172186

City of Phoenix

Minutes

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

City Council Formal Meeting

Wednesday, January 24, 2018 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, Jan. 24, 2018 at 2:34 p.m. in the Council Chambers.

Present: 9 - Councilman Sal DiCiccio, Councilman Michael Nowakowski, Councilwoman Debra Stark, Councilman Daniel Valenzuela, Councilman Jim Waring, Councilwoman Thelda Williams, Councilwoman Kate Gallego, Vice Mayor Laura Pastor and Mayor Greg Stanton

Councilman Nowakowski entered the Chambers and joined the voting body during Citizen Comments held at the beginning of the meeting. Mayor Stanton joined the voting body via telephone during Boards and Commissions and disconnected during Citizen Comments held at the end of the meeting. Councilman Valenzuela joined the voting body via telephone during Item 71 and disconnected following Item 97.

Due to Mayor Stanton's absence from the Chambers, Vice Mayor Pastor assumed the Chair.

Vice Mayor Pastor acknowledged the presence of Marleny Orellana, a Spanish interpreter. In Spanish, Ms. Orellana announced her availability to the audience.

CITIZEN COMMENTS

Purple Fire expressed concern about the changes occurring at the Chinese Cultural Center. She asked Council to save the Center because it was an important part of Phoenix history.

Steve Schumacher requested Council consider March 12, 2018 as Phoenix History Day. He remarked the date represented the 150th anniversary of Jack

Swilling who finished the first canal in east Phoenix.

Note: Councilman Nowakowski entered the Chambers and joined the voting body.

An affidavit was presented to the Council by the City Clerk stating that copies of the titles of Ordinances G-6409 through G-6411 and S-44177, S-44201, and S-44209 through S-44246 were available to the public in the office of the City Clerk at least 24 hours prior to this Council meeting and, therefore, may be read by title or agenda item only pursuant to the City Code.

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

BOARDS AND COMMISSIONS

1 Mayor's Appointments to Boards and Commissions

Summary

This item transmits the Mayor's recommendations for appointments and reappointments to various city boards and commissions.

The following individuals were recommended for appointment/reappointment by Mayor Stanton:

Community Development Review Committee

Appoint Betsy Buxer, a member of the Human Services Commission (HSC), filling one of three seats the HSC has on this Committee, for a term to expire Jan. 24, 2020

Appoint Laura Guild, a member of the Human Services Commission (HSC), filling one of three seats the HSC has on this Committee, for a term to expire Jan. 24, 2020

Appoint Audrey Jenkins, a member of the Human Services Commission (HSC), filling one of three seats the HSC has on this Committee, for a term to expire Jan. 24, 2020

Ethics Commission

Appoint Cylee Gutting, serving as one of two Republicans, for a three-year term to expire Dec. 13, 2020

Appoint Sheila Wood, serving as one of two Republicans, for a five-year

term to expire Dec. 13, 2022
Appoint Mario Bayne, serving as an Independent, for a five-year term to expire Dec. 13, 2022
Appoint Marcia Busching, serving as one of two Democrats, for a three-year term to expire Dec. 13, 2020
Appoint Kendra Tollackson, serving as one of two Democrats, for a five-year term to expire Dec. 13, 2022

License Appeals Board
Reappoint Joe Albo, for a second term to expire Jan. 10, 2022
Reappoint Victor Contreras, for a second term to expire June 6, 2022
Reappoint Alex Navidad, for a second term to expire Jan. 10, 2022

Mayor's Commission on Disability Issues
Appoint Dan French, a current member, to serve as Chair until Dec. 31, 2019
Appoint Laura Cafiso, a current member, to serve as Vice Chair until Dec. 31, 2019
Appiont Jessica Hipskind, for a term to expire Jan. 24, 2021

Sister Cities Commission
Appoint Jennifer Doan-Richardson, for a term to expire Jan. 24, 2021

Phoenix Arts and Culture Commission
Reappoint Laura Stone, for a second term to expire Sept. 30, 2020
Reappoint Rachel Johnson, for a second term to expire Sept. 30, 2020

Phoenix Women's Commission
Appoint Yvonne Pipkin, for a term to expire Jan. 24, 2021
Appoint Nicole Acevedo, for a term to expire Jan. 24, 2021
Appoint Kyle Zegarski, for a term to expire Jan. 24, 2021

A motion was made by Councilwoman Gallego, seconded by Councilwoman Williams, that this item be approved, except the Ethics Commission appointments. The motion carried by voice vote:

Yes: 7 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Councilwoman Gallego and Vice Mayor Pastor

No: 0

Absent: 2 - Councilman Valenzuela and Mayor Stanton

Discussion

A motion was made and seconded to approve the Mayor's appointees to the Ethics Commission.

Councilman Nowakowski stated concerns were brought to his attention about the process of choosing individuals and possible violations, so he would be voting no on the motion.

Councilwoman Gallego wished to withdraw her motion for approval in order to look into those concerns and moved continuance to the February 7, 2018 City Council Formal Meeting.

Note: Mayor Stanton joined the voting body via telephone.

Vice Mayor Pastor clarified the continuance permitted time to look at how people were chosen.

A motion was made by Councilwoman Gallego, seconded by Councilwoman Williams, that the Ethics Commission appointments be continued to the Feb. 7, 2018 City Council Formal Meeting. The motion carried by voice vote:

Yes: 8 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton

No: 0

Absent: 1 - Councilman Valenzuela

2 City Council Appointments to Boards and Commissions

Summary

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

The following individuals were recommended for appointment/reappointment by the City Council:

Alhambra Village Planning Committee

Reappoint Hal Becker, for a sixth term to expire Nov. 19, 2019, as recommended by Councilman Valenzuela

Deer Valley Village Planning Committee

Reappoint Joseph A. Grossman, for a second term to expire Nov. 19, 2019, as recommended by Councilwoman Williams
Reappoint Trilese DiLeo, for a third term to expire Nov. 19, 2019, as recommended by Councilwoman Williams
Reappoint Ozzi Virgil, for a sixth term to expire Nov. 19, 2019, as recommended by Councilwoman Williams

North Mountain Village Planning Committee

Reappoint Larry Herrera, for a third term to expire Nov. 19, 2019, as recommended by Councilwoman Williams

Rio Vista Village Planning Committee

Appoint Lloyd Nygaard, who serves on the board of the Anthem Executive Committee, for a term to expire Nov. 19, 2019, as recommended by Councilwoman Williams
Reappoint Will Holton, for a fourth term to expire Nov. 19, 2019, as recommended by Councilwoman Williams
Reappoint Ozzi Virgil, for a sixth term to expire Nov. 19, 2019, as recommended by Councilwoman Williams

South Mountain Village Planning Committee

Appoint Joseph Larios, for a term to expire Nov. 19, 2019, as recommended by Councilman Nowakowski

Neighborhood Block Watch Fund Oversight Committee

Appoint Alyssa Glauber, for a term to expire Aug. 31, 2020, as recommended by Councilwoman Williams

A motion was made by Councilwoman Gallego, seconded by Councilwoman Williams, that this item be approved. The motion carried by voice vote:

Yes: 8 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton

No: 0

Absent: 1 - Councilman Valenzuela

Vice Mayor Pastor administered the oath of office to the following appointees:

Audrey Jenkins, Community Development Review Committee;
Joe Albo, License Appeals Board;
Jessica Hipskind, Mayor's Commission on Disability Issues;
Alyssa Glauber, Neighborhood Block Watch Fund Oversight Committee;
Larry Herrera, North Mountain Village Planning Committee;
Lloyd Asato, Pacific Rim Advisory Council;
Yvonne Pipkin, Nicole Acevedo and Kyle Zegarski, Phoenix Women's Commission;
Lloyd Nygaard, Rio Vista Village Planning Committee; and
Jennifer Doan-Richardson and Robert Dubberly, Sister Cities Commission.

The above individuals were invited to approach the dais so Council could extend their appreciation.

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

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

Note: Speaker comment cards were submitted in favor of the following items, with no one wishing to speak:

Brianna Magana - Applicant, Item 7
Matthew Nebeker, Item 11
Daniel Diaz, Items 12, 13, 15, 20 and 25
Nick Addante - Agent, Item 17
Beana Tran - Agent, Item 18
Doris Asano - Applicant, Item 21
Christianna Millan - Applicant, Item 23

A motion was made by Councilwoman Gallego, seconded by Councilwoman Williams, that Items 3-25 be recommended for approval. The motion carried by voice vote:

Yes: 8 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton

No: 0

Absent: 1 - Councilman Valenzuela

3 Liquor License - Pizza Hut #26988

Request for a liquor license. Arizona State License 07070143.

Summary

Applicant
Theresa Morse, Agent

License Type
Series 7 - Beer and Wine Bar

Location
13624 N. 35th Ave.
Zoning Classification: C-2
Council District: 1

This request is for an acquisition of control of an existing liquor license for a beer and wine bar/restaurant. This location is currently licensed for liquor sales.

The 60-day limit for processing this application is Feb. 2, 2018.

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

Other Active Liquor License Interest in Arizona
This 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:
"The owners have extensive experience in owning and managing businesses such as restaurants, with liquor licenses and bars. All employees are mandated to attend liquor law training to ensure compliance with all city, state and county laws. Our primary purpose is to provide a safe, family environment for our guests. We have also developed policies and procedures for our stores that are more restrictive than state liquor laws."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

4 Liquor License - Pizza Hut #26969

Request for a liquor license. Arizona State License 07070151.

Summary

Applicant
Theresa Morse, Agent

License Type
Series 7 - Beer and Wine Bar

Location
2436 E. Bell Road
Zoning Classification: C-2
Council District: 2

This request is for an acquisition of control of an existing liquor license for a beer and wine bar/restaurant. This location is currently licensed for

liquor sales.

The 60-day limit for processing this application is Feb. 2, 2018.

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

Other Active Liquor License Interest in Arizona
This 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:
"The owners have extensive experience in owning and managing businesses such as restaurants, with liquor licenses and bars. All employees are mandated to attend liquor law training to ensure compliance with all city, state and county laws. Our primary purpose is to provide a safe, family environment for our guests. We have also developed policies and procedures for our stores that are more restrictive than state liquor laws."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

5 Liquor License - Anyway Smoke Shop

Request for a liquor license. Arizona State License 10076952.

Summary

Applicant
Ablahad Savaya, Agent

License Type
Series 10 - Beer and Wine Store

Location
6245 E. Bell Road, Ste. 110
Zoning Classification: C-1
Council District: 2

This request is for a new liquor license for a tobacco shop. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow package liquor sales.

The 60-day limit for processing this application is Feb. 4, 2018.

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 owned and operated with a liquor license in Arizona, over twenty years experience.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“No other business selling package alcohol within a mile. Customers frequently requested that I apply for liquor license.”

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 - Anyway Smoke Shop
Liquor License Map - Anyway Smoke Shop

This item was recommended for approval.

6 Liquor License - Whole Foods Market

Request for a liquor license. Arizona State License 06073617.

Summary

Applicant
Jeffrey Roff, Agent

License Type
Series 6 - Bar

Location
7111 E. Mayo Blvd.
Zoning Classification: C-2
Council District: 2

This request is for a new liquor license for a grocery store. This location is currently licensed for liquor sales with a Series 7 - Beer and Wine Bar license and a Series 10 - Beer and Wine Store license. This location requires a Use Permit to allow outdoor dining and alcohol consumption.

The 60-day limit for processing this application is Jan. 29, 2018.

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:
"Applicant is committed to upholding the highest business standards for product, quality, employee training, customer service, and community engagement. Managers and staff are trained in the techniques of legal

and responsible alcohol sales and service."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Whole Foods Market offers a variety of natural/fresh food choices, as well as beer and wine. Many customers have requested to purchase spirituous liquor in addition to their current food/beverage inventory. Applicant would like to offer its customers 21 and over the option of purchasing spirits to their shopping experience."

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 - Whole Foods Market
Liquor License Map - Whole Foods Market

This item was recommended for approval.

7 Liquor License - Special Event - Bourgade Roman Catholic High School Phoenix

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

Summary

Applicant
Brianna Magana

Location
4602 N. 31st Ave.
Council District: 4

Function
Dinner

Date(s) - Time(s) / Expected Attendance
March 3, 2018 - 5 p.m. to Midnight / 250 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

8 Liquor License - Special Event - Brophy College Preparatory

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

Summary

Applicant
Annette Thomson

Location
4701 N. Central Ave.
Council District: 4

Function
Dinner

Date(s) - Time(s) / Expected Attendance
March 16, 2018 - 6 p.m. to 10:30 p.m. / 300 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

9 Liquor License - Special Event - Brophy College Preparatory

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

Summary

Applicant
Annette Thomson

Location
4701 N. Central Ave.
Council District: 4

Function
Dinner

Date(s) - Time(s) / Expected Attendance
March 3, 2018 - 5:30 p.m. to 9 p.m. / 400 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

10 Liquor License - Pizza Hut #26975

Request for a liquor license. Arizona State License 07070134.

Summary

Applicant
Theresa Morse, Agent

License Type
Series 7 - Beer and Wine Bar

Location
1520 N. 43rd Ave.
Zoning Classification: C-2
Council District: 4

This request is for an acquisition of control of an existing liquor license for a beer and wine bar/restaurant. This location is currently licensed for liquor sales.

The 60-day limit for processing this application is Feb. 2, 2018.

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

Other Active Liquor License Interest in Arizona
This 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:
"The owners have extensive experience in owning and managing businesses such as restaurants, with liquor licenses and bars. All employees are mandated to attend liquor law training to ensure compliance with all city, state and county laws. Our primary purpose is to provide a safe, family environment for our guests. We have also developed policies and procedures for our stores that are more restrictive than state liquor laws."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

11 Liquor License - Superstition Spirits

Request for a liquor license. Arizona State License 04077121.

Summary

Applicant
Scott Suciu, Agent

License Type
Series 4 - Wholesaler

Location
3118 W. Thomas Road, Ste. 709
Zoning Classification: A1, A2
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. This business has plans to open in March 2018.

The 60-day limit for processing this application is Feb. 6, 2018.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I am a licensed realtor and my partner Scott Suciu is a board certified doctor. We are simply looking to start a business and respect all the laws in place."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We will operate and conduct our business under all the specific laws of the City of Phoenix and State of Arizona. Within it's borders Scott and I plan to provide our service to make a profit and give back to charities locally."

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.

12 Liquor License - Los Altos Ranch Market - Phoenix 2

Request for a liquor license. Arizona State License 09070650.

Summary

Applicant
Amy Nations, Agent

License Type
Series 9 - Liquor Store

Location
5802 W. Thomas Road
Zoning Classification: PSC
Council District: 4

This request is for an ownership transfer of a liquor license for a grocery store. 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 Jan. 28, 2018.

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:
"The owners of Los Altos Ranch Markets have several locations throughout California and Nevada. The company has years of experience operating grocery stores with liquor licenses. The company is very strict with their liquor sales and have held on site certified liquor training classes to ensure compliance will all liquor laws. They will also conduct random compliance checks."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"With busier schedules and comfort customers choose to shop at grocery stores that provide the convenience everything needed including alcoholic beverages. This grocery store has offered this service for many years and would like to continue to do so. Los Altos Ranch Markets are not just a business in the neighborhood but are part of the communities they serve. They believe in contributing to the communities in which they work and live. They believe in providing fresh quality products inexpensively to their clients."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Los Altos Ranch Market - Phoenix 2
Liquor License Map - Los Altos Ranch Market - Phoenix 2

This item was recommended for approval.

13 Liquor License - Los Altos Ranch Market - Phoenix 5

Request for a liquor license. Arizona State License 10076945.

Summary

Applicant
Amy Nations, Agent

License Type
Series 10 - Beer and Wine Store

Location
3223 W. Indian School Road
Zoning Classification: A-1
Council District: 4

This request is for a new liquor license for a grocery store. 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 Jan. 28, 2018.

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:
"The owners of Los Altos Ranch Markets have several locations throughout California and Nevada. The company has years of experience operating grocery stores with liquor licenses. The company is very strict with their liquor sales and have held on site certified liquor training classes to ensure compliance will all liquor laws. They will also conduct random compliance checks."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"With busier schedules and comfort customers choose to shop at grocery stores that provide the convenience everything needed including alcoholic beverages. This grocery store has offered this service for many years and would like to continue to do so. Los Altos Ranch Markets are not just a business in the neighborhood but are part of the communities they serve. They believe in contributing to the communities in which they work and live. The belive in providing fresh quality products inexpensively to their clients."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Los Altos Ranch Market - Phoenix 5
Liquor License Map - Los Altos Ranch Market - Phoenix 5

This item was recommended for approval.

