172606

City of Phoenix

Minutes

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

City Council Formal Meeting

Wednesday, June 6, 2018 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, June 6, 2018 at 2:36 p.m. in the Council Chambers.

Present: 8 - Councilman Sal DiCiccio, Councilwoman Kate Gallego, Councilman Michael Nowakowski, Councilwoman Laura Pastor, Councilwoman Debra Stark, Councilman Daniel Valenzuela, Councilman Jim Waring and Mayor Thelda Williams

Councilwoman Gallego temporarily left the voting body after Item 31 and returned during Item 44. Councilman Waring left the Chambers during Item 223 but remained part of the voting body via telephone. Councilmen DiCiccio and Valenzuela left the meeting at the start of Citizen Comments held at the end of the meeting.

Due to the resignation of Mayor Stanton, Interim Mayor Williams assumed the Chair.

Mayor Williams acknowledged the presence of Alex Torres, a Spanish interpreter. In Spanish, Ms. Torres announced her availability to the audience.

CITIZEN COMMENTS

Kim Baker submitted a document to Council then sang an altered version of the National Anthem.

Adrianna Gonzales asked for a compensation fund for communities impacted by violence she said was being perpetrated by the Phoenix Police Department.

Pat Vint mentioned he met with Councilman DiCiccio's staff and had not received any feedback from that meeting.

John Rusinek read a memorandum pertaining to dust-proofing regulations and requested there be consistency on this issue.

Alondra Sanchez requested a trust fund be established due to the trauma she said was caused by the Police Department.

Maria Sanchez recalled a recent shooting incident and asked that compensation for victims of police violence be included in the budget.

An affidavit was presented to the Council by the City Clerk stating that copies of the titles of Ordinances G-6463 through G-6473, S-44586, S-44616, S-44629 through S-44741, and Resolutions 21645 through 21649 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.

A motion was made by Councilman Valenzuela, seconded by Councilwoman Gallego, to suspend the rules to take Items 220 and 221 out of order. The motion carried by voice vote:

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

PLANNING AND ZONING MATTERS

Discussion

Councilman Valenzuela said he wished to continue Items 220 and 221. He acknowledged several community leaders were present along with the applicant and wanted conversations to continue among the groups.

Mayor Williams confirmed the following people, that submitted comment cards in opposition to these items, did not wish to speak regarding the continuance:

Item 220:
Jeff O'Toole
Daniel Perez
Juan Ramirez
Larry Stamper
Patti Stamper
Jesselyn Ruiz
David Conrad
Bonnie Conrad
Melanie Bounds
Michael Bounds
Bailey Bounds
Edward Sloat
Lisa Davis
Jennifer Maxwell
Michele Combs
Beth Helm
Cornelis Van Elk
Gary McFarlane
Joyce McFarlane
Mario Gomez
Maria Gomez
Jesse Diaz
Rosa Diaz
Josue Diaz
Angel Nuanez
Ariel Nuanez
Salvador Orone
Jayson Padilla
Eleanor Padilla
Robert McGhee

Item 221:
Jeff O'Toole
Daniel Perez
Juan Ramirez
Jesselyn Ruiz

Larry Stamper
Patti Stamper
David Conrad
Bonnie Conrad
Bailey Bounds
Melanie Bounds
Michael Bounds
Michele Combs
Edward Sloat
Lisa Davis
Jennifer Maxwell
Cornelis Van Elk
Betty Helm
Maria Gomez
Mario Gomez
Joyce McFarlane
Gary McFarlane
Jesse Diaz
Rosa Diaz
Josue Diaz
Angel Nuanez
Ariel Nuanez
Salvador Orona
Eleanor Padilla
Jayson Padilla

John Kaites submitted a speaker comment card in favor of Items 220 and 221, but did not wish to speak.

A motion was made by Councilman Valenzuela, seconded by Councilwoman Pastor, that Items 220 and 221 be continued to the June 27, 2018 City Council Formal Meeting. The motion carried by voice vote:

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

No: 0

220 Amend City Code - Public Hearing and Resolution Adoption -

General Plan Amendment GPA-MV-1-18-5 - Approximately 1,300 Feet North of the Northwest Corner of 107th Avenue and Camelback Road (Resolution 21649)

Request to hold a public hearing on the General Plan Amendment request for the following item to consider adopting the Planning Commission's recommendation and the related Resolution if approved.

Summary

Application: GPA-MV-1-18-5
Current General Plan Land Use Map Designation: Residential 1 to 2 dwelling units per acre and Residential 3.5 to 5 dwelling units per acre
Proposed General Plan Land Use Map Designation: Residential 2 to 3.5 dwelling units per acre
Acreage: 66.63
Proposal: Single-family residential

Owner: RLD II Loan, LLC
Applicant: Jordan Rose, Rose Law Group, PC
Representative: Jordan Rose, Rose Law Group, PC

VPC Action: The Maryvale Village Planning Committee heard the request on March 14, 2018 and recommended denial by a 7-1 vote.
PC Action: The Planning Commission heard the request on April 5, 2018 and recommended approval by a 4-2 vote.

Location

Approximately 1,300 feet north of the northwest corner of 107th Avenue and Camelback Road.
Council District: 5
Parcel Address: 5805 N. Ball Park Blvd.

This item was continued to the June 27, 2018 City Council Formal Meeting.

221 **Amend City Code - Public Hearing and Ordinance Adoption - Rezoning Application Z-7-18-5 - Approximately 1,300 Feet North of the Northwest Corner of 107th Avenue and Camelback Road (Ordinance G-6464)**

Request to hold a public hearing on the rezoning application for the

following item and consider adoption of the Planning Commission's recommendation and the related Ordinance if approved. Request is to rezone the site from S-1 SP to R1-10 for single-family residential use. This file has a companion case GPA-MV-1-18-5.

Summary
Current Zoning: S-1 SP
Proposed Zoning: R1-10
Acreage: 66.63 acres
Proposed Use: Single-family residential

Owner: RLD II Loan, LLC
Applicant: Jose Castillo, Mattamy Homes
Representative: Jordan Rose, Rose Law Group, PC

Staff Recommendation: Approval, per the Addendum B Staff Report (**Attachment B**).
VPC Action: The Maryvale Village Planning Committee heard this case on March 14, 2018. With the committee recommendation of denial of GPA-MV-1-18-5, no action for the companion case Z-7-18-5 was required.
PC Action: April 5, 2018: The Planning Commission heard the case on April 5, 2018 and recommended a continuance to the May 3, 2018 Planning Commission hearing.
PC Action: May 3, 2018: The Planning Commission heard the case on May 3, 2018 and recommended approval per the Addendum B Staff Report with an additional stipulation by a 4-2 vote.

Location
Approximately 1,300 feet north of the northwest corner of 107th Avenue and Camelback Road.
Council District: 5
Parcel Addresses: 5805 N. Ball Park Blvd.

This item was continued to the June 27, 2018 City Council Formal Meeting.

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

Mayor Williams requested a motion on liquor license items. A motion was

made, as appears below.

Note: Speaker comment cards were submitted for the record in favor of specified items by the following individuals:

Mei Lei - Applicant, Item 7
Stephen Fendley - Applicant, Item 10
Maria Castillo Fimbres - Applicant, Item 14
Todd Kisicki, Item 15
Anthony Canecchia - Applicant, Item 18
Camila Alarcon, Item 18

A motion was made by Councilwoman Pastor, seconded by Councilwoman Gallego, that Items 1 through 25 be recommended for approval, except Item 20, and noting that Item 25 is continued to the June 27, 2018 City Council Formal Meeting. The motion carried by voice vote:

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

No: 0

1 Liquor License - Safeway #3941

Request for a liquor license. Arizona State License Application 09070574.

Summary

Applicant
Nicholas Guttilla, Agent

License Type
Series 9 - Liquor Store

Location
5040 W. Cactus Road
Zoning Classification: C-2
Council District: 1

This request is for an ownership transfer of a liquor license for a grocery store. This location is currently licensed with a different Series 9 - Liquor Store license and may currently operate with an interim permit.

The 60-day limit for processing this application is June 8, 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:
"The Safeway, Inc. liquor license for this grocery store will be managed by Albertson's for use in the existing Albertson's grocery store, The same successful operation and the same high standards will continued to be followed in this store. It will remain an Albertson's grocery store, and the liquor department will be managed by Albertson's."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "This grocery store has been operating at this location for many years. The community has been accustomed to a complete shopping experience at this store, which includes alcohol, groceries and sundries. The successful operation of this store will not change, and it will continue to be a good neighbor and a vital part of its immediate community."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Safeway #3941
Liquor License Map - Safeway #3941

This item was recommended for approval.

2 Liquor License - Safeway #3941

Request for a liquor license. Arizona State License Application 09070456.

Summary

Applicant
Nicholas Guttilla, Agent

License Type
Series 9 - Liquor Store

Location
5040 W. Cactus Road
Zoning Classification: C-2
Council District: 1

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 June 8, 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:
"The Safeway, Inc. liquor license for this grocery store will be managed by Albertson's for use in the existing Albertson's grocery store, The same successful operation and the same high standards will continued to be followed in this store. It will remain an Albertson's grocery store, and the liquor department will be managed by Albertson's."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This grocery store has been operating at this location for many years. The community has been accustomed to a complete shopping

experience at this store, which includes alcohol, groceries and sundries. The successful operation of this store will not change, and it will continue to be a good neighbor and a vital part of its immediate community."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Safeway #3941
Liquor License Map - Safeway #3941

This item was recommended for approval.

