseline Road
Address: 8000 S. Arizona Grand Parkway, et al.
Council District: 6

This item was adopted.

71 Amend City Code - Ordinance Adoption - Rezoning Application

Z-69-24-7 - Approximately 1,440 Feet West of the Southwest Corner of 51st Avenue and Broadway Road (Ordinance G-7347) - District 7

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-69-24-7 and rezone the site from County RU-43 (Pending S-1) (One Acre Per Dwelling Unit, Pending Ranch or Farm Residence) to A-1 (Light Industrial District) to allow retention for adjacent A-1 and CP/GCP uses.

Summary

Current Zoning: County RU-43 (Pending S-1)
Proposed Zoning: A-1
Acreage: 3.66
Proposed Use: Retention for adjacent A-1 and CP/GCP uses

Owner: Fisher Sand and Gravel Co
Applicant: Fisher Sand and Gravel Co
Representative: Adam Baugh, Withey Morris Baugh P.L.C.

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Estrella Village Planning Committee was scheduled to hear this item on November 19, 2024, for recommendation; however, there was no quorum.
PC Action: The Planning Commission heard this item on December 5, 2024, and recommended approval, per the staff recommendation, by a vote of 8-0.

Location

Approximately 1,440 feet west of the southwest corner of 51st Avenue and Broadway Road
Council District: 7
Parcel Address: N/A

This item was adopted.

72 **Amend City Code - Ordinance Adoption - Rezoning Application PHO-1-24--Z-74-15-7 - Approximately 358 Feet East of the Southeast Corner of 83rd Avenue and Lower Buckeye Road (Ordinance G-7348) - District 7**

Request to authorize the City Manager, or his designee, to approve the

Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on November 20, 2024.

Summary
Application: PHO-1-24--Z-74-15-7
Existing Zoning: C-2
Acreage: 7.04

Owner: Crossroad Commons, LLC
Applicant: Cassandra Ayres, Berry Riddell LLC
Representative: Cassandra Ayres, Berry Riddell LLC

Proposal:
1. Request to modify Stipulation 1 regarding general conformance with the site plan date stamped January 11, 2016, and elevations date stamped November 18, 2015.
2. Request to delete Stipulation 2 regarding minimum landscape setback along the south property line.

VPC Action: The Estrella Village Planning Committee was scheduled to hear this request on November 19, 2024, but did not have a quorum.
PHO Action: The Planning Hearing Officer recommended approval with a modification and an additional stipulation.

Location
Approximately 358 feet east of the southeast corner of 83rd Avenue and Lower Buckeye Road
Council District: 7
Parcel Address: 8259 W. Lower Buckeye Road

This item was adopted.

73 Modification of Stipulation Request for Ratification of November 20, 2024, Planning Hearing Officer Action - PHO-2-24--Z-21-02-7 - Southeast Corner of 83rd Avenue and Lower Buckeye Road - District 7

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on

November 20, 2024. This ratification requires formal action only.

Summary

Application: PHO-2-24--Z-21-02-7
Existing Zoning: C-1
Acreage: 2.71

Owner: Crossroad Commons, LLC
Applicant: Cassandra Ayres, Berry Riddell LLC
Representative: Cassandra Ayres, Berry Riddell LLC

Proposal:
1. Request to modify Stipulation 1 regarding general conformance to the site plan date stamped July 1, 2016.
2. Request to modify Stipulation 3 regarding compatible elevations date stamped July 1, 2016.
3. Request to modify Stipulation 6 regarding an eight-foot wide multi-purpose trail along Lower Buckeye Road.

VPC Action: The Estrella Village Planning Committee was scheduled to hear this request on November 19, 2024, but did not have a quorum.
PHO Action: The Planning Hearing Officer recommended approval with a modification and an additional stipulation.

Location

Southeast corner of 83rd Avenue and Lower Buckeye Road
Council District: 7
Parcel Address: 8275 W. Lower Buckeye Road

This item was approved.

74 **Amend City Code - Ordinance Adoption - Rezoning Application Z-22-24-8 (40th Street PUD) - Southeast Corner of 40th Street and McDowell Road (Ordinance G-7346) - District 8**

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-22-24-8 and rezone the site from R1-6 (Single-Family Residence District) to PUD (Planned Unit Development) to allow multifamily residential.

