City of Phoenix

Minutes

City Council Formal Meeting

174805

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

Wednesday, October 21, 2020 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, Oct. 21, 2020 at 2:35 p.m. in the Council Chambers.

Present: 9 - Councilman Sal DiCiccio, Councilmember Carlos Garcia, Councilman Michael Nowakowski, Councilwoman Laura Pastor, Councilwoman Debra Stark, Councilman Jim Waring, Councilwoman Thelda Williams, Vice Mayor Betty Guardado and Mayor Kate Gallego

The Mayor and Councilmembers attended the meeting virtually.

Councilmember Garcia and Councilwoman Pastor joined the meeting after Roll Call.

Mayor Gallego acknowledged the presence of Mario Barajas, a Spanish interpreter. In Spanish, Mr. Barajas announced his availability to the audience.

An affidavit was presented to the Council by the City Clerk stating that copies of the titles of Ordinances G-6749 through G-6756, S-46990 through S-47029, and Resolutions 21870 through 21875 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 items that were attached to the agenda.

MINUTES OF MEETINGS

1 For Approval or Correction, the Minutes of the Formal Meeting on

Oct. 16, 2019

Summary

This item transmits the minutes of the Formal Meeting of Oct. 16, 2019, for review, correction and/or approval by the City Council.

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

Note: Councilmember Garcia and Councilwoman Pastor joined the meeting.

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

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

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/reappointment by Mayor Gallego and Councilmembers:

Ahwatukee Foothills Village Planning Committee

Appoint Darin Fisher, filling a vacancy on the committee, for a term to expire Nov. 19, 2021 as recommended by Mayor Gallego.

Citizens Transportation Commission

Appoint Gloria Montano Greene, replacing Alex Navidad on the commission, for a partial term to expire June 30, 2021 as recommended by Councilmember Garcia.

Fast-Track Cities Ad Hoc Committee
Appoint Shannon DiPalmo as recommended by Mayor Gallego.

Phoenix Arts and Culture Commission
Appoint Celeste Scott, filling a vacancy on the commission, for a term to expire Sept. 30, 2023 as recommended by Mayor Gallego.

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Stark, that this item be approved except for the appointments of Rocko Cook and Rebecca Lutz to the Fast-Track Cities Ad Hoc Committee. The motion carried by the following voice vote:

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

The following individuals were recommended for appointment/reappointment by Mayor Gallego and Councilmembers:

Fast-Track Cities Ad Hoc Committee
Appoint Rocko Cook as recommended by Mayor Gallego.
Appoint Rebecca Lutz as recommended by Mayor Gallego.

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Williams, that the appointments of Rocko Cook and Rebecca Lutz to the Fast-Track Cities Ad Hoc Committee be approved. The motion carried by the following voice vote:

Yes: 8 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

Conflict: 1 - Councilwoman Stark

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 Guardado, seconded by Councilwoman Stark, that Items 3-12 be recommended for approval except for Items 11-12. The motion carried by the following voice vote:

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

3 Liquor License - Phat Turtle BBQ

Request for a liquor license. Arizona State License Application 118886.

Summary

Applicant
Michael Sloan, Agent

License Type
Series 12 - Restaurant

Location
30845 N. Cave Creek Road, Ste. 107
Zoning Classification: C-1 PCD
Council District: 2

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

The 60-day limit for processing this application is Oct. 31, 2020.

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 a functioning restaurant with consistent hours of operation and qualified staff to safely serve patrons. The restaurant is perfectly outfitted and the ability to serve alcohol will only enhance the dining experience and stimulate the economy of our community. I also have over 35 years of business management and ownership."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"By giving patrons additional choices for restaurant dining experiences. The area has limited restaurants to choose from, in particular barbecue venues."

Staff Recommendation
Staff recommends approval of this application.

Attachments

Liquor License Data - Phat Turtle BBQ
Liquor License Map - Phat Turtle BBQ

This item was recommended for approval.

4 Liquor License - Aioli Gourmet Burgers

Request for a liquor license. Arizona State License Application 117940.

Summary

Applicant
Thomas D'Ambrosio III, Agent

License Type
Series 12 - Restaurant

Location
430 E. Bell Road, Ste. 103
Zoning Classification: C-2
Council District: 3

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 is Oct. 24, 2020.

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.

Aioli Gourmet Burgers (Series 12)
10652 N. 32nd St., Phoenix
Calls for police service: 1
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 had a liquor license at our other location in good standing for several years."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We have policies and training in place to make sure staff does not over serve. All front of house staff will take tips training and all management have taken the manager level liquor class."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Aioli Gourmet Burgers
Liquor License Map - Aioli Gourmet Burgers

This item was recommended for approval.

5 Liquor License - Bad Habits #601

Request for a liquor license. Arizona State License Application 09070049.

Summary

Applicant
Amy Nations, Agent

License Type
Series 9 - Liquor Store

Location
10612 N. Cave Creek Road
Zoning Classification: C-2
Council District: 3

This request is for an ownership and location transfer of a liquor license for a liquor store. This location is currently licensed for liquor sales with a Series 10, Beer and Wine Store Liquor License. This location requires a Use Permit to allow package liquor sales.

The 60-day limit for processing this application is Oct. 25, 2020.

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.

Bad Habits (Series 10)
10612 N. Cave Creek Road, Phoenix
Calls for police service: 26
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:
"The owners of Bad Habits have been in business for 40 years and hold several liquor licenses in many states. They have an excellent track record with all regulatory agencies."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Bad Habits owners are improving the structure that has been an eye sore in the neighborhood. The ability to sell liquor will allow me to provide a full service liquor store to serve our neighbors. Bad Habits will add to the tax base as well as create jobs in our community."

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
Liquor License Data - Bad Habits #601
Liquor License Map - Bad Habits #601

This item was recommended for approval.

6 Liquor License - Taphouse Kitchen

Request for a liquor license. Arizona State License Application 118215.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 12 - Restaurant

Location
3131 E. Shea Blvd.
Zoning Classification: C-2
Council District: 3

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 is Oct. 27, 2020.

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:
"We are very strict with our liquor service policies. Our employees with go through extensive training and we plan to conduct audits to ensure they comply."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We would like the ability to serve our patrons beer and wine while upholding all laws and regulations."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Taphouse Kitchen
Liquor License Map - Taphouse Kitchen

This item was recommended for approval.

7 Liquor License - Tequila Cien Rifles LLC

Request for a liquor license. Arizona State License Application 118944.

Summary

Applicant
Jose Mendoza, Agent

License Type
Series 4 - Wholesaler

Location
3645 N. 35th Ave.
Zoning Classification: A-2
Council District: 4

This request is for a new liquor license for a wholesaler. 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 Nov. 3, 2020.

Pursuant to A.R.S. 4-203, consideration may be given to the applicant's personal qualifications and not the location.

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 doing business in Phoenix area since 2010 considering my self as a responsible and qualified person to do this other part of my business."

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.

This item was recommended for approval.

8 Liquor License - 7 - Eleven #22886E

Request for a liquor license. Arizona State License Application 115541.

Summary

Applicant
Sunil Mutreja, Agent

License Type
Series 10 - Beer and Wine Store

Location
3912 E. Camelback Road
Zoning Classification: C-2
Council District: 6

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.

The 60-day limit for processing this application is Oct. 27, 2020.

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 vetted by 7- Eleven to be a qualified franchisee. I have completed an extensive corporate training program regarding the responsible operation of a 7-Eleven store and have completed basic and management liquor training by an authorized trainer, as required by Arizona liquor laws. In addition, 7-Eleven franchisees have corporate training and support personnel to assist and oversee its franchisees."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This location has been a 7-Eleven store for many years. I will operate the store in the same responsible manner and with the high standards required of 7-Eleven franchisees. I plan to continue to provide quality service to the neighbors of this store, and to the general public which they have enjoyed and come to expect for many years."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - 7 - Eleven #22886E
Liquor License Map - 7 - Eleven #22886E

This item was recommended for approval.

9 Liquor License - QuikTrip #1402

Request for a liquor license. Arizona State License Application 118305.

Summary

Applicant
Perry Huellmantel, Agent

License Type
Series 10 - Beer and Wine Store

Location
4015 E. Cottonwood Lane
Zoning Classification: C-2 PCD
Council District: 6

This request is for a new liquor license for a convenience store that sells gas. This location was not previously licensed for liquor sales and does not have an interim permit. This business is currently under construction with plans to open in January 2021.

The 60-day limit for processing this application is Nov. 2, 2020.

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 information is not provided due to the multiple ownership interests

held by the applicant 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:
"At QuikTrip, we have demonstrated record of our ability and commitment to act as a reliable and capable retailer. I currently serve as the agent on more 100 liquor licenses in Arizona for QuikTrip Stores. Since I began acting as the agent on QuikTrip liquor licenses in Arizona, we have not received a single citation for a violation of liquor laws. We ensure all store managers have current liquor training and maintain strict standards to ensure all our employees comply with state laws. QuikTrip has proven that it is a responsible operator and our record demonstrates that I - as an applicant - and QuikTrip - as an organization - have the capability and qualifications to hold 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:
"The public convenience requires and the best interest of the community will be substantially served by the issuance of the requested liquor license because this location will provide consumers in the immediate neighborhood competitively priced market-style items at a location where they can purchase necessities (everything from milk to Band-Aids) including extensive beverage offerings beyond beer and wine. Allowing customers to purchase alcohol while shopping for fuel or other times, including food, saves time, reduces road congestion, and the additional competition in the area lowers prices and ensures a high level of service for customers. QuikTrip's clean and modern design offers an experience consistent with the redevelopment of this area and will provide an additional option for gasoline and convenience. The best interest of the

community will further be served because QuikTrip is a reliable operator with a demonstrated ability to responsibility sell alcohol in its stores and it will provide consumers in the area with more options and better pricing."

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
Liquor License Data - QuikTrip #1402
Liquor License Map - QuikTrip #1402

This item was recommended for approval.

10 Liquor License - Phoenix Slice House

Request for a liquor license. Arizona State License Application 116828.

Summary

Applicant
Jared Repinski, Agent

License Type
Series 12 - Restaurant

Location
326 N. 48th St.
Zoning Classification: C-1, C-3
Council District: 8

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 Oct. 6, 2020. 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 licensed 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 / grocery stores & gas stations) similar to this proposed liquor licensed business all businesses will prosper in our tourism based economy."

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
Liquor License Data - Phoenix Slice House
Liquor License Map - Phoenix Slice House

This item was recommended for approval.

11 Liquor License - Quick Stop

Request for a liquor license. Arizona State License Application 112978.

Summary

Applicant
Lauren Merrett, Agent

License Type
Series 10 - Beer and Wine Store

Location
2344 W. Thomas Road
Zoning Classification: C-2
Council District: 4

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 Sept. 13, 2020. 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
Twenty letters protesting and two letters supporting the issuance of this license have been received and are on file in the Office of the City Clerk. The protest letters are from local residents. They feel the location would bring an increase in criminal activity and loitering back into the neighborhood that has decreased since the previous store closed. They also feel the location would be a risk for school children who would walk by the location to and from a school located nearby. The support letters are from local residents. They would like to see an active location in the neighborhood.

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 meet all of the requirements for capability and qualifications listed in Title 4."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This location has operated with a liquor license in the past and therefore the issuance of a license now will allow for continuity of operations."

Staff Recommendation

Staff recommends disapproval of this application based on neighborhood protest. The applicant has not demonstrated the public convenience and the best interest of the community would be served by the issuance of this license.

Attachments

Liquor License Data - Quick Stop
Liquor License Map - Quick Stop

Discussion

Councilwoman Pastor mentioned staff recommended disapproval of Item 11 based on known neighborhood protest, and clarified the State ultimately decides whether to approve or disapprove the liquor license. She made a motion to recommend disapproval of Item 11.

Councilwoman Stark seconded the motion.

Note: One electronic comment was submitted in opposition of Item 11.

A motion was made by Councilwoman Pastor, seconded by Councilwoman Stark, that this item be recommended for disapproval. The motion carried by the following vote:

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

12 Liquor License - Yogie's Market

Request for a liquor license. Arizona State License Application 118858 & 118858S.

Summary

Applicant

Joenisha Vinson, Agent

License Type
Series 10 & 10S - Beer and Wine Store with Sampling Privileges

Location
610 W. Dunlap Ave.
Zoning Classification: C-1
Council District: 3

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.

The 60-day limit for processing this application is Nov. 2, 2020.

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 a mature adult who is very capable of handling any situation I'm placed in with composure. I've been in situations where I had to lawfully to resposibility, customers usually don't like rules but I follow them.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“I have every intention on running my business the way its should be ran. I have a clean record, which means I'm adamant about peace. The community is definitely in good hands.”

Staff Recommendation
Staff recommends disapproval of this application based on a Police Department recommendation for disapproval. The Police Department disapproval is based on a recent liquor license application denial for another location owned by the applicant for gaming violations and the seizure of evidence and contraband related to the sale of illegal drugs. Staff also recommends disapproval of the sampling privileges due to the premises being located within 300 feet of a church or school and the store having approximately 40 percent of shelf space dedicated to beer and wine, which is below the 75 percent minimum required by state law to qualify for sampling privileges. Based on the reasons listed, the applicant has not demonstrated the capability, qualifications and reliability to hold and control a liquor license.

Attachments
Liquor License Data - Yogie's Market
Liquor License Map - Yogie's Market
Liquor License Police Department Recommendation - Yogie's Market

Discussion
Councilwoman Stark stated staff recommended disapproval based on the Police Department's recommendation for disapproval, and made a motion to recommend disapproval of Item 12.

Vice Mayor Guardado seconded the motion.

A motion was made by Councilwoman Stark, seconded by Vice Mayor

Guardado, that this item be recommended for disapproval. The motion carried by the following vote:

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

ORDINANCES, RESOLUTIONS, AND NEW BUSINESS

Discussion

Mayor Gallego asked Councilwoman Pastor if she would like to move forward with taking Item 57 out of order.

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Stark, to suspend the rules and take Item 57 out of order. The motion carried by the following voice vote:

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

57 Dr. Louisa Stark Ceremonial Street Sign Topper (Ordinance S-46992)

Request City Council approval of a ceremonial street sign topper recognizing Dr. Louisa Stark at the intersection of 10th Street and Pierce Street.

Summary

Based on biographical information currently available through the Phoenix Elementary School District Website (https://phxschools.org/district/governing-board/members/dr-louisa-stark/) , Dr. Louisa Stark is recognized locally and nationally as a leader and advocate for the homeless since moving to Phoenix in 1981. Dr. Stark

was a founding member of the Community Housing Partnership (CHP), as well as a founding member of the Phoenix Homeless Coalition, and served as Executive Director of the Heard Museum, and is a nationally recognized expert on homeless issues.

Dr. Stark is an advocate for neighborhoods, working with the City of Phoenix to preserve many historic homes and neighborhoods in Central Phoenix. As the Executive Director of CHP, Dr. Stark works tirelessly to develop affordable housing options for very low income families. The majority of those homes are located within the boundaries of Phoenix Elementary School District #1. Dr. Stark has long been concerned with the negative effect that residential mobility, often resulting from a scarcity of stable affordable housing, has on students in Central Phoenix.

The sign topper will be flag mounted on the existing sign post at the corner of 10th Street and Pierce Street after Dec. 31, 2020.

Financial Impact
The fabrication and installation costs of the sign topper will be funded by Council District 4.

Location
10th Street and Pierce Street
Council District: 8

Discussion
Councilwoman Pastor commented she was excited to introduce this item, because she knew Louisa Stark for a long time for her work in the Garfield neighborhood. She mentioned people contacted her about putting a sign topper up in the area where she lived, and talked about Dr. Stark's educational background. She noted Dr. Stark came to Phoenix in 1981 to work with the Heard Museum, and added Ms. Stark became involved in the emerging homelessness issue in Phoenix. She discussed Dr. Stark's accolades being recognized at the local, state and national levels, and stated many of the historical buildings in Phoenix today were there because of her intense advocacy for preservation. She mentioned the important work done by Dr. Stark in Ecuador, Bolivia and Paraguay, and said Dr. Stark founded the Housing Partnership which was a nonprofit to develop affordable housing options for low-income families. She

suggested over 10,000 Phoenix families had been served by her work, and read a statement given by Dr. Fred Harness who was unable to speak during the meeting. She said Mr. Harness was incredibly pleased to see Dr. Stark be recognized for her decades of work in the city and beyond, and talked about her achievements noting she was a gift to Phoenix and to the nation.

Mayor Gallego thanked Councilwoman Pastor for her words, and mentioned she first met Dr. Stark when she served on a site committee where Dr. Stark was the school board leader in the district. She said she served with Dr. Stark on the Central City Village Planning Committee where she led on a variety of issues including historic preservation. She stated Congressman Greg Stanton shared that Dr. Stark taught elected officials to be more empathetic and compassionate in policy-making, and added Phoenix was a better place because of Dr. Stark. She commented she was glad to see this move forward.

Dennis Burke spoke in favor, and talked about a time where he received a call from Dr. Stark to help her at a homeless encampment. He described how Dr. Stark was able to keep those experiencing homelessness from being arrested at a City park, and how she was able to buy people time by providing housing to allow people to get back on their feet. He said those two acts were just some of the thousands of acts of courage she did for the people of Phoenix.

Councilmember Garcia commented this was an opportune time to recognize Dr. Stark for her work, and mentioned her name would be displayed in Council District 8 in the Garfield neighborhood. He thanked Councilwoman Pastor for her work to make this happen.

After the vote, Mayor Gallego congratulated Dr. Stark, and said this was well deserved.

A motion was made by Councilwoman Pastor, seconded by Councilmember Garcia, that this item be adopted. The motion carried by the following vote:

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

Mayor Gallego requested a motion on the remaining agenda items. A motion was made, as appears below.

Note: Six electronic comments were submitted on Item 56, noting five comments in support, and one indicating no position.

Discussion

Councilwoman Stark noted Item 72 needed the title to be corrected to Libre Lane instead of Aire Libre Lane.

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Williams, that Items 13-82 be approved or adopted except Items 33, 37-38, 42, 48-50, 52-53, 57 and 79-82; continuing Item 56 to the Nov. 4, 2020 City Council Formal Meeting; noting Item 46 is withdrawn; and Items 42 and 72 are as corrected. The motion carried by the following vote:

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

Items 13-17, Ordinance S-46990 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.

13 International Sanitary Supply Association

For $80,000.00 in payment authority for the Aviation Department. The funds are needed for Global Biorisk Advisory Council (GBAC) STARTM Facility Accreditation offered through International Sanitary Supply Association for Phoenix Sky Harbor International, Deer Valley and Goodyear Airports for a five-year period. The GBAC STARTM accreditation provides third-party validation that facilities have the cleaning protocols, disinfection techniques, and work practices to meet a higher level of cleanliness and safety. The enhanced cleaning protocols were developed to effectively address current and future pandemic concerns. GBAC is the industry's only outbreak prevention, response and recovery accreditation currently available to organizations such as airlines, airports and convention centers. The program is endorsed by industry organizations, including the American Association of Airport Executives and International Facility Management Association.