3 Liquor License - Rosati's Pizza

Request for a liquor license. Arizona State License Application 13994.

Summary

Applicant
Jason Clouse, Agent

License Type
Series 12 - Restaurant

Location
28325 N. Tatum Blvd., Ste. 7 & 8
Zoning Classification: C-1
Council District: 2

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

The 60-day limit for processing this application was May 27, 2018. However, the applicant submitted a written request for more time.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application

is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I am a US Navy veteran who lives in the local community & volunteers for the local high school. I am a construction business owner of my own company for over 15 years. I believe I can perform all duties necessary to conduct business with a liquor license."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"I live in the community and have for 24 years. My children attend the local schools and I volunteer with the high school athletic non profit organization. I also sponsor the local school teams."

Staff Recommendation
Staff recommends approval of this application.

Attachments

Liquor License Data - Rosati's Pizza
Liquor License Map - Rosati's Pizza

This item was recommended for approval.

4 Liquor License - Safeway #4

Request for a liquor license. Arizona State License Application 09070068 & 09070068S.

Summary

Applicant
Nicholas Guttilla, Agent

License Type
Series 9 & 9S - Liquor Store with Sampling Privileges

Location
3130 W. Carefree Hwy.
Zoning Classification: C-2 PCD
Council District: 2

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 was June 1, 2018. However, the applicant submitted a written request for more time.

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

Other Active Liquor License Interest in Arizona
This 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 Safeway, Inc. liquor license for this grocery store will be managed by Albertson's for use in the existing Albertson's grocery store, The same successful operation and the same high standards will continued to be followed in this store. It will remain an Albertson's grocery store, and the liquor department will be managed by Albertson's."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This grocery store has been operating at this location for many years. The community has been accustomed to a complete shopping experience at this store, which includes alcohol, groceries and sundries. The successful operation of this store will not change, and it will continue to be a good neighbor and a vital part of its immediate community."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Safeway #4
Liquor License Map - Safeway #4

This item was recommended for approval.

5 Liquor License - Safeway #25

Request for a liquor license. Arizona State License Application 09070433 & 09070433S.

Summary

Applicant
Nicholas Guttilla, Agent

License Type
Series 9 & 9S - Liquor Store with Sampling Privileges

Location
21001 N. Tatum Blvd., Ste. 76
Zoning Classification: C-2 DRSP
Council District: 2

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 was June 1, 2018. However, the applicant submitted a written request for more time.

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

Other Active Liquor License Interest in Arizona
This 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 Safeway, Inc. liquor license for this grocery store will be managed by Albertson's for use in the existing Albertson's grocery store, The same successful operation and the same high standards will continued to be followed in this store. It will remain an Albertson's grocery store, and the liquor department will be managed by Albertson's."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This grocery store has been operating at this location for many years. The community has been accustomed to a complete shopping experience at this store, which includes alcohol, groceries and sundries. The successful operation of this store will not change, and it will continue to be a good neighbor and a vital part of its immediate community."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Safeway #25
Liquor License Map - Safeway #25

This item was recommended for approval.

6 Liquor License - Safeway #2985

Request for a liquor license. Arizona State License Application 09070017 & 09070017S.

Summary

Applicant
Nicholas Guttilla, Agent

License Type
Series 9 & 9S - Liquor Store with Sampling Privileges

Location
18411 N. Cave Creek Road
Zoning Classification: PSC
Council District: 2

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 June 11, 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:
"The Safeway, Inc. liquor license for this grocery store will be managed by Albertson's for use in the existing Albertson's grocery store, The same successful operation and the same high standards will continued to be followed in this store. It will remain an Albertson's grocery store, and the liquor department will be managed by Albertson's."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This grocery store has been operating at this location for many years. The community has been accustomed to a complete shopping experience at this store, which includes alcohol, groceries and sundries. The successful operation of this store will not change, and it will continue to be a good neighbor and a vital part of its immediate community."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Safeway #2985
Liquor License Map - Safeway #2985

This item was recommended for approval.

7 Liquor License - The Gelato Spot Wood Fired Pizza

Request for a liquor license. Arizona State License Application 18617.

Summary

Applicant
Mei Lee, Agent

License Type

Series 12 - Restaurant

Location
10608 N. 32nd St.
Zoning Classification: C-2
Council District: 3

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow outdoor dining and outdoor alcohol consumption. This business is currently being remodeled with plans to open in August 2018.

The 60-day limit for processing this application is June 10, 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
The ownership of this business has an interest in other active liquor license(s) in the State of Arizona. This information is listed below and includes liquor license violations on file with the AZ Department of Liquor Licenses and Control and, for locations within the boundaries of Phoenix, the number of aggregate calls for police service within the last 12 months for the address listed.

Gelato Spot Wood Fired Pizza (Series 12)
4166 N. Scottsdale Road, Ste. 101, Scottsdale
Calls for police service: N/A - not in Phoenix

Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have an existing established business at oldtown Scottsdale open since 2008 4166 N. Scottsdale Rd. Scottsdale AZ 85251."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"The neighborhood is welcoming the such establishment for pizza & gelato."

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 - The Gelato Spot Wood Fired Pizza
Liquor License Map - The Gelato Spot Wood Fired Pizza

This item was recommended for approval.

8 Liquor License - Mantra Indian Cuisine

Request for a liquor license. Arizona State License Application 18930.

Summary

Applicant
Nainesh Patel, Agent

License Type
Series 12 - Restaurant

Location
1609 E. Bell Road, Ste. B4
Zoning Classification: C-2
Council District: 3

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

The 60-day limit for processing this application is June 15, 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 standard standards for it's business practices and employees. I currently own more than one restaurant in the State of AZ. I have been trained in the techniques of legal and responsibility & taken the Title 4 liquor law training course. I will provide a safe & profitable experience for the the bus and rest 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: Mantra's Indian Cusine would like the priviledge of serving alcoholic beverages with meals upon the request of the restaurant patron.”

Staff Recommendation
Staff recommends approval of this application

Attachments
Liquor License Data - Mantra Indian Cuisine
Liquor License Map - Mantra Indian Cuisine

This item was recommended for approval.

9 Liquor License - AJ's Fine Foods #64

Request for a liquor license. Arizona State License Application 07070287.

Summary

Applicant
Michael Basha, Agent

License Type
Series 7 - Beer and Wine Bar

Location
5017 N. Central Ave.
Zoning Classification: C-2 TOD-1 WSNSPD

Council District: 4

This request is for a location transfer of a liquor license for a bar. This location is currently licensed for liquor sales with a Series 9 - Liquor Store, liquor license.

The 60-day limit for processing this application is June 15, 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:
“Bashas' Inc has over 100 liquor licenses at our stores throughout Arizona and we have received very few citations. We are constantly training and retraining our store personnel and keeping everyone

informed of any new laws and changes."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Aj's #64 located at 10 E. Camelback Rd. Phoenix is in the process of transferring a Series 7 liquor license to accomodate the needs of the store. The series 7 will be a great convenience for customers living in the area that would like to stop in and enjoy a glass of wine."

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 - AJ's Fine Foods #64
Liquor License Map - AJ's Fine Foods #64

This item was recommended for approval.

10 Liquor License - The Louie Restaurant and Bar

Request for a liquor license. Arizona State License Application 18811.

Summary

Applicant
Stephen Fendley, Agent

License Type
Series 12 - Restaurant

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

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and does not have an interim permit. This business has plans to open in July 2018.

The 60-day limit for processing this application is June 12, 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 the source of funds to startup a restaurant and bar. I believe in the laws and rules pertaining to the operation of a successful business. Submission of required documentation for Series 12 License. Answered all questions accurately and honestly. US citizen and Phoenix metro resident."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Commitment to the community to provide quality food and beverage in a

safe and fun environment. Sensitive to the needs of the neighborhood. To provide dining and social venue for urban professionals and their family and friends. Intended ongoing community engagement by investing in the neighborhood. Managers and staff to be trained in safe food preparation and legal liquor sales."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - The Louie Restaurant and Bar
Liquor License Map - The Louie Restaurant and Bar

This item was recommended for approval.

11 Liquor License - Jojo Mini Mart

Request for a liquor license. Arizona State License Application 19056.

Summary

Applicant
Tevan Isaac, Agent

License Type
Series 10 - Beer and Wine Store

Location
6532 W. Indian School Road
Zoning Classification: C-2
Council District: 5

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

The 60-day limit for processing this application is June 16, 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 hold a certificate for 'The Basic Liquor Law Training'. This training provided me the opportunity of learning the importance and significance of obtaining a beer and wine license. I am assured to uphold the laws and regulations about beer and wine license. I have never been involved in any criminal activity, no record of getting in trouble with law and authorities."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This store will provide a safe and secure place for the neighborhood to buy beer and wine. The location will be convenient for the people in neighborhood who may not have access to transportation. Adding the long time experience of the owner with running a store while upholding all the laws and regulations, the store will be a safe, secure and

convenience place for the customers to purchase quality liquor."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Jojo Mini Mart
Liquor License Map - Jojo Mini Mart

This item was recommended for approval.