Summary

Current Zoning: R1-6
Proposed Zoning: PUD
Acreage: 2.25
Proposal: Multifamily residential

Owner/Applicant: 40 McDowell, LLC c/o Yasser Elshair
Representative: Benjamin Graff, Quarles & Brady, LLP

Staff Recommendation: Approval subject to stipulations.
VPC Info: The Camelback East Village Planning Committee heard this case on April 2, 2024, for information only.
VPC Action: The Camelback East Village Planning Committee heard this case on November 12, 2024, and recommended approval, per the staff recommendation, with an additional stipulation, by a vote of 10-4.
PC Action: The Planning Commission heard this case on December 5, 2024, and recommended approval, per the staff memo dated December 4, 2024, by a vote of 8-0.

Location
Southeast corner of 40th Street and McDowell Road
Council District: 8
Parcel Address: 1515 N. 40th Street

This item was adopted.

75 Amend City Code - Ordinance Adoption - Rezoning Application Z-131-24-8 - Northeast Corner of 18th Street and Villa Street (Ordinance G-7345) - District 8

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-131-24-8 and rezone the site from WU Code T4:3 EG (Walkable Urban Code, Transect 4:3 District, Transit Eastlake-Garfield Character Area) to WU Code T5:5 EG (Walkable Urban Code, Transect 5:5 District, Transit Eastlake-Garfield Character Area) to allow community commercial uses.

Summary
Current Zoning: WU Code T4:3 EG
Proposed Zoning: WU Code T5:5 EG
Acreage: 1.57

Proposal: Community commercial uses

Owner: City of Phoenix, Housing Department
Applicant: City of Phoenix, Planning Commission
Representative: Manjula Vaz, Gammage & Burnham, P.L.C.

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Central City Village Planning Committee heard this item on November 18, 2024, and recommended approval, per the staff recommendation, by a vote of 9-0.
PC Action: The Planning Commission heard this item on December 5, 2024, and recommended approval, per the Central City Village Planning Committee recommendation, by a vote of 8-0.

Location
Northeast corner of 18th Street and Villa Street
Council District: 8
Parcel Address: 705 and 713 N. 18th Street, 1810 E. Villa Street, and 1805 E. McKinley Street

This item was adopted.

76 **Modification of Stipulation Request for Ratification of November 20, 2024, Planning Hearing Officer Action - PHO-2-24--Z-120-03-7(8) - Approximately 315 Feet West of the Northwest Corner of 51st Avenue and Dobbins Road - District 8**

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on November 20, 2024. This ratification requires formal action only.

Summary
Application: PHO-2-24--Z-120-03-7(8)
Existing Zoning: S-1 (Approved C-1)
Acreage: 1.14

Owner: Pacific Western Holdings, LLC
Applicant: Rutuja Dhuru, CVP - Dobbins SB, LLC
Representative: Rutuja Dhuru, CVP - Dobbins SB, LLC

Proposal:
Request to modify Stipulation 1 regarding general conformance to the site plan and elevations date stamped February 3, 2004.

VPC Action: The Laveen Village Planning Committee reviewed the request on October 21, 2024, and recommended approval with an additional stipulation, by a vote of 6-3.
PHO Action: The Planning Hearing Officer recommended approval with a modification.

Location
Approximately 315 feet west of the northwest corner of 51st Avenue and Dobbins Road
Council District: 8
Parcel Address: 9170 S. 51st Avenue

This item was approved.

30 Selection of Vice Mayor - Citywide

Request to permit the City Council to select one of its members to serve as Vice Mayor, until such time of another Vice Mayor selection, pursuant to Phoenix City Charter IV, section 3. Rule 7(c) of the Rules of Council Proceedings states that "The Council shall select a new Vice Mayor once each calendar year at the first Formal meeting in January or at the next regularly scheduled meeting after a Vice Mayor vacancy occurs."

Discussion

Vice Mayor Stark nominated Councilwoman O'Brien as Vice Mayor.

Mayor Gallego seconded the nomination.

Mayor Gallego recognized Vice Mayor Stark for doing an incredible job in her role, especially making sure City streets were safer. Mayor Gallego conveyed Vice Mayor Stark was Chair of the Transportation, Infrastructure and Planning Subcommittee where she focused on the safety of drivers and pedestrians with regard to the transportation policy. Mayor Gallego expressed her appreciation for Vice Mayor Stark chairing the strategic work group on accessibility in City operations. Mayor Gallego mentioned numerous occasions when Vice Mayor Stark showed

her level of commitment and congratulated her achievements.

Vice Mayor Stark expressed she was excited to step down as family issues arose. She recognized her colleagues and their great work, noting her legacy was to help constituents solve their problems.