14 Liquor License - Special Event - Childrens Hope and Love Foundation

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

Summary

Applicant
Rigoberto Ledezma

Location
4240 W. Camelback Road
Council District: 5

Function
Concert

Date(s) - Time(s) / Expected Attendance
Feb. 16, 2018 - 6 p.m. to 2 a.m. / 800 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

15 Liquor License - Los Altos Ranch Market - Phoenix 6

Request for a liquor license. Arizona State License 10076948.

Summary

Applicant
Amy Nations, Agent

License Type
Series 10 - Beer and Wine Store

Location
3415 W. Glendale Ave.
Zoning Classification: C-2
Council District: 5

This request is for a new liquor license for a grocery store. 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 Jan. 28, 2018.

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:
"The owners of Los Altos Ranch Markets have several locations throughout California and Nevada. The company has years of experience operating grocery stores with liquor licenses. The company is very strict with their liquor sales and have held on site certified liquor training

classes to ensure compliance will all liquor laws. They will also conduct random compliance checks."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "With busier schedules and comfort customers choose to shop at grocery stores that provide the convenience everything needed including alcoholic beverages. This grocery store has offered this service for many years and would like to continue to do so. Los Altos Ranch Markets are not just a business in the neighborhood but are part of the communities they serve. They believe in contributing to the communities in which they work and live. They believe in providing fresh quality products inexpensively to their clients."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Los Altos Ranch Market - Phoenix 6
Liquor License Map - Los Altos Ranch Market - Phoenix 6

This item was recommended for approval.

16 Liquor License - Arcadia Grill & Tavern

Request for a liquor license. Arizona State License 1207B248.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 12 - Restaurant

Location
4801 E. Indian School Road, Ste. 1
Zoning Classification: C-2
Council District: 6

This request is for a new liquor license for a restaurant. This location was

previously licensed for liquor sales and may currently operate with an interim permit.

The 60-day limit for processing this application is Feb. 3, 2018.

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:
"Applicant is an experienced licensee committed to upholding the highest standards to maintain compliance with applicable laws. Managers and staff will be trained in the techniques of legal and responsible alcohol sales and service."

The public convenience requires and the best interest of the community

will be substantially served by the issuance of the liquor license because: "Arcadia Grill & Tavern is a fun, friendly, popular neighborhood restaurant, and would like to continue to offer guests 21 and over the opportunity to enjoy alcoholic beverages as an incident to the meals guests enjoy."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Arcadia Grill & Tavern
Liquor License Map - Arcadia Grill & Tavern

This item was recommended for approval.

17 Liquor License - Arcadia Meat Market

Request for a liquor license. Arizona State License 10076953 & 10076953S.

Summary

Applicant
Nicholas Addante, Agent

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

Location
3950 E. Indian School Road, Ste. 130
Zoning Classification: C-2
Council District: 6

This request is for a new liquor license with sampling privileges for a beer and wine store. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow package liquor sales.

The 60-day limit for processing this application is Feb. 6, 2018.

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 conduct myself as an adult and hold myself accountable."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Poeple in the neighborhood will be able to purchase wine and beer to drink at their homes."

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 - Arcadia Meat Market
Liquor License Map - Arcadia Meat Market

This item was recommended for approval.

18 Liquor License - Herbal Nails & Spa at Arcadia

Request for a liquor license. Arizona State License 07070645.

Summary

Applicant
Beana Tran, Agent

License Type
Series 7 - Beer and Wine Bar

Location
4375 E. Indian School Road, Ste. 180
Zoning Classification: C-2 HGT/WVR
Council District: 6

This request is for an ownership and location transfer of a liquor license for a beer and wine bar. 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 Feb. 5, 2018.

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:
"Applicant is an experienced licensee committed to upholding the highest standards for it's business practices and employees. I will along with all employees will be trained in the techniques of legal and responsible & take the Title 4 Liquor Law Training course. 'I will provide a safe and profitable experience for both the business and the salon patrons'."

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 in the best interest of the community will be substantially served by the issuance of the liquor because: 'Herbal Nails & Spa at Arcadia would like the ability to serve a glass of wine or beer upon the request of the salon patron'."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Herbal Nails & Spa at Arcadia
Liquor License Map - Herbal Nails & Spa at Arcadia

This item was recommended for approval.

19 Liquor License - Pizza Hut #26999

Request for a liquor license. Arizona State License 07070157.

Summary

Applicant
Theresa Morse, Agent

License Type
Series 7 - Beer and Wine Bar

Location
702 N. 1st St.
Zoning Classification: DTC - West Evans Churchill
Council District: 7

This request is for an acquisition of control of an existing liquor license for a beer and wine bar. This location is currently licensed for liquor sales. This location requires a Use Permit to allow a beer and wine bar/restaurant.

The 60-day limit for processing this application is Feb. 2, 2018.

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

Other Active Liquor License Interest in Arizona
This 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:
"The owners have extensive experience in owning and managing

businesses such as restaurants, with liquor licenses and bars. All employees are mandated to attend liquor law training to ensure compliance with all city, state and county laws. Our primary purpose is to provide a safe, family environment for our guests. We have also developed policies and procedures for our stores that are more restrictive than state liquor laws."

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.

20 Liquor License - Los Altos Ranch Market - Phoenix 1

Request for a liquor license. Arizona State License 10076946.

Summary

Applicant
Amy Nations, Agent

License Type
Series 10 - Beer and Wine Store

Location
5833 S. Central Ave.
Zoning Classification: C-2 SPVTABDO
Council District: 7

This request is for a new liquor license for a grocery store. 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 Jan. 28, 2018.

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:
"The owners of Los Altos Ranch Markets have several locations throughout California and Nevada. The company has years of experience operating grocery stores with liquor licenses. The company is very strict with their liquor sales and have held on site certified liquor training classes to ensure compliance will all liquor laws. They will also conduct random compliance checks."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"With busier schedules and comfort customers choose to shop at grocery stores that provide the convenience everything needed including alcoholic beverages. This grocery store has offered this service for many years and would like to continue to do so. Los Altos Ranch Markets are not just a business in the neighborhood but are part of the communities they serve. They believe in contributing to the communities in which they

work and live. They believe in providing fresh quality products inexpensively to their clients."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Los Altos Ranch Market - Phoenix 1
Liquor License Map - Los Altos Ranch Market - Phoenix 1

This item was recommended for approval.

21 Liquor License - Special Event - Arizona Matsuri

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

Summary

Applicant
Doris Asano

Location
115 N. 6th St.
Council District: 8

Function
Cultural Celebration

Date(s) - Time(s) / Expected Attendance
Feb. 24, 2018 - 11 a.m. to 5 p.m. / 20,000 attendees
Feb. 25, 2018 - 11 a.m. to 5 p.m. / 20,000 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

22 Liquor License - Special Event - Jupiter Foundation

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

Summary

Applicant
Reno Scott

Location
22 E. Buchanan St.
Council District: 8

Function
Festival

Date(s) - Time(s) / Expected Attendance
Feb. 18, 2018 - 8 p.m. to 11:59 p.m. / 800 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

23 Liquor License - Special Event - Phoenix Children's Hospital Foundation

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

Summary

Applicant
Christianna Millan

Location
113 N. 6th St.
Council District: 8

Function
Brunch

Date(s) - Time(s) / Expected Attendance
Feb. 11, 2018 - 10:30 a.m. to 1:30 p.m. / 320 attendees

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

24 Liquor License - Pizza Hut #26971

Request for a liquor license. Arizona State License 07070145.

Summary

Applicant
Theresa Morse, Agent

License Type
Series 7 - Beer and Wine Bar

Location
3602 E. Thomas Road
Zoning Classification: C-2
Council District: 8

This request is for an acquisition of control of an existing liquor license for a beer and wine bar/restaurant. This location is currently licensed for liquor sales.

The 60-day limit for processing this application is Feb. 2, 2018.

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

Other Active Liquor License Interest in Arizona
This 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:
“The owners have extensive experience in owning and managing businesses such as restaurants, with liquor licenses and bars. All employees are mandated to attend liquor law training to ensure compliance with all city, state and county laws. Our primary purpose is to provide a safe, family environment for our guests. We have also developed policies and procedures for our stores that are more restrictive than state liquor laws.”

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

25 Liquor License - Los Altos Ranch Market - Phoenix 3

Request for a liquor license. Arizona State License 10076947.

Summary

Applicant
Amy Nations, Agent

License Type
Series 10 - Beer and Wine Store

Location
1602 E. Roosevelt St., Ste. A
Zoning Classification: PSC
Council District: 8

This request is for a new liquor license for a grocery store. 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 Jan. 28, 2018.

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:
"The owners of Los Altos Ranch Markets have several locations throughout California and Nevada. The company has years of experience operating grocery stores with liquor licenses. The company is very strict with their liquor sales and have held on site certified liquor training classes to ensure compliance will all liquor laws. They will also conduct random compliance checks."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"With busier schedules and comfort customers choose to shop at grocery stores that provide the convenience everything needed including alcoholic beverages. This grocery store has offered this service for many

years and would like to continue to do so. Los Altos Ranch Markets are not just a business in the neighborhood but are part of the communities they serve. They believe in contributing to the communities in which they work and live. They believe in providing fresh quality products inexpensively to their clients."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Los Altos Ranch Market - Phoenix 3
Liquor License Map - Los Altos Ranch Market - Phoenix 3

This item was recommended for approval.

A motion was made by Councilwoman Gallego, seconded by Councilwoman Williams, to suspend the rules and take Item 47 out of order. The motion carried by voice vote:

Yes:	8 -	Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton
No:	0	
Absent:	1 -	Councilman Valenzuela

47 Swearing in of Municipal Court Judges

Request to permit the swearing in of Municipal Court Judges.

Summary
Administer the oath of office for the Honorable Eric L. Jeffery, Honorable Michael D. Hintze, Honorable Hercules Dellas and Honorable Marianne Bayardi, each to a four-year term as Judge of the Phoenix Municipal Court to end on Jan. 17, 2022.

Concurrence/Previous Council Action
On Nov. 13, 2017 the Judicial Selection Advisory Board recommended approval to the Public Safety and Veterans Subcommittee.

On Dec. 13, 2017 the Public Safety and Veterans Subcommittee

recommended approval to the City Council by a vote of 3-0.

A motion was made by Councilwoman Gallego, seconded by Councilwoman Williams, that this item be approved. The motion carried by voice vote:

Yes: 8 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton

No: 0

Absent: 1 - Councilman Valenzuela

Vice Mayor Pastor administered the oath of office to the following Municipal Court Judges:

Honorable Eric L. Jeffery, Honorable Michael D. Hintze, Honorable Hercules Dellas and Honorable Marianne Bayardi.

The above individuals were invited to approach the dais so Council could extend their appreciation.

ORDINANCES, RESOLUTIONS, AND NEW BUSINESS

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

John Fox submitted a speaker comment card with no position marked on Item 94 and did not wish to speak.

A motion was made by Councilwoman Gallego, seconded by Councilwoman Williams, that Items 26-97 be approved or adopted, except Items 28-30, 59, 61, 71, 79-80 and 97; and noting that Item 37 is withdrawn, Item 47 was already heard and Item 72 is as corrected. The motion carried by the following vote:

Yes: 8 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton

No: 0

Absent: 1 - Councilman Valenzuela

Items 26-45, Ordinance S-44209, were requests 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.

26 F&N Enterprises, doing business as SmithCraft

For $36,000.00 in payment authority for a new contract, entered on or about Feb. 1, 2018, for a term not to exceed seven months for new airport directional and educational signage at Phoenix Deer Valley Airport for the Aviation Department.

This item was adopted.

27 Innovative Cutting Systems, Inc.

For $35,000.00 in payment authority to purchase an Epilog Fusion M2 40 Laser Engraver for the Aviation Department. This purchase is to replace an engraver that has reached its end of life. The new engraver will be used to fabricate signage at Phoenix Sky Harbor International, Deer Valley and Phoenix Goodyear Airports for security access control system portal doors in the terminals, concourses, and perimeters. In addition, the new equipment will be used to create signage for elevators, building door numbers, electrical and energy rooms, automatic sliding doors, security locks and vehicle key tags.

This item was adopted.

31 Gans & Pugh Associates, Inc.

For $17,600.00 in payment authority to purchase a miniature digital video recording (DVR) system for the Police Department. The DVR will be used by detectives to perform covert video surveillance during investigations and will also be used during undercover operations allowing rescue teams to monitor the situation in real time.

This item was adopted.

32 Various Vendors for Arts and Crafts and Specialty Supplies

For $22,200.00 in additional payment authority for arts, crafts, and specialty supplies for the Parks and Recreation and Human Services departments. The contract term is extended on a month-to-month basis for up to six months, beginning Jan. 1, 2018, while a new procurement is completed. This item is funded by Head Start Grant Funds and Recreation Fees, such as class registrations and facility reservations.

S&S Worldwide Inc., Contract 141932
School Specialty, Inc., Contract 141930
Kaplan Early Learning Company, Contract 141931

This item was adopted.

33 Various Vendors for General Police Towing Services

For $16,000.00 in additional payment authority for General Police Towing Services for the Police Department. Payment authority is being requested to extend the current contracts through March 31, 2018 while the new solicitation is going through the Hearing process due to a protest and appeal.

ACT Towing LLC, doing business as All City Towing, Contracts 135126 and 135191
DV Towing, LLC, Contract 135125
Western Towing, Contract 135124

This item was adopted.

34 DME Forensics Incorporated

For $34,745.00 in payment authority for a new contract, entered on or about Feb. 1, 2018, for a term of five years, for the Renewal of DVR Examiner Dongle Software Licenses for the Police Department. The licenses are vital for the Forensic Imaging Section when collecting surveillance video as evidence and responding to crime scenes where they extract security digital video from recording systems, as requested by detectives and patrol officers. This program is a critical part of the Police Department's effort to provide life safety services to the public and for use on critical incidents and complicated scenes.

This item was adopted.

35 Combat Cartridge, Inc.

For $17,634.00 in payment authority for a new contract, entered on or about Feb. 1, 2018, for a term of three years, to purchase inert firearms training rounds (dummy rounds) for the Police Department's Training Bureau. The rounds are vital for the Training Bureau to train police officers and recruits how to shoot firearms and conduct weapon manipulations. In addition, it offers police officers various training methods to build skills to shoot and conduct safe firearms training. This equipment is a critical part of the Police Department's effort to provide life safety services to the public and for use in critical incidents and complicated scenes.

This item was adopted.

36 Spok, Inc.

For $26,000.00 in additional payment authority for Contract 143293-CPA for wireless and data services (pagers) for the Information Technology Services Department. Spok, Inc., provides pager and communication hardware and software related services for approximately 450 City employees who use two-way paging services to carry out emergency protocols, for Information Technology Services, Police, Fire and other Citywide departments.

This item was adopted.

37 West Publishing Corporation, doing business as Thomson West, a Thomson Reuters Business

For $39,000.00 in payment authority to purchase CLEAR LE Plus Investigation software for the Police Department. CLEAR is a comprehensive, online investigative platform that allows investigators and analysts to easily access public records and exclusive proprietary investigative content in an intuitive working environment. CLEAR provides accurate and actionable information that may be used to locate suspects, persons of interest, potential witnesses to crime, provide threat mitigation and risk management.

This item was withdrawn.

38 Triangle Services, Inc.

For $73,488.00 in additional payment authority for Contract 144486 for Custodial Services for the Library Department. The vendor shall furnish all necessary personnel, supervision, equipment and tools, cleaning

chemicals, supplies, and other accessories required to perform custodial services at the Library Department's temporary public library location at 3110 N. Central Ave., through approximately July 31, 2018.

This item was adopted.

39 Maricopa County Environmental Services Department

For $15,000.00 in payment authority for annual regulatory permit fees, through Dec. 31, 2018, required to operate the City's 29 swimming pools and 43 bodies of water, for the Parks and Recreation Department.

This item was adopted.