12 Liquor License - Safeway #2952

Request for a liquor license. Arizona State License Application 09070108.

Summary

Applicant
Nicholas Guttilla, Agent

License Type
Series 9 - Liquor Store

Location
8035 N. 19th Ave.
Zoning Classification: C-1 RPSPD
Council District: 5

This request is for an ownership transfer of a liquor license for a grocery store. This location is currently licensed for liquor sales with a different Series 9 - Liquor Store license and may currently operate with an interim permit.

The 60-day limit for processing this application is June 11, 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:
"The Safeway, Inc. liquor license for this grocery store will be managed by Albertson's for use in the existing Albertson's grocery store, The same successful operation and the same high standards will continued to be followed in this store. It will remain an Albertson's grocery store, and the liquor department will be managed by Albertson's."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This grocery store has been operating at this location for many years. The community has been accustomed to a complete shopping experience at this store, which includes alcohol, groceries and sundries. The successful operation of this store will not change, and it will continue to be a good neighbor and a vital part of its immediate community."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Safeway #2952
Liquor License Map - Safeway #2952

This item was recommended for approval.

13 Liquor License - Safeway #2952

Request for a liquor license. Arizona State License Application 09070571.

Summary

Applicant
Nicholas Guttilla, Agent

License Type
Series 9 - Liquor Store

Location
8035 N. 19th Ave.
Zoning Classification: C-1 RPSPD
Council District: 5

This request is for an ownership transfer of a liquor license for a grocery store. This location is currently licensed for liquor sales and may currently operate with an interim permit.

The 60-day limit for processing this application is June 11, 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:
"The Safeway, Inc. liquor license for this grocery store will be managed by Albertson's for use in the existing Albertson's grocery store, The same successful operation and the same high standards will continued to be followed in this store. It will remain an Albertson's grocery store, and the liquor department will be managed by Albertson's."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This grocery store has been operating at this location for many years. The community has been accustomed to a complete shopping experience at this store, which includes alcohol, groceries and sundries. The successful operation of this store will not change, and it will continue to be a good neighbor and a vital part of its immediate community."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Safeway #2952
Liquor License Map - Safeway #2952

This item was recommended for approval.

14 Liquor License - Temaki Sushi & Grill

Request for a liquor license. Arizona State License Application 10803.

Summary

Applicant
Maria Castillo Fimbres, Agent

License Type
Series 12 - Restaurant

Location
6135 N. 35th Ave., Ste. 133
Zoning Classification: C-2
Council District: 5

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

The 60-day limit for processing this application was May 5, 2018. However, the applicant submitted a written request for more time.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Why I have been preparing and have the ability and knowledge about the rules of the service that I am offering and specially the responsibility."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"The goal for me is to provide the public with access to a good restaurant that includes the drinks of their preference."

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 - Temaki Sushi & Grill
Liquor License Map - Temaki Sushi & Grill

This item was recommended for approval.

15 Liquor License - Special Event - Ability360, Inc.

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

Summary

Applicant
John LaZear

Location
5031 E. Washington St.
Council District: 6

Function
Sporting Event

Date(s) - Time(s) / Expected Attendance
June 15, 2018 - 4:30 p.m. to 10 p.m. / 200 attendees
June 16, 2018 - 10 a.m. to 6:30 p.m. / 300 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

16 Liquor License - Special Event - Arizona Roller Derby Organization

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

Summary

Applicant
Stephanie Wilhelm

Location
5031 E. Washington St.
Council District: 6

Function
Sporting Event

Date(s) - Time(s) / Expected Attendance
June 23, 2018 - 5 p.m. to 10:30 p.m. / 490 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

17 Liquor License - AC Hotel

Request for a liquor license. Arizona State License Application 18824.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 11 - Hotel/Motel

Location
2811 E. Camelback Road
Zoning Classification: PUD
Council District: 6

This request is for a new liquor license for a hotel. This location was not previously licensed for liquor sales and does not have an interim permit. This business is currently under construction with plans to open in October 2018.

The 60-day limit for processing this application is June 12, 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 committed to upholding the highest standards for retail sales of alcohol. Managers and staff will be trained in Arizona liquor law and the techniques of responsible sales and service to guests 21 and over."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"The AC Hotel concept has been a popular business + personal travel destination in Arizona for many years. Its new location is opening in the heart of Phoenix where Applicant would like to offer alcoholic beverages to its customers 21 and over."

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 - AC Hotel
Liquor License Map - AC Hotel

This item was recommended for approval.

18 Liquor License - SanTan Brewing Company

Request for a liquor license. Arizona State License Application 18715.

Summary

Applicant
Anthony Canecchia, Agent

License Type
Series 3 - Microbrewery

Location
1525 E. Bethany Home Road
Zoning Classification: PSC
Council District: 6

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

The 60-day limit for processing this application is June 11, 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
The ownership of this business has an interest in other active liquor license(s) in the State of Arizona. This information is listed below and includes liquor license violations on file with the AZ Department of Liquor Licenses and Control and, for locations within the boundaries of Phoenix, the number of aggregate calls for police service within the last 12 months for the address listed.

San Tan Brewing Company (Series 1)
495 E. Warner Road, Chandler
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

San Tan Brewing Company (Series 3)
8 S. San Marcos Place, Chandler
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

San Tan Brewing Company (Series 12)
8 S. San Marcos Place, Chandler
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"The Applicant's members have significant experience operating establishments with liquor licenses for over ten years. Applicant's members currently hold three other licenses: a Series 1, a Series 3, and a Series 12 in Chandler. The Applicant also has a Series 12 license recommended for approval by the City of Phoenix and pending approval at the State Department of Liquor Licenses & Control. Applicant will continue to follow all Arizona liquor laws and regulations and will ensure proper training of managers and staff on the same."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Applicant has opened a second location of SanTan Brewing Company, a restaurant and brewery, on Bethany Home Road and 16th Street. It complements the other establishments currently operating in the vicinity, and provides an additional dining and craft beer option to the surrounding community."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - SanTan Brewing Company
Liquor License Map - SanTan Brewing Company

This item was recommended for approval.

19 Liquor License - Taco Mich & Bar #4

Request for a liquor license. Arizona State License Application 19372.

Summary

Applicant
Angelica Gonzalez, Agent

License Type
Series 12 - Restaurant

Location
1301 E. Northern Ave.
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 June 19, 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

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

Tacos Mich & Bar LLC (Series 12)
1602 E. McDowell Road, Phoenix
Calls for police service: 15
Liquor license violations: None

Taco Mich & Bar (Series 12)
10430 N. 19th Ave., #6-7, Phoenix
Calls for police service: 32
Liquor license violations: None

Taco Mich & Bar (Series 12)
5124 W. Northern Ave., Glendale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Public Opinion

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

Applicant's Statement

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

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

“I have capacity because I'ready have other bussnes like this.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: “If I misuse the license and do not comply with the necessary requirements.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Taco Mich & Bar #4
Liquor License Map - Taco Mich & Bar #4

This item was recommended for approval.

21 Liquor License - Hampton Inn & Suites Phoenix Downtown

Request for a liquor license. Arizona State License Application 07070201.

Summary

Applicant
Trent Johnson, Agent

License Type
Series 7 - Beer and Wine Bar

Location
77 E. Polk St.
Zoning Classification: DTC-Business Core
Council District: 7

This request is for an ownership and location transfer of a liquor license for a hotel. 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 June 11, 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:
"Apple Nine Hospitality Management Inc. holds multiple liquor licenses. We are very strict with our liquor service policies and our employees will go through liquor law training. We will comply with all rules and regulations both City and State."

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 be able to accommodate our customers with this added service."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Hampton Inn & Suites Phoenix Downtown
Liquor License Map - Hampton Inn & Suites Phoenix Downtown

This item was recommended for approval.

22 Liquor License - Special Event - Change Your Stars Foundation, Inc.

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

Summary

Applicant
Fraser Laveay

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

Function
Musical Performance

Date(s) - Time(s) / Expected Attendance
Oct. 5, 2018 - 5 p.m. to 10 p.m. / 100 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

23 Liquor License - Break Room Bar & Grill

Request for a liquor license. Arizona State License Application 06070264.

Summary

Applicant
Amy Nations, Agent

License Type

Series 6 - Bar

Location
4729 E. McDowell Road
Zoning Classification: C-2
Council District: 8

This request is for an ownership transfer of a liquor license for a bar. 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 June 11, 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:
“We are very strict with our liquor service polices and our employees will go through liquor law training. We will comply with all rules and regulations both City and State.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“This location is an existing bar. We will continue to operate in the same manner as the community has been accustom to.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Break Room Bar & Grill
Liquor License Map - Break Room Bar & Grill

This item was recommended for approval.

24 Liquor License - Paddock Lounge

Request for a liquor license. Arizona State License Application 1207B271.