Councilwoman O'Brien thanked Vice Mayor Stark as she was a great mentor when running for office. Councilwoman O'Brien also thanked Vice Mayor Stark for her hard work in her district and throughout the City.

Councilwoman Hodge Washington thanked Vice Mayor Stark for her work and assistance with Planning issues. Councilwoman Hodge Washington recognized Vice Mayor Stark's commitment to the community, even with family issues the past couple months.

Councilman Robinson stated Vice Mayor Stark lead by example and appreciated the opportunity to learn from her.

Councilman Galindo-Elvira expressed he was grateful for Vice Mayor Stark's straight talk and compassion for her constituents and colleagues.

Councilman Waring remarked he worked a lot with Vice Mayor Stark as they shared a district border. He recalled when she worked for the City so he saw her in two career facets, noting she was the hardest working public servant.

Prior to her vote, Councilwoman Guardado emphasized the individual in the vice mayor position should possess an understanding of their limited experiences and demonstrate a commitment to responsibly consider the rights and needs of every person in the City. She conveyed the vice mayor was a citywide leadership position that requires dedication to serving all diverse communities. She said based on her observations she alleged her colleague was not adequately prepared or fully committed to serving every part of this City. She expressed Council should foster unity and selecting someone who did not display most of those values could hinder the City's progress, so she was voting no.

Following the vote, Mayor Gallego congratulated Vice Mayor-Elect

O'Brien. Mayor Gallego advised Vice Mayor Stark would remain in her role for this meeting and Councilwoman O'Brien would take over as vice mayor at the next meeting. Mayor Gallego appreciated the great work from Vice Mayor Stark and pointed out Councilwoman O'Brien had been a great leader in economic development and public safety.

A motion was made by Vice Mayor Stark, seconded by Mayor Gallego, to select Councilwoman O'Brien as Vice Mayor. The motion carried by the following vote:

Yes:	7 -	Councilman Galindo-Elvira, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego
No:	1 -	Councilwoman Guardado
Absent:	1 -	Councilwoman Pastor

46 Salt River Project Distribution Design and Construction Contract for City Project PA75200674 - La Pradera Park Improvements (Ordinance S-51585) - District 5

Request to authorize the City Manager, or his designee, to enter into a Distribution Design and Construction Contract with Salt River Project (SRP) for design and construction services for improvements to park facilities for City Project PA75200674, La Pradera Park Improvements. Further request to grant an exception pursuant to Phoenix City Code 42-20 to authorize inclusion in the documents pertaining to this transaction of indemnification and assumption of liability provisions that otherwise should be prohibited by Phoenix City Code 42-18. Additionally request to authorize the City Controller to disburse all funds related to this item in an amount not to exceed $51,771.14.

Summary

The City is constructing park improvements, including electrical upgrades, at La Pradera Park at 6830 N. 39th Avenue. This construction contract represents the cost for SRP’s power design and construction services.

Contract Term

The term of the contract will begin on or about January 15, 2025, and will expire when the project is completed and accepted.

Financial Impact

Funding in the amount of $51,771.14 is available in the Parks and Recreation Department's Capital Improvement Program budget.

Location

6830 N. 39th Avenue
Council District: 5

Discussion

A motion was made and seconded to approve this item.

Councilwoman Guardado indicated this park improvement was an example of 2023-28 capital improvement projects happening across Phoenix. She said she was excited that La Pradera Park was getting the necessary improvements to make it a fun and accessible safe space for the community. She expressed her appreciation for the continued partnership and support from the involved City departments and staff as well as the partners.

A motion was made by Councilwoman Guardado, seconded by Vice Mayor Stark, that this item be adopted. The motion carried by the following vote:

Yes:	8 -	Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego
No:	0	
Absent:	1 -	Councilwoman Pastor

63 Phoenix Sidewalk Shade Structures - American Rescue Plan Act - Design-Bid-Build Services - ST85170116 (Ordinance S-51590) - Districts 3, 4, 5, 7 & 8

Request to authorize the City Manager, or his designee, to accept Accurate Concrete and Fence, LLC as the lowest-priced, responsive, and responsible bidder and to enter into an agreement with Accurate Concrete and Fence, LLC for Design-Bid-Build Services for the Phoenix Sidewalk Shade Structures American Rescue Plan Act project. Further request to authorize the City Controller to disburse all funds related to this

item. The fee for services will not exceed $1,480,233.29.