This item was adopted.

14 Icor Technology Inc.

For $66,600.00 in payment authority to purchase a Mini-Caliber Robot for the Police Department. The Homeland Defense Bureau Bomb Squad is responsible for identifying and mitigating potential hazardous devices. The tactical robot will be specifically used for the Bomb Squad missions. The machine has a disruptor system to reduce the severity of situations, and has the capability to access small areas. The robot can be deployed towards a package to move, view, and open without someone physically approaching the package. The use of this robot will directly increase the safety of the technician, officers, and the public. Without this robot, the Bomb Squad will be decertified and unable to operate.

This item was adopted.

15 Hilltop Securities Asset Management, LLC

For $30,000.00 in payment authority for a new contract, entered on or about Nov. 1, 2020 for a term of five years for investment advisory services for the City of Phoenix Investment Advisory Committee administered by the Finance Department. The vendor will provide expertise in investment services related to the investment policy, portfolios, products, strategy, national economical activities and impacts for the Investment Advisory Committee review and decision-making processes.

This item was adopted.

16 Life Technologies Corporation

For $26,000.00 in payment authority to purchase a one-year service maintenance agreement for two 3500xl Genetic Analyzers for the Laboratory Services Bureau, Forensic Deoxyribonucleic Acid (DNA) Section of the Police Department. The 3500xl Genetic Analyzers are proprietary and have been validated for use with laboratory reagents to meet national standards. The instruments are critical for conducting DNA analysis on biological evidence collected during criminal investigations. Service is required to meet the federal standards for DNA casework laboratories.

This item was adopted.

17 National Technical Investigators Association

For $30,360.00 in payment authority for training for the Police Department. The training is critical and essential to the Phoenix Police Department's Homeland Defense Bureau. The course will cover Occupational Safety Health Administration requirements necessary to certify law enforcement personnel in deploying equipment in high voltage environments. Funding for this training will be paid out of the FY 2019 State Homeland Security Grant Program Automated Reconnaissance and Information Acquisition/Rapid Analytical Information Deployment grant.

This item was adopted.

18 Proposed 77th Avenue and Glass Lane Annexation - Authorization to File

Request to authorize the City Manger, or his designee, to file with the Maricopa County Recorder's Office a blank petition for a proposed annexation. This annexation was requested by John Fox, with William Seymour Co., Inc., for the purpose of receiving City of Phoenix services. The proposed annexation conforms to current City policies and complies with Arizona Revised Statutes section 9-471 regarding annexation.

Summary

Signatures on the proposed annexation petition shall not be obtained for a waiting period of 30 days after filing the blank petition with the Maricopa

County Recorder. Additionally, a Public Hearing will be scheduled within this 30-day waiting period, permitting the City Council to gather community input regarding the annexation proposal. Formal adoption of this proposed annexation will be considered at a later date.

Location
The proposed annexation area includes parcel 104-84-008G located at 6620 S. 77th Avenue (**Attachment A**). The annexation area is approximately 9.09 acres (0.0141 square miles) and the population estimate is zero.
Council District: 7

This item was approved.

19 Easement Exchange Between City and USA for Relocation of Irrigation Facilities within Right-of-Way at 55th Avenue and Elliot Road (Ordinance S-46995)

Request to authorize the City Manager, or his designee, to execute the necessary documents and to accept a quitclaim deed for an easement exchange between the City of Phoenix (City) and the United States of America (USA) through its Department of the Interior, Bureau of Reclamation, for the purpose of relocating irrigation facilities. Further request authorization for the City Treasurer to accept all funds related to this item.

Summary
An easement exchange is required to relocate irrigation facilities from an open distribution ditch to an underground pipeline for development of the Tierra Montana Subdivision. The irrigation facilities are currently located within the City's right-of-way along 55th Avenue and Elliot Road and will be relocated to the east, partially within right-of-way and partially within private property.

Approximately 3,308 square feet in easements from the City and approximately 23,201 square feet in easements from Forestar USA Real Estate Group, Inc. will be conveyed to the USA to accommodate the relocated irrigation facilities. The USA will quitclaim an existing 26,507 square foot easement within the right-of-way to the City in exchange for the new easements.

Location
55th Avenue and Elliot Road
Council District: 8

This item was adopted.

20 Acceptance and Dedication of Easements for Sidewalk and Public Utility Purposes (Ordinance S-47001)

Request for the City Council to accept and dedicate easements for sidewalk and public utility purposes; further ordering the ordinance recorded.

Summary
Accepting the property interests below will meet the Planning and Development Department's Single Instrument Dedication Process requirement prior to releasing any permits to applicants.

Easement (a)
Applicant: Exeter 100 West Pinnacle Peak, LLC, its successor and assigns
Purpose: Sidewalk
Location: 100 W. Pinnacle Peak Road
File: FN 200572
Council District: 1

Easement (b)
Applicant: Host Camelback I, LLC, its successor and assigns
Purpose: Public Utility
Location: Northwest corner of Phoenician Boulevard and 64th Street
File: FN 200574
Council District: 6

Easement (c)
Applicant: Guardian Storage Centers, LLC, its successor and assigns
Purpose: Sidewalk
Location: 8355 and 8315 W. Palm Lane
File: FN 200571
Council District: 7

This item was adopted.

21 Acceptance of Easement for Drainage Purposes (Ordinance S-47005)

Request for the City Council to accept an easement for drainage purposes; further ordering the ordinance recorded.

Summary

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

Easement (a)

Applicant: 2530 DMKJ, LLC, its successor and assigns
Purpose: Drainage
Location: 2530 S. 52nd Ave.
File: FN 200576
Council District: 7

This item was adopted.

22 Authorization to Convey 30-Foot Strip of City-owned Property by Quitclaim Deed and Reserve Easement for Shared-Use Path (Ordinance S-47018)

Request to authorize the City Manager, or his designee, to convey City-owned property by quitclaim deed and reserve a shared-use path easement. Further request authorization to dedicate the easement to public use.

Summary

Grande Valley Ventures, LLC ("Grande Valley") is the owner of a parcel of property along the west side of 51st Avenue, south of the Laveen Area Conveyance Channel ("Property"). On May 8, 2008, Grande Valley's predecessor-in-interest conveyed fee title in a 30-foot strip of land to the City, which was originally a part of the Property, for a multi-use trail. The land is located between 7100 S. 51st Ave. and the west side of the 51st Avenue roadway and is erroneously mapped as City right-of-way. Rather than own the land in fee, the City would prefer to own the property rights by easement. The City will convey the 30-foot strip of land by quitclaim deed to Grande Valley Ventures, LLC, its successors and/or assigns, and will reserve a shared-use path easement as part of the conveyance.

Financial Impact
There is no financial impact to the General Fund.

Location
West side of 51st Avenue, south of the Laveen Area Conveyance Channel.
Council District: 8

This item was adopted.

23 Armored Car Pick-Up and Delivery Services - Maricopa County Serial 16092-S - Requirements Contract (Ordinance S-47009)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 143152 with Brinks Incorporated, for armored car pick-up and delivery services for Citywide departments. The additional amount of $70,000 is needed mostly due to price adjustments for inflation costs related to fuel and labor and increased costs for sanitization and hygiene protocols implemented by Brinks in April 2020 due to the pandemic. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
This contract provides armored car pick-up and delivery services to secure transport of cash and other negotiable documents citywide by way of armored car. These services are acquired on an as needed basis, and are used citywide, including Water Services, Aviation, Parks and Recreation, Police, and Public Transit departments.

Procurement Information
The original contract with Brinks Incorporated was procured in accordance with Administrative Regulation 3.10, and will expire on June 30, 2021.

Contract Term
The five-year contract term for Agreement 143152 began on July 1, 2016.

Financial Impact

Upon approval of the additional $70,000, the revised aggregate value will not exceed amount of $945,000. Funds are available in City department's budgets.

Concurrence/Previous Council Action

City Council previously approved Contract 143152 on July 1, 2016.

This item was adopted.

24 Authorization to Enter into a License with Salt River Project for Sign Installation on Irrigation Structures for Median Gardens (Ordinance S-47011)

Request to authorize the City Manager, or his designee, to enter into a license agreement with Salt River Project Agriculture Improvement & Power District (SRP) to install public art signs on irrigation structures. Further request the City Council 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 would be prohibited by Phoenix City Code § 42-18, as SRP's license documents include such provisions. There is no financial impact to the City.

Summary

The City has an existing license with SRP for the Median Gardens which includes landscaping, irrigation systems, lighting, concrete walls, walkways and other improvements. The Median Gardens, also referred to as Cordova Gardens, developed seven empty median islands into a series of gardens with artistic features. The medians were the site of an ancient Hohokam canal and now serve as a utility corridor for SRP. The long-running community project was funded through a community grant from the Office of Arts and Culture.

The Cordova Community used grant funds to produce signs made from horseshoes to attach to SRP irrigation boxes located at 31st Avenue, north of Missouri Avenue, and 31st Avenue, south of Bethany Home Road. A separate license is required for the installation of the horseshoe signs on SRP irrigation infrastructure. The license fee is waived by SRP.

Contract Term
The term of the license will be 25 years. SRP may terminate the license upon delivery of a 90-day written notice.

Financial Impact
There is no financial impact to the City.

Concurrence/Previous Council Action
Ordinance S-36366, adopted on July 1, 2009, authorized the license for the Median Gardens.

Location
31st Avenue, north of Missouri Avenue, and 31st Avenue, south of Bethany Home Road.
Council District: 5

This item was adopted.

25 Authorization to Convey City-owned Property Identified as Excess Real Property (Ordinance S-47013)

Request to authorize the City Manager, or his designee, to convey City-owned property identified as excess real property by quitclaim deed, reserving a public utility easement. Further request authorization to dedicate the easement to public use for public utility purposes via separate recording instrument.

Summary
The City acquired 87 square feet of land intended to be a public utility easement for underground utilities as part of a City project. The final order of condemnation conveyed fee title to the City rather than a public utility easement. The land, located east of 19th Avenue and north of Camelback Road, is erroneously mapped as City right-of-way and is located within a parking lot. The City will convey the land by quitclaim deed back to the original property, currently owned by Trinity Housing Development, LLC, its successors and/or assigns, and will reserve a public utility easement for the underground utilities as part of the conveyance.

Financial Impact
There is no financial impact to the City of Phoenix.

Location
East of 19th Avenue and north of Camelback Road
Council District: 4

This item was adopted.

26 Mobility Vehicles and Vehicle Conversion Services - State of Arizona Cooperative Contract (Ordinance S-47017)

Request to authorize the City Manager, or his designee, to authorize additional expenditures in the amount of $1,967,500 and extend Contract 142114 with Creative Bus Sales through April 30, 2021. The total amount over the life of this contract (2015-21) will not exceed $16,967,500. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
The additional amount requested is for the Public Transit Department's (PTD) new vehicle purchases and vehicle conversion services on behalf of regional grant subrecipients of the Federal Transit Administration's (FTA) Section 5310 - Enhanced Mobility of Seniors and Individuals with Disabilities Program. The PTD also utilizes the contract for the purchase of smaller buses for Dial-A-Ride service and neighborhood circulator routes. The Arizona Department of Transportation is the designated recipient for the FTA's 5310 program for rural and small urban areas in the State and purchases similar vehicles.

Procurement Information
In accordance with Administrative Regulation 3.10, a participating agreement is required when the City uses a cooperative agreement from another public agency. The contract was awarded through the process as set forth in the Phoenix City Code, Chapter 43. Utilization of cooperative agreements allows the City to benefit from national government pricing and volume discounts. The State of Arizona contract covers Mobility Vehicles and Vehicle Conversion Services, and the City adopted the contract with Creative Bus Sales in 2015 for an amount not to exceed $10 million, and later amended the contract up to a value of $15 million as additional and replacement vehicles have been required across the region. The State of Arizona awarded the contract to Creative Bus Sales on Aug. 12, 2015.

Contract Term

The contract amendment will extend the agreement through April 30, 2021.

Financial Impact

With the $1,967,500 in additional funds, the contract's revised aggregate value over the 6-year period is approximately $16,967,500. The City of Phoenix, as the designated grant recipient for FTA grants, will purchase vehicles on behalf of FTA grant sub-recipients using FTA funds allocated to those sub-recipients and local matching funds provided by the sub-recipients. There is no financial impact to the City for vehicles purchased for FTA 5310 Program grant subrecipients.

Funds are available in the Public Transit Department's CIP budget using FTA, Regional Proposition 400, and Transportation 2050 funds for the Dial-A-Ride and Neighborhood Circulator vehicles.

Concurrence/Previous Council Action

Contract 142114 in the amount of $10 million was approved by Formal Council Action on Dec. 2, 2015.

$5 million was added to the contract by Formal Council Action on Aug. 30, 2017.

This item was adopted.

27 Request for City Council to Call to Meet in Executive Session on Specific Dates through June 2021

Request for the City Council to call meetings for the purpose of holding an Executive Session pursuant to Arizona Revised Statutes, section 38-431.03.A, on the following dates at Noon in the East Conference Room, 12th Floor of Phoenix City Hall, 200 W. Washington St., Phoenix, Arizona.

Jan. 12
Jan. 26
Feb. 9
Feb. 23

March 2
March 16
April 13
April 27
May 4
May 18
June 8
June 22

Public Outreach
The Notice and Agenda for these Executive Sessions will be posted no later than 24 hours before each scheduled meeting.

This item was approved.

28 Revise Eligibility Criteria for Small Business Relief Grant Programs (Ordinance S-47029)

Request to authorize the City Manager, or his designee, to expand the eligibility criteria for the Small Business Relief Grant to include additional Phoenix businesses impacted by the COVID-19 pandemic, and to subsequently amend agreements with the Phoenix IDA and Arizona Community Foundation (ACF) to reflect the expanded eligibility criterion. Further request authorization to establish Oct. 30, 2020 as the application deadline for the Small Business Relief Grant and the Microbusiness Resiliency Grant. Funding was authorized by City Council on May 20, 2020 from the City's allocation of the Coronavirus Relief Fund received from the federal government. There is no impact to the General Fund.

Summary
In April 2020, the City, in partnership with the Phoenix IDA and ACF, opened the first round of the Small Business Relief Grant program with $2 million. Nearly 200 Phoenix small businesses were awarded grants up to $10,000. The Phoenix Community Development Investment Corporation also offered $2 million in low-interest loans to some Phoenix small businesses not awarded grants in this initial offering.

In May 2020, the City, in partnership with the Phoenix IDA and ACF, opened the second round of the Small Business Relief Grant as well as two new grant programs: the Microbusiness Resiliency Grant and the

Restaurant Restart Resiliency Grant.

On Aug. 26, 2020, City Council amended the Small Business Relief Grant's and the Microbusiness Resiliency Grant's eligibility criterion that required an applicant business to have been operating in Phoenix since Jan. 1, 2019 to requiring an applicant business to have been operating in Phoenix for at least a year prior to submitting a grant application. As of Oct. 13, 2020, grant awards were as follows.

Small Business Relief Grant ($5 million): To date, this grant has funded 461 businesses for a total of $3.6 million. Applicants for this grant must have fewer than 25 employees and less than $3 million in annual gross sales. Small Business Relief Grant recipients have included: restaurants, manufacturers, auto repair shops, retail stores, fitness studios, and others.

Microbusiness Resiliency Grant ($6 million): To date, this grant has funded 1,361 microbusinesses, solo practitioners, and entrepreneurs for a total of $5.3 million. Applicants for this grant must have five or fewer employees, and less than $1 million in annual gross sales. Microbusiness Resiliency Grant recipients have included: travel agents, hair stylists and barbers, transportation providers, photographers, dry cleaners, nail technicians, accountants, musicians, and others.

Restaurant Restart Resiliency Grant ($1 million): This grant, which closed on June 26, 2020, helped 103 business owners with grants up to $10,000 for expenses related to restarting their businesses, including: buying food, rehiring staff, implementing safety protocols for employees and customers, and resetting floor plans to accommodate social distancing. All funds allocated for this grant have been exhausted.

The original grant eligibility criteria required a business applying for the Small Business Relief Grant to be located in a low-income census tract. Due to the ongoing status of the pandemic, staff proposes removing this restriction. Many business owners contacted through the Community and Economic Development Department's small business outreach efforts

have indicated this eligibility change would allow them to apply for this much-needed financial assistance.

Grant applicants will still need to demonstrate a sales loss of at least 25 percent due to COVID-19 and the City will continue to partner with the Phoenix IDA and ACF for the administration of these grants. ACF will continue to host the bilingual website for grant application submittals, provide customer service in English and Spanish to applicants, assemble and facilitate grant application review panels, notify applicants of grant application status, and distribute funds to grant awardees. Applications will be accepted through Oct. 30, 2020.

Contract Term

The City's existing grant funding agreements with the Phoenix IDA and the ACF will be amended to incorporate the revised eligibility criterion and application deadline.

Financial Impact

Total funding for these two grant programs will not exceed the $11 million previously authorized by City Council. No new funding is being requested.

Concurrence/Previous Council Action

City Council approved funding for the Small Business Relief Grant at its April 30, 2020 Policy meeting. At the May 5, 2020 Policy meeting, City Council approved additional funding to implement grant programs to assist Phoenix’s small businesses, microbusinesses and restaurants. On May 20, 2020, City Council authorized contracts related to these grants with the Phoenix IDA and ACF. On Aug. 26, 2020, City Council authorized grant eligibility expansion.

This item was adopted.

29 Additional Expenditures for COVID-19 Testing (Ordinance S-46997)

Request to authorize the City Manager, or his designee, to add additional pay authority to Embry Women's Health (Agreement 152811), Vincere Physicians Group, PLLC (Agreement 152825), and Rapid Reliable Testing, LLC (Agreement 152881), to provide COVID-19 testing. This item will have an aggregate amount of $750,000. Request further

authorization for the City Controller to disburse all funds related to this item.

Summary
As part of ongoing efforts to provide blitz testing of residents for the COVID-19 virus, the City Manager's Office and supporting departments provide testing events available to all residents; blitz testing events are free to the resident and no person is turned away from the service.

Blitz testing events are offered in every Phoenix City Council District. Special emphasis is used to provide testing in areas that are under-served by conventional medical services and areas where there is a relatively high concentration of positive test results.

Service providers coordinate all areas of the testing service from publicizing the events, coordinating with City staff for cross-promotion, to collecting samples, testing, and notifying residents of the results. The results from testing at these sites are generally available within 72 hours of the test.

Contract Term
The agreements started on or about Aug. 1, 2020 and will continue through Dec. 30, 2020.

Financial Impact
This item will have an aggregate spend of $750,000. Funding is available from the Coronavirus Aid Relief and Economic Security (CARES) Act. There is no impact to the General Fund.

Concurrence/Previous Council Action
Agreements were approved on Council date July 1, 2020.

This item was adopted.