40 Arizona Lock & Safe Co., Inc.

For $60,000.00 in additional payment authority for Contract 144201 to facilitate the updates of current access controls and door lock assemblies at the 23rd Avenue Waste Water Plant for the Water Services Department.

This item was adopted.

41 Managed Medical Review Organization, Inc.

For $40,000.00 in additional payment authority for Contract 144922, for independent medical evaluations for the Retirement Office. Independent medical evaluations are used when either the City of Phoenix Employees' Retirement System Board, Disability Assessment Committee, or the Local Police and Fire Retirement Boards require information to determine the eligibility of individuals for a disability retirement. Further, state statute requires all public safety members who have filed an application for disability retirement be referred for an independent medical evaluation by a board certified, Arizona licensed physician in order to determine if they meet the criteria listed in Arizona Revised Statutes, section 38-859.

This item was adopted.

42 Blackhawk Construction, LLC

For $526,344.73 in additional payment authority for Contract 141496, Change Orders 1 through 11 (Project AH10150006-C, Pine Tower Apartments Small Studio Remodel), to remodel 47 small studio apartments as follows: ADA cabinets, doors, shelves, ranges, and showers; repairs to plumbing, electrical, sewer and water lines; new

framing, drywall, entry lights, carpeting; repairs to concrete flooring, sliding glass doors, concrete decking; fire stopping; additional light fixtures; repair to floor slabs and balcony railing; caulking; and painting, to support the Pine Tower Apartments Small Studio Remodel project for the Housing Department. This work was not included as part of the original bid. This project uses Housing and Urban Development funds.

This item was adopted.

43 Ennis Paint Inc.

For $100,000.00 in additional payment authority for Contract 134548 for traffic marking paint for the Street Transportation Department. This is to amend the contract to increase contract capacity and allow Street Transportation to purchase yellow, white, red, green and blue traffic marking paint off of the Aviation Co-Op contract.

This item was adopted.

44 Water Movers, Inc., doing business as Mobile Mini Tank & Pump Solutions

For $37,500.00 in payment authority to replace a Godwin Electric Dri-Prime Pump for the Water Services Department. The current pump is no longer repairable. The pump is used to deliver an uninterrupted supply of irrigation water to the Westin Kierland Golf Club.

This item was adopted.

45 Gainshare, Inc., doing business as Interface Technical Training

For $22,185.00 in additional payment authority to purchase a subscription for skillsoft online training professional development courses using State of Arizona Contract ADSPO13-040555 for the Water Services Department. Interface Technical Training provides advanced information technology and desktop-enhanced training for personnel who maintain and secure critical water infrastructure.

This item was adopted.

46 Proposed Telles Annexation (Ordinance S-44238)

An ordinance extending and increasing the corporate limits of the City of Phoenix, Arizona, by annexing an area not within the present limits of the City of Phoenix, designated as the Telles Annexation. The ordinance also authorizes current county zoning to continue in effect until municipal

zoning is applied to the annexed territory.

Summary

This annexation was requested by David Telles for the purpose of building a residential subdivision development. The proposed annexation conforms to current City policies and complies with Arizona Revised Statutes section 9-471 regarding annexation. The City Clerk Department has received signed petitions representing 100 percent of the assessed value and 100 percent of the owners, excluding utilities, within the proposed annexation area.

Public Outreach

A public hearing was conducted on Oct. 4, 2017, to allow the City Council to gather community comment regarding the annexation proposal. Notification of the public hearing was published in the *Arizona Business Gazette* newspaper, and was posted in at least three conspicuous places in the territory proposed to be annexed. Also, notice by first-class mail was sent to each property owner in the area proposed to be annexed.

Location

The proposed annexation area includes parcels 202-22-003F, 202-22-003K and 202-22-003J and is located east of the Black Canyon Highway and north of Circle Mountain Road. The annexation area is approximately 9.095 acres (0.0142 square miles) and the population is estimated to be zero individuals. The Waiver of Claims for Diminution on Value of Property under Proposition 207 has been executed.
Council District: 1

This item was adopted.

48 Grant of Public Utility Easement for Gas Line Upgrades at Salt River Service Center (Ordinance S-44211)

Request the City Council to grant a public utility easement, for consideration of one dollar, to Southwest Gas Corporation for service to a City-owned property, and further ordering the Ordinance recorded. This public utility easement is required to upgrade the existing two-inch gas line to a four-inch gas line at the Salt River Service Center located at 2225 W. Lower Buckeye Road.

Summary

This public utility easement will be for the area described in the legal description provided in Attachment A ("Easement Premises") and will be granted to all public service corporations and telecommunication corporations providing utility service to the property located at 2225 W. Lower Buckeye Road, (collectively "Grantee"), so long as the Grantee uses the Easement Premises for the purposes herein specified, subject to the following terms and conditions:

A. Grantee is hereby granted the right to construct, reconstruct, replace, repair, operate and maintain a natural gas pipeline or pipelines together with appurtenant fixtures (collectively "Grantee Facilities") to, through, across, and beyond Grantor's property within the Easement Premises. Subject to the notice requirements provided in paragraph "I", Grantee shall at all times have the right of full and free ingress and egress to and along the Easement Premises for the purposes herein specified. Grantee acknowledges and accepts that Grantee shall share the Easement Premises with other Grantees and shall use such Easement Premises with other Grantees in accordance with and consistent with industry standards and customs for such shared use; provided that such shared usage shall not hinder or endanger Grantee's facilities, access or rights under this Public Utility Easement and that all Grantee specifications for separation from its facilities are maintained. Grantor agrees to coordinate the location of Grantee Facilities within the Easement Premises and to pay costs for relocation of Grantee Facilities as provided in paragraph "F."

B. Grantor shall not locate, erect or construct, or permit to be located or erected or constructed, any building or other structure within the limits of the Easement Premises. However, Grantor reserves all other rights, interests, and uses of the Easement Premises that are not inconsistent with Grantee's easement rights herein conveyed and which do not interfere with or endanger any of the Grantee Facilities. Notwithstanding the foregoing, Grantor shall not have the right to lower by more than one foot or raise by more than two feet the surface grade of Easement Premises without the prior written consent by the Grantee whose facilities will be affected by the change of elevation.

C. Grantee shall not have the right to use the Easement Premises to

store gasoline or petroleum products, hazardous or toxic substances, or flammable materials; provided however, that this prohibition shall not apply to any material equipment or substance contained in, or a part of, the Grantee Facilities, provided that Grantee must comply with all applicable federal, state and local laws and regulations in connection therewith. Additionally, the Easement Premises may not be used for storage of construction-related materials or to park or store construction-related vehicles or equipment except on a temporary basis to construct, reconstruct, replace, repair, operate or maintain the Grantee Facilities.

D. No obstructions, trees, shrubs, fixtures, or permanent structures shall be placed or permitted by Grantor within said areas. Grantee is hereby granted the right to trim, prune, cut, and clear away trees, brush, shrubs, or other obstructions within said areas.

E. Grantee shall exercise reasonable care to avoid damage to the Easement Premises and all improvements thereon and agrees that following any work or use by Grantee within the Easement Premises, the affected area, including without limitation, all pavement landscaping, concrete and other improvements permitted within the Easement Premises pursuant to this easement will be restored by Grantee to as close to original condition as is reasonably possible, at the expense of Grantee.

F. Grantor reserves the right to require the relocation of Grantee Facilities to a new location within Grantor's property; provided however, that: (1) Grantor pays the entire cost of redesigning and relocating existing Grantee Facilities to the new location; and (2) Grantor provides Grantee with a new and substantially similar public utility easement at no cost to Grantee. After relocation of Grantee Facilities to the new easement area, Grantee shall abandon its rights to use the Easement Premises granted in this easement without cost or consequence to Grantor.

G. Each public service corporation and telecommunication services corporation as a Grantee shall coordinate and work with other Grantees in the use of the Easement Premises. In the event that a third party or other

Grantee requests relocation of existing Grantee Facilities to a new location (whether or not) within the Easement Premises, the requesting party shall pay the entire cost of redesigning and relocating the existing Grantee Facilities.

H. Grantee shall not have the right to transfer, convey or assign its interests in this easement to any individual, corporation, or other entity without the prior written consent of Grantor, which consent shall not be unreasonably withheld. Grantee shall notify Grantor of any proposed transfer, conveyance or assignment or any rights granted herein at the address listed below.

I. Except in emergencies or exigent circumstances such as service restoration, Grantee agrees to contact Grantor at least two business days prior to Grantee's entrance onto the Easement Premises where the Easement Premises are located: (1) on a site that includes Aviation Department facilities, (2) water and wastewater treatment facilities, (3) Police Department headquarters located at 620 W. Washington St., (4) Fire Department headquarters located at 150 S. 12th St., (5) City Hall located at 200 W. Washington St., (6) Phoenix Municipal Court Building located at 300 W. Washington St., (7) Calvin C. Goode Building located at 251 W. Washington St., (8) Transit Operations Center located at 320 N. 1st Ave. or West Transit Facility located at 405 N. 79th Ave., or (9) in a secured or fenced area.

Location
2225 W. Lower Buckeye Road identified by Assessor parcel number 105-40-008C.
Council District: 7

This item was adopted.

49 JSI Telecom, Inc. System Warranty Contract - RFA 14-017A (Ordinance S-44214)

Request to authorize the City Manager, or his designee, to extend Contract 137857 with JSI Telecom, Inc. and add additional expenditures in the amount of $99,764 for the Police Department intercept system for court ordered wiretap investigations. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The extension and additional funds will ensure the support necessary to continue to provide the Police Department Drug Enforcement Bureau the ability to utilize the intercept system to monitor telephone communications for court ordered wiretap investigations without interruption in service and operations.

Contract Term

The contract term shall begin on or about Feb. 1, 2018, and end on Jan. 31, 2019.

Financial Impact

Upon approval of the $99,764 in additional funds, the revised aggregate value will be $839,140 for the contract term of Feb. 1, 2018 through Jan. 31, 2019. Funds are available in the Police Department's budget.

This item was adopted.

50 Contract for Purchase of Stationary Bicycles and Treadmills - National Joint Powers Alliance Cooperative Contract - 120215-LFF (Ordinance S-44215)

Request to authorize the City Manager, or his designee, to utilize the National Joint Powers Alliance Cooperative Contract awarded as a result of solicitation 120215-LFF and enter into a contract with Advanced Exercise for the purchase of stationary bicycles and treadmills. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $114,587.

Summary

The stationary bicycles and treadmills are an integral part of the Police Department's effort to increase officer safety, health and wellness. The equipment also is necessary to remain in accordance with the Union's Memorandum of Understanding (MOU).

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 a competitive process consistent with the City's procurement processes, as set forth in the Phoenix City Code, Chapter 43. The National Joint Powers Alliance

contract covers the purchases of stationary bicycles and treadmills, and was awarded on Jan. 19, 2016.

Contract Term
The five-year contract term shall begin on or about Feb. 1, 2018.

Financial Impact
The aggregate contract value will not exceed $114,587. Funds are available in the Police Department's budget.

This item was adopted.

51 International Code Council Reference Materials and Related Training - Requirements Contract - RFA 18-111 (Ordinance S-44219)

Request to authorize the City Manager, or his designee, to enter into a five-year contract with International Code Council, Inc., for the purchase of International Code Council reference materials and related training services. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $1,125,000 over the life of the contract.

Summary
This contract will provide reference materials and related training, as necessary, to the Planning and Development and Fire department staff conducting inspections and testing within the City of Phoenix limits. Training is a necessary requirement to ensure quality plan review and inspections, in accordance with the proper building codes. The Fire Department also will utilize this contract for the purchase of code books and associated training for the International Fire Code. The City of Phoenix is a member of the International Code Council and adopts various International Codes for various disciplines of work. The Planning and Development and Fire departments intend to review the 2018 International Codes and evaluate them for adoption with amendments.

Procurement Information
In accordance with Administrative Regulation 3.10, normal competition was waived as a result of a determination memo citing the proprietary and specialized nature of the needed goods and services.

Contract Term
The term of the contract is five years, which will begin on or about Feb. 1, 2018.

Financial Impact
The aggregate contract value will not exceed $1,125,000 over the life of the contract. The estimated annual expenditure is $225,000. Funds are available in the Planning and Development and Fire departments' budgets.

This item was adopted.

52 Office Supplies for City Departments - SAVE Cooperative Contract 2015050 (Ordinance S-44220)

Request to authorize the City Manager, or his designee, for continued access to the City of Mesa's Strategic Alliance for Volume Expenditure (SAVE) Cooperative Contract 2015050 with Wist Office Products for office supplies. Further request authorization for the City Controller to disburse funds in the estimated annual amount of $1,600,000, not to exceed $3,200,000 over the remaining two years of the contract with Wist Office Products.

Summary
Contract 4705000208 has been used to purchase office supplies for all City departments. The primary departments using this contract are Police, Fire, Water Services, Aviation, Library, Housing, Parks and Recreation, Planning and Development, and Street Transportation. Approximately 30 percent of the contract is used by enterprise funds. This contract was awarded using a competitive process consistent with the City's procurement process set forth in Phoenix City Code Chapter 43. This request seeks continued authorization to make purchases under the City of Mesa's SAVE contract using the remaining two, one-year each options to renew. This request is made by the Deputy Finance Director.

Procurement Information
On Nov. 5, 2014, the City of Mesa issued a Request for Proposals (RFP) on behalf of SAVE Cooperative Program for Office Supplies. This RFP included a reverse auction for specific core items. The core items identified in the reverse auction are specific to the City of Mesa's office supply purchases, however many of the items are common office

supplies and the pricing will significantly benefit the City of Phoenix. The City of Mesa made a single award to Wist Office Products, with a discount effective date of April 1, 2015. Wist Office Products offers an aggressive discount and rebate program.

Contract Term
The SAVE Contract with Wist Office Products two, one-year renewals, will begin April 1, 2018 and end March 31, 2020.

Financial Impact
The annual expenditure is estimated to be $1,600,000 annually and not to exceed $3,200,000 for the remaining two years of the contract with Wist Office Products. Funds are available in all City department budgets.

With the $3,200,000 in additional funds, the contracts' revised aggregate value through March 31, 2020 is now $8,000,000.

Concurrence/Previous Council Action
This contract was approved by Ordinance S-41661 at the May 13, 2015 Formal Council meeting.

This item was adopted.

53 Contract for Heart Monitors and Automatic Chest Compression Units (Ordinance S-44224)

Request to authorize the City Manager, or his designee, to allow the use of the US Communities Contract (PP-CA-269) through Premier Healthcare with Physio Control Inc. for the purchase of heart monitors and automatic chest compression units. Further request authorization for the City Controller to disuburse all funds related to this item. The aggregate contract value will not exceed $5,450,000.

Summary
The Fire Department provides emergency Advance Life Support (ALS) to the community and utilizes 12-lead heart monitors on all Fire apparatus and automatic chest compression units on ambulances. The heart monitors deliver life saving energy and diagnostic information on patients experiencing cardiac emergencies and the automatic chest compression units allow for hands-free cardiopulmonary resuscitation (CPR). The Fire Department's current fleet of 153 heart monitors are due for

replacement.

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 a competitive process consistent with the City's procurement processes, as set forth in the Phoenix City Code, Chapter 43. The US Communities Contract covers the purchase of Heart Monitors and Automatic Chest Compression Units and was awarded on June 1, 2016. The use of this cooperative contract will provide the City national discounts on these devices.

Contract Term

The contract term will be effective through Jan. 31, 2023.

Financial Impact

The aggregate contract value will not exceed $5,450,000. Funds are available in the Fire Department's budget.

This item was adopted.

54 Authorization to Convey City-Owned Property Identified as Excess Property Inventory by Quitclaim Deed (Ordinance S-44226)

Request to authorize the City Manager, or designee, to convey City-owned property identified as excess real property inventory by quitclaim deed to the adjacent owner or owner currently occupying the land.

Summary

The properties to by conveyed are unimproved, uneconomic remnants with little or no value. Conveyance of the properties reduces potential maintenance and liability for the City. The properties are identified below by location/address, assessor parcel number (APN) and City Council District.

Quitclaim 1

Location/Address: an approximate 10' x 125' strip of land between the alley at 1730 E. Roma Ave. and the adjacent property to the west
APN: 163-27-103A

Council District: 4

Quitclaim 2
Location/Address: an approximate 10' x 30' triangular piece of land along the south side of Ocotillo Road, west of 19th Street
APN: 164-36-026D
Council District: 6

This item was adopted.