Summary

The purpose of this project is to construct 19 free standing shade structures in the public right-of-way to improve walkability in neighborhoods with limited shade coverage.

Accurate Concrete and Fence, LLC's services include, but are not limited to: structure fabrication; structure installation, including survey, blue stake, and potholes; site construction and removals, including concrete and accessibility feature upgrades; accessible pedestrian signal push buttons; traffic control; coordination with the Street Transportation Department's Traffic Services Division; and relocation of fire hydrants and adjustment of junction boxes.

The selection was made using an Invitation for Bids procurement process set forth in Section 34-201 of the Arizona Revised Statutes. One bid was received on November 19, 2024 and was sent to the Equal Opportunity Department for review to determine subcontractor eligibility and contractor responsiveness in demonstrating responsiveness to Disadvantaged Business Enterprise (DBE) program requirements.

The opinion of probable cost and the one lowest responsive, responsible bidder are listed below:

Opinion of Probable Cost: $1,449,560
Accurate Concrete and Fence, LLC: $1,480,233.29

The bid award amount is within the total budget for this project.

Contract Term

The term of the agreement is 360 calendar days from issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The agreement value for Accurate Concrete and Fence, LLC will not

exceed $1,480,233.29, including all subcontractor and reimbursable costs.

This project will utilize federal funds and is subject to the requirements of 49 Code of Federal Regulations Part 26 and the U.S. Department of Transportation DBE program. Funding is available in the Street Transportation Department's Capital Improvement Program budget through the American Rescue Plan Act. The Budget and Research Department will separately review and approve funding availability prior to execution of any amendments. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Location

Dunlap Road and 19th Avenue; Indian School Road and Central Avenue; Van Buren Street and 28th Street; Van Buren Street and 35th Street; Van Buren Street and 36th Street; McDowell Road and 16th Street; Thomas Road and 43rd Avenue; McDowell Road and 67th Avenue; Camelback Road and 23rd Avenue; Indian School Road and 59th Avenue; Roosevelt Street and 16th Street; Southern Avenue and 19th Avenue; Southern Avenue and 24th Street.
Council Districts: 3, 4, 5, 7 and 8

Discussion

A motion was made and seconded to approve this item.

Councilwoman Guardado mentioned she did not receive a staff briefing on this item and wanted to know how these locations were picked.

Heat Response and Mitigation Director David Hondula advised this initiative was funded by the American Rescue Plan Act, noting shade structure locations were only being considered for areas that met the eligibility requirements which narrowed it down to about 25 percent of the City's footprint. He remarked staff looked at a range of data sources based on public input for where shade was needed, along with prioritizing street segments which met that input. He recited staff looked at where pedestrians and bicyclists were on public streets, neighborhoods with lower use of private vehicles, street segments with low tree canopy coverage and places with higher incidents of heat-related health issues.

He stated staff then scored each street segment in the eligible areas followed by where the City had land to build a shade structure. He conveyed the study was conducted with City staff as well as a professional engineering and design firm that lead to this list.

Councilwoman Guardado asked why this list was not shared with Council before the meeting.

Mr. Hondula replied a list of candidate sites was distributed to council offices last summer, noting candidate locations were also discussed at a public meeting. He pointed out the plan was changed based on the public meeting process. He stressed staff would communicate with council offices and the public earlier and regularly on future projects.

Councilwoman Guardado recalled the meeting held one year ago related to this project starting and there was no meeting for location selection. She expressed her disappointment that District 5 only had one location which did not have a lot of people or bicyclists. She urged staff to communicate with the Council moving forward as council members knew their districts. She inquired if there were renderings.

Mr. Hondula remarked staff wanted to work with council and would look at the process for more opportunities. He confirmed there were renderings that were shared at the public meeting last July, noting he would schedule a meeting to review the process for this project and improve the process for the next project.

Councilwoman Hodge Washington stated staff should have gone back out to the community for additional input when these selections were made. She also requested to be properly briefed so she could have information when constituents ask for the details.

A motion was made by Vice Mayor Stark, seconded by Councilwoman O'Brien, that this item be adopted. The motion carried by the following vote:

Yes: 8 - Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Pastor

77 **Public Hearing and Resolution Adoption - General Plan Amendment GPA-MV-1-24-7 - Southwest Corner of 69th Avenue and Thomas Road (Resolution 22272) - District 7**

Request to hold a public hearing on a General Plan Amendment for the following item to consider the Planning Commission's recommendation and the related resolution if approved. Request to amend the General Plan Land Use Map designation on 10.75 acres from Residential 3.5 to 5 dwelling units per acre to Residential 15+ dwelling units per acre. This is a companion case to Z-53-24-7 and should be heard first, followed by Z-53-24-7.