30 Partial Restoration of Bus Service

Request to authorize the City Manager, or his designee, to allow the Public Transit Department to restore the first hour of bus service that had previously been reduced on May 4, 2020, and to allow for the addition of

commuter RAPID routes, as needed, to ensure capacity is available as ridership recovers. Additionally, Public Transit requests authorization to limit passengers to seating on every other row, with installation of appropriate signage designating which seats are "unavailable." Various measures implemented to keep the riding public and transit employees safe (face covering requirements, cleaning protocol enhancements, hand sanitizer dispensers, PPE provision to transit personnel, etc.) will remain in place. Additionally, the installation of permanent bus operator shields will begin soon.

Summary

As a result of the COVID-19 pandemic and a substantial ridership decline, Public Transit, working in concert with Valley Metro, had previously suspended some early-morning and late-night hours of operation, adjusted some commuter route schedules, and designated reduced passenger capacity limits on buses.

Based on an ongoing review of ridership data, passenger feedback, and regional traffic volume data, it is apparent that more people are resuming their use of public transportation. As a result, Public Transit is seeking authorization to restore the first hour of early morning bus service and add trips to commuter routes as warranted by ridership data. If authorized by Council, these actions will be implemented as part of the regularly scheduled "biannual transit service change" on Oct. 26. Public Transit will work with Valley Metro to coordinate changes.

Additionally, Public Transit is seeking to limit bus seating to every other row and install signage designating which seats are "unavailable." With this change, bus operators can more easily enforce passenger limits and distancing. This method of limiting seating to every other row has been an effective method of social distancing on buses for other transit agencies across the country.

Public Transit staff will continue working with Valley Metro and its member agencies regarding a timeline for restoring other service aspects, such as offering late-night service hours, reinstituting front-door bus boardings and fare collection, and expanding light rail service. No changes to these service aspects are requested at this time.

Additional Information

The above changes to bus service are recommended because of an increase in ridership and desire from passengers for more service options and do not lift any other restrictions currently in place. At the Oct. 7, 2020 Formal City Council meeting, staff said it would return to City Council in two weeks with updated data and metrics **(Attachment A)**.

Financial Impact

The cost to restore the first hour of service is estimated to be $7.7 million on an annual basis. Funding is available in the Public Transit Department's operating budget T2050 funds, as the current fiscal year's budget was developed with the presumption that bus service would return to normal, pre-pandemic levels of service.

This item was approved.

31 Authorization to Amend Contract to Accept Additional Emergency Assistance CARES Act Funding from Arizona Community Action Association dba Wildfire (Ordinance S-47021)

Request authorization for the City Manager, or his designee, to amend Contract 152678 and accept additional emergency assistance Coronavirus Aid, Relief and Economic Security (CARES) Act funding from the Arizona Community Action Association dba Wildfire (Wildfire) in the amount of $750,000 for the period beginning June 1, 2020 through Dec. 30, 2020. Further request authorization for the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. There is no impact to the General Fund.

Summary

As part of the strategic plan for the City of Phoenix's $293 million Coronavirus Relief Fund (CRF), the City, through the Neighborhood Services Department, awarded $25.7 million to Wildfire due to its ability to provide utility, rent and mortgage assistance services of this scope and scale during this state of emergency through its existing network.

As the designated Community Action Agency for the City of Phoenix, the Human Service Department (HSD) was, in turn, initially awarded $2 million

by Wildfire to administer utility, rent and mortgage assistance to individuals and families impacted by the COVID-19 pandemic. Households eligible to receive assistance must be able to document that their current financial hardship is due to COVID-19.

The additional funding will allow HSD staff to further support those individuals who have been negatively impacted by the COVID-19 pandemic by providing emergency utility, rent and mortgage assistance.

Procurement Information
The City of Phoenix has obtained all necessary federal waivers to alleviate the need to comply with federal procurement guidelines.

Contract Term
The term of the contract begins June 1, 2020 through Dec. 30, 2020 and may be extended based on continuous need and available funding. Any extension term may be exercised in the discretion of the City Manager or his designee.

Financial Impact
The aggregate value of this contract shall not exceed $2,750,000. Funding is provided from the CARES Act's CRF. There is no impact to the General Fund.

Concurrence/Previous Council Action
On June 24, 2020, City Council authorized staff to enter into contract with Wildfire with Ordinance S-46799.

This item was adopted.

32 Enter into Contract with Trellis Realty, LLC for Flat Fee Multiple Listing Services for Single-Family Homes (Ordinance S-46999)

Request to authorize the City Manager, or his designee, to enter into a contract with Trellis Realty, LLC to provide entry into the Arizona Regional Multiple Listing Service, Inc. (ARMLS) platform for the Housing Department's scattered site properties. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $200,000. There is no impact to

the General Fund.

Summary

The Housing Department owns and operates single-family homes designated as Public Housing. The U.S. Department of Housing and Urban Development (HUD) has approved the City's Section 18 and Section 32 plans, which provide, in part, that the City may dispose of these single-family homes pursuant to certain guidelines. The City's approved Section 18 and 32 plans generally provide that the homes be sold to low-income owner-occupant buyers after rehabilitation although sales are permitted to other qualified buyers in as-is condition when appropriate. For a flat, per-home fee, the Contractor will place the homes on ARMLS, providing significantly more internet exposure to potential buyers than the Housing Department could otherwise generate. The Contractor will maintain an active Broker/Company Real Estate License and meet required continuing educational requirements during the term of the contract.

Procurement Information

Invitation to Bid FY21-086-01 was conducted in according with Administrative Regulations 3.10. Two offers were received by Housing's Management Services Division on Sept. 1, 2020. The following two offers were evaluated based on price, responsiveness to all specifications, terms and conditions, and responsibility to provide the services:

Trellis Realty, LLC
$995 per transaction

Real Estate Partners
$1,250 per transaction

The Housing Department Director recommends that the offer from Trellis Realty, LLC be accepted as the lowest-priced, responsive, and responsible offer.

Contract Term

The initial contract term will begin on or about Nov. 15, 2020 and end on Nov. 14, 2023. The contract may include an option to extend the term of

the contract up to two additional years which may be exercised in the discretion of the City Manager or his designee.

Financial Impact
The aggregate contract value including all optional years will not exceed $200,000 (including applicable taxes). This contract is funded with HUD funds. There is no impact to the General Fund.

This item was adopted.

34 Intergovernmental Agreement for South Mountain Park/Preserve Water Catchment (Ordinance S-47023)

Request authorization for the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the Arizona Department of Transportation (ADOT), not to exceed $5,000, for the costs associated with environmental review and coordination of project construction, executed by the Arizona Game and Fish Department (AGFD) for a wildlife water catchment. Further request authorization for the City Treasurer to accept all funds related to this item. There is no impact to the General Fund.

Summary
The Record of Decision for the South Mountain Freeway Project contained several commitments related to biological resources and maintaining connectivity for wildlife between South Mountain Park/Preserve (SMPP) and the Sierra Estrella Mountains. At the request of ADOT, to fulfill its commitments, AGFD will construct a wildlife water catchment located within SMPP (**Attachment A)** and the City will complete the environmental review and coordination, including cultural consultation and coordination.

ADOT has federal funds for the completion of the South Mountain Freeway Project, to include the water catchment project in SMPP. ADOT will contribute an amount not to exceed $50,000 to AGFD for the construction of the water catchment project; and an amount not to exceed $5,000 to the City for the environmental review and coordination. If additional funds are needed for the completion of the project, AGFD will utilize grant funding, as necessary, and be responsible for amounts in

excess of the ADOT contribution.

Contract Term
The terms, conditions and provisions of this IGA shall remain in full force and effect until completion of the project and all related deposits and/or reimbursements are made, but no later than three years from the date of execution of this IGA.

Financial Impact
There is no impact to the General Fund. ADOT will contribute federal funds in an amount not to exceed $5,000, to the City for the environmental review and coordination.

Concurrence/Previous Council Action
The proposed IGA for City Council authorization was an information item on the Aug. 27, 2020 Parks and Recreation Board meeting agenda.

Location
The water catchment project is located within the South Mountain Park/Preserve, near multi-use Crossing 3.
Council District: 8

This item was adopted.

35 Request Authorization to Amend Ordinance to Extend Community Development Block Grant Funded Contract Terms with Local Non-Profits (Ordinance S-47003)

Request authorization for the City Manager, or his designee, to amend Ordinance S-45677 to extend the term of the Community Development Block Grant (CDBG) Public Service contracts with Homeward Bound and The Opportunity Tree, and Public Facilities contracts with Boys & Girls Clubs of Metropolitan Phoenix, Human Services Campus and Arizona Recreation Center for the Handicapped for one additional year. Further request authorization for the City Controller to disburse all funds related to this item for the life of the contracts.

Summary
In December of 2018 Council approved 17 Community Development

Block Grant applications previously reviewed an recommended by the 11-member Community Development Review Committee, an independent and volunteer committee appointed by the Mayor totaling $780,518. The 17 contracted agencies are broken into two categories, Public Service Projects, where low- and moderate-income individuals are provided direct services; and Public Facilities Projects, where physical facilities are improved upon to provides services to low- and moderate-income individuals.

The requested extensions are necessary to allow five local non-profit agencies time to complete their FY 2019-20 CDBG funded projects. Homeward Bound and The Opportunity Tree requested additional time due to on-site operational interruptions as a result of the Coronavirus pandemic. Both agencies served their clients in-person originally, but were forced to modify their service delivery due to the pandemic, which impacted their ability to expend funds within the contract term. The Public Facilities projects require extensions due to delays at various points during their project schedule. The additional time will enable these agencies to continue to provide critical services to vulnerable residents of Phoenix, which is especially needed during these challenging times.

A one-year contract term extension is requested for the following local non-profit agencies and projects, which total $483,252 of the awarded funds:

Public Service

Homeward Bound, Healthy Meals: $26,520

The Opportunity Tree, Vocational Training Program for the New Economy: $30,000

Public Facilities

Boys & Girls Clubs of Metropolitan Phoenix, Spencer D & Mary Jane Stewart Branch Security Initiative: $134,400

Human Services Campus, Lodestar Day Resource Center Restroom Restoration: $142,332

Arizona Recreation Center for the Handicapped, Invest in Us! An Energy Efficient Upgrade: $150,000

Contract Term
The term of the contract began on July 1, 2019 through June, 30,2020 will extend through June 30, 2021.

Financial Impact
There is no impact to the General Fund; these programs are funded by the Community Development Block Grant.

This item was adopted.

36 Foreign-Trade Zone Application Process Improvements (Resolution 21870)

Request to authorize the City Manager, or his designee, to submit all future applications to the Foreign-Trade Zones Board of the U.S. Department of Commerce to streamline the Foreign-Trade Zone (FTZ) application process and provide a more efficient delivery of service for applicants not requesting property tax reclassification for FTZ property located within the City of Phoenix. Also request authorization for the City Manager, or his designee, to enter into Foreign-Trade Zone Operations Agreements and any other necessary documentation with future applicants. Further request authorization for the City Treasurer to accept funds related to this item. There is no expense impact to the General Fund with this action.

Summary
The City of Phoenix ("Zone Grantee") received a Grant (Board Order No. 185, dated March 25, 1982) from the Foreign-Trade Zones Board (the "Board") to establish FTZ No. 75; the alternative site framework format for FTZ No. 75 was approved by the Board on Oct. 7, 2010, in Board Order No. 1716, and published on Oct. 20, 2010 in 75 Fed. Reg. 64708.

A Grant of authority is a document issued by the Board that authorizes a zone grantee to establish, operate and maintain a zone, subject to limitations and conditions specified in 15 Code of Federal Regulations (“CFR”) part 400-FTZ Regulations and in 19 CFR part 146. The authority to establish a zone includes the responsibility to manage it. The service territory for FTZ 75 includes Maricopa County, and portions of Pinal and Yavapai Counties. FTZ provides valuable incentives for companies to

manufacture and operate in the U.S., rather than in foreign countries.

Currently, each new FTZ application is brought to a City Council Formal meeting for authorization to submit an application and enter into all necessary legal documentation. Adding each application request to a City Council meeting agenda adds unnecessary delay for the client and puts Phoenix at a competitive disadvantage. The request for this action to streamline the FTZ application process is a standard practice as other national grantees have blanket approval to sponsor new applications without having to obtain individual City Council/Board approvals and provides efficient delivery of service for applicants not requesting property tax reclassification benefit for FTZ property located within Phoenix.

If property tax reclassification for activated Foreign-Trade Zones pursuant to Arizona law (A.R.S. 42-12006) is requested for any site within the City of Phoenix boundaries, a request will be placed on a City Council meeting agenda for consideration and authorization.

If approved, City staff will process future applications assuring all necessary requirements are completed by the client prior to submission of each application to the Foreign Trade Zones Board including tax concurrence letters for sites outside of Phoenix, when applicable.

Contract Term

Each new contract term will be 20 years unless the FTZ designation terminates sooner.

Financial Impact

The City will incur no costs associated with this request. FTZ Operators pay annual fees to the City of Phoenix to administer the FTZ.

This item was adopted.

39 Gamewell Fire Alarm System Testing, Inspection, Maintenance, Repair, Design and Modify (Ordinance S-47016)

Request for additional payment authority for Contract 149249 Metro Fire Equipment Inc. for Fire and Life safety supplies, equipment, and related services in an amount not to exceed $700,000. Further request

authorization for the City Controller to disburse all funds related to this item.

Summary

For $700,000 in additional payment authority for Contract 149249 for testing, inspection, maintenance, repair, design and modification of the existing Fire and Life Safety Systems for the Phoenix Convention Center Department. The additional funds are necessary to continue the inspection, maintenance and modification of the system due to planned and unforeseen projects. The annual test and inspection of the fire, life-safety systems identify areas that require design and modification to meet current fire codes. When conducting annual inspections, areas were discovered not up to code and corrected immediately. Additionally, one new project related to the COVID-19 pandemic requires touch-free door holds to be interfaced with the existing fire alarm system. Also, repair and replacement of sprinkler piping ranging from 1.25" to 10” in diameter are needed periodically. Many of these repairs require scaffolding, scissor-lifts, temporary water manifold systems, and the removal of ceilings to perform the repairs. The additional funding will cover the remaining term of the contract which expires on Jan. 22, 2024.

Contract Term

The five-year term started on Jan. 23, 2019 and is valid through Jan. 22, 2024.

Financial Impact

The additional funds will not exceed $700,000, and the revised aggregate value of the contract will not exceed $1,450,000. Funds are available in the Phoenix Convention Center Department budget.

Concurrence/Previous Council Action

This contract was originally approved by City Council on Jan. 23, 2019.

Location

Phoenix Convention Center, 100 N. 3rd St.
Council District(s): 7, 8

This item was adopted.

40 **Additional Expenditures for Fire Fighting Protective Hoods, Cooperative (City of Tempe) - Requirements Contract (Ordinance S-47010)**

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 146399, with United Fire Equipment Company, dba Matlick Enterprises for the purchase of Fire Fighting Protective Hoods for the Phoenix Fire Department (PFD) in the amount of $225,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Fire Protective Hoods are used by the Phoenix Fire Department to protect the head and neck against extreme heat, hot particles and other hazards encountered during a fire. The additional funds are due to increased hiring of new firefighters over the past two years and replacement of old and damaged hoods. The protective hood is essential personal protective equipment (PPE) to firefighter protection and safety in high atmospheric temperatures. This PPE gear is a critical part of the firefighters protective gear and of the Fire Department's efforts to provide life safety services to the public.

Contract Term

The contract term is Dec. 1, 2017 through Nov. 30, 2022.

Financial Impact

Upon approval of $225,000 in additional funds, the revised aggregate value of the contract will not exceed $531,752. Funds are available in the Fire Department's budget.

Concurrence/Previous Council Action

Contract 146399 was originally approved by City Council on Nov. 15, 2017.

This item was adopted.

41 **Authorization to Enter into Agreements with Federal Bureau of Investigation to Support Child Exploitation and Human Trafficking Task Force Investigations (Ordinance S-47012)**

Request authorization for the City Manager, or his designee, to allow the Police Department to enter into a Memorandum of Understanding and Cost Reimbursement agreement with the Federal Bureau of Investigation (FBI) in support of the Child Exploitation and Human Trafficking Task Force (CEHTTF) investigations. The Cost Reimbursement agreement will reimburse the Police Department for police services for four police officers at $19,180.25 per-officer per-year, not to exceed $76,721 annually. Further request authorization for the City Treasurer to accept all funds related to this item.

Summary

The Police Department has engaged in numerous successful interagency agreements with the FBI in an effort to combat crimes against children in the metropolitan Phoenix area. The mission is to provide a rapid, proactive, and intelligence driven investigative response to the sexual victimization of children as well as other crimes against children. The CEHTTF provides support to identify and rescue child victims, to reduce the vulnerability of children to sexual exploitation and abuse and to strengthen the capabilities of the FBI and federal, state, local, and international law enforcement through training, intelligence sharing, technical support, and investigative assistance. Through the implementation and support of the CEHTTF, the Police Department is reimbursed for task force member's overtime. The agreement does not reimburse for related fringe benefits.

Contract Term

Valid from date of execution until one party cancels.

Financial Impact

Total funding reimbursement to accept up to $76,721 annually over the life of the contract.

This item was adopted.

43 Authorization to Amend Ordinance for Arizona Health Care Cost Containment System in Support of Arizona State Opioid Response Grant (Ordinance S-47025)

Request authorization for the City Manager, or his designee, to amend the current ordinance (S-46296) with the Arizona Health Care Cost Containment System (AHCCCS) in support of the Arizona State Opioid Response grant. Authorization of the amendment will change the contract term. Further request authorization for the City Treasurer to accept, and the City Controller to disburse, all funds related to this item.

Summary

AHCCCS received a $30.8 million grant from the Substance Abuse and Mental Health Administration to address the opioid epidemic in the State of Arizona. The objective of the grant is to develop and support state, regional and local level collaboration and service enhancements to develop and implement best practices to comprehensively address the full continuum of care related to opioid misuse, abuse and dependency.

Ordinance S-46296 authorized an agreement with the Arizona Health Care Cost Containment System through Sept. 29, 2020. The amendment will extend the agreement through Sept. 29, 2021. All other items will remain unchanged.

Contract Term

Oct. 22, 2019 through Sept. 29, 2021.

Financial Impact

AHCCCS provides up to a maximum of $150,000 in funding under this agreement.

Concurrence/Previous Council Action

This item was approved by City Council at the Jan. 8, 2020 meeting.

This item was adopted.

44 Peak Supply Chain Solutions Inc. Facility Lease at Phoenix Sky Harbor International Airport (Ordinance S-47019)

Request to authorize the City Manager, or his designee, to enter into a Facility Lease Agreement for up to 11,520 square feet of cargo bay space with Peak Supply Chain Solutions, Inc. (Peak) at Phoenix Sky Harbor International Airport for three years with one, two-year renewal option. Estimated revenue to the City over the term will be approximately $705,020.