Summary

Applicant
Caulder Trader, Agent

License Type
Series 12 - Restaurant

Location
2425 S. 21st St.
Zoning Classification: A-2 RSIO ANIO
Council District: 8

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

The 60-day limit for processing this application was March 3, 2018. However, the applicant submitted a written request for more time.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I am a businessman who has operated and managed 35 separate K1 Speed kart racing facilities across the U.S. since the first one opened in Carlsbad, CA in 2005. This business is a safe and popular entertainment activity which occupies between 40,000 sf and 75,000 sf leased spaces, depending upon the center. I employ over 1,000 employees successfully. During this period, I have had no legal or criminal issues. No reasons exist which would disqualify me from holding a liquor

license."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "The proposed addition of beer & wine to the concession area restaurant (Paddock Lounge) will improve the environment and experience of K1 Speed clientele. This clientele is primarily high-end corporate users. The facility provides a clean, upscale entertainment center as an alternative to expensive corporate retreats or motivational presentations. The alcohol license will allow for a minor increase in tax revenue generated. No schools or churches are located within the area which could be a conflict."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Paddock Lounge
Liquor License Map - Paddock Lounge

This item was recommended for approval.

25 Liquor License - Rosati's Pizza Baseline Phoenix

Request for a liquor license. Arizona State License Application 19323.

Summary

Applicant
Timothy Copley, Agent

License Type
Series 10 - Beer and Wine Store

Location
2320 E. Baseline Road, Ste. 158
Zoning Classification: C-2 BAOD
Council District: 8

This request is for a new liquor license 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 when located less than 300 feet from a residential district.

The 60-day limit for processing this application is June 19, 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
One letter protesting the issuance of this license has been received and is on file in the Office of the City Clerk. The letter is from a neighboring business. They are concerned with the location. They believe there are sufficient existing liquor licenses to meet the need and convenience of the area. They are concerned with a beer and wine store license being approved in a plaza that is already struggling with significant issues related to transients, loitering, and public intoxication. They believe the license will have a negative impact on the immediate surrounding area and do not support the issuance of the license.

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:
“49 year old business man, christion, I don't drink, pay my taxes, and pay any debts I owe. We've run the restaurant for 4 years now. My wife & I have lived in Phoenix since 2000 our kids & grand kids live here we aren't selling to minors ever. We own rental property in Phoenix.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“The golfing community next door would like to be able to pick up a 6 pack or bottle of wine when they come in to grab dinner or lunch. We also want to make the occasional delivery of alcohol beer and wine to private home events.”

Staff Recommendation
Staff recommends disapproval of this application based on neighborhood protest. Staff also notes 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 - Rosati's Pizza Baseline Phoenix
Liquor License Map - Rosati's Pizza Baseline Phoenix

This item was continued to the June 27, 2018 City Council Formal Meeting.

20 Liquor License - Discount King Market

Request for a liquor license. Arizona State License Application 19182.

Summary

Applicant
Faris Shaaya, Agent

License Type
Series 10 - Beer and Wine Store

Location
2101 W. Adams St.
Zoning Classification: C-1 CMOD

Council District: 7

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

The 60-day limit for processing this application is June 17, 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
Two letters protesting the issuance of this license have been received and are on file in the Office of the City Clerk. The letters are from two local residents. They feel there are sufficient liquor licenses in the area. They are also concerned with the location, the potential for drunk drivers, close proximity of schools, churches and substance abuse rehabilitation centers, and heat related deaths linked to alcohol. They do not support the issuance of this liquor license.

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:
“As agreed I will enforce and obey the State Laws and requirements as well any persons of age to sell liquor employed by my company. I am cognitive and aware of the expectations and responsibility on my behalf holding a liquor license in my establishment at all times.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“I agree to segregate other food and beverages to control any liquor theft of minors. My goal is to make this establishment community friendly ensuring the safety of others. I have collaborated with law enforcement recently about lighting, cameras and security surrounding the building in which for any circumstances any information of surveillance can be provided if needed. I will ensure the community that this is a 'safe place'.”

Staff Recommendation
Staff gave careful consideration to the protest letters received however, after reviewing the application in its entirety staff is recommending approval of this application.

Attachments
Liquor License Data - Discount King Market
Liquor License Map - Discount King Market

Discussion
Councilman Nowakowski acknowledged protest letters were received but wanted to know how long the store had been established in the neighborhood.

License Services Program Manager Denise Archibald replied this location was originally licensed with a Series 10 beer and wine store license in August of 1989. She conveyed since then it had been licensed with different owners until now, noting the applicant of the pending application could operate with an interim permit.

Angela Jaramillo stated she managed the store and was aware the location had problems in the past. She thought renovation would help her petition for a minority grant in order to do something for the community,

such as provide nutrition for the elderly and children with working parents. She planned to segregate the alcohol to prevent theft from minors.

Councilman Nowakowski said there were concerns about safety in the area and asked what kind of measures she planned to take to make it more safe.

Ms. Jaramillo answered she was going to enforce the no loitering policy and upgrade the security system by increasing the lighting in the area. She stated she had big goals for the community and also hoped to put in some trees for shade.

In further response to Councilman Nowakowski, Ms. Jaramillo indicated she was committed to building a relationship with the community action officer. Further, she remarked she was able to provide surveillance around the building and would allow police enforcement onto the property.

Based on the response to the community's concerns, Councilman Nowakowski wished to approve this item.

Scott McCurry submitted a comment card on this item and indicated he was available to speak, if necessary.

A motion was made by Councilman Nowakowski, seconded by Councilman DiCiccio, that this item be recommended for approval. The motion carried by voice vote:

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

ORDINANCES, RESOLUTIONS, AND NEW BUSINESS

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

Note: Speaker comment cards were submitted for the record in favor of

specified items by the following individuals:

Sheila Harris, Item 117
Dr. Juan Gurule, Item 135
Patricia Gurule, Item 135
Paul Moreno, Item 135
Ryan Kerr, Item 209
Dorina Bustamante, Item 209
Stephen Earl - Earl, Curley & Lagarde, Item 215
Betty Ann Moore, Item 216
Steve Helffrich, Item 216
John Lewis, Item 216

A motion was made by Councilwoman Pastor, seconded by Councilwoman Gallego, that Items 26 through 223 be approved or adopted, except Items 26, 31, 35, 44, 50, 55, 73-79, 95, 102-103, 106, 109, 119-122, 129-130, 133, 136-137, 141, 143-145, 154, 159, 207-208, 211 and 222-223; and continuing Item 135 to the June 20, 2018 City Council Formal Meeting. The motion carried by the following vote:

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

Items 27-30, 32-34, 36-43, 45-49, 51-54, 56-72, Ordinance S-44629, 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.

27 CoStar Realty Information, Inc.

For $21,000.00 in payment authority for Contract 121541 for the Aviation Department. This is an annual subscription renewal from July 1, 2018 through June 30, 2019. This subscription provides comprehensive real

estate market data and information on commercial property sales used extensively by the Business and Properties Division of the Aviation Department to manage existing contracts and the development of new business transactions for revenue contract services.

This item was adopted.

28 Downtown Phoenix, Inc.

For $25,825.00 in payment authority to reallocate funds for Downtown Phoenix, Inc. (DPI). Pursuant to Contract 141594, DPI is able to reallocate unspent funds to the next budget year. DPI is requesting to reallocate 2016 unspent funds into their 2017 budget. Funds requested are to reimburse DPI for services related to public improvement in the right of way which included trees and concrete work for tree replacement. The Community and Economic Development Department works closely with DPI to manage the Enhanced Municipal Services District.

This item was adopted.

29 Confidential Background Investigations, doing business as CBI Security Services

For $21,000.00 in additional payment authority for Contract 134123 through Nov. 30, 2018 to continue to provide unarmed security guard services for the Fire Department. The services provide a visible security element to reassure the safety of City patrons and discourage harassment, and also to monitor for theft and property damage. Continuation of these services will allow the Fire Department to be included in an upcoming citywide solicitation for the same services, and eliminate issuing a separate contract for a single City department.

This item was adopted.

30 Jackson White PC, Trust Account for KPH, LLC and John A. Fischl

For $95,645.20 to pay a court order entered against the City for judgment, plus statutory interest and taxable costs, in *City of Phoenix v. KPH, LLC, and John A. Fischl, Trustee Fischl Family Trust 2-16-2001 Case CV2014-008414,* a condemnation case for land acquisition for Avenida Rio Salado/Broadway Road Street Improvement project, for the Finance Department, pursuant to Phoenix City Code Chapter 42.

This item was adopted.

32 **Western Towing of Phoenix, Inc. doing business as Western Towing**

For $92,000.00 in additional payment authority for Contract 133856 for towing services for City-owned vehicles for the Public Works Department. A new towing services contract will begin July 1, 2018, but additional payment authority is needed to fund the current contract through June 30, 2018. These towing services are critical to maintaining public rights-of-way when there are accidents and mechanical problems with City-owned vehicles and equipment.

This item was adopted.

33 **Cobblestone Auto Spa and Market II**

For $27,261.00 in payment authority for a new contract, entered on or about June 15, 2018 for a term of 15 months for vehicle wash services for the Police Department. This contract will provide the Police Department with vehicle wash services necessary for the Black Mountain Precinct. The Police Department has lost four car wash locations on the northeast side of town which directly affects this precinct. This contract will minimize travel time to get vehicles washed in order to reduce staff time and maintain necessary manpower in specific patrol squad boundaries.

This item was adopted.