Summary

Application: GPA-MV-1-24-7
Current Designation: Residential 3.5 to 5 dwelling units per acre
Requested Designation: Residential 15+ dwelling units per acre
Acreage: 10.75
Proposed Use: Minor General Plan Amendment to allow multifamily residential.

Owner: Leslie Tennen
Applicant: The NRP Group, LLC
Representative: Benjamin Tate, Withey Morris Baugh, P.L.C.

Staff Recommendation: Approval.
VPC Action: The Maryvale Village Planning Committee heard this item on November 13, 2024, and recommended approval, per the staff recommendation, by a vote of 11-0.
PC Action: The Planning Commission heard this item on December 5, 2024, and recommended approval, per the Maryvale Village Planning Committee recommendation, by a vote of 8-0.

Location

Southwest corner of 69th Avenue and Thomas Road
Council District: 7
Parcel Address: 6903 and 6939 W. Thomas Road

Discussion

Mayor Gallego announced Items 77 and 78 would be heard together, but have separate motions. She declared the public hearing open for Items 77 and 78. Noting no one was present to speak, she declared the public hearing closed.

The hearing was held. A motion was made by Councilman Galindo-Elvira, seconded by Vice Mayor Stark, that this item be approved per the Planning Commission recommendation with adoption of the related resolution. The motion carried by the following vote:

Yes:	8 -	Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego
No:	0	
Absent:	1 -	Councilwoman Pastor

78 **Public Hearing and Ordinance Adoption - Rezoning Application Z-53-24-7 - Southwest Corner of 69th Avenue and Thomas Road (Ordinance G-7349) - District 7**

Request to hold a public hearing and amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-53-24-7 and rezone the site from S-1 (Ranch or Farm Residence) and R1-6 (Single-Family Residence District) to R-4 (Multifamily Residence District) to allow multifamily residential. This is a companion case to GPA-MV-1-24-7 and must be heard following GPA-MV-1-24-7.

Summary

Current Zoning: S-1 (2.05 acres) and R1-6 (8.70 acres)
Proposed Zoning: R-4 (10.75 acres)
Acreage: 10.75
Proposal: Multifamily residential

Owner: Leslie Tennen
Applicant: The NRP Group, LLC
Representative: Benjamin Tate, Withey Morris Baugh, P.L.C.

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Maryvale Village Planning Committee heard this item on November 13, 2024, and recommended approval, per the staff recommendation, with an additional stipulation, by a vote of 10-1.
PC Action: The Planning Commission heard this item on December 5, 2024, and recommended approval, per the staff memo dated December 5, 2024, by a vote of 7-1.

Location
Southwest corner of 69th Avenue and Thomas Road
Council District: 7
Parcel Address: 2832 N. 69th Avenue and 6903 and 6939 W. Thomas Road

NOTE: See Item 77 for discussion related to this item.

The hearing was held. A motion was made by Councilman Galindo-Elvira, seconded by Vice Mayor Stark, that this item be approved per the Planning Commission recommendation with adoption of the related ordinance. The motion carried by the following vote:

Yes:	8 -	Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego
No:	0	
Absent:	1 -	Councilwoman Pastor

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

000 CITIZEN COMMENTS

City Attorney Julie Kriegh stated during Citizen Comment, members of the public may address the City Council for up to three minutes on issues of interest or concern to them. She advised the Arizona Open Meeting Law permits the City Council to listen to the comment, but prohibits council members from discussing or acting on the matters presented.

Missy Pruitt, non-profit owner of She's All Cat, described an appalling incident

involving a dead cat. She claimed police officers did not know what to do regarding animal welfare, noting that recent incident was a felony. She stressed police officers needed training on animal cruelty laws and families needed education on how to properly care for their pets. She said she attended six meetings last year and talked about cat advocacy as this was now an emergency given the number of cats on the street.

Anne Ender, President of Operation Blue Ribbon, expressed concern about the California fires and requested staff present the City's disaster recovery plan.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 3:07 p.m.

MAYOR

ATTEST:

CITY CLERK

SM

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the formal session of the City Council of the City of Phoenix held on the 15th day of January, 2025. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 9th day of April, 2025.

CITY CLERK