55 Custodial Services for Phoenix Convention Center & Venues - Requirements Contract - IFB 18-104 (Ordinance S-44229)

Request to authorize the City Manager, or his designee, to enter into a contract with O.P.E.N. America, Inc. dba OpenWorks, for custodial services at the Phoenix Convention Center & Venues . Further request authorization for the City Controller to disburse all funds related to this item. The four-year aggregate value of the contract will not exceed $3,600,000, with an estimated annual expenditure of $900,000.

Summary
This contract will provide custodial services including labor, cleaning supplies, materials, equipment, tools, vehicles, and supervision necessary to clean Phoenix Convention Center facilities, Symphony Hall, Orpheum Theatre, and the Herberger Theater Center.

Procurement Information
Invitation for Bid (IFB) 18-104 was conducted in accordance with Administrative Regulation 3.10. There were six offers received by the Finance Department's Procurement Division on Dec. 1, 2017. The following are the lowest-priced offers:

O.P.E.N. America, Inc. dba OpenWorks - $66,623.82
Commercial Cleaning Systems - $83,858.17
ABM - $84,117.69

The Deputy Finance Director recommends that the offer from O.P.E.N. America, Inc. dba OpenWorks, be accepted as the lowest-priced, responsive and responsible offer.

Contract Term

The four-year contract term shall begin on or about March 1, 2018.

Financial Impact

The aggregate value of the contract shall not exceed $3,600,000 over the life of the contract, with an estimated annual expenditure of $900,000. Funds are available in the Phoenix Convention Center Department's budget.

This item was adopted.

56 Polymer-Modified MasterSeal and Tire Rubber Modified Surface Sealer - Requirements Contract - RFA 18-133 (Ordinance S-44230)

Request to authorize the City Manager, or his designee, to enter into a five-year contract with Musgrove Enterprises LLC dba SealMaster Arizona for the purchase of Polymer-Modified MasterSeal (PMM) and Tire Rubber Modified Surface Sealer (TRMSS) for the Street Transportation Department. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $1,500,000 over the life of the contract, with an estimated annual expenditure of $300,000.

Summary

This contract will provide PMM and TRMSS to the Street Transportation Department on an as-needed basis. PMM is an environmentally friendly, mineral-filled asphalt emulsion pavement sealer and is used on residential streets. PMM provides superior durability and years of protection against oxidation, water intrusion, and other environmental challenges which reduces the frequency of seal coating and saves maintenance costs. TRMSS is a unique combination of asphalt cement modified with terminal-blended ground whole scrap tire rubber to form a high performance treatment for asphalt pavements. TRMSS is ideal in high traffic volume areas as it is fast drying, which reduces traffic control expenses and disruption to traffic flow.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as a result of an approved determination memo citing the specialized, proprietary nature of the needed goods.

Contract Term

The term of the contract is five years, which will begin on or about Feb. 1, 2018.

Financial Impact

The aggregate contract value will not exceed $1,500,000 over the life of the contract, with an estimated annual expenditure of $300,000. Funds are available in the Street Transportation Department's budget.

This item was adopted.

57 Acquisition of Real Property for a Street Transportation Improvement Project Located at 52nd Street, South of Turquoise Avenue (Ordinance S-44231)

Request to authorize the City Manager, or his designee, to acquire all property rights required for a Street Transportation project by donation, within the City's appraised value, or by the power of eminent domain, and to dedicate land with roadway improvements to public use for right of way purposes. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

Street Transportation improvements along 52nd Street, south of Turquoise Avenue, are required to reduce historic flooding. A retention basin will be modified within an existing wash to slow storm water runoff and reduce sediment on 52nd Street. The asphalt will be re-graded to remove a high spot in the road, and landscape modifications will be made to further improve the storm water runoff flowing east.

The following parcels affected by acquisition are included in this request, and identified by location and Maricopa County Assessor's Parcel Number (APN).

1) 5201 E. Turquoise Ave., APN 168-05-042
2) 9825 N. 52nd St., APN 168-05-043

Financial Impact

The project is funded with Capital Construction and State Aid funds (Maricopa County Flood Control District), and funds are available within the Street Transportation Capital Improvement Program budget.

Location

52nd Street, south of Turquoise Avenue
Council District: 3

This item was adopted.

58 Interior Signage Programming and Maintenance - RFA 18-044 (Ordinance S-44232)

Request to authorize the City Manager, or his designee, to enter into a contract with Four Winds Interactive, LLC for software subscription service and maintenance for interior digital signage located at Phoenix Convention Center Department (PCCD) locations. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $171,000.

Summary

The Phoenix Convention Center (PCC) displays more than 250 digital signs throughout the North, West and South buildings. These signs are intended to assist guests and visitors with navigation through the venues to find the location of their meetings and events, as well as advertising Downtown Phoenix attractions and amenities. Four Winds Interactive, LLC's Advanced Enterprise Management software pulls the necessary data from the PCC's event management database into PCC's digital signage system. This agreement between PCC and the vendor will acquire the software and maintenance services necessary for the continued operations of PCC's interior digital signage system. This item has been reviewed and approved by the Information Technology Services Department.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as the result of an approved determination memo citing that Four Winds Interactive, LLC is the sole provider for the proprietary software and associated services. The Deputy Finance Director recommends the contract with Four Winds Interactive, LLC be accepted.

Contract Term

The three-year contract term shall begin on or about Feb. 1, 2018.

Financial Impact

The aggregate contract value will not exceed $171,000. Funds are

available in the PCCD budget.

This item was adopted.

60 Custodial Services for Housing Department Senior Sites - Requirements Contract - IFB 18-043 (Ordinance S-44235)

Request to authorize the City Manager, or his designee, to enter into a contract with Triangle Services, Inc., for custodial services at Housing Department senior housing facility locations. Further request authorization for the City Controller to disburse all funds related to this item. The five-year aggregate value of the contract will not exceed $672,000, with an annual estimated expenditure of $134,400.

Summary

This contract will provide complete custodial services, including labor, cleaning supplies and materials, equipment, tools, vehicles, and supervision necessary to clean various Housing Department senior housing facilities located within Phoenix city limits.

Procurement Information

Invitation for Bid (IFB) 18-043 was conducted in accordance with Administrative Regulation 3.10. There were five offers received by the Finance Department's Procurement Division on Nov. 17, 2017. The following is a tabulation of the monthly rate for all locations:

Triangle Services, Inc.: $12,017.00
Jani-Serv Inc.: $13,012.00
UBM Enterprise Inc.: $14,073.94

The Deputy Finance Director recommends that the offer from Triangle Services, Inc., be accepted as the lowest-priced, responsive and responsible offer.

Contract Term

The five-year contract term shall begin on or about Feb. 1, 2018.

Financial Impact

The aggregate value of the contract shall not exceed $672,000 over the life of the contract, with an annual estimated expenditure of $134,400. Funds are available in the Housing Department's budget.

This item was adopted.

62 Authorization to Sell City-Owned Property Located Near the Southeast Corner of 7th Avenue and Camelback Road to EQ 7th and Camelback, LLC, its Successors and Assigns (Ordinance S-44240)

Request to authorize the City Manager, or his designee, to sell approximately 1,119 square feet of City-owned property to EQ 7th and Camelback, LLC, its successors and assigns. Further request authorization for the City Treasurer to accept all funds related to this item. Funds are restricted for reinvestment into the City's public transit system.

Summary

The land to be sold is a small portion of assessor parcel number 155-35-153, and is adjacent to the City's park and ride at the southeast corner of 7th Avenue and Camelback Road. The approximate 1,119 square foot site is improved with a drive that has no access to the park and ride. The site has no current or future need by the City, is not large enough for development as a stand-alone parcel, and is adjacent to only one property. Purchase price will be based on appraised value, to be reviewed and approved by City Real Estate staff, with the buyer responsible for all closing costs. Conveyance of the land is subject to Federal Transit Administration (FTA) approval.

Financial Impact

Revenue is restricted for reinvestment of proceeds into the City's public transit system pursuant to FTA Circular 5010.1E.

Location

Near the southeast corner of 7th Avenue and Camelback Road.
Council District: 4

This item was adopted.

63 Authorization to Amend Lease with Felipe Perez Farms, Inc. to Extend the Term (Ordinance S-44241)

Request authorization for the City Manager, or his designee, to amend Lease 128202 between the City of Phoenix and Felipe Perez Farms, Inc. for approximately 39 acres of City-owned land in the vicinity of 59th Avenue and Dobbins Road to extend the term for one year with one

additional one-year option. Rent during the contract will be $7,166.25 per year, plus applicable taxes.

Summary

The 39-acre City-owned parcel is surrounded by private farm land occupied by Felipe Perez Farms, Inc., who is a long-term tenant in good standing. The property is listed on the excess land list with the farm lease considered an interim use to generate revenue and reduce maintenance. The City may cancel the lease upon 90-day written notification in the event that the property is to be listed for sale or developed. Rent during the one-year extended term and the option period will be $183.75 per acre per year which is within the range of market rents as determined by the Real Estate Division.

Contract Term

One year with one additional one-year option to extend.

Financial Impact

Annual revenue will be $7,166.25, plus applicable taxes. The property was acquired using Impact Fees.

Concurrence/Previous Council Action

This contract was approved by Ordinance S-36851, adopted Feb. 3, 2010 and Ordinance S-40311, adopted Oct. 30, 2013.

Location

Along the east side of south 59th Avenue, approximately 1,300 square feet south of Dobbins Road, identified by assessor parcel number 300-02-060.

Council District: 8

This item was adopted.

64 Acceptance and Dedication of Easements for Sidewalk Purposes (Ordinance S-44242)

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

Summary

Accepting and dedicating 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: Dignity Health, its successor and assigns
Purpose: Sidewalk
Location: 2929 N. 3rd Ave.
File: FN170112
Council District: 4

Easement (b)
Applicant: Roberto Armendariz and Sandra Llanos, successor and assigns
Purpose: Sidewalk
Location: 3420 E. Southern Ave.
File: FN170104
Council District: 8

This item was adopted.

65 Acceptance of Easements for Public Utility Purposes (Ordinance S-44243)

Request for the City Council to accept easements for 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: SG Pad Mesa, LLC, its successor and assigns
Purpose: Public Utilities
Location: 2337 E. Quail Ave.
File: FN170113
Council District: 2

Easement (b)
Applicant: MRW Investments, LLC, its successor and assigns
Purpose: Public Utilities
Location: 609 N. 29th Ave.

File: FN170115
Council District: 4

Easement (c)
Applicant: Yesenia Pinales, its successor and assigns
Purpose: Public Utilities
Location: 7425 W. Hazelwood St.
File: FN170118
Council District: 5

Easement (d)
Applicant: Hojo Partners, LLC, its successor and assigns
Purpose: Public Utilities
Location: 5018 E. McDowell Road
File: FN170111
Council District: 6

Easement (e)
Applicant: Stephen Emerson
Purpose: Public Utilities
Location: 1907 W. Palm Lane
File: FN170110
Council District: 7

This item was adopted.

66 Audio Video Equipment and Service - ADSPO17-00007302 (Ordinance S-44246)

Request to authorize the City Manager, or his designee, to enter into a contract with Inter-Tech Corporation, Ford Audio Video Systems, LLC, Troxell Communications Inc., Commercial Computer Services, Inc., Level 3 Audio Visual LLC, and Presentation Products, Inc. through the State of Arizona's Cooperative Contract ADSPO17-00007302 in order to purchase audio video equipment and services for citywide departments. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $3,600,000 over the life of the contract, with an estimated annual expenditure of $720,000.

Summary

The purpose of this Audio Video Equipment and Service cooperative agreement is to provide a broad range of audio and video equipment, professional engineer services, as well as any necessary account and delivery services to citywide departments. The primary departments that use this contract are Fire, Police, Water, Convention Center, Communications, and Public Works. This contract supports audio/visual equipment and services for Emergency Operation Center, 911 operations, PHXTV, Know99, City Council Assembly Rooms, and Council Chambers. The contract supports audio/video equipment purchases and replacement and provides direct engineering support and services, such as analysis, design and configuration of existing systems, software and/or hardware. Examples of equipment that are purchased on this contract are wireless headphones for Fire and Police communication, sound system components, microphones, video equipment and broadcast servers to address the loss of closed captioning capability. Ancillary services that may be offered in conjunction with implementation or extension of a product include design, installation, training, maintenance and integration.

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 a competitive process consistent with the City's procurement processes, 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.

Contract Term

The five-year contract term shall begin on or about Jan. 29, 2018.

Financial Impact

The aggregate contract value will not exceed $3,600,000 over the life of the contract, with an estimated annual expenditure of $720,000. Funds are available in various departments' budgets.

This item was adopted.

67 Authorization to Apply for Local Judicial Collection Enhancement

Fund Grant Funding to Replace Aging Hardware (Ordinance S-44244)

Request authorization for the Phoenix Municipal Court to apply for grant funding in an amount not to exceed $30,000 from the Arizona Supreme Court-administered Judicial Collection Enhancement Fund (JCEF). Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary

Funds will be used by the Phoenix Municipal Court to replace 31 aging network printers. Replacement of the hardware will help ensure reliability of the Municipal Court business systems, minimize hardware failure, and support requirements and maintenance costs. In seeking out grant funding through JCEF, aging computers and printers can be replaced with current, supported models without using general funds. Additionally, leveraging these funds for this purpose has helped to stretch the City's hardware budget as the Court will make older hardware available to other City departments.

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

Financial Impact

Funds will be made available in the Phoenix Municipal Court local JCEF account. The Phoenix Municipal Court must submit a funding plan and application to the Arizona Supreme Court Administrative Office of the Courts to secure approval for utilization of JCEF funds pursuant to Arizona Revised Statutes section 12-113. No General Fund dollars will be used.

This item was adopted.

68 **Authorization to Apply for Local Judicial Collection Enhancement Fund Grant Funding for Lead User Technology Specialist Position (Ordinance S-44245)**

Request authorization for the Phoenix Municipal Court to apply for grant funding in an amount not to exceed $430,000 from the Arizona Supreme Court-administered Judicial Collection Enhancement Fund (JCEF) to fund a Lead User Technology Specialist position for three years. Further

request authorization for the City Treasurer to accept, and for the City Controller to disburse all funds related to this item.

Summary

The Lead User Technology Specialist position will be responsible for administration of a diverse portfolio of mission critical platforms including Microsoft Windows Active Directory, the VMware vSphere infrastructure, CommVault Simpana, For the Record (Audio recordings for court hearings) and Qmatic (Court lobby queueing system). The position is also responsible for management and patching of a fleet of more than 400 client workstations and ensuring that security patches are tested and applied in a timely fashion, as well as remediation of any risks that make it into the Court's computer environment. New to this role will be management of the vendor-supported courtroom audio recording system hardware. This position is a critical component to sustainment of Court IT operations.

Financial Impact

Funding will not exceed $430,000 over the three-year period. Funds will be made available in the Phoenix Municipal Court local JCEF account. The Phoenix Municipal Court must submit a funding plan and application to the Arizona Supreme Court Administrative Office of the Courts to secure approval for utilization of JCEF funds pursuant to Arizona Revised Statutes section 12-113. No General Fund dollars will be used.

This item was adopted.

69 Add Positions in Planning and Development Department to Meet Increased Construction Activity and for Business Application Replacement Positions (Ordinance S-44227)

Request to authorize the City Manager, or his designee, to add 14 new positions to the base staff level in the Planning and Development Department. No General Fund dollars are requested to support this request; Development Services funds are available.

Summary

Development activity has steadily increased over the past several years and staffing has not maintained equivalent levels. The Planning and Development Department (PDD) has used innovation, efficiency improvements, technology and contract staff to meet the increasing demands, but there remains a need to increase the base level of staff.

The requested positions are in areas of the department that have been most impacted by the increase in construction activity (specifically in Plan Review, Inspections and Director's Office), and this targeted increase in staff will help ensure that development activity is not negatively impacted. In addition to the request to support increased construction activity, new positions are requested for the replacement of PDD's primary business applications to ensure that the city does not experience constraints once the business application replacement project is underway. The City's consultant for this project (Gartner) has provided consulting support to many municipalities and government planning and development agencies on replacing their primary business applications. Gartner identified one of the major risks and areas of potential failure is not having the appropriate number of operational staff dedicated full time to the business application replacement project.