34 **Oxford Instruments America, Inc.**

For $21,000.00 in payment authority for a new contract, entered on or about Aug. 1, 2018, for a term of five years, to purchase the Maintenance Agreement for Oxford, Energy Dispersive Spectrometer (EDS), for the Police Department. The Maintenance Agreement is vital to the Police Department's Laboratory Services Bureau for software updates and annual preventative maintenance for the Energy Dispersive Spectrometer. In addition, the Energy Dispersive Spectrometer analyzes gunshot residue analysis, tape comparison analysis, and fiber comparison analysis to help solve crime scenes. 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 **Sign Posting Services of Arizona, doing business as Looks Good Printing & Sign Services**

For $48,500.00 in additional payment authority for Contract 144723 to purchase replacement signs for the Planning and Development Department. The need for additional funds is due to the unanticipated need to replace a number of signs for the Historic Preservation section of the Planning and Development Department. There have been many complaints from citizens about the conditions of existing signs therefore they will need to be replaced sooner than planned.

This item was adopted.

37 **Language Line Services, Inc., doing business as LanguageLine Solutions**

For $50,000.00 in additional payment authority for Contract 134160 for translation services for the Police Department through June 30, 2018. Translation services are needed to provide the public the ability to communicate in more than 70 languages with public safety personnel during emergency and non-emergency scenarios. The additional payment authority will allow the Police Department to continue receiving uninterrupted translation services and to pay for services through the end of the contract term until the new translation services contract is in place.

This item was adopted.

38 **LN Curtis and Sons, doing business as CURTIS Tools for Heroes and CURTIS Blue Line**

For $13,250.00 in payment authority to purchase 30 round metal magazines for the Police Department. The purchase will replace magazines that are now depleted from inventory and provide the rifle operators to carry all City-issued ammunition in three magazines.

This item was adopted.

39 **United States Postal Services - Annual**

For $3,355,228.00 in payment authority for metered and non-metered mail charges of the City departments from July 1, 2018 through June 30, 2019, as provided in the proposed annual operating budget, for the Budget and Research Department.

This item was adopted.

40 City Treasurer - Annual

For $16,897,910.00 in payment authority on behalf of the Water Services Department, for water charges of City departments from July 1, 2018 through June 30, 2019, as provided in the proposed annual Operating budget, for the Budget and Research Department.

This item was adopted.

41 Various Vendors - Annual Utility Charges

For $73,171,047.00 in payment authority for electricity and gas charges of City departments for Arizona Public Service Company, Salt River Project, Salt River Valley Water Users' Association and Southwest Gas Corporation from July 1, 2018 through June 30, 2019, as provided in the proposed annual operating budget, for the Budget and Research Department.

This item was adopted.

42 BKD, LLP

For $18,000.00 in additional payment authority for Contract 145008 for continuing financial professional education services for City personnel for the Finance Department. The courses will count towards continuing professional education credits to keep city financial employees up-to-date on their professional certifications and on government accounting best practices.

This item was adopted.

43 State of Arizona, Arizona Department of Revenue - Annual

For $3,930,000.00 in additional payment authority for Contract 143383 for the uniform administration, licensing, collection and auditing of transaction privilege tax, use tax, severance tax, jet fuel excise and use tax and rental occupancy taxes imposed by the State or cities or towns for the Finance Department. Local Transaction Privilege Tax administration is governed by the Arizona Revised Statute 42-6001. This statute was modified for the purpose of tax simplification with the passage of House Bill 2111 in 2013 and House Bill 2389 in 2014. This statute requires Arizona Department of Revenue (DOR) to administer the transaction privilege and use taxes imposed by all cities and towns and to enter into an intergovernmental agreement with each city and town to reflect these changes and to clearly define the working relationship

between the DOR and Arizona cities and towns.

This item was adopted.

45 McKesson Medical-Surgical Minnesota Supply, Inc.

For $20,000.00 in payment authority to purchase an exercise cardiac stress treadmill system, known as the ECG Quinton Q-Stress TM55, for the Phoenix Fire Department Health & Wellness Center. This equipment is utilized to perform mandatory annual 12-lead ECG stress testing for firefighters. The exercise cardiac stress test is a crucial diagnostic portion of a firefighters annual mandatory Occupational Safety and Health Administration physical fitness exam. It evaluates cardiac performance, detects early signs of heart disease, and allows the department to track vital information needed for clinicians to help maintain firefighter's health.

This item was adopted.

46 Oracle America, Inc.

For $104,579.00 in additional payment authority to purchase a StorageTek SL150 device for the Information Technology Services Department. This device is necessary for continued citywide data storage and long-term retention to protect data for departments' business systems. The City has a master agreement with Oracle America, Inc. and this request is for additional funds for refresh of this equipment.

This item was adopted.

47 Relus Technologies, LLC

For $55,500.00 in payment authority to purchase 12 months of maintenance and support for the City's Hitachi AMS storage arrays for the Information Technology Services Department. This support is required for continued maintenance and support of a critical storage system that stores approximately 40 percent of the City's data.

This item was adopted.

48 Child Crisis Arizona

For $87,000.00 in payment authority to install a rubber matting surface and to remove and replace playground equipment for two play areas at the Child Crisis Arizona facility from Jan.1, 2018 to June 30, 2018. The project was approved by City Council (Ordinance S-42495) on May 4, 2016. Child Crisis Arizona received a Community Development Block

Grant Public Facilities award to support the programs and services it provides to low- and moderate-income Phoenix residents for the Neighborhood Services Department.

This item was adopted.

49 IPSA Security Services, LLC

For $205,000.00 in additional payment authority for Contract 145500 for Uniformed Unarmed Security Guard Services for the Parks and Recreation Department. The Parks and Recreation Department was added to the Phoenix Convention Center's contract with IPSA Security Services to continue utilizing the contract from Council approval through June 30, 2019. The patrol services are being utilized at Civic Space Park, Heritage Square Park and Margaret T. Hance Park.

This item was adopted.

51 Arizona Department of Environmental Quality

For $257,000.00 in payment authority for annual payment of regulatory fees for the Public Works Department. The City operates and maintains one open landfill, five closed landfills, and two transfer stations that must meet regulatory requirements as mandated by the Arizona Department of Environmental Quality (ADEQ). ADEQ requires the City to pay a number of routine fees, including landfill and transfer stations registration fees, quarterly landfill fees, storm water permit fees, Superfund program oversight fees, aquifer protection permit administration fees and financial assurance fees.

This item was adopted.

52 City of Buckeye

For $570,000.00 in payment authority for Contract 100744 to continue the operation of the City of Phoenix SR85 Landfill in the City of Buckeye operated by the Public Works Department. Payment of royalties is based on 7.5 percent of the gate revenue generated from solid waste received at each transfer station and disposed of at the SR85 Landfill. The Intergovernmental Agreement requires Phoenix to reimburse Buckeye for its solid waste collection and disposal fees paid on behalf of the prison adjacent to the SR85 Landfill.

This item was adopted.

53 Maricopa County Air Quality Department

For $118,000.00 in payment authority for annual payments of various mandated regulatory environmental permit fees for the solid waste landfill sites and transfer stations for the Public Works Department. The department is responsible for the maintenance and operations of the landfills and transfer stations and must maintain various permits, pay user fees and adhere to regulatory requirements mandated by the Maricopa County Air Quality Department.

This item was adopted.

54 U.S. Environmental Protection Agency

For $113,000.00 in payment authority for reimbursement to the U.S. Environmental Protection Agency (USEPA) for oversight of the 19th Avenue Landfill for the Public Works Department. This payment request is necessary for the City to pay costs to the USEPA for compliance review and site inspections for the annual regulatory oversight process and the five-year review.

This item was adopted.

56 Arizona Public Service Company

For $12,980.00 in payment authority for the installation of a new 40-foot steel pole at the intersection of 32nd Street and Roosevelt for the Street Transportation Department. The Traffic Signal Shop has been tasked with remodeling the intersection to bring it up to current standard and to make the location ADA compliant. This requires the relocation of an APS pole on the southwest corner.

This item was adopted.

57 G & G Specialty Contractors, Inc.

For $20,492.90 in additional payment authority for Contract 146649 for Change Order 1 (Project AH10150006-D), Pine Tower Apartments Phase II - Large Studio Renovations and Community Room Improvements, to remodel 45 large studio units of an existing residential housing facility owned by the City of Phoenix, add laundry and storage rooms at the existing community building, and remodel a portion of the community building to include new finishes throughout, replace existing doors and windows, replace all lighting, and reconfigure the mechanical system for the Housing Department through the Street Transportation Department. This work was not included as part of the original bid. This

project uses Housing and Urban Development funds.

This item was adopted.

58 Arizona Department of Water Resources

For $36,400.00 in payment authority for Fiscal Year 2018-2019 to pay fees associated with water storage permit applications, groundwater withdrawal, groundwater production, long-term storage credit recovery, and dewatering for the Water Services Department. To responsibly manage the water portfolio for current use and future generations it is necessary to have available funds to legally withdraw additional groundwater and to apply for water storage permits to prepare for potential shortage.

This item was adopted.

59 Central Arizona Water Conservation District, doing business as Central Arizona Project

For $41,144,572.00 in payment authority for Contract 132409 for Fiscal Year 2018-2019 for delivery of Colorado River water to the City of Phoenix for the Water Services Department. This agreement provides irrigation, municipal, and industrial water to the Phoenix service area.

This item was adopted.