Summary

Peak is a contractor for United Parcel Services Inc. (UPS), contracted to process UPS's United States Postal Service mail contract. Peak currently occupies 11,520 square feet of cargo bay space within West Air Cargo Building A, Bays 21-26 under a Temporary License Agreement. Peak is seeking to enter into a Facility Lease Agreement for this space.

Contract Term

The term will be for three years with one, two-year renewal option to be exercised at the sole discretion of the Aviation Director.

Financial Impact

Rent for the first year of the Facility Lease will be up to $141,004 ($12.24 per square foot). Rent will be adjusted annually based on the Airport's Rates & Charges program. Total anticipated revenue over the term, if all options are exercised, will be approximately $705,020.

Concurrence/Previous Council Action

This item was recommended for approval by the Phoenix Aviation Advisory Board on Sept. 17, 2020, by a vote of 7-0.

This item was recommended for approval by the Transportation, Infrastructure and Innovation Subcommittee on Oct. 7, 2020, by a vote of 3-0.

Location

Phoenix Sky Harbor International Airport, 3400 E. Sky Harbor Blvd.
Council District: 8

This item was adopted.

45 Facility Lease with Civil Aviation Training Solutions, Inc. at Phoenix Sky Harbor International Airport (Ordinance S-47022)

Request to authorize the City Manager, or his designee, to enter into a facility lease agreement with Civil Aviation Training Solutions, Inc. (CAE) for property located at 1950 E. Buckeye Road for a term of five years, with one five-year renewal option. Total anticipated revenue over the term, if all options are exercised, will be approximately $4,660,657.

Summary

CAE has requested to lease 48,498 square feet of office, parking and

Simulator (SIM) Bay space located at 1950 E. Buckeye Road for the purpose of commercial pilot trainings. CAE currently subleases this space from American Airlines (AA) who currently leases the property under a Ground Lease with the Aviation Department (AVN). The AA Ground Lease will terminate effective Feb. 4, 2021 and AA has expressed they will not renew this lease.

Contract Term

The term will be five years, with one five-year renewal option to be exercised at the sole discretion of the Aviation Director.

Financial Impact

Rent for the first year will be $932,131 ($18.70-per-square-foot), plus applicable tax, adjusted annually by the Consumer Price Index (CPI) using the Phoenix-Mesa-Scottsdale index. Total anticipated revenue over the term, if all options are exercised, will be approximately $4,660,657.

Concurrence/Previous Council Action

This item was recommended for approval by the Phoenix Aviation Advisory Board on Sept. 17, 2020, by a vote of 8-0.

This item was recommended for approval by the Transportation, Infrastructure and Innovation Subcommittee on Oct. 7, 2020 by a vote of 3-0.

Location

1950 East Buckeye Road
Council District: 8

This item was adopted.

46 Capitol/I-10 West Light Rail Extension Phase I Recommendation

This report requests City Council approval to amend the Phase I Locally Preferred Alternative (LPA) for the Capitol/I-10 West Light Rail Extension to Concept C, the 18th/19th Avenue option as provided in this report in **Attachment A**.

Summary

In partnership with Valley Metro, City of Phoenix staff is recommending a revised Phase I light rail alignment for the Capitol/I-10 West (CAP/I-10W) light rail extension, connecting the South Central/Downtown Hub to the

Arizona State Capitol (**Attachment A**) area, as outlined below.

The recommended Phase I alignment is based on community preferences following comprehensive stakeholder engagement with two series of public outreach efforts conducted in 2020, as well as the results of extensive technical analysis.

The CAP/I-10W project is part of the expanded light rail system outlined in the voter-approved Transportation 2050 (T2050) plan.

Phase I Alignment Recommendation:
In 2012, the Phoenix City Council approved the current LPA as shown in **Attachment B**. In 2016, the Council and Valley Metro Rail Board of Directors approved a phased approach to the project; Phase I will connect downtown Phoenix to the State Capitol area, and Phase II will extend the system farther west along I-10 to 79th Avenue.

Technical Analysis Summary:
Opportunities to refine the CAP/I-10W project emerged due to robust downtown development and the evolution of the South Central Extension/Downtown Hub project. Accordingly, the route between downtown Phoenix and the State Capitol along Jefferson Street has been reevaluated, with options presented and input solicited from the public and other area stakeholders.

Based on further technical analysis, the use of Washington Street, (as opposed to the double-track on Jefferson Street as identified in the previous LPA), was given further consideration recognizing the volume of residential and employment land uses in proximity to Washington Street, as well as the opportunity to provide an improved connection to Phase II.

During the Phase I reassessment process, Valley Metro identified and evaluated five potential Phase I alignments:
2012-approved LPA Route (double-track on Jefferson Street, west of 8th Avenue).
Washington Street double-track (double-track on Washington Street, west of 3rd Avenue).*
Concept A (double-track on Washington Street, west of 8th Avenue).

Concept B (15th Avenue loop).
Concept C (18th/19th Avenue loop).
*As a result of a study and design challenges that demonstrated significant negative impacts to the downtown core, this option was removed.

The technical analysis revealed that Concept C (**Attachment A**) outperformed the other options given the benefits of the 18th/19th Avenue Loop compared to other Phase I options, including:
Serving more residential and employment centers, maximizing potential ridership and access for current and future users.
Higher operational efficiencies and optimal preparation for a future connection to Phase II.
Lower impacts to historic and government properties.
Mitigated impacts to bus operations and other vehicular traffic.
Greater opportunity to implement Council-approved Complete Streets concepts and multimodal transportation elements along both Washington and Jefferson Streets.

Concurrent with the technical evaluation, the project team pursued an extensive public engagement effort that included:
Meetings with community groups.
Meetings with key stakeholders and businesses along the corridor, including State government representatives.
Participating in community events.
Conducting a series of public meetings.

<u>Public Meeting Summary:</u>
In response to direction from the Phoenix City Council in April 2019, Valley Metro hosted two series of public meetings to engage the community for input on the project.

Public input was requested on three topics: 1) the Phase I leading option; 2) a potential Phase II extension to Desert Sky Mall; and 3) options for high-capacity, high-frequency transit types in Phase II.

In January 2020, Valley Metro held three public meetings (two in English and one in Spanish) to present the four Phase I options (2012 LPA

Route and Concepts A, B and C). Respondents expressed the greatest support for the 18th/19th Avenue Loop option (Concept C) as the selected Phase I route, with approximately 54 percent of the 183 surveys received favoring Concept C over the other three options. The results of these meetings were utilized to refine the public meeting materials for the next round of public meetings.

Due to the COVID-19 pandemic, online meetings were made available to the public from May 27, 2020 through June 30, 2020 by visiting the project website at valleymetro.org/capitol. Questions and comments could be submitted at any time during the comment period, and all information was presented in English and Spanish. Additionally, four live (call-in) meetings were conducted (two in English and two in Spanish) on June 16, 2020 and June 20, 2020. In total, 356 people participated via either the online public meeting or live, call-in sessions, with 183 individuals responding to the survey.

Given the advantages of Concept C compared to the other Phase I options and the results of the January 2020 public meetings, the May/June online public meeting presented Concept C as the “leading alternative,” asking the public to document whether they felt “positive,” “neutral” or “negative” toward the option. Out of the 183 responses received from the May/June online meeting survey, 67 percent of respondents expressed feeling positive about Option C as the leading alternative, with 19 percent neutral and 14 percent negative.

Regarding Phase II of the project, at the May/June 2020 public meeting, Valley Metro also provided information regarding a potential extension to Desert Sky Mall (**Attachment C**). In response, 77 percent of the 198 survey respondents felt positive about adding this extension to the project, with 14 percent neutral and 9 percent negative.

The survey also sought input on Phase II transit type options (light rail compared to an exclusive bus way). Of the 149 responses to this question, 75 percent stated they preferred light rail over exclusive bus way, with 16 percent preferring the bus way and 9 percent with no preference.

Valley Metro is continuing technical analysis for Phase II with the intent of completing the analysis toward the end of 2020.

Next Steps:
If approved by Council, Valley Metro and City of Phoenix staff will begin the environmental assessment process for the revised Phase I alignment. Staff will also continue to evaluate Phase II, with focus on the following elements:
Complete analysis of transit types, financial analysis and funding opportunities.
Evaluate extending Phase II to Desert Sky Mall.
Continue discussions with West Valley communities.

The results of these evaluations are anticipated to be presented in late 2020/early 2021.

Concurrence/Previous Council Action
On Sept. 24, 2020, the Citizens Transportation Commission voted to recommend approval of Concept C, as the amended Phase I Locally Preferred Alternative for the Capitol/I-10 West Light Rail Extension by a vote of 9-1.
This item was recommended for approval at the Transportation, Infrastructure and Innovation Subcommittee meeting on Oct. 7, 2020, by a vote of 4-0.

Location
Phase I will extend light rail from downtown Phoenix west to the State Capitol Complex. Phase II will extend north to I-10 and along I-10 West to 79th Avenue and the West Phoenix area.
Council Districts: 4, 5 and 7

This item was withdrawn.

47 Transit Scheduling and Dispatch Software Upgrade - Professional Services Agreement and Associated License Agreement (Ordinance S-46994)

Request to authorize the City Manager, or his designee, to enter into a technology consulting professional services agreement with GIRO, Inc. (GIRO) to upgrade the region’s transit scheduling and vehicle dispatch

software (HASTUS) from version 2013 to version 2020 for support of bus and light rail services, and to enter into an associated license agreement for the necessary rights and authority for access and use of the software. Request also to exempt the provisions of Phoenix City Code sections 42-18(B) and (C) to limit indemnity and legal remedies. Further request to authorize execution of amendments to these agreements, 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 professional services agreement's total value will not exceed $1,995,584 (including taxes and all licensing fees).

Summary

The HASTUS scheduling and dispatch software is a critical component of the region's bus and light rail transit service planning, scheduling, and service monitoring and management by city, Valley Metro, and contractor staffs. The software feeds critical information into the City's Computer Aided Dispatch and Automatic Vehicle Location (CAD/AVL) system and enables transit planners and schedulers from the City and Valley Metro to create bus and rail schedules and plan region-wide transit services. Contracted service providers in the region also use HASTUS in support of their payroll and their quarterly employee bidding processes. As a part of this upgrade, a planning module is being added to provide regional transit staff with improved bus planning and scheduling tools. HASTUS is the proprietary product of GIRO. This item has been reviewed and approved by the Information Technology Services Department.

Procurement Information

The Public Transit Department (PTD) and its regional transit partners currently use the 2013 version of HASTUS, as installed and licensed by GIRO. PTD staff has recently worked with GIRO to negotiate a professional services agreement for the region to implement an upgrade to the HASTUS software (to version 2020). The upgraded software includes the NetPlan module to plan and test new and revised service levels on major routes or route segments.

Under City Code section 43-11(D) and the City's Administrative Regulation 3.10, the competitive procurement process was waived as a result of a Determination Memo citing GIRO as the sole source for its services. GIRO does not certify other vendors to provide services for its

proprietary HASTUS software.

PTD requests a waiver from Phoenix City Code section 42-18(B) for the professional services agreement and associated license agreement. In negotiating these agreements, GIRO seeks to limit the City's ability to obtain legal remedies and damages. If the City Council approves this waiver, GIRO's liability under the professional services agreement would be limited to the service fees received by GIRO from the City, and GIRO's liability under the associated license agreement would be limited to the license fees received by GIRO from the City, with no limitation of liability for bodily, intentional, or reckless injuries caused by GIRO.

PTD also requests a waiver from Phoenix City Code section 42-18(C) for the professional services agreement. In negotiating this agreement, GIRO seeks to restrict the standard indemnification terms. GIRO will agree to defend and indemnify the City for liability arising out of GIRO's negligent or willful acts, but not liability attributed to the City's conduct. If the City Council approves this waiver, allegations of any City wrongdoing arising out of this agreement will require the City to pay for defense and resolution of any resulting claims asserted against the City.

Contract Term

The professional services agreement shall have a two-year term, beginning on or about Oct. 1, 2020. The associated license agreement for access and use of the software will continue in perpetuity.

Financial Impact

The professional services agreement's total cost will not exceed $1,995,584 (including taxes and all licensing fees). The associated license agreement will not include any costs. Funds are available in the Public Transit Department's CIP budget, using Federal Transit Administration and Transportation 2050 funds. PTD will also recover a portion of the costs for supporting this software on behalf of the region through its intergovernmental agreements with other regional transit providers.

Concurrence/Previous Council Action

This item was recommended for approval at the Transportation,

Infrastructure and Innovation Subcommittee meeting on Oct. 7, 2020, by a vote of 3-0.

This item was adopted.

51 Agreement with Arizona Department of Economic Security for Cafeteria Services in Phoenix City Hall Building (Ordinance S-47008)

Request to authorize the City Manager, or his designee, to enter into an agreement with the Arizona Department of Economic Security (ADES) Business Enterprise Program (BEP) for provision and operation of cafeteria services in Phoenix City Hall. There is no financial impact to the City for this item.

Summary

Pursuant to Arizona Revised Statutes §23-504, BEP operators have a priority for merchandising business on State, County, or other local government property for business operations providing cafeteria services. This agreement assigns licensed BEP operator(s) responsibility to operate cafeteria services in full capacity, in accordance with Arizona Revised Statutes §23-504, Arizona's "mini-Randolph-Sheppard Act." This agreement is for cafeteria services located in Phoenix City Hall, on the 10th floor.

Contract Term

This contract will have an initial five-year term starting on or about the date of last signature, with two five-year option terms, for a total contract term of 15 years.

Financial Impact

Arizona Revised Statutes §23-504 does not allow a municipality or local government to charge BEP operators rent or other assessments associated with the use or occupancy of space for operation of cafeteria services over the life of the contract.

Location

Phoenix City Hall, 200 W. Washington St.
Council District: 7

This item was adopted.

54 Additional Expenditures for Cooling Tower Water Treatment Services (Ordinance S-47028)

Request to authorize the City Manager, or his designee, to add additional expenditures to the contract with Western Waters Technologies, Inc. (Contract 143012) in an amount up to $35,000, to provide mandatory monthly testing and water treatment services on City-owned boilers and chillers. Further request authorization for the City Controller to disburse all funds related to this item. The revised aggregate value of the contract will not exceed $660,000.

Summary

This contract is used to maintain mandatory monthly testing and water treatment programs for City-owned chillers and boilers that are in operation. The chillers and boilers are components of heating, ventilation, and air conditioning (HVAC) systems. The water treatment program prevents fouling of the systems due to scale formation, limits corrosion, biological growth, slime and other general fouling of all water surfaces, passages, storage tanks, basins, heat exchangers, piping, and associated equipment. Public Works is responsible for City-owned HVAC systems and this contract provides required maintenance to components of those systems.

Contract Term

The initial three-year term of the contract began on June 1, 2016, with one two-year option to extend, for a total contract term of five years.

Financial Impact

Upon approval of $35,000 in additional funds for the Public Works Department, the revised aggregate value of the contract will not exceed $660,000. Funds are available in the Public Works Department's budget.

Concurrence/Previous Council Action

The contract is the result of solicitation IFB 16-118 awarded by Formal Council action on June 1, 2016, with an estimated aggregate amount of $625,000.

This item was adopted.

55 MOU with APS on Climate Action, Renewable Energy and Electric

Vehicles (Resolution 21875)

Request to authorize the City Manager, or his designee, to execute a Memorandum of Understanding (MOU) between the City of Phoenix and Arizona Public Service Company (APS) that commits to a five-year collaboration developing joint actions in support of common sustainability goals, with a particular focus on actions related to renewable energy, electric vehicles, tree planting and local air quality. There is no financial commitment associated with this item.

Summary

In January 2020, APS announced a commitment to produce 45 percent of its energy from renewable sources by 2030 as well as a goal of carbon-neutrality by 2050. Given the alignment between the City and APS sustainability goals, the City approached APS seeking its interest in a five-year MOU with a commitment to produce an annual work plan to accelerate action towards our common sustainability goals.

In many other communities, cities with ambitious climate-related goals have bypassed their local utility by enabling community choice aggregation (CCAs) in order to procure the energy needs of their residents direct from the market. In other cases cities have sought to municipalize the utility in their local jurisdiction. It is common for cities and utilities to have a poor working relationship when their goals are not aligned. However, an emerging strategy is to leverage the extensive experience of the utility as an energy provider and establish a formal MOU to request the utility's assistance in achieving ambitious city aspirations and goals. For example, Salt Lake City recently established an MOU with its utility to work together in changing state policy to favor renewable energy. Likewise, Xcel Energy, active in nine U.S. states, has altered its past opposition to renewable energy and is now actively seeking MOUs with municipalities in its service territory to achieve carbon neutrality.

The Xcel Energy MOU was used as the template for the MOU now being proposed by the City of Phoenix and APS.The proposed non-binding MOU, included as **Attachment A**, is intentionally broad in scope, to include support for social, economic and environmental sustainability goals, and will prioritize actions in vulnerable communities. Potential joint

actions may include utility-scale solar projects, community-scale solar in low income communities, electric vehicle (EV) and EV charging programs, new microgrids at City facilities, tree planting projects, and energy storage.

APS has expressed a strong interest in this MOU, and is now also encouraging other cities to establish similar MOUs. The City of Flagstaff, for example, recently signed an MOU modeled after the proposed City of Phoenix MOU, to seek APS support for its climate-related goals.

Contract Term

The MOU will remain in effect for five years from the date of signing, but could be cancelled with 60 days notice by either party.

Financial Impact

There is no financial impact associated with this item.

This item was adopted.

56 Bishop Henry Lee Barnwell Proposed Ceremonial Street Signage

Request City Council approval to install ceremonial street signage recognizing Bishop Henry Lee Barnwell at the intersection of 19th Avenue and Roeser Road.

Summary

Based on biographical information provided by Bishop Barnwell's daughter Darlene Barnwell, Henry Lee Barnwell was born in 1934 in Blountstown, Florida, as the only child of Deacon Leroy and Eula Houston. Several experiences as a child led to his lifelong dedication to civil rights, social justice, and community advancement. He joined the United States Air Force to serve his country and completed a tour in Vietnam. During his service in the military, Technical Sergeant Barnwell received numerous awards, including the Expert Rifleman Award, National Defense Award, Heroism Award, Air Force Airman Medal, Air Force Good Conduct Award, and numerous other commendations. It was while he served in the military that Arizona became his home.

After being stationed in Chandler, Arizona, he strengthened his relationship with Jesus Christ under his mentor Pastor H. Y. Stevenson and answered the call to ministry. In 1966, Reverend Barnwell began his

service as senior pastor of First New Life Missionary Baptist Church in Phoenix, Arizona, which at the time served about 30 members. The congregation grew to more than 1,000 members before his retirement after 40 years in ministry. He was ordained a bishop in 1999. Bishop Barnwell remained committed to the congregation of First New Life Missionary Baptist Church by serving as pastor emeritus until his passing.