Financial Impact

The estimated cost for the Business Application Replacement positions for the remainder of the FY 2017/18 (January-June 2018) is estimated to be $304,000, with full year costs for FY 2018/19 is estimated to be $616,000. The estimated cost for the additional development division staff and the Planner III for Office of Customer Advocacy (OCA) for the remainder of FY 2017/18 is $379,805 with costs for FY 2018/19 estimated at $713,103. No General Funds are requested to support this request; Development Services funds are available.

This item was adopted.

70 Northrop Grumman - CAD Server Hardware for the Fire Department (Ordinance S-44221)

Request authorization for the City Manager, or his designee, to enter into an agreement with Northrop Grumman for the purchase and installation of server hardware for the Computer Aided Dispatch (CAD) system for the Fire Department. The aggregate value of this agreement will not exceed $462,000. Further request authorization for the City Controller to disburse related funds.

Summary

The Phoenix Fire Department (PFD) operates a Regional Dispatch Center (RDC) which currently services 28 jurisdictions and a population of over four million people throughout four counties. The CAD system is

a mission critical system used by the RDC to dispatch apparatus and personnel to emergency incidents throughout these jurisdictions.

The CAD server hardware is aging and overdue for an upgrade. It is recommended that critical system hardware be updated every five to seven years. The hardware was last updated in 2006, over 10 years ago, and is no longer reliable or capable of expanding the capacity of the CAD system.

The implementation of the upgraded CAD hardware will be completed in multiple phases to minimize downtime and impacts to the RDC. The estimated timeframe for completion of the upgrade is approximately six months.

Procurement Information

Due to the proprietary nature of the software, no vendor other than Northrop Grumman can provide these services. Northrop Grumman has been the software and hardware vendor for PFD's CAD system since 1994. Their engineers are intimately familiar with the unique CAD setup and understand the business needs required by PFD partners, firefighters and residents.

Financial Impact

The total cost for the server hardware and installation shall not exceed $462,000. Funds are available in the Fire Department Operating and Capital Improvement Program budgets.

This item was adopted.

72 (CONTINUED FROM JAN. 10, 2018) - Request Authorization to Amend Non-Potable Water Service Agreement with Moon Valley Country Club and Pointe Tapatio Lookout Mountain Golf Courses (Ordinance S-44201)

Request to authorize the City Manager, or his designee, to enter into Amendment 1 to Development Agreement 139299 to construct a non-potable water supply pipeline and associated infrastructure for the privately-owned Moon Valley Country Club Golf Course (Moon Valley) and Pointe Tapatio Lookout Mountain Golf Course (Lookout Mountain) and a backup non-potable supply for the City-owned Cave Creek Golf

Course (Cave Creek). Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Development Agreement currently allows for a water payment plan where Moon Valley and/or Lookout Mountain may elect to pay a flat amount not less than $50,000 per month for water usage during the design and construction phases, for a period not to exceed two years. The actual water bill may be higher or lower than the flat amount. Any amount deferred will bear interest and will be paid, or partially paid, upon construction completion from credits due to Moon Valley and/or Lookout Mountain for advancing capital costs allocated to Cave Creek for infrastructure. Any remaining deferred payments will be paid over five years in pro rata monthly payments commencing one month after water delivery commences. Payment of the deferral will be guaranteed by a letter of credit or other security acceptable to the City. The deferral is subject to Moon Valley and/or Lookout Mountain making design and construction payments, including the advance of funds on behalf of Cave Creek.

Amendment 1 of the Development Agreement will include extension of the payment plan for an additional timeframe to commence at the time the party funds the construction phase and will end once construction is completed, but for a period not to exceed 18 months. Any party that participates in the deferral plan will need to provide monetary security sufficient to the City. In addition, the City has elected to fund the Cave Creek portion of the construction funds so no credit will be provided to any party on the payment plan. All other terms of the payment plan will remain.

Financial Impact

This action has the impact of deferring required payments with interest to be paid on the deferred amounts.

Location

Moon Valley Country Club Golf Course at 151 W. Moon Valley Drive
Pointe Tapatio Lookout Mountain Golf Course at 11111 N. 7th St.
Cave Creek Golf Course at 15202 N. 19th Ave.
Council District: 3

This item was adopted as corrected.

73 Transdev Rental Car Center Shuttle Bus Contract

Request to authorize the City Manager, or his designee, to authorize the Aviation Department to negotiate an amendment of Contract 125318 with Transdev Services, Inc., (Transdev) to extend the term of the Contract and amend the business terms for the Rental Car Center (RCC) shuttle bus services. Annual expenditures for the Contract are approximately $14 million.

Summary

Phoenix Sky Harbor International Airport currently has the Contract with Transdev to provide shuttle bus service for RCC passengers. In 2016, over 6.5 million passengers were transported between the terminals at Phoenix Sky Harbor International Airport and the RCC. Transdev currently provides the day-to-day operations and management of the RCC shuttle bus services. Transdev stores, fuels, cleans, operates, and maintains 108 City-owned buses that provide the shuttle bus services.

Authorization is requested to negotiate an extension of the term of the Contract with Transdev in order to provide RCC shuttle bus services through the end of the Stage 2 construction and testing of the PHX Sky Train. The PHX Sky Train Stage 2 extension is expected to be operational for passengers in early 2022. Extending the term of the Contract will maintain continuity of shuttle bus services until the extension is complete and minimize risks and costs associated with transitioning to another shuttle bus operator. When the negotiations with Transdev are complete, the Aviation Department will submit a contract amendment recommendation for consideration by the City Council.

Contract Term

The original term of the Contract was four years, which began on Jan. 3, 2009 and expired on Dec. 31, 2013. The Contract contains five one-year renewal options that are exercised by the Aviation Director. The last renewal option will expire on Dec. 31, 2018.

Financial Impact

Annual expenditures for the Contract are approximately $14 million.

Concurrence/Previous Council Action
This item was recommended for approval by the Downtown, Aviation, Economy and Innovation Subcommittee on Jan. 17, 2018 by a vote of 4-0.

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

This item was approved.

74 Request to Issue RFP for Tal Wi Wi Water Services/Testing

Request to authorize the City Manager, or his designee, to issue a Request for Proposals (RFP) for professional services for Tal Wi Wi water services and testing. The total estimated annual cost for the contract is $100,000. The aggregate amount over the life of the contract will not exceed $500,000.

Summary
The current contract to maintain water distribution equipment will expire on March 31, 2018.

The Aviation Department acquired the former Tal Wi Wi Ranch in 2000 to protect Luke Air Force Base's airspace. The property is approximately 872 acres in size and is located north of Luke Air Force Base. The Aviation Department installed equipment for a non-community water distribution system, including a potable water tank, and monitoring and pump equipment.

The contract awarded from the RFP will require a water distribution system operator, who is licensed by the Arizona Department of Environmental Quality, to perform operating and maintenance tasks associated with the Tal Wi Wi Ranch water system. The tasks include maintenance of chlorination equipment and monitors, trouble-shooting call-outs to sites, replacement of non-capital equipment, minor repair of capital equipment, and checking nitrates and chlorine levels for public safety.

Procurement Information
The proposal evaluation criteria with the corresponding points (up to

1,000 points are available) are as follows:
Firm Experience and Qualifications (250 points).
Staff Experience and Qualifications (200 points).
Method of Approach (200 points).
Certificates and Licenses (100 points).
Price (250 points).

It is anticipated that the RFP will be issued following City Council approval.

Contract Term
The term of the contract will be three years, with two one-year options to extend the term, which may be exercised by the Aviation Director or his designee.

Financial Impact
The total estimated annual cost for the contract is $100,000. The aggregate amount over the life of the contract will not exceed $500,000. Funds are available in the Aviation Department's budget.

Concurrence/Previous Council Action
This item was recommended for approval by the Downtown, Aviation, Economy and Innovation Subcommittee on Jan. 17, 2018 by a vote of 4-0.

Location
9801 N. Litchfield Road, El Mirage, Ariz.
Council District: Out of City

This item was approved.

75 April 2018 Proposed Bus Service Improvements

Request authorization for the City Manager, or his designee, to implement bus service changes effective April 23, 2018. The recommended changes are provided through Phoenix’s Transportation 2050 (T2050) Plan and the estimated annual net cost is $1,810,000, with a cost of $382,900 for fiscal year 2017-18.

Summary
For implementation in April 2018, staff identified the following service

improvements:

Increased Frequencies

Route 3 (Van Buren) - Increase Off-Peak Frequency to 15 minutes. The proposed improvement is to increase the early evening frequency to 15 minutes until 7 p.m. Monday through Friday between 35th Avenue and 32nd Street. Current 10-minute peak frequencies will remain unchanged. The overall impact will be reduced passenger wait times between bus connections in the off-peak period for the route.

Route 19 (19th Avenue) - Increase Off-Peak Frequency to 15 minutes. The proposed service improvement is to increase the early evening frequency from 24 minutes to 15 minutes until 7 p.m. Monday through Friday between Van Buren Street and Union Hills Drive. Current 12-minute peak frequencies will remain unchanged. The overall impact will be reduced passenger wait times between bus connections in the off-peak period of the route.

Route Extensions

Route 32 (32nd Street) - Extension to Baseline Road via 40th Street. Extend the south end of the route from its current terminus (Sky Harbor International Airport's Sky Train Station) to 40th Street and Baseline Road via 44th Street and University Drive and further extend the route by traveling east on Baseline Road and terminating near Arizona Mills Mall at Baseline Road and Priest Drive. The route extension would provide connections to Routes 40, 45, 48, 52, 56, 61 and 77. The City of Tempe will fund the portion of the extension to Arizona Mills Mall within Tempe.

Route 51 (51st Avenue) - Extension to Baseline Road to Vee Quiva Casino. Extend the route by combining Route 51 and Route 251 and eliminate the duplicative service on Baseline Road between 51st Avenue and the 27th Avenue/Baseline Park-and-Ride. This option will create a single route on 51st Avenue between ASU West, Vee Quiva Casino, and the Komake Health Center, and would create multiple new passenger connections along Routes 51 and 77. The Gila River Indian Community will fund the portion of the extension within their boundaries.

Modify Routing

Route 1 (Washington Street). Staff proposes to modify routing at Sky Harbor International Airport's Sky Train Station to eliminate the deviation to the Sky Train Station by keeping the Route 1 on Washington Street between 41st Place and 44th Street, and avoid minor streets not built to accommodate frequent bus traffic. The route modification impacts are improved safety, faster travel times and cost savings for the route overall while maintaining passenger connections.

Central South Mountain East RAPID. Staff proposes to modify the Central South Mountain East RAPID routing between the 24th Street/Baseline Park-and-Ride and Downtown Phoenix. The proposal is to reroute the Central South Mountain East RAPID to travel along 24th Street and utilize Van Buren Street for downtown stops. Current riders from the 24th Street/Baseline Park-and-Ride would be able to debark at the same RAPID stops in Downtown Phoenix as other routes and continue traveling into Central Station, thus offering new connections. Other routes that travel along Central Avenue would remain unchanged.

Route 30 or Route 70 - Extend Peak Trips to 24th Street and Francisco Drive. The proposed project would extend peak hour bus service south of Baseline Road on 24th Street to Francisco Drive on either Route 30 or Route 70. In April 2017, as the result of public input, Route 70 was modified to terminate at the 24th St./Baseline Park-and-Ride. The route previously continued south to serve the neighborhood near 24th Street and South Mountain Avenue. Since the change was implemented, some residents have requested peak service to the area and have worked with neighborhood residents and Public Transit to develop potential routing for peak-hour trips.

Service on South Mountain Community College (SMCC) Campus. SMCC staff informed Phoenix and Valley Metro of their plan to increase security measures at campus entrances that would close the campus when school is not in session. Full campus closures would occur nightly, on weekends and school break times, and would affect Route 30 (University) and Route 77 (Baseline). SMCC currently serves as the western terminus for Route 30. Should SMCC elect to eliminate bus

service on campus, Route 30 can terminate at the 24th St. and Baseline Road Park-and-Ride. Route 77 would remain on Baseline Road and no longer deviate to the campus during peak hours. These service changes would result in approximately $137,000 in annual savings. The service change proposal is dependent on the SMCC's decision based on ongoing consultation and public feedback.

As required, a Title VI analysis for the proposed service changes was prepared and finalized. Per the City's Title VI policies, the report identified 'major' service changes potentially impacting low-income and/or minority populations for the Route 32 and 51 extensions. The impacts on the extensions are positive, thus no mitigation is necessary. As per the Title VI protocol, no 'major' impacts were identified for the staff recommended service changes.

Financial Impact

The total estimated annual cost of the staff recommended April 2018 service changes is $1,810,000, with a cost of $382,900 for fiscal year 2017-18. An additional $137,000 annual savings would be realized if South Mountain Community College elects to eliminate bus service on campus. Funding is available in the Public Transit Department's operating budget using T2050 funds.

Public Outreach

The Public Transit Department used the locally adopted public outreach process for the proposed April 2018 bus service changes. Staff coordinated closely with Valley Metro in communicating and conducting the public outreach process which included Phoenix and regional changes. From October 16 - November 17, Public Transit and Valley Metro staff provided multiple opportunities for public comment on service changes, including a webinar and a public hearing on Nov. 14, 2017. For service changes within Phoenix, approximately 184 comments were received from the public regarding potential service changes.

Regarding the two proposals with fewer "in-favor" comments than "not-in-favor" comments:

Staff recommends moving forward with the Route 1 proposed routing change. Removing the deviation would still maintain all existing

transfers between bus and the Sky Train and would save approximately $161,000 annually.

Staff does not recommend implementing peak hour service on 24th Street between Baseline Road and Francisco Drive. Comments received on the proposed service do not indicate a clear majority preference. Staff has also reviewed the area and consulted with the operating contractor and received safety concerns in regards to operating large bus service along narrow residential streets (Francisco Drive, 24th Way, and Alicia Drive).

Concurrence/Previous Council Action

The Transportation and Infrastructure Subcommittee recommended this item by a vote of 3-0 on Jan. 9, 2018. The Citizens Transportation Commission recommended approval of the April 2018 bus service changes to the Transportation and Infrastructure Subcommittee on Jan. 4, 2018 by a vote of 12-1.

This item was approved.

76 West Transit Facility Fixed Route Services - RFP PTD18-001 (Ordinance S-44210)

Request an ordinance authorizing the City Manager, or his designee, to enter into a contract with First Transit, Inc., for fixed route services out of the West Transit Facility. Further request authorization for the City Controller to disburse funds in an amount not to exceed $296,288,427.

Summary

Following approval by the Phoenix City Council, the Public Transit Department issued a Request for Proposals (RFP PTD18-001) on Aug. 28, 2017, to award an agreement for fixed route transit services to operate out of the City's West Transit Facility. The service area will include portions of Phoenix, Glendale, Avondale, Goodyear, Peoria, Tolleson and Scottsdale.

Procurement Information

RFP PTD18-001 was conducted in accordance with City of Phoenix Administrative Regulation 3.10. On Oct. 19, 2017, six proposals were received from the following firms: First Transit, Inc.; Keolis Transit Services, LLC; MV Transportation, Inc.; National Express Transit; RATP

Dev North America; and Transdev Services, Inc.

An evaluation committee was appointed to conduct detailed evaluations of the proposals, establish a competitive range, and select the proposer to receive the contract award. The committee consisted of qualified staff from the City of Phoenix's Public Transit and Public Works departments, and the City of Scottsdale, which purchases transit services from Phoenix. An advisory team was formed to provide technical assistance to the evaluation committee based on the advisor's knowledge and experience.

The Request for Proposals included the following evaluation criteria:
Qualifications, expertise and experience (25 percent)
Understanding of the scope of work and transition plan (20 percent)
Proposer's management and personnel (15 percent)
Total price (40 percent)

After a review of the proposals, the evaluation committee determined that the three highest scored proposers (First Transit, RATP Dev North America, and Transdev) were within the competitive range. Those determined not to be in the competitive range were not considered further in the evaluation process. Invitations to participate in Best and Final Offers (BAFOs) were sent to each firm in the competitive range. The invitations included questions and requests for clarification specific to each firm's proposal and requested best pricing.