60 Solar Star Arizona III, LLC

For $1,396,400.00 in payment authority for Contract 132993 to provide solar power to the Lake Pleasant Water Treatment Plant for the Water Services Department. The 7.5 megawatt solar facility produces approximately 75 percent of the Plant's power needs.

This item was adopted.

61 Maricopa County Environmental Services Department

For $50,000.00 in payment authority for Fiscal Year 2018-2019 for Phoenix Municipal Water System annual operating permits and for non-hazardous liquid waste hauler permits for the Water Services Department. These two permits are required by the Maricopa County Environmental Services Department.

This item was adopted.

62 Maricopa County Air Quality Department

For $40,000.00 in payment authority for Fiscal Year 2018-2019 for annual operating air permits for the Water Services Department. Air permits are required for any source or facility that releases contaminants into the air such as dust particles, smoke, carbon monoxide, or volatile organic compounds.

This item was adopted.

63 Salt River Project Agricultural Improvement and Power District, doing business as SRP

For $300,000.00 in payment authority for Contract 63846 for Fiscal Year 2018-2019 annual operation and maintenance costs for the Granite Reef Underground Storage Project (GRUSP) for the Water Services Department. GRUSP operates under an Intergovernmental Agreement between SRP and the cities of Chandler, Gilbert, Phoenix, Mesa, Scottsdale, and Tempe. Phoenix owns 25.755 percent of the underground water storage capacity of GRUSP and pays its proportional share of GRUSP costs.

This item was adopted.

64 Roosevelt Irrigation District

For $980,000.00 in payment authority for Fiscal Year 2018-2019 water rights settlement claim costs for Contract 54170, for the Water Services Department (WSD). In 1998, the City of Phoenix entered into a comprehensive settlement agreement with Salt River Pima Maricopa Indian Community (SRPMIC), and others, to settle SRPMIC water rights claims. Part of that settlement included an ongoing three-way water exchange among the City, Salt River Project, and Roosevelt Irrigation District. WSD is responsible to pay a portion of costs associated with the ongoing annual exchange.

This item was adopted.

65 Salt River Valley Water Users' Association

For $116,000.00 in payment authority for Agreement 107647 for delivery, ordering, accounting, and reporting of the Peninsula - Horowitz Water Entitlement for the Water Services Department for Fiscal Year 2018-2019. Peninsula, Horowitz, and Champion Irrigation Districts are located in the southwest portion of the City of Phoenix and are in the initial stages of conversion from farm land to urban usage. Under this

agreement, the City receives water from the Salt River Valley Water Users' Association, treats it, and delivers it to urban customers within these irrigation districts.

This item was adopted.

66 Salt River Project Agricultural Improvement and Power District, doing business as SRP

For $295,000.00 in payment authority for Fiscal Year 2018-2019 for Contract 117110, the Master Telecom Infrastructure Agreement, for the use of Salt River Project fiber optic cables at Water Services Department's facilities to connect telecommunications and data networks.

This item was adopted.

67 Salt River Valley Water Users' Association

For $400,000.00 in payment authority for Contract 59580 Water Transportation Agreement to transfer water from the Salt River Valley Water Users' Association (Association) to the City and for Salt and Verde Rivers water delivery pursuant to water rights held by the City for Fiscal Year 2018-19, for the Water Services Department (WSD). WSD treats and delivers water for lands within the Salt River Reservoir District which have rights to the water stored and developed by the Association.

This item was adopted.

68 Salt River Project Agricultural Improvement and Power District, doing business as SRP

For $64,000.00 in payment authority for Contract 53453 for operation and maintenance of the Central Arizona Project Salt River Project interconnection facility for the Water Services Department. This intergovernmental agreement between the Salt River Valley Water Users' Association, the Salt River Project Agricultural Improvement and Power District, Chandler, Gilbert, Glendale, Mesa, Peoria, Phoenix, Scottsdale, and Tempe allows the City of Phoenix to transport water from the Central Arizona Project aqueduct to the Granite Reef Dam. The Water Services Department is responsible for 38.425 percent of the operating and maintenance expenses for Fiscal Year 2018-2019.

This item was adopted.

69 Salt River Valley Water Users' Association

For $3,700,000.00 in payment authority for Contract 100353 for water delivery and use agreement with the Salt River Valley Water Users' Association (Association) to provide wholesale water for resale by the Water Services Department within the Salt River Reservoir District for Fiscal Year 2018-19. The water delivered to the city by the Association from the Salt and Verde Rivers represents approximately 60 percent of the City's water supply.

This item was adopted.

70 City of Mesa

For $90,000.00 in payment authority for the water, wastewater, solid waste, and gas costs associated with the Val Vista Water Treatment Plant annual maintenance and repair shutdown for the Water Services Department. During the shut down, services are purchased from the City of Mesa for the site including potable water and wastewater services, solid waste services for removing debris from the Salt River Project South Canal, and natural gas services to power standby generators.

This item was adopted.

71 Arizona Blue Stake, Inc., doing business as Arizona 811

For $120,000.00 in payment authority to continue underground utility locating services in Fiscal Year 2018-2019 for the Water Services Department. The contractor works with professional excavators and homeowners throughout Arizona to identify underground utility line locations to prevent damage to City underground infrastructure.

This item was adopted.

72 Arizona Biological Control, Inc., doing business as Arbico Organics.com

For $12,000.00 in additional payment authority for Contract 143584 through Sept. 30, 2019, for the supply of parasite wasps used for fly elimination for the Water Services Department. The wasps are used to control the fly population at the 91st Avenue Wastewater Treatment plant.

This item was adopted.

80 Proposed 107th Avenue and Broadway Road Annexation - Authorization to File

Request to authorize the City Manager, or his designee, to file with the

Maricopa County Recorder's Office a blank petition for a proposed annexation. This annexation was requested by Rick Jellies with AMED Partners, LLC for the purpose of developing a residential subdivision and receiving City of Phoenix services. The proposed annexation conforms to current City policies and complies with Arizona Revised Statutes section 9-471 regarding annexation.

Summary

Signatures on the proposed annexation petition shall not be obtained for a waiting period of 30 days after filing the blank petition with the Maricopa County Recorder. A Public Hearing will be scheduled within this 30-day waiting period permitting the City Council to gather community input regarding the annexation proposal. Formal adoption of this proposed annexation will be considered at a later date.

Location

The proposed annexation area includes parcels 101-39-005D, 101-39-007C, 101-39-007D, 101-39-009B, 101-39-009E and 101-39-009G, located east of 107th Avenue and south of Broadway Road (**Attachment A**). The annexation area is approximately 102.7 acres (0.160 square miles) and the population estimate is zero.
Council District: 7.

This item was approved.

81 Traffic Signal Heads and LED Indications - Requirements Contract - IFB 18-164 (Ordinance S-44638)

Request to authorize the City Manager, or his designee, to enter into contracts with Dialight Corporation, General Traffic Equipment Corp., and Wesco Distribution, Inc., to purchase traffic signal heads and LED indications 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 $8,301,761.

Summary

These contracts will allow the Traffic Services Division to maintain the traffic signal infrastructure throughout the City, thereby supporting the safe movement of vehicular/non-vehicular traffic and pedestrians. The components are used at all intersections, as well as High Intensity Activated CrossWalk (HAWK) installations, school zone installations, and

other warning devices throughout the signalized infrastructure.

Procurement Information
Invitation for Bid (IFB) 18-164 was conducted in accordance with Administrative Regulation 3.10. There were three offers received by the Procurement Division on Feb. 23, 2018. The following are the lowest-priced offers received.

Dialight Corporation: $275,141.25 for Group II - Accessories (Bid Items 1 - 9; 11 - 16)
General Traffic Equipment Corp.: $68,000 for Group I - Signal Head Components (Bid Item 11) and $8,300 for Group II - Accessories (Bid Item 10)
Wesco Distribution, Inc.: $1,157,970 for Group I - Signal Head Components (Bid Items 1 -10; 12 - 28)

The Deputy Finance Director recommends that the offers from Dialight Corporation, General Traffic Equipment Corp., and Wesco Distribution, Inc. be accepted as the lowest priced, responsive and responsible offers.

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

Financial Impact
The aggregate contract value will not exceed $8,301,761. Funds are available in the Street Transportation Department's budget.

This item was adopted.

82 Envelopes - Requirements Contract - IFB 18-177 (Ordinance S-44646)

Request to authorize the City Manager, or his designee, to enter into a contract with Southland Envelope Company to purchase various envelopes for the City Clerk, Municipal Court, and Police departments. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $246,145 over a period of five years.

Summary
The contract will provide standard mailing envelopes and specialty printed envelopes for the City Clerk, Municipal Court, and Police departments. The City Clerk Department prints envelopes for various departments which are used to mail correspondence, invoices, and statements to City of Phoenix residents and vendors. Additionally, the contract also will provide for printed envelopes, such as parking violation envelopes, citizen mail-in response envelopes, and self-addressed court payment plan envelopes.

Procurement Information
IFB 18-177 was conducted in accordance with Administrative Regulation 3.10. There were four offers received by the Procurement Division on March 9, 2018. Following are the three lowest-priced offers received.

Southland Envelope Company: $49,229.31
Desert Paper & Envelope Company Inc.: $58,036.45
Arizona Envelope Company: $71,572.20

The Deputy Finance Director recommends that the offer from Southland Envelope Company be accepted as the lowest-priced, responsive and responsible offer.