Bishop Barnwell shared his wisdom and faith with countless people both inside and outside the church. He had an amazing ability to engage with and influence people from every walk of life. As such, he was consistently called upon to take many positions in the community and allowed his passion for people to make him a bridge builder and reconciler. When groups were at a stalemate, Bishop Barnwell was able to gather all involved to the table and gain resolution in such a way that all felt heard and valued. Recalling the experiences he witnessed as a child led Bishop Barnwell to be a lifelong supporter of civil rights and social justice. He was able to channel his passion and leverage his relationships with stakeholders from various governmental, community, and clergy arenas to fight for civil and social justice for all.

Bishop Barnwell's love for the community was evident in all that he did. He served as a chaplain at the Adobe Mountain School for young men within the Arizona Department of Juvenile Corrections System. The Adobe Mountain Chapel was dedicated in Bishop Barnwell's honor in 2009. Bishop Barnwell provided counseling for the young men and teaching for chaplains at the school. He also was a strong advocate for much-needed supplies, donations, volunteers, and chaplains for the school. When Bishop Barnwell saw a need in the community, he was never afraid to speak up and fight for fulfillment of that need. This was evidenced in the work he did to get a traffic signal placed at the intersection of 19th Avenue and Roeser Road.

Bishop Barnwell's humanitarian and religious efforts reached well beyond the inner city. He served as president of the Interdenominational Ministry Alliance of Phoenix, Bible instructor of Zion Rest District Association, regional director for (Arizona and Mexico) National Evangelism Movement and first vice-president of the General Missionary Baptist State Convention of Arizona. Additionally, he conducted religious workshops

through the United States, Canada, and Trinidad.

Bishop Barnwell also served as a board member of BridgeBuilders International, Phoenix Opportunities Industrialization Center, St. Mary's Food Bank, the Mayor's Human Relations Commission, and the Sheriff's Religious Advisory Committee of Maricopa County.

Perhaps his most championed cause was his efforts to declare Dr. Martin Luther King, Jr. 's birthday a state holiday in Arizona. After working along with several others, Bishop Barnwell saw the first holiday for Dr. Martin Luther King, Jr. realized in Arizona in 1993.

Bishop Barnwell was the recipient of numerous awards recognizing his contributions to our community. Those awards include:

Recognition from the Maricopa County Branch of the National Association for the Advancement of Colored People for his service and community support.
The Calvin C. Goode Lifetime Achievement Award.
The Blue Cross Blue Shield Ageless Hero Award.
Named Arizona Pastor of the Year in 1989 and made an "Honorary Citizen" of Tucson, Arizona.
Bishop Barnwell received the Living Legends Award from the Dr. Martin Luther King, Jr. Holiday Committee.

Bishop Barnwell never let his age hinder him from the critical work needed for civil rights and social justice. He always believed persistence of these efforts and trust in the Lord would result in justice for all. To this very day, those who knew him still respond as he would when greeted: "Trusting in the Lord!".

The blue ceremonial signs will be placed on the mast arms of the northeast and southwest traffic signal poles at 19th Avenue and Roeser Road.

Financial Impact

The fabrication and installation costs of the ceremonial signs will be funded by Council District 4.

Location
19th Avenue and Roeser Road
Council Districts: 7 and 8

This item was continued to the Nov. 4, 2020 City Council Formal Meeting.

58 Authorization to Amend Streetlight Infrastructure Maintenance Contract (Ordinance S-46998)

Request to authorize the City Manager, or his designee, to approve additional expenditures under Agreement 149070 with Power Tech Contracting LLC, for streetlight infrastructure maintenance services for the Street Transportation Department. Further request authorization for the City Controller to disburse all funds related to this item in an amount not to exceed $1.35 million, with a total not to exceed amount of $8,272,425.

Summary
Power Tech provides all required material, equipment, transportation and services necessary for the complete installation, operation and maintenance of approximately 93,000 streetlights and 3,600 decorative and specialty light fixtures on an as-needed basis within the public rights-of-way. The increase in streetlight infrastructure maintenance expenditures, such as back-end electrical repairs, is mainly attributed to the Department working more proactively to identify streetlight outages. The streetlight infrastructure maintenance is not for repairs to LED streetlight fixtures, which are currently under warranty. The City's non-decorative streetlight fixtures were all recently converted to LED fixtures which have a 10-year manufacturers warranty, so any LED light fixture outages or issues are repaired under the warranty. Following the completion of the LED fixture conversion project, Street Transportation and Power Tech have needed to address streetlight infrastructure maintenance issues such as wiring, fuses, and power circuits.

Procurement Information
The original contract with Power Tech was procured in accordance with Administrative Regulation 3.10 and will expire on Dec. 31, 2023.

Contract Term

The five-year contract term for Agreement 149070 began on Jan. 1, 2019.

Financial Impact

Upon approval of additional funds, the contract value will be increased by $1.35 million for a total not to exceed amount of $8,272,425. Funds are available in the Street Transportation Department's budget.

Concurrence/Previous Council Action

City Council approved the original contract with Power Tech (Ordinance S-45231) on Dec. 12, 2018.

This item was adopted.

59 Intergovernmental Agreement with Maricopa County Parks and Recreation Department for Co-Location of Sun Circle Trail Alignment (Ordinance S-47002)

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the Maricopa County Parks and Recreation Department to allow the County to co-locate the alignment of Sun Circle Trail within the public right-of-way and to install and maintain signage stating "Sun Circle Trail" on City sign posts along the trail alignment. Further request an exemption of the indemnification prohibition set forth in Phoenix City Code section 42-18 for a governmental entity pursuant to Phoenix City Code section 42-20. There is no financial impact for this request.

Summary

This agreement will allow the Maricopa County Parks and Recreation Department to co-locate its Sun Circle Trail alignment within the City's right-of-way along 111th Avenue from Indian School Road to Bethany Home Road utilizing the City's existing bike lanes and sidewalk. The Sun Circle Trail is one of six National Recreation Trails (NRT) in Maricopa County and one of its oldest. It was constructed in 1964 and obtained the NRT status in 1977. The County will provide, install and maintain signs stating "Sun Circle Trail" on City posts along this specific alignment in the public right-of-way.

Contract Term

The term of the IGA will begin on the date of execution of the agreement

and will continue until terminated by either party.

Financial Impact
There is no financial impact to the City of Phoenix.

Location
111th Avenue from Indian School Road to Bethany Home Road
Council District: 5

This item was adopted.

60 Traffic Signal and Street Lighting Foundation and Conduit Installation - 2-Step Job Order Contracting Services - 4108JOC192 (Ordinance S-47004)

Request to authorize the City Manager, or his designee, to enter into separate master agreements with three contractors, to provide Traffic Signal and Street Lighting Foundation and Conduit Installation Job Order Contracting (JOC) services for the Street Transportation Department. Further request to authorize execution of amendments to the agreements 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 total fee for services will not exceed $45 million.

Additionally, request to authorize the City Manager, or his designee, to take all action deemed necessary to execute all utilities-related design and construction agreements, licenses, permits, and requests for utility services relating to the development, design, and construction of the project and to include disbursement of funds. Utility services include, but are not limited to: electrical, water, sewer, natural gas, telecommunications, cable television, railroads, and other modes of transportation. This authorization excludes any transaction involving an interest in real property. Further request the City Council, where such agreements, licenses, and permits involve the Salt River Project, to grant an exception to Salt River Project 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 JOC contractors services will be used on an as-needed basis to provide Traffic Signal and Street Lighting Foundation and Conduit

Installation services for the installation of foundations for traffic signals and streetlight poles, traffic signal cabinets, electric power pedestal foundations, installation of direct buried streetlight poles, conduit junction boxes and conduit of various sizes, and directional boring across streets. All work will be performed as required in accordance with City of Phoenix standard details, utility company specifications, MAG specifications, plans provided by the City of Phoenix, and/or as directed by Signal Shop representatives. Additionally, the JOC contractors will be responsible for fulfilling Small Business Enterprise program requirements.

This Agreement is essential to the health, safety, and welfare of the Public and critical operations for the City.

Procurement Information

The selections were made using a two-step qualifications and price based selection process set forth in section 34-604 of the Arizona Revised Statutes (A.R.S.). In accordance with A.R.S. section 34-604(H), the City may not publicly release information on proposals received or the scoring results until an agreement is awarded. Four firms submitted proposals and are listed below.

Selected Firms

Rank 1: Kimbrell Electric, Inc.
Rank 2: B&F Contracting, Inc.
Rank 3: Talis Construction Corporation

Additional Proposers

Lincoln Constructors, Inc.

Contract Term

The term of each master agreement is for up to five years, or up to $15 million, whichever occurs first. Work scope identified and incorporated into the master agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the master agreement. No additional changes may be executed after the end of the term.

Financial Impact

The master agreement values for each of the JOC contractors will not exceed $15 million, including all subcontractor and reimbursable costs. The total fee for all services will not exceed $45 million.

The value for each job order agreement performed under this master agreement will be up to $2 million each. In no event will any job order agreement exceed this limit without Council approval to increase the limit.

Funding is available in the Street Transportation Department's Capital Improvement Program. The Budget and Research Department will review and approve funding availability prior to issuance of any job order agreement. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Public Outreach

The public will be notified on each project, if notification is required.

This item was adopted.

61 Intergovernmental Agreement with Arizona Department of Transportation for Conduit Installation at State Route Loop 101 and 7th Street (Ordinance S-47006)

Request authorization for the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the Arizona Department of Transportation (ADOT) to install conduit at State Route (SR) Loop 101 and 7th Street for communication infrastructure associated with the City's traffic signal system. 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. Further request authorization for the City Controller to disburse all funds related to this item. The estimated financial impact to the City is in $160,000.

Summary

As part of the State's Project to widen SR Loop 101 from I-17 to Pima Road, the Street Transportation Department (Streets) has requested that the State install two three-inch conduits at Loop 101 and 7th Street. This conduit is a significant part of the communication infrastructure associated with the traffic signal system and one of the fiber backbones

of the City system. At a later date, Streets will install and connect pull boxes outside of ADOT's right-of-way to connect the new fiber. The City will be solely responsible for all costs associated with installation of the new conduit and will be responsible for future maintenance.

Contract Term
The IGA will expire upon completion of the Project and once all IGA-related payments are made. Any provisions for maintenance will be perpetual unless the conduit is removed in the future.

Financial Impact
The cost associated with this agreement will not exceed $160,000. Funding is available in the Street Transportation Department's Capital Improvement Program.

Location
State Route Loop 101 and 7th Street
Council Districts: 1 and 2

This item was adopted.

62 Intergovernmental Agreement with Arizona Department of Transportation for Graffiti Maintenance (Ordinance S-47007)

Request authorization for the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the Arizona Department of Transportation (ADOT) for the City to make a one-time payment of $50,000 to the State for graffiti removal from City-maintained walls and bridges along the State highway system.

Summary
For many years, the City of Phoenix has partnered with ADOT on graffiti removal along State highway routes, including overpasses and underpasses, which are maintained within the City's street system. Through this agreement, the City can use ADOT's graffiti removal contractor to respond quickly to constituent calls regarding vandalism. Using the ADOT contract allows for a timely response by a contractor who is familiar with safety requirements while working in the state right of way. If approved, the City's one-time payment will be used to cover the costs incurred by the City's use of ADOT's graffiti removal contract.

To ensure color uniformity, the contractor will cover the graffiti with paint matching the existing structure color. The City has entered into this type graffiti maintenance agreement with ADOT in the past. This approach provides an efficient and cost-effective way to address graffiti in these corridors.

Financial Impact

The one-time payment in the amount of $50,000 is available in the Street Transportation Department's Capital Improvement Program.

This item was adopted.

63 Citywide Engineering/Consulting On-Call Services for Calendar Years 2021-2022 (Ordinance S-47024)

Request to authorize the City Manager, or his designee, to enter into separate agreements with the 64 consultants listed in **Attachment A** to provide Engineering/Consulting On-Call services citywide. Further request to authorize execution of amendments to the agreements 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 $1.2 million for each agreement; the total fee for all services including all agreements will not exceed $76.8 million.

Additionally, request to authorize the City Manager, or his designee, to take all action deemed necessary to execute all utilities-related design and construction agreements, licenses, permits, and requests for utility services relating to the development, design, and construction of the project and to include disbursement of funds. Utility services include, but are not limited to: electrical, water, sewer, natural gas, telecommunications, cable television, railroads, and other modes of transportation. This authorization excludes any transaction involving an interest in real property.

Summary

The On-Call consultants will be responsible for providing On-Call Engineering/Consulting services that include, but are not limited to: Aviation, Convention Center, Fire, Parks & Recreation, Public Works, Street Transportation, and Water Services. The scope of work for the on-call projects may include studies, plan review, special inspections,

programming, master plans, design, construction document development (plans, specifications and cost estimates), and construction administration and inspection services.

Procurement Information
The selections were made using a qualifications-based selection process set forth in section 34-604 of the Arizona Revised Statutes (A.R.S.). In accordance with A.R.S. section 34-604(H), the City may not publicly release information on proposals received or the scoring results until an agreement is awarded. Sixty-four firms submitted proposals and are listed in **Attachment A**.

Contract Term
The term of each agreement is two years, or up to $1.2 million, whichever occurs first. 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 each of the On-Call consultants will not exceed $1.2 million, including all subconsultant and reimbursable costs. The total fee for all services will not exceed $76.8 million.

Funding is available in Citywide Departments' Capital Improvement Program and Operating budgets. The Budget and Research Department will review and approve funding availability prior to issuance of any On-Call task order of $100,000 or more. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Responsible Department
This item is submitted by Deputy City Manager Mario Paniagua, the Street Transportation Department, and the City Engineer.

This item was adopted.

64 Supply of Descaling Solution for Odor Scrubbing Equipment - Invitation for Bids (Ordinance S-46996)

Request to authorize the City Manager, or his designee, to enter into an agreement with Brenntag Pacific, Inc. to provide, on an as-needed basis, a supply of descaling solution for the odor scrubbing equipment installed at the Water Services Department (WSD) Wastewater Treatment Plants (WWTPs). 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 total agreement value will not exceed $383,000.

Summary

The purpose of this agreement is to provide WSD with a supply of descaling solution, which is used to descale the chemical scrubber equipment installed at the WWTPs. The chemical scrubber equipment is used by WSD to maintain compliance with the odor and corrosion control provisions stipulated by each facility's permit, as required by the Arizona Department of Environmental Quality, Aquifer Protection Permit, and the Maricopa County Air Quality permit.

Brenntag Pacific, Inc.'s services include, but are not limited to, the supply and delivery of the descaling solution.

Procurement Information

The selection was made using an Invitation for Bids (IFB) procurement process in accordance with City of Phoenix Administrative Regulation 3.10.

Two vendors submitted responses to the IFB. The winning Bidder is listed below:

Winning Bid

Brenntag Pacific, Inc.: $69,197

Contract Term

The term of the agreement is five years and will begin on Nov. 15, 2020.

Financial Impact

The agreement value for Brenntag Pacific, Inc. will not exceed $383,000.

Locations
23rd Avenue WWTP
91st Avenue WWTP
Council District: 7

This item was adopted.

65 Agreement for Pinch Valves Purchases (Ordinance S-47000)

Request to authorize the City Manager, or his designee, to enter into an agreement with ALB Piping Products and Services, Inc. to provide Red Valve Pinch Valves for City of Phoenix Wastewater Treatment facilities. 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 total agreement value will not exceed $25,150.

Summary
The purpose of this contract is to provide Red Valve Pinch Valves to conventional activated sludge wastewater treatment plants for use in removal of solids in the wastewater process. The Red Valve Pinch Valve is a critical component in the grit removal process for conventional activated sludge wastewater treatment plants.

Procurement Information
The selection was made using a Request for Quote procurement process in accordance with City of Phoenix Administrative Regulation 3.10.

Selected Vendor
ALB Piping Products and Services, Inc.

Contract Term
The term of the agreement is two years and will begin on Oct. 1, 2020.

Financial Impact
The agreement value for ALB Piping Products and Services, Inc. will not exceed $25,150. Funding is available in the Water Services Department's Operating budget.

This item was adopted.

66 Final Plat - Caliber Collision - PLAT 200518 - East of 23rd Avenue and South of Whispering Wind Drive

Plat: 200518
Project: 19-2466
Name of Plat: Caliber Collision
Owner(s): VRD at Happy Valley, LLC
Engineer(s): Bowman Consulting Group, Ltd.
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Sept. 15, 2020
Final Plat requires Formal Action Only

Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

Location

Generally located East of 23rd Avenue and South of Whispering Wind Drive.
Council District: 1

This item was approved.

67 Final Plat - U-Haul Conference & Fitness Center - PLAT 200566 - 45 E. Roanoke Ave.

Plat: 200566
Project: 18-884
Name of Plat: U-Haul Conference & Fitness Center
Owner(s): Amerco Real Estate Company, A Nevada Corporation
Engineer(s): Superior Surveying Services, Inc.
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Sept. 11, 2020
Final Plat requires Formal Action Only

Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

Location

Generally located at 45 E. Roanoke Ave.
Council District: 4

This item was approved.

68 Final Plat - Loftin Annex 52 - PLAT 190098 - South of McDowell Road and West of 52nd Street

Plat: 190098
Project: 07-1528
Name of Plat: Loftin Annex 52
Owner(s): Semiconductor Components Industries, LLC
Engineer(s): Hunter Engineering, Inc.
Request: A 3 Lot Commercial Plat
Reviewed by Staff: Sept. 19, 2020
Final Plat requires Formal Action Only

Summary
Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

Location
Generally located approximately 1,300 feet south of McDowell Road, west of 52nd Street.
Council District: 6

This item was approved.

69 Final Plat - Laveen Vistas Parcel Three, Phase 1 - PLAT 180147 - Southeast Corner of 51st Avenue and Elliot Road

Plat: 180147
Project: 05-2131
Name of Plat: Laveen Vistas Parcel Three, Phase 1
Owner(s): SBH Laveen, LP
Engineer(s): Clouse Engineering
Request: A 117 Lot Residential Plat
Reviewed by Staff: Sept. 21, 2020
Final Plat requires Formal Action Only

Summary
Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and

easements as shown to the public.

Location
Generally located 242 feet south of the intersection of 51st Avenue and Elliot Road, on the east side of 51st Avenue.
Council District: 8

This item was approved.

70 Final Plat - Whispering Hills - PLAT 190036 - Southwest Corner of 35th Avenue and the Western Canal

Plat: 190036
Project: 13-2688
Name of Plat: Whispering Hills
Owner(s): Whispering Hills - Phoenix, LLC
Engineer(s): HilgartWilson
Request: A 165 Lot Residential Plat
Reviewed by Staff: Sept. 24, 2020
Final Plat requires Formal Action Only

Summary
Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

Location
Generally located at the southwest corner of 35th Avenue and the Western Canal.
Council District: 8

This item was approved.