The evaluation committee evaluated the BAFOs based on the same requirements and criteria applicable to initial proposals. BAFOs were re-scored and comments were revised as deemed appropriate. As a result, the evaluation committee recommends awarding the contract to First Transit, Inc. First Transit's proposal received the highest overall technical score based on the evaluation criteria and offered the lowest price to the City. The BAFO scores were as follows:

First Transit, Inc.
930 points out of 1,000; total 7-year cost proposal of $296,288,427

Transdev Services, Inc.

875 points out of 1,000; total 7-year cost proposal of $307,502,372

RATP Dev North America
834 points out of 1,000; total 7-year cost proposal of $300,877,000

The Public Transit Department concurs with the evaluation committee's decision and recommends awarding the contract for fixed route services out of the West Transit Facility to First Transit, Inc., as the best overall proposal and best value to the City based on the evaluation criteria.

Contract Term
The contract will begin on July 1, 2018 and will continue for a five-year term, through June 30, 2023, with an optional two-year extension. The total seven-year contract term provides known costs and allows the contractor to spread fixed and capital costs over a longer period, resulting in lower cost proposals to the City. The two-year extension option will be exercised by the Public Transit Director only if it is in the City's best interest to do so and the contractor performed satisfactorily during the five-year base period.

Financial Impact
The aggregate contract value, including all option years, shall not exceed $296,288,427. The estimated amount for the first contract year is $37,928,327. Funds are available in the Public Transit Department's operating budget using Transportation 2050 funds.

Concurrence/Previous Council Action
The Transportation and Infrastructure Subcommittee recommended this item by a vote of 3-0 on Jan. 9, 2018. The Citizens Transportation Commission recommended approval of the award recommendation to the Transportation and Infrastructure Subcommittee on Jan. 4, 2018 by a vote of 12-1.

This item was adopted.

77 Solid Waste Container Washing Services Contract Recommendation (Ordinance S-44213)

Request to authorize the City Manager, or his designee, to enter into a contract with Dirty Trash Bins, LLC, to provide solid waste container

washing services. Authorization is requested in an amount not to exceed $85,000 over the life of the contract. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

This contract will provide weekly offsite washing and/or repairs of solid waste containers used to collect refuse, recycling, and green organics. This contract is essential to maintain customer satisfaction and ensure prompt turnaround times of container washing and/or repairs.

Procurement Information

An Invitation for Bid 18-SW-031 solicitation was conducted in accordance with Administrative Regulation 3.10. Five offers were received by the City on Oct. 25, 2017. The offers were evaluated based on responsiveness to all specifications, terms and conditions, and lowest bid. The offers for Solid Waste Container Washing Services are as follows:

Offer Per Container:
Dirty Trash Bins, LLC: $2.50
CDSRVS, LLC: $3.50
AZ Power Wash Pros, LLC: $7.65
Can Clean Pros, LLC: $9.75
Go Streakfree Services, LLC: $14.00

Contract Term

The initial one-year contract term will begin on or about Feb. 1, 2018, and end on Jan. 31, 2019. Provisions of the contract may include an option to extend the term up to four years, in increments of up to one year, which may be exercised by the City Manager or designee.

Financial Impact

The aggregate contract value will not exceed $85,000, with an estimated annual expenditure of $17,000. Funds are available in the Public Works Department's budget.

This item was adopted.

78 Contracts for Replacing Allison Transmissions (Ordinance S-44218)

Request to authorize the City Manager, or his designee, to enter into contracts with Loomis Engine and Transmission, RWC International LTD, and W.W. Williams, for the repair, rebuild or replacement of Allison transmissions, in an amount not to exceed $750,000 over the life of the contracts. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Public Works Fleet Services Division manages a citywide fleet of approximately 7,300 units, with 1,500 vehicles and equipment having various types of Allison transmissions that require servicing. The contractors shall provide all transportation, labor, replacement parts (hard and soft), fluids, tools, software, equipment, and any other material required to remove, rebuild, replace, and/or repair and reinstall various Allison transmissions in the City vehicles and equipment.

Procurement Information

Invitation for Bid 18-FSD-041 was conducted in accordance with Administrative Regulation 3.10. Three offers were received for 17 groups, with three vendors, Loomis Engine and Transmission, RWC International LTD, and W.W. Williams, submitting bids for multiple groups. All were deemed responsive and responsible to all specifications, terms and conditions to the required goods/services.

All groups include contractor rebuild and Allison rebuild options: Group 1-Highway Series, Group 2-Public Transport/Shuttle, Group 3-Rugged Duty Series, Group 4-Bus Series, Group 5-Emergency Vehicle Series, Group 6-Motorhome Series, Group 7-Truck RV Series, Group 8-AT 500 Series, Group 9-MT 600 Series, Group 10-HT 700 Series, Group 11-HD 4000 Series (2 year warranty), Group 12-HD 4000 Series (1 year warranty), Group 13-4500 RDS (solid waste trucks), Group 14-3000 Series, Group 15-5000 Series, Group 16-6000 Series, and Group 17-8000 Series.

Loomis Engine and Transmission was awarded Groups 1 through 14: contractor rebuild only.

RWC International was awarded Groups 1 through 14 and 17: contractor rebuild and Allison rebuild. Groups 15 and 16: contractor rebuild only.

W.W. Williams was awarded Groups 1 through 7 and 11 through 13:

contractor rebuild and Allison rebuild. Groups 8 through 10 and 14 through 17: contractor rebuild only.

Contract Term

The initial one-year contract term shall begin on or about Jan. 31, 2018, with four options to extend in one-year increments, for a total contract option term of five years.

Financial Impact

This contract will have a $150,000 estimated annual expenditure, with a total aggregate amount not to exceed $750,000 over the life of the contract. Funds are available in the Public Works Department's budget.

This item was adopted.

81 Phoenix Sky Harbor International Airport Terminal 3 North Inner Apron Reconstruction Engineering Services - AV08000081 (Ordinance S-44225)

Request to authorize the City Manager, or his designee, to enter into an agreement with Dibble and Associates Consulting Engineers, Inc., to provide engineering services, including design and possible construction administration and inspection (CA&I) services in support of the Phoenix Sky Harbor International Airport Terminal 3 North Inner Apron Reconstruction project. The total amount will not exceed $1,048,808. Further request authorization to execute amendments to the contract as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item.

Additionally, request authorization for the City Manager, or his designee, to take all action as 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 current pavement section in the Terminal 3 North Inner Apron is

15-inch Portland Cement Concrete Pavement (PCCP) reinforced with welded wire mesh with light, medium and heavy linear cracking, medium to large patching, some faulting, scaling, shrinkage cracking, and failed joint seal. Also, Alkali Silica Reaction (ASR) has been observed on some of the panels. This project is to remove and replace the existing pavement structure surrounding Terminal 3 North concourse. Approximately 43,600 square feet of panels will be affected by this project.

Dibble and Associates Consulting Engineers, Inc.'s design services will include but are not limited to: providing comprehensive design plans, specifications, cost estimates, reports and all other documents for bidding and construction of the project in compliance with City of Phoenix Aviation Department requirements and the Federal Aviation Administration's (FAA) Airport Improvement Program (AIP) grant requirement.

The CA&I services will include, but are not limited to: reviewing shop drawings, issuing interpretations and clarification, certifying contractor progress payments, conducting inspections, and preparing reports.

Procurement Information
Dibble and Associates Consulting Engineers, Inc., was chosen for this project using a qualifications-based selection process according to section 34-603 of the Arizona Revised Statutes (A.R.S.). Pursuant to A.R.S. title 34, the City is not to release the scoring of proposers until a contract has been awarded. Five firms submitted proposals and the three top rankings are as follow:

Dibble and Associates Consulting Engineers, Inc.: Ranked 1
Kimley-Horn and Associates, Inc.: Ranked 2
Stantec Consulting Services, Inc.: Ranked 3

Contract Term
The term of the contract for the design services is for one year. Contract work scope identified and incorporated into the contract prior to the end of the contract may be agreed to by the parties, and work may extend past the termination of the contract. No additional contract work scope

changes may be executed after the end of the contract term.

Financial Impact
Dibble and Associates Consulting Engineers, Inc.'s total fee for contract services will not exceed $1,048,808, including all subconsultant and reimbursable costs.

Staff will execute the initial contract for design services for a fee not-to-exceed $690,000 in Fiscal Year 2018, including all subconsultant and reimbursable costs. Contract amendments may be executed for the CA&I services or other contract services totaling an amount not-to-exceed the remaining $358,808 in Fiscal Year 2019, and will be reviewed and approved separately by the Budget and Research Department.

The total amount of $1,048,808 is available in the Aviation Department's Capital Improvement Program budget. Contract payments may be made up to contract limits for all rendered contract services, which may extend past the contract termination.

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

This item was adopted.

82 Phoenix Sky Harbor International Airport Terminal 3 Modernization, Design-Build Construction Services Amendment - AV13000002 (Ordinance S-44233)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 139484 with Hunt Austin, a Joint Venture (HAJV) (Phoenix), to provide continued Design-Build construction services for the Phoenix Sky Harbor International Airport Terminal 3 Modernization project. HAJV's fee for this additional work will not exceed $15,000,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
This request will allow the Aviation Department to reassign funds from efficiencies in design efforts and synergies realized through the

design-build delivery approach and apply these funds to construction to enhance the customer experience. This request will not impact the overall project budget of $590,000,000.

The allocation of existing budget resources to the construction budget will allow the Aviation Department to install new Passenger Boarding Bridges at all gates, enhance terminal areas for new concession opportunities, and install customer amenities such as pet relief areas, nursing stations, and electrical outlets at seats in the Terminal 3 hold rooms.

Procurement Information
HAJV was chosen for this project using a qualifications-based selection process according to Arizona Revised Statutes title 34. Scoring and selection were made in conjunction with the Design-Build selection process.

Contract Term
This final phase of services is expected to be complete by June 30, 2020. Contract work scope identified and incorporated into the contract prior to the end of the contract term may be agreed to by the parties, and work may extend past the termination of the contract. No additional contract work scope changes may be executed after the end of the contract term.

Financial Impact
HAJV's fee for this additional work will not exceed $15,000,000, which includes all subconsultant, subcontractor, and reimbursable costs. Funds are available in the Aviation Department's Capital Improvement Program budget. Contract payments may be made up to contract limits for all rendered contract services, which may extend past the contract termination.

Previous Council Action
City Council approved Design-Build Construction Services Contract 139484 on Oct. 15, 2014. A contract amendment was approved by City Council on June 17, 2015.

Citizen Notification

This item was presented to the Phoenix Aviation Advisory Board on May 15, 2014 and at the Downtown, Aviation, and Redevelopment Subcommittee on Sept. 3, 2014.

Location

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

This item was adopted.

83 Phoenix Sky Harbor International Airport Terminal 4 S-1 Concourse Architectural Services - AV21000097 (Ordinance S-44236)

Request to authorize the City Manager, or his designee, to enter into an agreement with SmithGroupJJR, Inc., (Phoenix) to provide architectural services and possible construction administration and inspection (CA&I) services for the new Terminal 4 S-1 Concourse at Phoenix Sky Harbor International Airport. Staff will execute the initial contract for 30 percent design phase services for a not-to-exceed amount of $10,000,000. Further request authorization for the City Controller to disburse all funds related to this item.

Additionally, request authorization for the City Manager, or his designee, to take all action as 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

This project consists of the design of the eighth and final concourse at Terminal 4. During peak periods, the existing gates at Terminal 4 are all occupied, diminishing customer service levels. The new S1 concourse will add eight new gates at Terminal 4 along with additional new support facilities to enhance customer service and support long-term airline activity. The designer will prepare a set of 30 percent plans which will be

used to determine the cost of additional design and construction for the project.

SmithGroupJJR, Inc.'s initial scope design phase services will include, but are not limited to: providing geotechnical engineering investigations; surveying; and preparing comprehensive plans, specifications, cost estimates; enabling packages; meeting documentation; reports and all other documents for bidding and construction of the project.

CA&I services will include, but are not limited to: reviewing shop drawings; issuing interpretations and clarifications; certifying contractor progress payments; conducting inspections; meeting documentation; and preparing reports.

Procurement Information
SmithGroupJJR, Inc. was chosen for this project using a qualifications-based selection process according to section 34-603 of the Arizona Revised Statutes (A.R.S.). Pursuant to A.R.S. title 34, the City is not to release the scoring of proposers until a contract has been awarded. Six firms submitted proposals. The top three rankings follow:

SmithGroupJJR, Inc.: Ranked 1
DWL Architects + Planners, Inc.: Ranked 2
Hellmuth, Obata + Kassabaum (HOK): Ranked 3

Contract Term
The term of the initial design services under the contract will be through Sept. 30, 2018. Contract work scope identified and incorporated into the contract prior to the end of the contract term may be agreed to by the parties, and work may extend past the termination of the contract. No additional contract work scope changes may be executed after the end of the contract term.

Financial Impact
Staff will execute the initial contract for 30 percent design phase services for a not-to-exceed amount of $10,000,000, including all subconsultants and reimbursable costs. Funds are available in the Aviation Department's

Capital Improvement Program budget. Contract payments may be made up to contract limits for all rendered contract services, which may extend past the contract termination. Contract amendments may be executed for additional design and CA&I services.

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

This item was adopted.

84 Phoenix Sky Harbor International Airport Terminal 4 S1 Concourse Construction Manager at Risk Design Services - AV21000097 (Ordinance S-44239)

Request to authorize the City Manager, or his designee, to enter into an agreement with McCarthy Building Companies, Inc., (McCarthy), (Phoenix) to provide Construction Manager at Risk (CMAR) design phase services for the new Terminal 4 S1 Concourse at Phoenix Sky Harbor International Airport. Staff will execute the initial contract for 30 percent design phase services for a not-to-exceed amount of $2,000,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
This project consists of the design of the eighth and final concourse at Terminal 4. During peak periods, the existing gates at Terminal 4 are all occupied, diminishing customer service levels. The new S1 concourse will add eight new gates at Terminal 4 along with additional new support facilities to enhance customer service and support long-term airline activity. This new concourse will be located to the southwest of the main terminal opposite the existing concourse with gates A-15 through A-30.

The CMAR's design phase services include, but are not limited to: preparing construction estimates; developing a construction schedule; arranging and managing procurement of materials and long-lead items; selection of major subcontractors; performing constructability reviews of the plans and specifications, and preparation for project enabling work packages.

Procurement Information

McCarthy was chosen for this project using a qualifications-based selection process according to section 34-603 of the Arizona Revised Statutes (A.R.S.). Pursuant to A.R.S. title 34, the City is not to release the scoring of proposers until a contract has been awarded. Six firms submitted proposals. The top three rankings follow:

McCarthy Building Companies, Inc.: Ranked 1
DPR Construction: Ranked 2
Holder Construction Company: Ranked 3

Contract Term
The term of the initial design services under the contract will be through Oct. 31, 2018. Contract work scope identified and incorporated into the contract prior to the end of the contract term may be agreed to by the parties, and work may extend past the termination of the contract. No additional contract work scope changes may be executed after the end of the contract term.

Financial Impact
Staff will execute the initial contract for 30 percent design phase services for a not-to-exceed amount of $2,000,000, including all subconsultants and reimbursable costs. Funds are available in the Aviation Department's Capital Improvement Program budget. Contract payments may be made up to contract limits for all rendered contract services, which may extend past the contract termination. Contract amendments may be executed for additional design phase services.

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

This item was adopted.

85 Sandblast and Coating Services (Ordinance S-44212)

Request to authorize the City Manager, or his designee, to add additional expenditures to Contract 140706 with Michael L. Riddle Painting, Inc., in the amount of $150,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Water Services Department's water treatment plants and remote facilities use this contract for sandblasting and coating services. The increase will continue necessary services to remove rust and debris from finished water pumps, suction, discharge tanks, valves, and other process equipment. Sandblasting and coating equipment ensures potable water quality and increases the useful life of the equipment.

Concurrence/Previous Council Action

This contract is the result of a competitive solicitation process awarded by the City Council on May 27, 2015, with an original aggregate value of $100,000.

This item was adopted.

86 Hoses and Fittings Contract (Ordinance S-44216)

Request to authorize the City Manager, or his designee, to enter into a contract with Bridgestone Hosepower, LLC, for hoses and fittings for the Water Services Department. The aggregate value will not exceed $64,000 over the life of the contract. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Water Services Department operates two Wastewater Treatment Plants. Hoses and fittings are used during plant maintenance, the dewatering process, and to move liquids as part of the wastewater treatment process. Timely hose replacement and repair is critical to wastewater treatment.