Contract Term
The five-year contract term will begin on or about June 6, 2018.

Financial Impact
The aggregate contract value will not exceed $246,145, with an estimated annual expenditure of $49,229. Funds are available in the City Clerk, Municipal Court, and Police departments' budgets.

This item was adopted.

83 Authorization to Amend Lease to Extend Term at 1717 E. Grant St., Suite 100, for Police Code Enforcement Unit (Ordinance S-44648)

Request to authorize the City Manager, or his designee, to amend Contract 123630 with Horseheads Industrial Capital II, LLC (Lessor), to

extend the lease term for 89 months, commencing on Nov. 1, 2018. Further request authorization for the City Controller to disburse funds related to this item. Total rent for the first 12 months of the extended term including five months rent abatement is $316,163.75, plus applicable taxes.

Summary

The Police Department is currently in the initial term of a 10-year lease, through Oct. 31, 2018, for approximately 23,565 square feet of space at 1717 E. Grant St., Suite 100, for operation of the Police Management Services Section for the Code Enforcement Unit. The Code Enforcement Unit seeks to continue its presence at this location long term. The Lessor has agreed to reduce the current rent by $2.00 per square foot per year, and abate the first five months of rent. Annual rent for the full-service lease during the first year of the extended term will be $23.00 per square foot per year, which is within the range of market rents as determined by the Finance Department's Real Estate Division. Rent will be increased at a flat rate of 50 cents at the beginning of each contract year during the extended term. Additionally, the amendment will provide for tenant improvements, mutually agreed to by City and Lessor, to be completed by the Lessor's contractor at Lessor's sole cost.

Contract Term

The contract will be amended to extend the term for 89 months commencing Nov. 1, 2018, and expiring March 31, 2026. The City retains the options of two additional five-year extensions as provided in the current contract.

Financial Impact

Total rent for the first 12 months of the extended term including five months rent abatement is $316,163.75, plus applicable taxes. Funds are available in the Police Department's budget.

Concurrence/Previous Council Action

This contract was approved by Ordinance S-34829, adopted March 5, 2008.

Location

1717 E. Grant St., Suite 100
Council District: 8

This item was adopted.

84 Acceptance of Easements for Sewer, Traffic Signal and Vehicle Non-Access Purposes (Ordinance S-44650)

Request for the City Council to accept easements for sewer, traffic signal and vehicle non-access 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: Evening Light Fellowship, Inc., its successor and assigns
Purpose: Vehicle Non-Access
Location: Northeast corner of 43rd Avenue and Oraibi Drive
File: FN 180030
Council District: 1

Easement (b)
Applicant: Banner Health, its successor and assigns
Purpose: Traffic Signal
Location: 1111 E. McDowell Road
File: FN 180021
Council District: 8

Easement (c)
Applicant: Lennar Arizona, Inc., its successor and assigns
Purpose: Sewer
Location: North of Dale Lane and east of 40th Street
File: FN 170129
Council District: 2

This item was adopted.

85 Authorization to Amend Lease for Water Services Customer Service Division South Pay Station (Ordinance S-44659)

Request to authorize the City Manager, or his designee, to amend Contract 124241 with Mountain Park Retail, LLC to extend the term for a three-year period with one three-year renewal option. Further request authorization for the City Controller to disburse funds related to this item.

Summary

The Water Services Department is in the final year of a 10-year lease for approximately 2,150 square feet of interior office space at 610 E. Baseline Road, Suite C-5, for operation of the Water Customer Services Division South Pay Station. Annual base rent under the current contract is $21.38 per square foot. Water Services seeks to continue its operation at this location while researching options for relocating the pay station.

The extended term will be for a three-year period with one three-year renewal option at the City's discretion. Annual base rent during the three-year extended term is $21.50 per square foot, plus applicable taxes, which is within the range of market rents as determined by the Finance Department's Real Estate Division. Annual base rent will be adjusted to $23.00 per square foot at the beginning of the three-year option period. In addition to base rent, the City is responsible for utilities, repair, and maintenance of common facilities, and operating expenses.

Contract Term

The contract will be amended to extend the term for a three-year period commencing Nov. 1, 2018, with one three-year renewal option.

Financial Impact

Annual base rent during the three-year extended term is $46,225, plus applicable taxes. Annual base rent during the three-year option period will be $49,450, plus applicable taxes. Esitmated total cost for the first year including base rent, utilities, repair and maintenance of common facilities, operating expenses, and applicable taxes will be $64,100. Funds are available in the Water Services Department operating budget.

Concurrence/Previous Council Action

Contract 124241 was authorized by Ordinance S-35013, adopted May 7, 2008.

Location
610 E. Baseline Road, Suite C-5
Council District: 7

This item was adopted.

86 Interactive Elements, Equipment, Furnishings, and Associated Services at Various Library Department Locations - RFA 18-292 (Ordinance S-44669)

Request to authorize the City Manager, or his designee, to enter into a contract with Burgeon Group, LLC to provide interactive elements, equipment, furnishings, and associated services for the Library's First Five Years (FFY) program. Further request authorization for the City Controller to disburse funds related to this item. The five-year aggregate value of the contract will not exceed $2 million, with an annual estimated expenditure of $400,000.

Summary
Phoenix Public Library has dedicated FFY space in the Burton Barr Library and each of the 16 branch libraries. The FFY spaces are safe and engaging environments for children, birth to age five, and their families to play and learn. The Library follows established early literacy research and practices in designing these spaces for maximum effect and enjoyment. This emphasis on early literacy is part of the Library’s strategic plan to combat the lack of school readiness by engaging children, parents, and caregivers to play constructively with young children by providing age appropriate books and materials, interactive toys and activities. Because of high use, the FFY spaces need to be revitalized and refurbished on a regular basis with durable, high quality learning materials. As of January 2017, five of the larger FFY spaces (400 square feet or more) and three of the smaller spaces (200-400 square feet) currently in Library locations are critically in need of updating. Additional spaces will need updating over the next four to five years.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as the result of an approved determination memo citing that Burgeon Group, LLC is the only firm in the nation dedicated to the creation of hundreds of different creative interactive spaces for early literacy, exclusively for libraries. The vendor is a minority-owned small business located in Phoenix. The Deputy Finance Director recommends the contract with Burgeon Group, LLC be accepted.

Contract Term
The five-year term will begin on or about June 15, 2018.

Financial Impact
The five-year aggregate value will not exceed $2 million, with an estimated annual expenditure of $400,000. Funds are available in the Library Department's budget.

This item was adopted.

87 Forensic Equipment and Supplies - Maricopa County Cooperative Contract - 14023-C (Ordinance S-44676)

Request to authorize the City Manager, or his designee, to utilize the Maricopa County Cooperative Contract awarded as a result of solicitation 14023-C, and to enter into a contract with Arrowhead Scientific, Inc. for Forensic Equipment and Supplies. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $45,500.

Summary
Forensic Equipment and Supplies are an integral part of the Police Department to accurately and efficiently process crime scenes, collect and impound evidence, and analyze items of evidence related to criminal investigations. In addition, 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.

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 Maricopa County contract covers the purchases of Forensic Equipment and Supplies, and was awarded on Aug. 21, 2014.

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

Financial Impact
The aggregate contract value will not exceed $45,500. Funds are available in the Police Department's budget.

This item was adopted.

88 Purchase Cationic Quick-Setting Emulsified Asphalt Products - Requirements Contract - RFA 18-290 (Ordinance S-44677)

Request to authorize the City Manager, or his designee, to enter into a contract with Alon Asphalt Company for a paving emulsion product 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 $2 million.

Summary
Asphalt emulsions are environmentally friendly, energy efficient and cost effective products used for paving and asphalt preservation. Street maintenance crews utilize emulsion products to pave, patch, repair and/or coat major, collector and local streets and parking lots. The Cationic Quick-Setting (CQS) paving emulsion product in this agreement is an essential component of slurry seal application. Slurry seal is a mixture of water, CQS asphalt emulsion, aggregate and additives to coat existing asphalt surfaces. Slurry seal is applied in order to help preserve and protect the underlying pavement structure and provide a new driving surface. Streets identified for slurry seal applications generally have low to moderate distress and narrow crack width. Slurry seal applications serve to seal the cracks, restore lost flexibility to the pavement surface, provide a deep, rich black pavement surface color, and help preserve the underlying pavement structure.

Procurement Information
In accordance with Administrative Regulation 3.10, normal competition was waived as a result of an approved Determination Memo which stated that efforts to award a contract for this product using a competitive bid process were unsuccessful, therefore award to Alon Asphalt Company was recommended, as a previous supplier of this product.

The Deputy Finance Director recommends that the contract with Alon Asphalt Company be accepted.

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

Financial Impact
The aggregate contract value will not exceed $2 million and funds are available in the Street Transportation Department's budget.

This item was adopted.

89 Technology Consulting Professional Services - Umayok Novell - RFA 18-276 (Ordinance S-44684)

Request to authorize the City Manager, or his designee, to enter into a contract with Umayok Novell to provide technology consulting services for the Law Department. The aggregate contract value will not exceed $360,000 (including applicable taxes), with an estimated annual expenditure of $72,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
The Law Department requires continuous professional IT consulting services for the City Prosecutor’s Office proprietary Criminal Case Management system (CRIMES/ePRO) in addition to other related business applications such as RMS, eDiscovery and Victim Services. Umayok Novell has in-depth knowledge of the CRIMES/ePRO application, day-to-day business operations and integration efforts with the Police and Court systems. Continued support for these legacy systems is critical to the operation of the City Prosecutor’s Office, which

handles approximately 40,000 cases and generates 270,000 victim impact letters annually.