71 Final Plat - Sanctuary on 51st - PLAT 200543 - North of Baseline Road and West of 51st Avenue

Plat: 200543
Project: 19-2653
Name of Plat: Sanctuary on 51st
Owner(s): Grand Valley Ventures, LLC
Engineer(s): Land Development Group, LLC
Request: A 2 Lot Commercial Plat
Reviewed by Staff: Sept. 28, 2020

Final Plat requires Formal Action Only

Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

Location

Generally located 1,000 feet +/- north of Baseline Road and west of 51st Avenue.
Council District: 8

This item was approved.

72 Abandonment of Easement - ABND 200509 - 1438 E Libre Ave. (Resolution 21873)

Abandonment: 200509
Project: 19-3548
Applicant: Bowman Consulting; David Maldonado
Request: To abandon public utility easements within parcel identified as APN 214-15-011G and a portion of 214-15-120A; per Final Plat "Denham Estates"; Book 55, Page 27.
Date of Decision: April 27, 2020

Location

1438 E Libre Ave.
Council District: 3

Financial Impact

Abandonment of a PUE has no direct financial impact.

This item was adopted as corrected.

73 Amend City Code - Official Supplementary Zoning Map 1205 (Ordinance G-6749)

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1205. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-80-06 and the entitlements are fully vested.

Summary

To rezone a parcel located approximately 150 feet west of the southwest

corner 28th Street and Camelback Road.
Z-80-06
Zoning: R-5 M-R
Owner: Beus Gilbert PLLC
Acreage: 4.86

Location
Approximately 150 feet west of the southwest corner 28th Street and Camelback Road.
Council District: 6

This item was adopted.

74 Amend City Code - Official Supplementary Zoning Map 1206 (Ordinance G-6752)

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1206. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-5-90-7(8) and the entitlements are fully vested.

Summary
To rezone a site located on the southeast corner of 35th Avenue and Baseline Road.
Application No.: Z-5-90-7(8)
Zoning: C-2
Owner: Ismail Ataria Investments, LLC and Dollar Self Storage #14, LLC
Acreage: A portion of 7.36 acres

Location
On the southeast corner of 35th Avenue and Baseline Road.
Address: 3445 W. Baseline Road and 7815 S. 35th Ave.
Council District: 8

This item was adopted.

75 Amend City Code - Official Supplementary Zoning Map 1207 (Ordinance G-6753)

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1207. This amendment reflects that the property owner has met all

of the rezoning conditions previously approved by City Council with Z-SP-19-05-7(8) and the entitlements are fully vested.

Summary

To rezone a parcel located south of the southeast corner of 35th Avenue and Baseline Road.
Application No.: Z-SP-19-05-7-(8)
Zoning: C-2 SP
Owner: Dollar Self Storage #14, LLC
Acreage: 4.06 acres

Location

South of the southeast corner of 35th Avenue and Baseline Road.
Address: 7815 S. 35th Ave.
Council District: 8

This item was adopted.

76 Amend City Code - Ordinance Adoption - Rezoning Application PHO-1-20--Z-6-16-1 - Approximately 900 Feet West of the Northwest Corner of 23rd Avenue and Parkside Lane (Ordinance G-6751)

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 Sept. 16, 2020.

Summary

Application: PHO-1-20--Z-6-16-1
Existing Zoning: A-1 DVAO
Acreage: 5.86
Applicant: Michael T. Maerowitz, Gammage & Burnham, PLC
Owner: Anthony Muscatello, Arizona Opportunity Fund I, LLC
Representative: Michael T. Maerowitz, Gammage & Burnham, PLC

Proposal:
Modification of Stipulation 1 regarding general conformance with the site plan date stamped May 17, 2016.
Modification of Stipulation 2 regarding a landscape setback along the west property line.
Deletion of Stipulation 3 regarding screening of loading docks and

outdoor storage.
Deletion of Stipulation 4 regarding maximum height for outdoor storage.

Location
Approximately 900 feet west of the northwest corner of 23rd Avenue and Parkside Lane
Council District: 1
Parcel Address: N/A

Concurrence
Village Planning Committee (VPC) Recommendation: The Deer Valley Village Planning Committee opted not to hear this case.
PHO Action: The Planning Hearing Officer heard this case on Sept. 16, 2020 and recommended approval with additional stipulations. See **Attachment B** for the full list of Planning Hearing Officer recommended stipulations.

This item was adopted.

77 Amend City Code - Ordinance Adoption - Rezoning Application PHO-1-20--Z-88-08-2- Northwest Corner of 9th Street Alignment and Union Hills Drive (Ordinance G-6750)

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 Sept. 16, 2020.

Summary
Application: PHO-1-20--Z-88-08-2
Existing Zoning: C-2
Acreage: 3.0
Applicant: William F. Allison, Withey Morris, PLC
Owner: 88 Ventures-UH, LLC
Representative: William F. Allison, Withey Morris, PLC

Proposal:
Modification of Stipulation 1 regarding general conformance to the site plan date stamped Oct. 3, 2008.
Modification of Stipulation 2 regarding general conformance to the

elevations date stamped Oct. 3, 2008.
Deletion of Stipulation 3 regarding CMU block on columns.
Deletion of Stipulation 5 regarding evergreen trees on the east and north sides.
Technical correction to Stipulation 4.

Location
Northwest corner of 9th Street alignment and Union Hills Drive
Council District: 2
Parcel Address: N/A

Concurrence
Village Planning Committee (VPC) Recommendation: The Deer Valley Village Planning Committee opted not to hear this case.
PHO Action: The Planning Hearing Officer heard this case on Sept. 16, 2020 and recommended approval with additional stipulations. See **Attachment A** for the full list of Planning Hearing Officer recommended stipulations.

This item was adopted.

78 Amend City Code - Ordinance Adoption - Rezoning Application Z-4-20-8 - Approximately 400 Feet South of the Southwest Corner of 32nd Street and Roeser Road (Ordinance G-6754)

Request to authorize the City Manager, or his designee, to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-4-20-8 and rezone the site from R1-6 to CP/GCP to allow a landscape contractor office and yard.

Summary
Current Zoning: R1-6
Proposed Zoning: CP/GCP
Acreage: 1.57 acres
Proposed Use: Landscape contractor office and yard

Owner: Platinum Estates Development, LLC
Applicant: Nick Labadie, Rose Law Group
Representative: Nick Labadie, Rose Law Group

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The South Mountain Village Planning Committee heard the case on Sept. 8, 2020 and recommended approval, per the staff recommendation by an 15-0 vote.
PC Action: The Planning Commission heard the case on Oct. 1, 2020 and recommended approval, per the South Mountain Village Planning Committee recommendation with an additional stipulation by a 7-0 vote.

Location
Approximately 400 feet south of the southwest corner of 32nd Street and Roeser Road
Council District: 8
Parcel Addresses: 5226 S. 32nd St.

This item was adopted.

33 Authorization to Amend Ordinances to Reflect Authorized Annual Increases for Contract with Community Bridges, Inc. (Ordinance S-46993)

Request authorization for the City Manager, or his designee, to amend Ordinance S-44630 to reflect the addition of $325,000 in Community Development Block Grant (CDBG) funds and $225,000 in General Funds (GF) annually to Contract 145545 with Community Bridges, Inc. (CBI), upon annual budget approval. Additionally, request authorization to amend Ordinance S-44114 to reflect the annual addition of $125,000 in T2050 monies upon annual budget approval for the same contract. The aggregate contract amount for all funding sources will not exceed $5,200,000 over the life of the five-year contract. This funding supports navigation teams who assist persons experiencing homelessness and the PHX C.A.R.E.S. program. Further request authorization for the City Controller to disburse all funds related to this item for the life of the contract.

Summary
Staff is requesting an administrative correction to Ordinances S-44630 and S-44114. In July 2017, the Human Services Department executed a contract with CBI to provide outreach and engagement services for persons experiencing homelessness.

In November 2017, the Transit Department received Council approval to add $125,000 to Contract 145545 to fund a navigation team focused on

light rail and the station area. Since that time, funding for this team has been included in the Transit Department's annual budget but the ordinance did not specify annual funding. Staff is requesting a correction to Ordinance S-44114 to reflect the addition of $125,000 annually to Contract 145545, contingent upon the annual City Council budget adoption.

In June 2018, authorization was given to allocate $325,000 in CDBG funding for two additional homeless navigation teams to assist homeless individuals. During the 2018-19 budget process, $225,000 in General funds was allocated for two more navigation teams to assist the PHX C.A.R.E.S. program. Staff is requesting a correction to Ordinance S-44630 to reflect the addition of $550,000 annually to Contract 145545, contingent upon the City's CDBG allocation from the U.S. Department of Housing and Urban Development (HUD) and the annual City Council budget adoption.

Contract Term
The term of the contract is five years beginning July 1, 2017 through June 30, 2022.

Financial Impact
The addition of $125,000 annually in T2050 monies, beginning on July 1, 2017; and $325,000 in CDBG and $225,000 in GF annually beginning July 1, 2018. The contract aggregate will not exceed $5,200,000. Funding is contingent upon the City's annual CDBG allocation from HUD, the approval of the HUD Annual Action Plan and the Phoenix City Council annual budget adoption.

Concurrence/Previous Council Action
The release of an RFP was approved by the Sustainability, Housing, Efficiency and Neighborhoods Subcommittee on Feb. 21, 2017.
City Council approved Contract 145545 with Ordinance S-43631 on June 7, 2017.
City Council approved an additional $125,000 with Ordinance S-44114 on Nov. 29, 2017.
City Council approved an additional $550,000 with Ordinance S-44630 on June 6, 2018.

Discussion

Vice Mayor Guardado made a motion to adopt Item 33.

Councilwoman Stark seconded the motion.

Mayor Gallego clarified Community Bridges helped the City provide services including to those experiencing homelessness.

Elizabeth Venable spoke in opposition, and suggested it was ironic that the City would honor Dr. Louisa Stark who helped those experiencing homelessness because Community Bridges rewarded the Police Department to enforce restrictions. She said the City needed to look at these programs to determine why they did not have a high success rate, and questioned the legalities of complying with the behavioral health program. She stated Community Bridges could do their good work separate from the Police Department.

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

Yes:	9 -	Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego
No:	0	

Discussion

Mayor Gallego stated Items 37 and 38 were related, and asked if Council was comfortable hearing these items together.

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Williams, that Items 37-38 be adopted. The motion carried by the following vote:

Yes:	7 -	Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego
No:	2 -	Councilman DiCiccio and Councilman Waring

37 2021 Downtown Enhanced Municipal Services District Estimate of Expenses, Assessment of Expense and Set Public Hearing Date (Resolution 21871)

Request City Council approval of the 2021 Downtown Enhanced Municipal Services District (Downtown EMSD) estimate of expenses, assess this total on the Downtown EMSD, and set the date of Nov. 18, 2020 for the public hearing on the estimated assessments, pursuant to Arizona Revised Statutes (A.R.S.) 48-575. The General Fund estimated annual expenditure for this program is $339,491.

Summary

The City Council authorized formation of the Downtown EMSD in 1990 to provide enhanced public services, above and beyond the level of services provided in the remainder of the City. The costs for the Downtown EMSD's services are paid through assessments on property owners within the Downtown EMSD boundaries. The City contracts directly with Downtown Phoenix, Inc. (DPI) to implement the work program, as described in **Attachment A**, of the Downtown EMSD. The Downtown EMSD is generally bounded by Fillmore Street, 7th Street, 3rd Avenue and the railroad tracks south of Jackson Street.

2021 Downtown EMSD Estimate of Expenses

The work plan and budget for calendar year 2021 provides a variety of enhanced services in the downtown core, including the Ambassadors program, streetscape improvements and maintenance, the Clean Team program, marketing, event promotion, business assistance and transportation services.

In June 2020, the Downtown EMSD Board of Directors, which includes representatives of the City and other Downtown EMSD property owners, approved the proposed calendar year 2021 Downtown EMSD budget of $3,662,705. This includes $140,684 for streetscape maintenance expenses, which are paid only by property owners and tenants adjacent to the Streetscape Improvement District. The Streetscape Improvement District includes certain portions of Monroe Street from 3rd Avenue to 7th Street; Adams Street from 2nd Avenue to 2nd Street; 2nd Street from Jefferson to Van Buren streets; and 3rd Street from Monroe to Van Buren streets.

This proposed budget represents a 10 percent decrease from the calendar year 2020 budget resulting in a decrease of approximately $406,967. The decrease is driven by the impacts of the COVID-19 pandemic on the economy. The proposed work plan shows decreases in events, marketing and improvement services. There are some slight increases to business development and field services such as homeless outreach, streetscape improvements and public art displays.

Estimated District Expenses: $3,522,021
Estimated Streetscape Maintenance Expenses: $140,684
Total estimated District Expenses: $3,662,705

Assessment of Expenses

The annual assessments for the Downtown EMSD will be levied for the 2021 calendar year after the required Downtown EMSD approval process has been completed. Assessments are determined in proportion to the benefits received by each parcel.

The proposed 2021 Downtown EMSD assessment diagram indicates the properties to be assessed for enhanced municipal services. This proposed diagram is on file in the Office of the Director of the City of Phoenix Street Transportation Department and may also be viewed at phoenix.gov/econdev/Reports-Maps. The proposed assessments and diagram are based on the estimate of expenses and property data available as of April 7, 2020. The proposed calendar year 2021 Downtown EMSD assessment diagram was completed on June 10, 2020.

Public Hearing Date

It is requested that the City Council set the date of Nov. 18, 2020 as the date for the public hearing on the 2021 Downtown EMSD assessments.

Financial Impact

The City's total estimated annual expenditure for this program is $1,197,007, which includes:

$339,491 from the General Fund (which represents an approximately $37,679 decrease from 2020);

$503,959 from the Phoenix Convention Center;
$120,379 from the Sports Facilities Fund;
$8,409 from the Genomics Facilities Operations and Maintenance Fund; and
$224,771 from collections from tenants on City-owned properties.

Concurrence/Previous Council Action
This item was recommended for approval at the Workforce and Economic Development Subcommittee meeting on Sept. 23, 2020, by a vote of 3-1.

Public Outreach
A public hearing will be held for property owners to discuss the proposed assessments, costs, and services for the 2021 calendar year provided in connection with the Downtown EMSD. If approved, the public hearing would be set for Nov. 18, 2020 at 2:30 p.m., in the Phoenix City Council Chambers. All property owners are notified by mail of their annual assessment cost by the Street Transportation and Community and Economic Development departments 20 days prior to the public hearing. Notice of the public hearing also will be published in the Record Reporter as specified below. No further notification is required after the public hearing.

To be published:
The Record Reporter
Oct. 26, 2020
Oct. 28, 2020

Location
The Downtown EMSD is generally bounded by Fillmore Street, 7th Street, 3rd Avenue and the railroad tracks south of Jackson Street.
Council Districts: 7 and 8

This item was adopted.

38 2021 Downtown Enhanced Municipal Services District Assessment Diagram (Resolution 21872)

Request City Council approval of the 2021 Downtown Enhanced Municipal Services District (EMSD) Assessment Diagram. There is no

financial impact as a result of this request.

Summary

The City Council authorized formation of the Downtown EMSD in 1990 to provide enhanced municipal services, above and beyond the level of services provided in the remainder of the City. The Downtown EMSD is generally bounded by Fillmore Street, 7th Street, 3rd Avenue and the railroad tracks south of Jackson Street. The costs for the Downtown EMSD's services are paid through assessments on property owners within the Downtown EMSD boundaries.

The proposed 2021 Downtown EMSD Assessment Diagram (**Attachment A** - 2021 Downtown EMSD Diagram)**,** indicates the properties to be assessed and is on file in the Office of the Director of the City of Phoenix Street Transportation Department, and may also be viewed at phoenix.gov/econdev/Reports-Maps. The proposed assessments and calendar year 2021 Downtown EMSD Diagram are based on the estimate of expenses and property data available as of April 7, 2020. The proposed diagram was completed on June 10, 2020. Per Arizona Revised Statutes (A.R.S.) 48-575(d) the 2021 Downtown EMSD Diagram shows each separate lot numbered consecutively, the area in square feet of each lot, and the area in square feet of any building or buildings located on each lot.

Public streets, alleys, and property utilized for residential purposes that do not benefit by the enhanced municipal services are excluded from this proposed 2021 Downtown EMSD Diagram.

This request for Council action includes a Resolution approving the calendar year 2021 Downtown EMSD Diagram.

Financial Impact

There is no financial impact for approving the 2021 Downtown EMSD Diagram.

Concurrence/Previous Council Action

This item was recommended for approval at the Workforce and Economic Development Subcommittee meeting on Sept. 23, 2020, by a vote of 3-1.

Public Outreach
A public hearing will be held for property owners to discuss the proposed assessments, costs, and services provided in connection with the Downtown EMSD. The public hearing is set for Nov. 18, 2020, at 2:30 p.m., in the Phoenix City Council Chambers. All property owners are notified by mail of their annual assessment cost by the Street Transportation and Community and Economic Development departments 20 days prior to the public hearing. Notice of the public hearing also will be published in the Record Reporter as specified below. No further notification is required after the public hearing.

To be published:
The Record Reporter
Oct. 26, 2020
Oct. 28, 2020

Location
The Downtown EMSD is generally bounded by Fillmore Street, 7th Street, 3rd Avenue and the railroad tracks south of Jackson Street.
Council Districts: 7 and 8

This item was adopted.

42 Authorization to Amend Ordinance for Agreements with Various School Districts for Funding of School Resource Officers (Ordinance S-47020)

Request authorization for the City Manager, or his designee, to amend the current ordinance (S-46767) with various school districts for the placement of School Resource Officers (SROs). Authorization of the amendment will add the Kyrene School District to the 2020-21 list of school districts. Further request authorization for the City Treasurer to accept all funds related to this item.

Summary
The Police Department has entered into Intergovernmental Agreements with various school districts in the past to assist with the cost of SROs deployed in schools. Funding for these SROs is provided through partnerships with the Arizona Department of Education and individual

school districts. Through this partnership, school district funds reimburse the City for 75 percent of the SRO's salary, while the remaining 25 percent is paid by the City.

Ordinance S-46767 authorized the Police Department to enter into Intergovernmental Agreements with the following school districts:

Alhambra Elementary
Murphy Elementary
American Charter Schools Foundation
Paradise Valley Unified
Cartwright Elementary
Phoenix Elementary
Cave Creek Unified
Phoenix Union High
Creighton School District
Premier Charter High
Deer Valley Unified
Scottsdale Unified
Empower College Prep
Tempe Union High
Glendale Union High
Tolleson Union High
Kaizen Education Foundation
Washington Elementary
Laveen Elementary
Wilson School District

The amended ordinance will add the Kyrene School District to the list. All other items will remain unchanged.

Contract Term
The terms of these agreements are one year, with varying start and end dates to coincide with each school's 2020-21 school year.

Financial Impact
Cost to the City is 25 percent match for the SRO salary and fringe benefits.

Concurrence/Previous Council Action
Ordinance S-46767 was approved by the City Council at the June 17, 2020 meeting.