Procurement Information

In accordance with Administrative Regulation 3.10, a solicitation was completed, and the Water Services Department received one responsive bid.

Bridgestone Hosepower, LLC: $12,709.05

Contract Term

The contract term will be for five years effective on or about Jan. 25, 2018 through Dec. 31, 2023.

Financial Impact

The aggregate value of the contract is not to exceed $64,000, with an annual expenditure of approximately $12,800. Funding for this contract is available in the Water Services Department's operating budget.

This item was adopted.

87 Chlorinator Equipment, Parts and Services Contract (Ordinance S-44217)

Request to authorize the City Manager, or his designee, to increase funds for the Chlorinator Equipment, Parts, and Services Requirements Contract 139884 by $500,000 for the Water Services Department (WSD). Expenditures are not to exceed $2,100,000 over the life of the contract. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

MISCOwater supplies equipment, parts and service for the Wallace & Tiernan chlorinators used for disinfection purposes at WSD water and wastewater treatment plants. These parts and services are needed to meet plant requirements for National Pollutant Discharge Elimination System Permits. Without the additional funding, WSD will be unable to perform preventive maintenance and repairs to the chlorination systems which will limit the ability to produce potable water and treat wastewater.

Contract Term

The original contract term was from Dec.18, 2014, through Dec. 31, 2017, with two options to extend. Option year one became effective Jan. 1, 2018.

Financial Impact

Expenditures are not to exceed $2,100,000 over the life of the contract. Funding for the contract is available in the Water Service Department's operating budget.

Concurrence/Previous Council Action

Contract 139884 with MISCOwater was authorized by City Council on Dec. 17, 2014 via Ordinance S-41349. Subsequently, on July 6, 2017, City Council approved adding $225,000 to the contract via Payment Ordinance S-43790 to fund unexpected FY2016-17 Wastewater Treatment Division costs. The current request of $500,000 forecasts

costs for the entire department and will increase the total contact aggregate to $2,100,000 over the life of the contract, including all options.

This item was adopted.

88 Laboratory Proficiency Evaluation Program Contract (Ordinance S-44228)

Request to authorize the City Manager, or his designee, to enter into a contract with Environmental Resource Associates, Inc., to provide proficiency testing of drinking water and wastewater samples to the Water Services Department. Expenditures are not to exceed $105,000 over the life of the contract. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

This contract will allow the Water Services Department (WSD) to procure proficiency testing and analysis of drinking water and wastewater samples. Once samples are analyzed, results are scored by the vendor and sent directly to the regulatory agency. Participation in proficiency evaluation studies is required to maintain compliance with federal, state, and local regulations. WSD's Compliance Lab is required to maintain Arizona Department of Health Services licensure and National Environmental Laboratory Accreditation Conference accreditation.

Procurement Information

A solicitation was completed in accordance with City of Phoenix Administrative Regulation 3.10. The Water Services Department received one offer, which was determined to be responsive to the solicitation requirements.

Environmental Resource Associates, Inc.: Score 840

Contract Term

The contract term will be for seven years effective March 1, 2018, through Feb. 28, 2025.

Financial Impact

Expenditures are not to exceed $105,000 over the life of the contract. Funding for the contract is available in the Water Services Department's

operating budget.

This item was adopted.

89 Modification of Stipulation Request for Ratification of Dec. 20, 2017 Planning Hearing Officer Action - Z-247-82-3

Request authorization for 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 Dec. 20, 2017. This ratification requires formal action only.

Summary
Application: PHO-1-17- Z-247-82-3
Current Zoning: C-2
Acreage: 2.69
Applicant: Wendy Riddell, Esq., Berry Riddell, LLC
Owner: Rockin Horse Ranch, LLC
Representative: Wendy Riddell, Esq., Berry Riddell, LLC

Proposal:
1. Deletion of Stipulation 1 regarding development conditioned upon development of a restaurant.
2. Modification of Stipulation 2 regarding conformance with exhibits.

Location
Southeast corner of 14th Street and Bell Road
Council District: 3
Parcel Address: N/A

Concurrence
Village Planning Committee (VPC) Recommendation: The Deer Valley Village Planning Committee chose not to hear this case.

Planning Hearing Officer Recommendation: The Planning Hearing Officer recommended approval as filed with an additional stipulation on Dec. 20, 2017.

This item was approved.

90 Modification of Stipulation Request for Ratification of Dec. 20, 2017 Planning Hearing Officer Action - Z-20-06-4

Request authorization for 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 Dec. 20, 2017. This ratification requires formal action only.

Summary

Application: PHO-1-17- Z-20-06-4
Current Zoning: R1-6, Approved P-1
Acreage: 1.01
Applicant: Simon CRE Highlands III, LLC
Owner: Simon CRE Highlands III, LLC
Representative: Tim Rasnake

Proposal:
1. Modification of Stipulation1 regarding general conformance with site plan date stamped Feb. 17, 2006.
2. Modification of Stipulation 1. (a). regarding landscape area located on the north.
3. Technical correction to Stipulation 2.

Location

Approximately 130 feet west of the southwest corner of 35th Avenue and Taylor Street
Council District: 4
Parcel Address: N/A

Concurrence

Village Planning Committee (VPC) Recommendation: The Estrella Village Planning Committee recommended approval by a 5-1 vote on Nov. 21, 2017.

Planning Hearing Officer Recommendation: The Planning Hearing Officer recommended approval as filed with an additional stipulation on Dec. 20, 2017.

This item was approved.

91 Modification of Stipulation Request for Ratification of Dec. 20, 2017 Planning Hearing Officer Action - Z-35-06-7(4)

Request authorization for 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 Dec. 20, 2017. This ratification requires formal action only.

Summary

Application: PHO-2-17- Z-35-06-7(4)
Existing Zoning: C-1 HRI HGT/WVR TOD-1
Acreage: 4.04
Applicant: Wendy Riddell, Esq., Berry Riddell LLC
Owner: 31 East Thomas Road, LLC
Representative: Wendy Riddell, Esq., Berry Riddell LLC

Proposal:
1. Modification of Stipulation 1 regarding general conformance with site plan and elevations date stamped May 12, 2006.
2. Deletion of Stipulation 4 regarding no structured parking on the first two floors above grade.
3. Technical correction of Stipulations 2 and 6 regarding department name.
4. Technical correction of Stipulation 7 regarding stipulation language.

Location

Approximately 200 feet east of the southeast corner of Central Avenue and Thomas Road.
Council District: 4
Parcel Address: N/A

Concurrence

Village Planning Committee (VPC) Recommendation: The Encanto Village Planning Committee recommended approval by a 12-0 vote on Nov. 6, 2017.

Planning Hearing Officer Recommendation: The Planning Hearing Officer recommended approval on Dec. 20, 2017.

This item was approved.

92 Modification of Stipulation Request for Ratification of Dec. 20, 2017 Planning Hearing Officer Action - Z-140-04-7(8)

Request authorization for 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 Dec. 20, 2017. This ratification requires formal action only.

Summary

Application: PHO-1-17--Z-140-04-7(8)
Current Zoning: S-1, Approved. R1-6
Acreage: 7.15
Applicant: Cherokee Development Partners
Owner: Cherokee Development Partners
Representative: David Cisiewski

Proposal:
1. Modification of Stipulation 1. (a) regarding general conformance to site plan date stamped Nov. 1, 2004.
2. Deletion of Stipulation 4 regarding landscape tract on the east side of 30th Circle.
3. Deletion of Stipulation 6 regarding lot width along Pecan Road.
4. Modification of Stipulation 13 regarding an 8 foot wall on Lots 1 through 6.
5. Deletion of Stipulation 15 regarding caliper trees planted on 20 foot centers along east property line.
6. Deletion of Stipulation 16 regarding view fencing along back of Lots 17 through 26.
7. Deletion of Stipulation 18 regarding noise mitigation.
8. Technical correction of Stipulations 1, 2, 3, 5, 7, 8, 9, 12 and 17.

Location

Approximately 375 feet north of the northeast corner of 31st Avenue and Southern Avenue
Council District: 8
Parcel Address: N/A

Concurrence

Village Planning Committee (VPC) Recommendation: The Laveen Village Planning Committee recommended approval with additional stipulations by a 11-0 vote on Dec. 11, 2017.

Planning Hearing Officer Recommendation: The Planning Hearing Officer

recommended approval as filed with modifications and additional stipulations on Dec. 20, 2017.

This item was approved.

93 Final Plat - Washington Street Apartments - 170069 - Southeast Corner of State Route 143 and Van Buren Street

Plat: 170069
Project: 16-326
Name of Plat: Washington Street Apartments
Owner(s): Encore MF Washington Ave, LLC
Engineer(s): Engineering and Environmental Consultants, Inc.
Request: A 1 Lot Multi-Family Residential Subdivision Plat
Reviewed by Staff: Dec. 14, 2017
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 on the southeast corner of State Route 143 and Van Buren Street.
Council District: 8

This item was approved.

94 Final Plat - Romley Estates - 170091 - Northeast Corner 11th Street and Roeser Road

Plat: 170091
Project: 17-636
Name of Plat: Romley Estates
Owner(s): A.M. Properties & Investments, LLC
Engineer(s): Everland Engineering Associates
Request: A 54 Lot Residential Subdivision Plat
Reviewed by Staff: Dec. 20, 2017
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 northeast corner of 11th Street and Roeser Road.
Council District: 8

This item was approved.

95 Amend City Code - Ordinance Adoption - Rezoning Application Z-63-17-2 - Approximately 300 Feet North of the Northwest Corner of North Valley Parkway and the Casino Avenue Alignment (Ordinance G-6411)

Request to authorize the City Manager to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-63-17-2 and rezone the site from PCD NBCOD (Approved C-O PCD NBCOD) to C-O NBCOD to remove the property from the North Gateway Planned Community District (PCD).

Summary
Current Zoning: PCD NBCOD (Approved C-O PCD NBCOD) (Planned Community District, North Black Canyon Overlay District (Approved Commercial Office, Planned Community District, North Black Canyon Overlay District))
Proposed Zoning: C-O NBCOD (Commercial Office, North Black Canyon Overlay District)
Acreage: 5.00 acres
Proposed Use: PCD Removal
Owner: Standing Stones Community Church
Applicant: City of Phoenix - Planning Commission
Representative: Lance Baker, AIA

Location
Approximately 300 feet north of the northwest corner of North Valley Parkway and the Casino Avenue alignment
Council District: 2
Parcel Address: 28750 N. North Valley Parkway

This item was adopted.

96 Amend City Code - Ordinance Adoption - Rezoning Application PHO-1-17--Z-77-16-2 - Approximately 551 Feet West of the Southwest Corner of Cave Creek Road and Ashler Hills Drive (Ordinance G-6410)

Request authorization for 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 Dec. 20, 2017.

Summary
Application: PHO-1-17--Z-77-16-2
Existing Zoning: S-2
Acreage: 5.11
Applicant: Andrew J. Armstrong, Beus Gilbert PLLC
Owner: Ashler Hills Investment Group LLC
Representative: Paul E. Gilbert, Beus Gilbert PLLC

Proposal:
1. Modification of Stipulation 1 regarding general conformance with site plan date stamped Oct. 11, 2016.

Location
Approximately 551 feet west of the southwest corner of Cave Creek Road and Ashler Hills Drive.
Council District: 2
Parcel Address: N/A

Concurrence
Village Planning Committee (VPC) Recommendation: The Desert View Village Planning Committee chose not to hear this case.

Planning Hearing Officer Recommendation: The Planning Hearing Officer recommended approval on Dec. 20, 2017.

This item was adopted.

Items 28-30, Ordinance S-44209, were requests 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.

28 Airports Council International - North America

For $121,235.00 in payment authority for 2018 Airports Council International - North America (ACI-NA) membership dues for the Aviation Department. ACI-NA is an organization that represents state, local and regional governing bodies that own and operate commercial airports in North America and the world, with a focus on industry issues such as finance, safety, operations, business and regulatory issues, as well as the Federal Aviation Administration, Department of Homeland Security and Customs and Border Protection. This item was approved by the Downtown, Aviation, Economy and Innovation Subcommittee on Jan. 17, 2018.

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

Yes:	6 -	Councilman Nowakowski, Councilwoman Stark, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton
No:	2 -	Councilman DiCiccio and Councilman Waring
Absent:	1 -	Councilman Valenzuela

29 American Association of Airport Executives

For $59,375.00 in payment authority for 2018 Airport Legislative Alliance (ALA) Federal Affairs membership dues for the Aviation Department. The ALA Federal Affairs Department advocates on behalf of airports and works to prevent shifting of costs and federal responsibilities to airports, ensuring that unfunded mandates are not imposed. It is the primary interface with elected officials and regulatory agencies on issues affecting airports across the country. ALA Federal Affairs provides important information, alerts, updates and insight on legislation and proposed regulations, security policy, and congressional hearing reports. This item was approved by the Downtown, Aviation, Economy and

Innovation Subcommittee on Jan. 17, 2018.

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

Yes:	6 -	Councilman Nowakowski, Councilwoman Stark, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton
No:	2 -	Councilman DiCiccio and Councilman Waring
Absent:	1 -	Councilman Valenzuela

Note: Councilman Waring temporarily left the voting body.

30 Canada Arizona Business Council

For $75,000.00 in payment authority to purchase a three-year membership with the Canada Arizona Business Council (CABC) for the Community and Economic Development Department. A CABC membership provides the City access to critical Canadian investment intelligence, data and trends and opportunities to strengthen economic development relationships with potential Canadian investors and businesses. CABC focuses primarily on attracting Canadian foreign direct investment market to Phoenix's residential/commercial real estate, mergers and acquisitions business, and continued expansion of existing Canadian businesses in the local Phoenix economy. This item was approved by the Downtown, Aviation, Economy and Innovation Subcommittee on Jan. 17, 2018.

Discussion

Councilwoman Gallego stated this item was timely as she just visited a business in her district last night that relocated from Canada and this item welcomed new non-stop service between Sky Harbor Airport and Canada.

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

Yes:	6 -	Councilman Nowakowski, Councilwoman Stark, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton

No: 1 - Councilman DiCiccio

Absent: 2 - Councilman Valenzuela and Councilman Waring

59 **Authorization to Amend Lease with Phoenix Newspapers, Inc. to Extend Term and Modify Parking Provision (Ordinance S-44234)**

Request to authorize the City Manager, or his designee, to amend Contract 135425 with Phoenix Newspapers, Inc., doing business as The Arizona Republic, to extend the term for a one-year period with four additional one-year options, and to modify the parking provision. Further request authorization for the City Treasurer to accept all funds related to this item. Rent during the initial one-year extension will be $1,846 per year, plus applicable taxes.

Summary

Phoenix Newspapers, Inc. currently leases approximately 71 square feet of office space on the 11th floor of Phoenix City Hall located at 200 W. Washington St., in addition to two non-reserved parking spaces at 305 W. Washington St. The current contract term expires Jan. 31, 2018. The contract will be amended to extend the term for a one-year period and add four additional one-year options to extend, to be exercised upon approval by the City. Rent during the initial one-year extension is $26 per square foot per year, plus applicable taxes, which is within the range of market rents as determined by the Finance Department's Real Estate Division. Rent will be adjusted based on the consumer price index (CPI) at the beginning of each option period. The contract will be amended to require the tenant to independently procure two parking spaces through the City's contracted parking services management for the 305 and Adams Street garages.

Financial Impact

Revenue during the initial extension period will be $1,846 per year, plus applicable taxes.

Concurrence/Previous Council Action

This contract was approved by Ordinance S-39522, adopted Jan. 16, 2013.

Location

200 W. Washington St., 11th Floor
Council District: 7

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

Yes:	7 -	Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton
No:	0	
Absent:	2 -	Councilman Valenzuela and Councilman Waring

Discussion
Councilman Nowakowski recalled different media had asked about the process for leasing offices and if there was someone they could contact. He wondered if Item 59 was exclusively for The Arizona Republic.

City Manager Ed Zuercher replied the space on the 11th floor had been leased to The Arizona Republic since City Hall opened 25 years ago. He added there was no other space on the 11th floor but if another media outlet wanted to inquire he would have them work with the Public Works Director Ginger Spencer since that department controlled the building.

61 Basic Computer Skills Training - Requirement Contract - RFP 18-074 (Ordinance S-44237)

Request to authorize the City Manager, or his designee, to enter into a contract with Maricopa Corporate College for basic computer skills training for the Community and Economic Development Department, for up to five years, in an amount not to exceed $150,000. Further request authorization for City Controller to disburse all funds related to this item.

Summary
This contract will provide training services to develop and deliver up to date basic computer skills training services to ARIZONA@WORK City of Phoenix customers to help build and refine their computer skills, increase their workplace readiness, and increase opportunities for attaining employment.

Procurement Information

Solicitation RFP 18-074, Basic Computer Skills Training, was conducted in accordance with Administrative Regulation 3.10. Nine offers were received by the Procurement Division on Nov. 9, 2017. The proposals were scored by an evaluation panel based on the following criteria:
Qualifications and Experience (375 Points).
Approach to Scope of Work (275 Points).
Cost (350 Points).

The following is a summary of the highest scoring offers:

Maricopa Corporate College: 879.50 Points
Compass Career & Business: 758.75 Points
Career Advisors, Inc. dba Canyon State Institute: 540.63 Points

The Deputy Finance Director recommends that the offer from Maricopa Corporate College be accepted as the highest-scored, responsive, and responsible offer that is most advantageous to the City.

Contract Term

The five year contract term shall begin on or about Feb. 1, 2018.

Financial Impact

The aggregate value of the contract will not exceed $150,000, with an annual expenditure of $30,000. No General Funds are required. Funding is provided by Workforce Innovation Opportunity Act (WIOA) Grant Funds.

Vice Mayor Pastor declared a potential conflict of interest and withdrew from the voting body.

Councilwoman Gallego assumed the Chair.

Note: Councilman Waring returned to the voting body.

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

Yes:	5 -	Councilman Nowakowski, Councilwoman Stark, Councilwoman Williams, Councilwoman Gallego and Mayor Stanton
No:	2 -	Councilman DiCiccio and Councilman Waring
Conflict:	1 -	Vice Mayor Pastor
Absent:	1 -	Councilman Valenzuela

71 **(CONTINUED FROM JAN. 10, 2018) - Refuse Truck Body Repair Services (Ordinance S-44177)**

Request to authorize the City Manager, or his designee, to enter into contracts with American Equipment Services, LLC, Amrep, Inc., Balar Holding Corp., and McNeilus Truck and Manufacturing, Inc., to provide refuse truck body repairs for City of Phoenix fleet vehicles. This contract will have a $620,000 estimated annual expenditure, with a total aggregate amount not to exceed $3,100,000 over the life of the contract. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Public Works Fleet Services Division is responsible for managing a fleet of approximately 300 solid waste refuse trucks, with the majority being Automatic Side Loaders. Repairing refuse trucks quickly is essential to the department providing timely solid waste collection service to City of Phoenix residents.

Procurement Information

Invitation for Bid 18-FSD-028 was conducted in accordance with Administrative Regulation 3.10. The Public Works Department received four bids, with three vendors/suppliers bidding on all eight groups for body types, Group A-Wayne, Group B-Scorpion, Group C-Amrep, Group D-Heil, Group E-Bridgeport, Group F-Galbrath, Group G-NewWay, Group H-McNeilus, within the solicitation, and one vendor bidding on only Group D-Heil. All bids were evaluated and deemed responsive and responsible. The department approved the multiple award recommendation for all groups at the following rates:

McNeilus Truck & Manufacturing, Inc.: $95 an hour labor rate (Groups

A-H)
American Equipment Services, LLC: $85 an hour labor rate (Groups A-H)
Amrep, Inc.: $90 an hour labor rate (Groups A-H)
Balar Holding Corp.: $105 an hour labor rate (bid on Group D only)

Contract Term
The initial one year contract term shall begin on or about March 1, 2018, with four option years in increments of up to one year, with a total contract option term of five years.

Financial Impact
This contract will have a $620,000 estimated annual expenditure, with a total aggregate amount not to exceed $3,100,000 over the life of the contract. Funds are available in the Public Works Department's budget.

Location
Locations that could request on-site or mobile repairs are:
Glenrosa Service Center: 4021 W. Glenrosa Ave.
Salt River Service Center: 3045 S. 22nd Ave.
Union Hills Service Center: 138 E. Union Hills Dr.
Okemah Service Center: 3828 E. Anne St.
Council Districts: 2, 5, 7, and 8

Discussion
Vice Mayor Pastor returned to the voting body and resumed as Chair.

Councilwoman Gallego explained some of the City's refuse trucks were built by a company that still had them under warranty. She mentioned a transparency meeting took place where some potential issues were raised. Therefore, she wanted this matter to return to the Transportation and Infrastructure Subcommittee in six months to review contract performance, particularly the warranty issues.

City Manager Ed Zuercher clarified the motion was to approve the first year of the contract with action for the second year coming before the full Council after the Transportation and Infrastructure Subcommittee reviewed contract performance.

Note: Councilman Valenzuela joined the voting body via telephone.

A motion was made by Councilwoman Gallego, seconded by Councilwoman Williams, that this item be adopted as amended. The motion carried by the following vote:

Yes: 9 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Valenzuela, Councilman Waring, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton

No: 0

79 PHX Sky Train Stage 2 - System Supplier Design-Build-Operate-Maintain Contract Amendment - AV10000011 (Ordinance S-44222)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 126230 with Bombardier Transportation (Holdings) USA Inc., (Bombardier), (Pittsburgh, PA) to provide additional Design-Build-Operate-Maintain (DBOM) services for the PHX Sky Train (automated train) operating system Stage 2 expansion. Bombardier's fee for this phase of the project will not exceed $313,000,000. Further request authorization to execute amendments to the contract as necessary within the Council approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item.

Summary

Bombardier was selected as the train system supplier for the PHX Sky Train on June 10, 2009. The train system is composed of guide beams, running surfaces, electrical propulsion, train control systems, train cars, and other facility improvements placed on the guideway and in the stations to operate the train cars.

Stage 2 will extend the PHX Sky Train from Terminal 3 to the Rental Car Center. In addition to the guideway and facility improvements for Stage 2, Bombardier will supply 24 additional train cars, and expand the Maintenance and Storage Facility to accommodate the expanded fleet.

Procurement Information

Bombardier Transportation (Holdings) USA Inc., was chosen for this project using a qualifications-based selection process according to

Arizona Revised Statutes title 34. Scoring and selection were made in conjunction with the Design-Build-Operate-Maintain selection process.

Contract Term
This phase of services is expected to be completed by Dec. 31, 2022. Contract work scope identified and incorporated into the contract prior to the end of the contract may be agreed to by the parties, and work may extend past the termination of the contract. No additional contract work scope changes may be executed after the end of the contract term.

Financial Impact
Bombardier's fee for this phase of the project will not exceed $313,000,000, including all subcontractors, and reimbursable costs. Funds are available in the Aviation Department's Capital Improvement Program budget. Contract payments may be made up to contract limits for all rendered contract services, which may extend past the contract termination.

Concurrence/Previous Council Action
The City Council awarded Contract 126230 to Bombardier for the PHX Sky Train System Supplier DBOM for Stage 1 on June 10, 2009. Amendments were approved by Council on Oct. 5, 2011 for the Stage 1A extension, and on Nov. 16, 2011 to include the addition of a spur track for vehicle storage.

The City Council previously authorized the Aviation Department to proceed with development of the Aviation Capital Investment Plan, including the PHX Sky Train Stage 2 Project, on Oct. 25, 2016.

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

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

Yes: 8 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Valenzuela, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton

No: 1 - Councilman Waring

80 **PHX Sky Train Stage 2 Fixed Facilities Construction Administration and Inspection Services Amendment - AV10000011 (Ordinance S-44223)**

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 131402 with Gannett Fleming, Inc., to provide continued construction administration and inspection (CA&I) services for the PHX Sky Train Stage 2 Fixed Facilities project. This amendment will not exceed $15,000,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The PHX Sky Train Stage 2 project includes fixed facilities construction required to extend the PHX Sky Train guideway from Terminal 3 to the Rental Car Center. Stage 2 is the final phase of the PHX Sky Train project. Construction administration and inspection services may include, but are not limited to: project management, technical support, field inspections, review of shop drawings and submittals, responding to Requests for Information, and verifying as-built drawings.

Procurement Information

Gannett Fleming, Inc., was chosen using a qualifications-based selection process according to section 34-603 of the Arizona Revised Statutes. Scoring and selection were made in conjunction with the Design Services selection process.

Contract Term

The term of this agreement will be completed by Dec. 31, 2021. Contract work scope identified and incorporated into the contract prior to the end of the contract may be agreed to by the parties, and work may extend past the termination of the contract. No additional contract work scope changes may be executed after the end of the contract term.

Financial Impact

Gannett Fleming, Inc.'s fee under this amendment will not exceed $15,000,000, including all subconsultants and reimbursable costs, for a new contract value of $20,720,654. Funds are available in the Aviation Department's Capital Improvement Program budget. Contract payments may be made up to contract limits for all rendered contract services, which may extend past the contract termination.

Previous Council Action

City Council approved the Stage 1A Fixed Facilities CA&I Services Contract 131402 on June 15, 2011.

Location

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

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

Yes:	8 -	Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Valenzuela, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton
No:	1 -	Councilman Waring

97 Amend City Code - Public Hearing and Ordinance Adoption - Downtown Code Provisions and Clarification Text Amendment - Z-TA-10-13 (Ordinance G-6409)

Request to hold a public hearing on Z-TA-10-13, regarding amending Chapter 12 Downtown Code of the Zoning Ordinance to clarify language, clean up clerical issues, and to add new provisions. This report provides the City of Phoenix City Council information about a proposed text amendment to the Zoning Ordinance.

Summary

The intent of this proposed text amendment is to revise Chapter 12 (Downtown Code) of the Phoenix Zoning Ordinance to address several improvements to the code, including removal of redundant text; relocation of items into more appropriate sections; clarification of terminology;

update the code to add new land use provisions as per adopted ordinances; include public utility facilities and buildings as an allowed use; add new frontage types to match those of the Walkable Urban (WU) Code, and to add flexibility language for public utility conflicts.

Concurrence/Previous Council Action

The Central City Village Planning Committee was briefed on April 10, 2017 and heard the item on Aug. 14, 2017 and approved, with additional changes by a 12-0 vote (1 abstained). The Planning Commission heard the item on Sept. 7, 2017 and approved per the Central City Village Planning Committee recommendation, with a modification to Section 1204.C.28.D. as read into the record by staff as the following: The public utility facilities and buildings must have a minimum 8-foot high decorative fence around the perimeter, if the facility is not within an enclosed building structure by a 5-0 vote.

The Downtown, Aviation, Economy, and Innovation Subcommittee heard the item on Dec. 6, 2017 and approved, by a 4-0 vote, per the memo dated Dec. 6, 2017 with the following modifications to Section 1204.C.28.:

Add language to require notification and a meeting with registered neighborhood associations to discuss creative uses that would surround the public utility pursuant to 28.B.2. language.

Add two categories created in 28.B.2. language that would require an applicant to meet a minimum of one of the large scale installations and a minimum of two of the small scale installations.

Reach out to community stakeholders and development community to ensure they review prior to the City Council meeting.

Following the Downtown, Aviation, Economy, and Innovation Subcommittee meeting, staff conducted additional outreach and discussion with community stakeholders and utility representatives. With input from these discussions, staff is proposing additional changes as outlined in the Addendum B Staff Report, dated Jan. 3, 2018.

Discussion

Planning and Development Director Alan Stephenson stated this was a text amendment for provisions and clarification related to the Downtown Code. Moreover, this proposal addressed several issues that had come

up since the City implemented the Downtown Code. He explained the first item was to add single-family attached as a housing type downtown, similar to other parts of the city. Additional elements were farmers markets, public utility facilities and removal of some use conditions that were not applicable. Staff also proposed to add frontage types relative to the design of buildings and interaction of the first 20 feet of a building with the public space and the street which created activity that promoted walking, biking and an active urban environment. He continued this proposal also eliminated side yard and a couple character areas, plus added some flexibility for projections in the right-of-way.

Mr. Stephenson commented one of the issues staff had learned about the Downtown Code was where to promote shade and walking. He remarked those issues related to utility easements, water and sewer lines and irregular lots. This proposal would allow some projections from a building to provide a shaded walkway corridor where trees could not be planted. He said other changes were clarifying existing standards regarding parking and loading. Staff also built in a provision to allow for an alternative frontage type that could be proposed by a private developer which would be reviewed and approved by the Design Review Committee (DRC). He noted this permitted someone to submit a project and propose a different frontage and design that could get approved by the DRC in lieu of meeting the prescribed ones in the ordinance.

Mr. Stephenson conveyed public utility facilities in buildings drew a lot of concern from the downtown community because there was no provision in the Downtown Code, though it was allowed in other zoning districts throughout the City. He pointed out masking a public utility facility was allowed in single-family residential as it was necessary to service electricity to the surrounding area. Further, it was common in other large cities to mask a public utility facility in key areas in order to service electricity.

Based on community concerns and direction from the Downtown, Aviation, Economy and Innovation Subcommittee to conduct additional outreach with downtown stakeholders and Arizona Public Service, staff came up with three options in the Addendum B staff report. First was a wall design that mimicked the frontage type or character area with staff

and the DRC reviewing it to ensure it met the requirements. Secondly, allow a more creative use or frontage design alternative that could be worked out with the applicant, community and DRC with approval by the DRC. Mr. Stephenson said the third item was a Micro-Park option with standards outlined in the ordinance regarding creation of an active outdoor space similar to a mini-park with things like outdoor benches and seating as well as artwork. He indicated staff recommended that Council approve this item per the Addendum B staff report dated Jan. 3, 2018 and to adopt the related ordinance.

Councilman Nowakowski realized the city was growing, especially the downtown area. Still, he had a parcel in his district on Third Street and McKinley where people had expressed concern about it becoming a future APS substation. However, he was informed by staff that was no longer the case but wanted an APS representative to confirm.

Kendra Lee spoke on behalf of APS and confirmed the referenced location was no longer on the table.

Vice Mayor Pastor explained the site was currently a parking lot in the downtown area that was not owned by the city where APS had an interest in placing a substation. Due to further discussions, APS was no longer pursuing the location.

Vice Mayor Pastor declared the public hearing open.

Ms. Lee spoke in support of this item and thanked the Council along with staff and community stakeholders for coming to agreement on this text amendment. She pointed out APS had to build a number of substations in the greater Phoenix downtown area. The location just mentioned was originally looked at but APS was no longer pursuing the site and instead looking at a City-owned site on lease to ASU. She conveyed once the text amendment was approved APS would focus on a greater public outreach process in an effort to identify sites in the downtown area and seek community feedback on the proposed locations as well as substation design. She indicated APS intended to move into construction sometime in 2019 with a property identified by the end of 2018.

Vice Mayor Pastor stated a comment card was submitted in favor by Dan Klocke with Downtown Phoenix, Inc. who did not wish to speak. Noting there was no one else present wishing to speak, she closed the public hearing.

Councilman Nowakowski said he heard concerns from downtown stakeholders and developers about the design review process. He wanted to look into the appeals process since the only way to appeal the design review process was to go to the Supreme Court. He suggested following the same methods as planning and zoning where an appeal either went to Council or to some type of system in the city.

Mr. Stephenson replied the Councilman's comments would take part in a separate text amendment that would be fully vetted with the community.

The hearing was held. A motion was made by Councilwoman Gallego, seconded by Councilwoman Williams, to approve this item per the Addendum B Staff Report dated Jan. 3, 2018 and to adopt the related ordinance. The motion carried by the following vote:

Yes:	9 -	Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Valenzuela, Councilman Waring, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton
No:	0	

Note: Councilman Valenzuela disconnected and left the voting body.

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

CITIZEN COMMENTS

Leonard Clark expressed concern about out-of-control pension costs. He did not want to privatize the Police and Fire departments and suggested the City implement community policing with officers as advisors.

Note: Mayor Stanton disconnected and left the voting body.

Mr. Clark indicated he was not supportive of any pension initiative that did not

include police.

ADJOURN

There being no further business to come before the Council, Vice Mayor Pastor declared the meeting adjourned at 3:14 p.m.

MAYOR

ATTEST:

CITY CLERK

SC

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 24th day of January, 2018. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 21st day of February, 2018.

CITY CLERK