Discussion
Mayor Gallego noted Councilwoman Pastor had a potential conflict with Item 42 and would not be participating.

Prior to his vote, Councilman DiCiccio said he appreciated everything police officers did in the community. He said this was something the district really wanted, and added the police were loved at this district.

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

Yes:	8 -	Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego
No:	0	
Conflict:	1 -	Councilwoman Pastor

Discussion
Mayor Gallego mentioned Items 48-50 were related, and asked if Council was comfortable hearing these items together.

Vice Mayor Guaradado made a motion to adopt Items 48-50.

Councilwoman Williams seconded the motion.

Mayor Gallego announced Walter Gray would provide testimony on Items 48-50.

Walter Gray spoke in favor, and noted specifically on Item 48 he hoped the City would make known the plans for Metro Center Mall to make the area an employment and education hub. He encouraged Council to emphasize employment in areas such as advanced manufacturing and health care.

Mr. Gray stated, regarding Item 49, south Phoenix also needed an employment and education hub located in the upper part of south Phoenix where there was vacant land and existing industrial and commercial uses. He commented the same employment and education hub at Metro Center Mall would be good for the people of south Phoenix.

Mr. Gray noted Item 50 would be an opportunity for Phoenix, and advocated for the community to be involved in recommending committee members. He mentioned there were Co-Chairs in south Phoenix, and added there should be Co-Chairs in northwest Phoenix. He discussed the interests who should be involved in the process, and mentioned he had been involved in this topic for 60 years.

Mayor Gallego thanked Mr. Gray for his long-time involvement.

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Williams, that Items 48-50 be adopted. The motion carried by the following vote:

Yes:	7 -	Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego
No:	2 -	Councilman DiCiccio and Councilman Waring

48 Request Authorization to Submit Federal Transit Administration Grant Application and Enter into Grant Agreements - Northwest Extension Phase II Light Rail Project (Ordinance S-47014)

Request to authorize the City Manager, or his designee, to apply for Federal Transit Administration (FTA) grant assistance for the Northwest Extension Phase II (NWEII) Project and execute an agreement with FTA to accept an awarded grant, and then enter into an agreement with Valley Metro Rail, Inc. (VMR) to pass-through the awarded FTA grant funds from the City to VMR. Further request to authorize the City Treasurer to receive, and the City Controller to disburse, grant funds in accordance with the terms of the aforementioned grants and agreements. The total grant funds in the application will not exceed $159 million.

Summary

The NWEII Project is a 1.6-mile light rail project extending west from the current light rail terminus at 19th Avenue and Dunlap Avenue. The extension will run along Dunlap Avenue to 25th Avenue, then north to Mountain View Road, and then west across Interstate 17, via an elevated structure over the freeway, to its terminus adjacent to Metrocenter Mall.

The project includes three new stations at the following locations:
Near Dunlap Avenue and 25th Avenue;
On the south end of the Rose Mofford Sports Complex; and
At the terminus, an expanded multi-modal transit center and park-and-ride.

Phoenix is the designated recipient of FTA grant funds for the Phoenix-Mesa Urbanized Area, and as the designated recipient, submits FTA grant applications on behalf of all local governments and agencies in the region.

The NWEII Project's application will be submitted as a New Starts Project in the FTA's Capital Investment Grant Program. This Project is in the Maricopa Association of Governments' approved Transportation Improvement Program and the Arizona Department of Transportation's approved State Transportation Improvement Program.

Financial Impact

There is no financial impact to the City of Phoenix. However, grant funds passed through to VMR will be used to reimburse the City of Phoenix for funds advanced to cover the federal share of the Project's costs.

Concurrence/Previous Council Action

This item was recommended for approval at the Transportation, Infrastructure and Innovation Subcommittee meeting on Oct. 7, 2020, by a vote of 3-0.

Location

Dunlap Avenue to 25th Avenue, then north to Mountain View Road, and then west across Interstate 17, via an elevated structure over the freeway, to its terminus adjacent to Metrocenter Mall.

Council District: 1

This item was adopted.

49 Request Authorization to Submit Federal Transit Administration Grant Application and Enter into Grant Agreements - South Central Extension/Downtown Hub Light Rail Project (Ordinance S-47015)

Request to authorize the City Manager, or his designee, to apply for Federal Transit Administration (FTA) grant assistance for the South Central Extension/Downtown Hub (SCE/DH) Project and execute an agreement with FTA to accept an awarded grant, and then enter into an agreement with Valley Metro Rail, Inc. (VMR) to pass-through the awarded FTA grant funds from the City to VMR. Further request to authorize the City Treasurer to receive, and the City Controller to disburse, grant funds in accordance with the terms of the aforementioned grants and agreements. The total grant funds in the application will not exceed $530 million.

Summary

The SCE/DH Project is a 5.5-mile light rail project extending south along Central Avenue from Jefferson Street to Baseline Road. This Project will also include construction of a transfer hub in downtown Phoenix, nine new stations, and two park-and-rides (one located at the existing Ed Pastor Transit Center on Central Avenue and Broadway Road, and the other located at the end-of-line on the northwest corner of Central Avenue and Baseline Road).

Phoenix is the designated recipient of FTA grant funds for the Phoenix-Mesa Urbanized Area, and as the designated recipient, submits FTA grant applications on behalf of all local governments and agencies in the region.

The SCE/DH Project's application will be submitted as a New Starts Project in the FTA’s Capital Investment Grant Program. This Project is in the Maricopa Association of Governments' approved Transportation Improvement Program and the Arizona Department of Transportation's approved State Transportation Improvement Program.

Financial Impact

There is no financial impact to the City. However, grant funds passed

through to VMR will be used to reimburse the City for funds advanced to cover the federal share of the Project's costs.

Concurrence/Previous Council Action
This item was recommended for approval at the Transportation, Infrastructure and Innovation Subcommittee meeting on Oct. 7, 2020, by a vote of 3-0.

Location
Central Avenue from Jefferson Street to Baseline Road.
Council Districts: 7 and 8

This item was adopted.

50 Request Authorization to Apply for 2020 Federal Transit Administration Transit-Oriented Development (TOD) Planning Grant for Northwest Extension Phase II (Ordinance S-47026)

Request to authorize the City Manager, or his designee, to apply for a Federal Transit Administration (FTA) TOD Planning Grant for up to $2 million for the Northwest Extension Phase II (NWEII) Project and execute an agreement with FTA to accept an awarded grant. Further request to authorize the City Treasurer to receive, and the City Controller to disburse, grant funds in accordance with the terms of the aforementioned grants and agreements.

Summary
The FTA Pilot Program for TOD Planning provides funding to local communities for integrating land use and transportation planning with transit capital investments that are seeking, or have recently received, funding through the Section 5309 Capital Investment Grant Program. The Pilot Program is intended to fund comprehensive proactive planning that supports economic development, business retention, expanded access to job training/employment, increased ridership, multimodal connectivity and accessibility, increased transit access for pedestrian and bicycle traffic, and mixed-use development near transit stations.

The NWEII project is a 1.6-mile light rail transit investment that will connect the existing light rail system extending west along Dunlap Avenue from 19th Avenue, then north along 25th Avenue and across I-17 on Mountain View Road, with a terminus on the west side of the freeway

near Metrocenter. At the end-of-line, the Metrocenter Station will be the first elevated station in the Phoenix light rail system. The existing transit center will relocate to below the elevated station. Adjacent to the transit center will be a four-story park-and-ride garage that will be accessible to the station. The improvements also include projects that implement elements of the City's Complete Streets Initiative, enhance multimodal connections, provide bicycle infrastructure improvements, and complete critical upgrades to existing transit facilities that support service along the alignment.

This TOD Planning Grant would provide the resources to work with the community (residents, businesses, schools, community groups, and other area stakeholders) to develop and implement plans that support existing residents and businesses and attract healthy new development to the corridor by enhancing multimodal connectivity, access, and mixed use development. The grant application deadline is Oct. 26, 2020.

Financial Impact

The FTA TOD Planning Grant Program provides a maximum federal share of $2 million, with a required local match of 20 percent ($400,000). However, staff intends to submit the grant application with a 25 percent local match ($500,000) to increase the competitiveness of the application.T2050 funds will be used for the required local match.

Location

Extending west along Dunlap Avenue from 19th Avenue to 25th Avenue, then north along 25th Avenue to Mountain View Road and across I-17 to Metrocenter Mall.
Council Districts 1, 3 and 5.

This item was adopted.

Discussion

Mayor Gallego announced Items 52 and 53 would be heard together because they were related items on the City's security access and control project.

Councilman DiCiccio stated he took issue with using bonding money for short-term projects, but noted he would be voting in favor of these items because it is a security-related issue. He asked for capital to be used in the

future for long-term projects.

City Manager Ed Zuercher mentioned the Chief Financial Officer was only issuing debt for the security and access control system for the life of the system, and added they were matching the debt service to the expected life of the system.

Councilman DiCiccio said he appreciated those comments, and commented that capital should only be used for capital. He stated he was happy to vote for this, but noted his concerns about the financing methods.

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Stark, that Items 52-53 be adopted. The motion carried by the following vote:

Yes:	8 -	Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego
No:	1 -	Councilman Waring

52 Security and Access Control Project - RFP 18-ADM-059 - Requirements Contract (Ordinance S-46991)

Request to authorize the City Manager, or his designee, to enter into a contract with Climatec, LLC to provide Security Management and Access Control Systems for citywide facilities and critical infrastructure sites. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $25.5 million including applicable taxes over the life of the contract.

Summary

The Public Works Department manages Security and Access Control Systems to maintain Citywide facilities and critical infrastructure sites using Lenel Diamond II, Andover Continuum, and Compass Windows Downloader. These systems are used as the platform to provide access control and intrusion detection hardware, software, and badge administration throughout the City. The current Access Control and Intrusion Detection systems managed by Public Works support approximately 2,224 card readers, 4,122 alarm panels, 15,000 badges, 400 access groups, and 100 time schedules. These systems also link to the parking garage database that is used to support access for

employees, fleet vehicles, and a small group of non-City employees including contractors, and Board and Commission members.

Currently, the City uses multiple security systems to maintain badge access and security controls throughout the City. These systems are now obsolete with limited system functionality to keep up with ever-growing security needs. In recent years, Public Works has experienced system performance issues and intermittent failures based on the aged security infrastructure. The hardware in the current system has been discontinued by vendors which results in potential delays for maintenance and service repairs due to limited parts availability. The replacement of the existing security and access control systems is vital to safeguard City assets and comply with current industry security requirements. The new system will meet encryption levels set by the Department of Defense and includes the use of smart cards and interactive mapping to improve response times. Moving to a new security system will provide the City a more stable environment and system redundancy.

Procurement Information
A two-phased procurement process was used to identify the recommended vendor to replace the obsolete Security and Access Control Systems as noted:

Phase I- Request for Information (RFI) process to select product manufacturers for access control and the intrusion detection systems. The evaluation panel recommended Software House and Lenel-United Technologies for Access Control Systems and Honeywell International as the proposed manufacturers for the Intrusion Detection Systems to be used in the Request for Proposals.

Phase II- Request for Proposals (RFP) process to select a Prime Contractor to design, test, and implement a fully operable, turnkey badge access and security management system was approved for issuance by City Council on April 17, 2019. The Prime Contractor will provide all professional, technical services including the labor necessary to implement a new replacement system to maintain badge access and security management throughout the City. Request for Proposals 18-ADM-059 was conducted in accordance with Administration

Regulation 3.10. Four offers were received by the Procurement Division on July 31, 2019. An evaluation committee of City staff evaluated the offers based on the following criteria requirements (1,000 points possible):

Project Team (350 points)
Preferred Experience (200 points)
Pricing (200 points)
Proposed Technical Design (75 points)
Draft Project Management Plan (75 points)
General Requirements (50 points)
Preliminary Schedule (50 points)

The evaluation committee determined that two firms were within competitive range and were invited to participate in demonstrations and interviews. This resulted in the evaluation committee reaching a consensus to enter into the Best and Final Offer (BAFO) process. During the final consensus meeting, the evaluation committee recommended contract award to Climatec, LLC (Software House)* be accepted as the highest scored, responsive and responsible offer that is most advantageous to the City.

The finalists and their scores are as follows:

Climatec, LLC (Software House)*: 860 points
Climatec, LLC (Lenel): 848 points
Johnson Controls (Software House): 641 points

Contract Term
The initial contract term is for three years beginning on or about Nov 1, 2020. Provisions of the contract may include an option to extend the term up to two years, to be taken in one-year increments, which may be exercised by the City Manager or his designee.

Financial Impact
The aggregate contract value will not exceed $25.5 million including applicable taxes over the life of the contract. Funds are available in the Public Works Department's Capital Improvement Program budget for this

project using excise tax bond funds. The Finance Department received City Council approval on May 1, 2019, to issue bonds for the replacement of the Security Management and Access Control Systems.

Concurrence/Previous Council Action
The Public Works Department received City Council approval to issue the RFP at the April 17, 2019 Formal Meeting.

This item was adopted.

53 Security and Access Control Project - Professional Services Contract (Ordinance S-47027)

Request to authorize the City Manager, or his designee, to enter into an agreement with LSW Engineers, Inc. to provide implementation support services for the Security Management and Access Control Systems project for Citywide facilities and critical infrastructure. Further request authorization for the City Controller to disburse all funds related to this item. Total estimated expenditures for this contract will not exceed $509,207 over the life of the contract.

Summary
LSW Engineers, Inc. will be used during implementation of the Citywide Security Management and Access Control Systems project to provide technical assistance including performing site inspections, ensuring vendor performance of the project specifications, and attending coordination meetings with City staff and the implementation team. Other technical requirements include reviewing close-out documentation and verifying the operability of the new systems through the life of the project.

Procurement Information
The Qualified Vendor List for Security Contract Information was approved by City Council in June 2018. LSW Engineers, Inc. was one of the awarded vendors.

Contract Term
The initial contract term is for three years beginning on or about Nov. 1, 2020. Provisions of the contract may include an option to extend the term up to two years, to be taken in one-year increments, which may be exercised by the City Manager or designee.

Financial Impact

Total estimated expenditures for this contract will not exceed $509,207 over the life of the contract. Funds are available in the Public Works Department's Capital Improvement Program budget using proceeds from excise tax bonds.

This item was adopted.

79 Public Hearing and Resolution Adoption - General Plan Amendment GPA-NG-1-20-1 - Northwest Corner of Interstate 17 and Loop 303 Freeways (Resolution 21874)

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 Designation on approximately 3,715.20 acres from Residential 0 to 2 dwelling units per acre, Residential 2 to 5 dwelling units per acre, Residential 5 to 15 dwelling units per acre, Residential 15+ dwelling units per acre, Preserves / Residential 2 to 3.5 or 3.5 to 5 dwelling units per acre, Commercial, Mixed Use (North Gateway & Northwest Area only), Mixed Use (Commercial / Commerce Park), and Parks / Open Space-Future 1 dwelling unit per acre. The proposed designation is Mixed Use (Commercial / Commerce Park) and a request to remove the Infrastructure Phasing Overlay. This file is a companion case to Z-37-20-1 and should be heard first, followed by Z-37-20-1.

Summary

Application: GPA-NG-1-20-1
Current Designation: Residential 0 to 2 dwelling units per acre, Residential 2 to 5 dwelling units per acre, Residential 5 to 15 dwelling units per acre, Residential 15+ dwelling units per acre, Preserves / Residential 2 to 3.5 or 3.5 to 5 dwelling units per acre, Commercial, Mixed Use (North Gateway & Northwest Area only), Mixed Use (Commercial / Commerce Park), and Parks / Open Space-Future 1 dwelling unit per acre.
Proposal: Mixed Use (Commercial / Commerce Park) and Removal of the Infrastructure Phasing Overlay
Acreage: 3,715.20

Owner: Arizona State Land Department

Applicant: City of Phoenix, Planning and Development Department
Representative: City of Phoenix, Planning and Development Department

Staff Recommendation: Approval.
VPC Action: The North Gateway Village Planning Committee heard this case on Sept. 10, 2020 and recommended approval, per the staff recommendation by a 5-0 vote.
PC Action: The Planning Commission heard this case on Oct. 1, 2020 and recommended approval, per the North Gateway Village Planning Committee recommendation by a 6-0 vote.

Location
Northwest corner of Interstate 17 and Loop 303 freeways
Council District: 1
Parcel Addresses: N/A

Discussion
Mayor Gallego stated Item 79 would begin with a brief staff report from Planning and Development Director Alan Stephenson.

Mr. Stevenson mentioned Items 79 and 80 could be heard together, but have separate motions for each item. He noted Item 79 was a General Plan Amendment for the northwest corner of Interstate 17 and Loop 303 Freeway, and Item 80 was the corresponding zoning case for the same parcel. He showed Council the location, and said the parcel was approximately 3,700 acres that was owned by the Arizona State Land Department that was held in trust for the benefit of education and other interests. He mentioned the existing General Plan designation was various residential and mixed uses, and added this request would be mixed use commercial commerce park and remove the infrastructure phasing overlay to allow the area to develop as an employment corridor. He stated this request was approved by the North Gateway Village Planning Committee and Planning Commission, and added staff recommended approval per the Planning Commission recommendation. He continued to show Council the surrounding location, and noted the Land Use Plan had a freeway mixed use component within that corridor from Interstate 17 to 43rd Avenue. He repeated staff recommended approval per the Planning Commission recommendation, and mentioned his availability for questions.

Mayor Gallego declared the public hearing open.

Noting there were no members of the public wishing to speak, Mayor Gallego declared the public hearing closed. She thanked everyone involved in this, and stated Phoenix was moving forward with creating high wage jobs with part of that being great land use planning.

Councilwoman Williams stated this was an area that the City had been working on for a long time, and added it exceeded expectations. She noted Ben Avery Shooting Facility was supportive of this project, and made a motion to approve Item 79 per the Oct. 1, 2020 Planning Commission recommendation, with adoption of the related resolution.

Councilwoman Stark seconded the motion.

The hearing was held. A motion was made by Councilwoman Williams, seconded by Councilwoman Stark, that this item be approved per the Oct. 1, 2020 Planning Commission recommendation, with adoption of the related resolution. The motion carried by the following vote:

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

80 **Public Hearing - Amend City Code - Ordinance Adoption - Rezoning Application Z-37-20-1- Northwest Corner of I-17 and Loop 303 Freeways (Ordinance G-6756)**

Request to hold a public hearing and authorize the City Manager, or his designee, to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-37-20-1 City Council approve as proposed by Planning Commission and rezone the site from S-1 (Ranch or Farm Residence) to PUD (Planned Unit Development) to allow a mixed use employment hub. This item is a companion file to GPA-NG-1-20-1 and should be heard

following GPA-NG-1-20-1.

Summary

Current Zoning: S-1 (Ranch or Farm Residence)
Proposed Zoning: PUD (Planned Unit Development)
Acreage: 3,721.60 acres
Proposed Use: Mixed Use Employment Hub

Owner: Arizona State Land Department
Applicant: City of Phoenix, Planning and Development Department
Representative: City of Phoenix, Planning and Development Department

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The North Gateway Village Planning Committee heard this case on Sept. 10, 2020 and recommended approval, per the staff recommendation by a 5-0 vote.
PC Action: The Planning Commission heard this case on Oct. 1, 2020 and recommended approval, per the staff memo dated October 1, 2020, with an additional stipulation by a 6-0 vote.

Location

General located on the northwest corner of I-17 and Loop 303 freeways
Council District: 1
Parcel Addresses: N/A

Discussion

Mayor Gallego said Item 80 was a related case with Item 79, and asked if Councilwoman Williams had a motion on Item 80.

Councilwoman Williams said she believed strongly in this project, and made a motion to approve Item 80 per the Oct. 1, 2020 Planning Commission recommendation, with adoption of the related ordinance.

Councilwoman Stark seconded the motion.

The hearing was held. A motion was made by Councilwoman Williams, seconded by Councilwoman Stark, that this item be approved per the Oct. 1, 2020 Planning Commission recommendation, with adoption of the related ordinance. The motion carried by the following vote:

Yes: 8 - Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

Absent: 1 - Councilman DiCiccio

81 **Public Hearing - Amend City Code - Ordinance Adoption - Rezoning Application Z-30-20-5 - Southeast of the Southeast Corner of 107th Avenue and Camelback Road (Ordinance G-6755)**

Request to hold a public hearing on the rezoning application Z-30-20-5 for the following item and consider adoption of the Planning Commission's recommendation and the related Ordinance if approved. The request to rezone the site from R1-6, R1-6 SP, and C-2 to GC to allow all permitted and accessory uses within the Golf Course zoning district.

Summary

Current Zoning: R1-6 (0.32 acres), R1-6 SP (121.40 acres), and C-2 (1.20 acres)
Proposed Zoning: GC
Acreage: 122.92 acres
Proposed Use: All permitted and accessory uses within the Golf Course zoning district

Owner: VDP Property Holdings, LLC
Applicant: City of Phoenix, Planning Commission
Representative: City of Phoenix, Planning and Development Department

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Maryvale Village Planning Committee heard this case on Aug. 12, 2020 and recommended approval, per the staff recommendation by a 9-0 vote.
PC Action: The Planning Commission heard this case on Oct. 1, 2020 and recommended approval, per the Maryvale Village Planning Committee recommendation, by a 5-1 vote, with comments on allowed uses in the Golf Course District.

The Planning Commission recommendation was appealed and 3/4 vote petition was submitted on Oct. 8, 2020.
A 3/4 vote is not required.

Location
Southeast of the southeast corner of 107th Avenue and Camelback Road.
Council District: 5
Parcel Addresses: 4655 N. 103rd Ave.

Discussion
Mayor Gallego announced Planning and Development Director Alan Stephenson would provide a brief staff report.

Mr. Stephenson stated this rezoning request was for a golf course zoning that was currently zoned as R1-6, R1-6 SP and C-2, and said this was a 122.92 acre parcel. He mentioned this use would be for allowing redevelopment of a golf course, and added staff recommended approval subject to stipulations. He displayed the area of this parcel, and commented this parcel was developed in Maricopa County and later annexed into the city in three different annexation areas. He said the central area was annexed with the requirement that the golf course be in general conformance to the plan of development stipulated at the time of rezoning in the county, and noted this required the land to only be used for a golf course or be left vacant. He mentioned the other two areas did not have that stipulation on them, and compared the county allowing a golf course within R1-6 zoning to the city not allowing a golf course because there weren't stipulations when those parcels were annexed. He repeated the rezoning request was to allow a golf course, and said the Maryvale Village Planning Committee and Planning Commission recommended approval.

Mayor Gallego declared the public hearing open. She stated ten minutes each would go to each presentation starting with Larry Lazurus.

Larry Lazurus spoke in opposition on behalf of Virtue Partners who were the owners of the property. He mentioned Jeremy Hall and Albert Nava were available to speak, and suggested this was not a typical zoning case because government was demanding the property owner to rezone and

take away their ability to develop. He stated this was bad public policy, and mentioned the property owners bought the property in 2017 not with the idea they had to rezone the property to residential development. He mentioned a portion of the golf course, including the driving range and pro shop had already been approved by the City for redevelopment of a multi-family apartment project without restrictions, and added there was a stipulation but it was not based on the General Plan rather a specific stipulation that complied with the Villa de Pas Neighborhood Development Plan. He suggested that plan did not exist, and mentioned a court case that was dismissed filed by neighbors. He talked about how the golf course was losing money before it closed, and said this course was spiraling downward. He stated there was no golf course there today because when the current owners purchased the property the course was losing $300,000 a year. Mr. Lazurus mentioned after interactions with community representatives for years, the only resolution the representatives suggested was to save the golf course. He suggested the City would be forcing the property owners to run a golf course at a loss, and added that was why the owners strongly opposed this case. He mentioned an appraisal was submitted on the property, and said the fair market value of the property would be reduced by $15 million with the golf course zoning designation. He repeated the City should not be forcing the property owners to run a business, and mentioned a meeting with Vice Mayor Guardado a few weeks prior with a solution to turn a 33.5 percent portion of the property into a public park with improvements such as disc golf courses, basketball and pickleball courts, restrooms, parking fitness trails and exercise stations, and preservation of existing lakes on the property. He commented the plan was rejected, but noted the owner was open for further discussion on that plan or an alternative to that plan. He asked Council to either vote against this rezoning or to continue the item to resolve this matter.

Jeff O'Toole spoke in favor on behalf of the community, and talked about the history of the golf course since it was built in 1972. He stated this golf course was a staple of the community, and was one of the first golf courses built around a master plan on the west side of Phoenix. He mentioned the master plan designated residents would live on an 18-hole golf course, and added when the City annexed this land the residents said it was important to preserve the golf course protections. He

commented he was not sure why the annexation happened in three parts, and noted two-thirds of the golf course required adherence to the master plan. He stated when the current property owners purchased this, the golf course was fully functional, and suggested when the property owners purchased this property they intentionally abandoned it with the sole purpose of utilizing a loop hole to build housing. He mentioned Virtual Partners could not build housing on the entire course, and said the $15 million valuation was not viable mentioned by Mr. Lazurus. He asked for the City to have one uniform rule on zoning for the entire parcel for it to be a golf course mandated by the stipulations and master plan. He talked about how the property owners intentionally abandoned the golf course by not cutting weeds and having broken glass in the clubhouse, and noted he was part of the Maryvale Village Planning Committee where they talked about revitalizing this property. Mr. O'Toole stated residents wanted to protect their assets in their community and protect open space, and commented this golf course can be viable because it was functional before the current property owners bought it. He suggested there was interest in investing in this area, and expressed his appreciation for the councilmembers who knew about this case. He concluded this golf course was the community's primary asset, and the residents wanted to protect that.

Mayor Gallego stated Council would now hear testimony from the public for up to two minutes each.

Don Rea spoke in favor, and mentioned he was the owner-operator of Augusta Ranch Golf Club in Mesa. He talked about how he served on the board for the National Golf Course Owners Association, and stressed the importance of making golf courses and community place to keep the golf course successful. He discussed how his golf course focused on families with fitness and mental health, and suggested that approach could be successful anywhere in the valley. He said it was critical to focus on the 90 acres where the golf course sits and not just the 18-hole golf course, and concluded he knew this approach would work here because it worked for his golf course.

Vice Mayor Guardado asked Mr. Rea for his professional assessment as to the validity of revenue being only 3 or 4 percent from other activities at

the golf course.

Mr. Rea replied that was not true, and said his restaurant made $800,000. He noted this restaurant was inside the community, and added the green fees at his golf course were $1.2 million.

Vice Mayor Guardado inquired about potential revenue streams for the golf course.

Mr. Rea responded it depended on who this golf course wanted to entertain, if it was 8 percent of the people or 100 percent. He gave examples of different events held at his golf course to increase revenue, and stated the golf course can't just focus on the golfers and needed to focus on people. He mentioned his golf course earned about $2.1 million, and said golf courses needed to be creative.

Bob McNichols spoke in favor, and said he was the General Manager of Longbow Golf Club in Mesa. He stated golf courses did a lot of things that did not make money such as track meets for high school athletic teams and First Tee education and instruction programs because it benefited the community. He talked about the different types of golf courses and said they all served different levels of the community. He said it was not a requirement to make money in everything the golf course did, and gave more examples of other events held at their golf course.

Doug Fredrikson spoke in favor, and said he was the President of Douglas Architects and Architectural Firm that specialized in golf clubhouse design. He noted his firm helped design clubhouses locally, nationally and internationally, and talked about how golf courses needed to reimagine the clubhouse amenities after the golf industry was hit 2006 to create new income streams. He said their firm looks at golf course clubhouses more as community centers that can accommodate beyond daily golf activities. He cited in 2015 the Grand Canyon University golf course clubhouse was renovated, and concluded the clubhouse is what makes the golf course work.

John Cabrera spoke in favor, and mentioned he owned a condo right next to the golf course. He talked about how he was getting involved into golf

when he moved in his condo two years ago, and talked about the deterioration of the course since the new property owners purchased the property. He noted he was a member of Save Villa de Pas, and added there were an additional 600 community members part of it. He commented he hoped the City could protect this golf course and the green space it provided, and asked Council to vote in favor.

Daniel Johnson spoke in favor, and said he had lived in Villa de Pas for almost 25 years. He noted the main reason he bough his home there was because of the golf course, and mentioned the previous owners were good neighbors but the current owners were just the opposite. He stated with the current abandonment of the property, complaints had been filed with the City, county and other organizations, and suggested the current owners were horrible neighbors. He commented the current owners did nothing to maintain the property, and asked Council to vote in favor.

Albert Nava mentioned he was an appraiser as the President of Nava Group based in Tempe. He stated he had valued approximately 1,000 golf courses in 20 to 25 states, and discussed his valuation of this golf course. He suggested the demographics of this course and the size of 3,900 square feet of the clubhouse would not support the additional venues such as events and weddings. He commented because this clubhouse was not part of a resort, those types of events would not be a good use of the venue, and suggested he did not see any reason to bring back the golf course for economic reason.

Vice Mayor Guardado mentioned Mr. Nava's appraisal of the property, and asked if he was informed that over half of Villa de Pas Golf Course had stipulations to protect the golf course.

Mr. Nava responded it was his understanding the permits that were previously in effect were no longer effective for more than a year in his consideration on the valuation.

Vice Mayor Guardado stated she could give Mr. Nava those documents that showed the whole course was not stipulated to be built on, so that he could give a more accurate valuation.

Mr. Nava commented she was more than welcome to show him, but said he didn't believe it would affect the valuation.

Celeste Castorena spoke in favor, and mentioned she lived at a home that over looks the golf course. She stated the community was committed to working with the property owners to work within the master plan to maintain the 18-hole golf course with ancillary activities. She asked Council to consider the previous statements made by speakers that while profitability was one area of focus, the main focus should be the community. She requested Council vote for the overlay.

Gail Bliss spoke in favor, and talked about remembering when the course was created how she was interested in the homes on the property because of the design of the course. She said she had lived in this neighborhood since 1982, and she bought her home because of her love of the open spaces. She expressed her concern with developing the golf course because it could increase density and traffic, and asked Council to approve the zoning change to keep Villa de Pas a peaceful community.

Marsha von Aschersleben spoke in favor, and mentioned she lived on the golf course along with her parents who lived right next to her. She said her family golfed, and talked about how the golf course used to be thriving, and suggested the current property owners had the intention to close it down to develop. She stated she felt public input was important on this, and said the City's General Plan was to preserve open space and integrity of older established neighborhoods. She said this was one of the first and oldest golf courses around the area, and asked Council to vote to restore this golf course.

Ed Gowan spoke in favor, and mentioned he was the Executive Director of the Arizona Golf Association. He said he had 50 years in his background of golf, and suggested the appraiser's comments would be valid based on the current status of the property, but noted golf courses were much more viable in today's economy. He commented investment may be needed to upgrade the property to the point where it would be successful, and added the 3 to 4 percent of ancillary money from food and beverage activities were based on the current condition of the

property. He mentioned most golf courses would do between 25 and 50 percent of their gross revenue from ancillary activities in addition to green fees. He noted golf courses couldn't survive on just greens fees alone.

Vice Mayor Guardado discussed how when she first started serving as a councilmember over a year ago she took a tour with Mayor Gallego throughout Council District 5, and noted their final stop was Villa de Pas. She mentioned her constituents had some of the same concerns heard throughout the City, and added staff had done a great job with the Accelerated Pavement Program. She stated everyone on the Council had done a great job keeping the city safe, and said there was passion from the comments about this golf course. She commented her office tried to reach out many times when she first took office to find a middle ground, and never heard back from the owner. She said she had pictures of the ponds containing dead fish and a boarded-up clubhouse, and added after talking to the neighbors they did not have a sense of community there. She suggested the property owner purposely neglected the golf course, and the neighbors had to live with watching their green space die. She noted over 100 residents submitted written letters in support of this item, and read excerpts from some of the letters. She commented she was disgusted by the way the community was treated during this process, and took issue with Mr. Lazarus threatening litigation for the land use argument. Vice Mayor Guardado said the vote today would reaffirm the original intent of the master plan for Villa de Pas, and stated this would help increase the value of the land to have new revenue streams in addition to the golf course. She said she was listening to the homeowners and would stand with them.

Mayor Gallego declared the public hearing closed.

Vice Mayor Guardado made a motion to approve Item 81 per the Panning Commission recommendation regarding only the land-use change, with adoption of the related ordinance.

Councilwoman Stark seconded the motion. She expressed appreciation for the comments from the golf course owners, and said she hoped they would look at this property. She stated the golf course overlay may not be the same in Phoenix as it is in Mesa, and added she appreciated the

comments.

Mayor Gallego said that it was important to note golf course overlays may be different in other municipalities, and added councilmembers were not administrators nor do they interpret the zoning.

Prior to her vote, Councilwoman Williams commented she hoped the golf course owners would work with the community.

Note: 53 electronic comments were submitted for Item 81, noting there were 42 comments in support, six comments in opposition, and five comments indicating no position.

The hearing was held. A motion was made by Vice Mayor Guardado, seconded by Councilwoman Stark, that this item be approved per the Oct. 1, 2020 Planning Commission recommendation regarding only the land-use change, with adoption of the related ordinance. The motion carried by the following vote:

Yes: 6 - Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor Guardado and Mayor Gallego

No: 3 - Councilman DiCiccio, Councilman Waring and Councilwoman Williams

82 Eight-Hour Rule Request to Research Intergovernmental Agreements Related to Affordable Housing and Homelessness

Request City Council approval for City staff to spend in excess of eight hours of staff time, per City Council Rule 15, to research Intergovernmental Agreements with the State of Arizona, Maricopa County and other municipalities on strategies to address affordable housing and homelessness in Phoenix.

Summary

In response to a request from Councilman DiCiccio, Councilwoman Williams, and Councilman Nowakowski on Oct. 19, 2020, the City Manager is requesting to place an item on the next available Formal agenda "directing City of Phoenix staff to pursue Intergovernmental

Agreements in the following areas as part of our strategy to effectively address issues related to rising housing costs, our homeless population, and the safety and security of our neighborhoods" (**Attachment A**). This complies with Council Rule 2c regarding placement of items on an agenda.

Discussion
Mayor Gallego stated this item was an Eight-Hour Rule Request to pursue intergovernmental agreements related to affordable housing and homelessness.

Vice Mayor Guardado made a motion to continue Item 82 to the Oct. 27, 2020 City Council Policy Session where Council would already be discussing this topic.

Councilwoman Stark seconded the motion.

Mayor Gallego commented homelessness was a topic of importance to everyone, and added this was why the Land Use and Livability Subcommittee worked hard on it because of the amount of time that would be spent on this topic.

Councilwoman Stark stated she liked that Council was requesting the Eight-Hour Rule, but noted there may be additional requests for the Eight-Hour Rule and that was why she would support the continuance.

Councilman DiCiccio said he supported the continuance, and commented Council wanted to make this more comprehensive. He suggested everything should be on the table related to this topic, and thanked Mayor Gallego.

Councilman Nowakowski mentioned he was one of the councilmembers who signed the memo for this item to be added on this agenda, and said it was important to start this dialogue with the State and County to use all resources to do something about homelessness especially for veterans and those with mental illness.

Mayor Gallego commented Walter Gray would be the only member of the

public wishing to provide testimony on if he was comfortable with the continuance or not.

Walter Gray stated he supported the continuance.

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Stark, that this item be continued to the Oct. 27, 2020 City Council Policy Session. The motion carried by the following voice vote:

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

CITIZEN COMMENTS

City Attorney Cris Meyer stated during Citizen Comments, members of the public may address the City Council for up to three minutes on issues of interest or concern to them. He advised the Arizona Open Meeting Law permits the City Council to listen to the comments, but prohibits councilmembers from discussing or acting on the matters presented.

Elizabeth Venable mentioned a complaint she filed regarding unlicensed rentals in the vicinity of the Central Arizona Shelter Services building, and added people were being illegally evicted.

Taylor Earl commented he would normally be presenting on a zoning case, but mentioned his father Stephen Earl had recently passed away. He talked about how his father was involved in zoning cases in Phoenix for over 30 years, and noted his father was proud of his work done in the city. He mentioned the projects his father was part of, and said thank you to the many individuals in the city from councilmembers, village planning committee members, and the many City employees who collaborated with him on those projects.

Mayor Gallego thanked Mr. Earl for taking the time to share that message with

Council.

Councilwoman Stark said she didn't know Mr. Earl personally, but noted what he said about Stephen Earl was spot on. She stated he was one of the finest attorneys she had ever worked with.

Councilman DiCiccio mentioned Stephen Earl was one of the most genuinely kindest man he had ever met and was one of the most respected. He talked about how Stephen Earl's honor meant everything to him, and added he was so proud of his family.

Vice Mayor Guardado said she only got to work with Stephen Earl for about a year, and noted he was incredibly supportive of everything she was doing in Council District 5. She mentioned Stephen Earl helped with a water drive in the district, and stated he was always available to talk when you needed him. She commented she would always remember him for the great person he was, and the contributions he did for the city.

Walter Gray congratulated Councilwoman Stark for her work with the homeless population in Council District 3, and suggested there should be a shelter named after her for her contributions. He asked if staff could provide him with more information on settlement claims that were adopted at the previous City Council Formal Meeting because he was having a difficult time trying to find that information. He commented it would be good if the City would inform the public when Council considers recommendations from the ad hoc committee on the Police Department.

Mayor Gallego asked if staff could provide that information to Mr. Gray about the traffic incidents and items from the Oct. 7, 2020 City Council Formal Meeting.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 4:44 p.m.

MAYOR

ATTEST:

CITY CLERK

TS

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 21st day of October, 2020. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 2nd day of November, 2022.

CITY CLERK