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 a Determination Memo stating that a competitive process was not needed based on the technical nature of the system and the support required for continuous operation of critical day to day business applications.

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

Financial Impact
The aggregate contract value will not exceed $360,000 (including applicable taxes), with an estimated annual expenditure of $72,000. Funds are available in the Law Department's budget.

This item was adopted.

90 Contract for Video Image Vehicle Detection System Cameras - City of Tempe Cooperative Contract T17-120-01 (Ordinance S-44687)

Request to authorize the City Manager, or his designee, to access the City of Tempe Cooperative Contract awarded as a result of solicitation RFP17-120 and enter into a contract with ITS Plus, Inc. to purchase Video Image Vehicle Detection System (VIVDS) cameras 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 $300,000.

Summary
The VIVDS cameras will be used to detect the presence of vehicles and bicycles at various intersections throughout the City. They will be installed in lieu of in-ground detection loops. The VIVDS offer greater flexibility as they are able to detect all objects in their view, while loops can only detect objects that are on top of the pavement where the loop is located.

The VIVDS can be repaired remotely with no disruption to traffic, while repairs or adjustments to loops must be made in the field and require lane restrictions. The cost to equip an intersection with VIVDS is comparable to the cost to install in-ground detection loops. The VIVDS are also able to provide staff with data analytics, such as the number of bicycles passing through an intersection. This information is not currently available with loops.

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 Phoenix City Code, Chapter 43. Cooperative agreements allow the City to benefit from national government pricing and volume discounts. The City of Tempe contract was awarded April 20, 2017 and covers the VIVDS cameras and related equipment.

Contract Term

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

Financial Impact

The aggregate contract value will not exceed $300,000. Funds are available in the Street Transportation Department's budget.

This item was adopted.

91 Authorization to Enter Into Access Agreement with Maricopa County for Air Quality Monitors at Phoenix Fire Station 31 (Ordinance S-44688)

Request to authorize the City Manager, or his designee, to enter into an access agreement with Maricopa County, a political subdivision of the State of Arizona (County), for air quality monitors located at Phoenix Fire Station 31 for one five-year term, with two additional five-year options to extend.

Summary

The access agreement is for placement of air quality monitors and shelters to sample and analyze ambient air in the vicinity. The County is responsible for all costs related to the monitors, including utility service.

Contract Term
The term of the agreement will be five years, with two additional five-year options to extend. The agreement may be terminated by either party upon receipt of a 30-day written notice.

Location
5730 E. Thunderbird Road (Fire Station 31)
Council District: 2

This item was adopted.

92 Purchase Crime Scene Processing Software and Hardware - RFA 18-303 (Ordinance S-44689)

Request to authorize the City Manager, or his designee, to enter into a contract with Ultra Electronics Forensic Technology, Inc. to purchase IBIStrax HD3D technology hardware and software upgrade. The requested funds will not exceed $97,724. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
The IBIStrax HD3D technology will provide the Police Department the ability to utilize tool marks left on expended shell casings recovered at crime scenes and link gun crime cases that would not otherwise be linked.

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 Ultra Electronics Forensic Technology Inc. is the only vendor that provides the IBIStrax HD3D technology software and hardware.

Financial Impact
The estimated expenditure will not exceed $97,724. Funds are available in the Police Department's budget.

This item was adopted.

93 Authorization to Enter Into Lease Agreement with Maricopa County for Groundwater Monitoring Well Site within Sonoran Preserve (Ordinance S-44690)

Request to authorize the City Manager, or his designee, to enter into a lease agreement with Maricopa County, a political subdivision of the State of Arizona (County), for a groundwater monitoring well site located within the Sonoran Preserve, near Carefree Highway and 40th Street, for a 25-year term, with two additional five-year options to extend. The County will pay a consideration fee of $2,400 per year, plus applicable taxes. Further request authorization for the City Treasurer to accept all funds related to this item.

Summary

The lease agreement is for access, construction, installation, maintenance and continuous monitoring of the groundwater monitoring well network (Well). The site, including access, consists of approximately 4,000 square feet. The purpose of the Well is to delineate contamination downgradient of the landfill, monitor the performance of the site remedy and provide early detection of impacted groundwater migration towards City drinking wells. The County will have temporary rights to use approximately 6,750 square feet of additional space during construction of the Well.

The County is under a consent order from the Arizona Department of Environmental Quality (ADEQ) to characterize the nature and extent of groundwater contamination at Maricopa County's Cave Creek Landfill (CCL), and prepare a Remedial Action Plan to address possible contamination. The results of recent monitoring performed by the County suggest that the existing well network no longer adequately defines the extent of site groundwater contamination.

To comply with Arizona law, the requirements of the Resource Conversation and Recovery Act (RCRA) and consent order between the County and ADEQ, the County has conducted groundwater characterization activities, developed a Remedial Action Plan (RAP) and is in the process of implementing ADEQ-approved remedial activities to address contamination. If appropriate action is not taken, the impacted groundwater will migrate south of CCL in the direction of prevailing

groundwater flow, which is towards downgradient City drinking water wells.

Contract Term
The term of the lease will be 25 years, with two additional five-year options to extend. The agreement may be terminated by County upon receipt of a 30-day written notice.

Financial Impact
The annual consideration fee of $2,400 is within range of market rates as determined by the Finance Department's Real Estate Division, with $60,000 expected over the 25-year term.

Concurrence/Previous Council Action
This item was approved by the Parks and Recreation Board on June 22, 2017.

Location
3955 E. Carefree Highway, within the southeast corner of the property identified by Assessor parcel number 211-27-190, west of N. 40th Street.
Council District: 2

This item was adopted.

94 Contract for Automated External Defibrillators (Ordinance S-44691)

Request to authorize the City Manager, or his designee, to allow the use of the US Communities solicitation (12-JLH-011) with Cintas Corporation to perform an assessment of automated external defibrillators (AED) throughout the City, and enter into a cooperative contract. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $50,000.

Summary
This contract is necessary to assess the inventory of AEDs citywide. The majority of the current AED inventory was installed in 2000, and they are approaching end of life, and as a result replacement parts and service of the devices will no longer be available from the manufacturer. AEDs are used to treat sudden cardiac arrest by sending an electric shock to the

heart to restore normal rhythm. The devices are used to assist in life safety efforts. The City is contracting with Cintas to perform an assessment of the current AEDs, and assist staff with a recommended number and location of AEDs throughout City facilities. Staff will submit a report with costs for AED purchase, or AED leasing with maintenance and training options, by City location, after the assessment is complete. This assessment will be done across approximately 400 facilities where there is large public traffic such as Aviation, Library, Convention Center, and other City facilities where City employees conduct business.

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 leasing of equipment, assessment of equipment, installation, online compliance tool, monthly inspections and replacement of pads and batteries, and optional training component. The use of this cooperative contract will provide the City the deepest national discounts on the devices.

Contract Term

The five-year contract term will begin on or about May 16, 2018.

Financial Impact

The aggregate contract value will not exceed $50,000. A recommendation for approval of funds for AED purchase or lease program, with options, will be brought back to City Council after an assessment is conducted citywide. Funds are available in the Public Works Department's budget.

This item was adopted.

96 Video Storage for Police Body Worn Cameras (Ordinance S-44698)

Request the City Manager, or his designee, to authorize additional expenditures for Contract 135343 with Vievu, LLC to purchase monthly storage and licensing storage for 300 body worn cameras for the Police Department. Further request authorization for the City Controller to

disburse all funds related to this item. Payment authority is being requested to allow the continued use of the contract's body worn camera storage ability while the new procurement is being processed. Upon approval of the additional expenditures of $408,535, the revised aggregate value will be $1,107,965 through June 30, 2019.

Summary

The contract with Vievu, LLC will continue to provide the Police Department with storage and licensing storage for 300 existing body worn cameras. The monthly storage and licensing storage is critical in order to be able to retrieve Police video to assist with criminal investigations.

Financial Impact

Upon approval of the additional expenditures of $408,535, the revised aggregate value will be $1,107,965 through June 30, 2019. Funds are available in the Police Department's budget.

Concurrence/Previous Council Action

The contract was originally approved by Formal Council Action on Jan. 16, 2013.

This item was adopted.

97 Authorization to Amend and Restate Lease with Enterprise Leasing Company of Phoenix, LLC to Extend Term at 1945 W. Dunlap Ave., Suite 4 (Ordinance S-44699)

Request to authorize the City Manager, or his designee, to amend and restate a lease with Enterprise Leasing Company of Phoenix, LLC (Enterprise) to extend the lease term for a five-year period with one five-year renewal option, and to incorporate standard City required provisions. Further request authorization for the City Treasurer to accept all funds related to this item. Revenue during the first year of the renewal period will be $15,600, plus applicable taxes.

Summary

Village Shopping Center, located near the southwest corner of 19th and Dunlap avenues, was acquired in 2010 via voluntary sale to facilitate Phase I of Northwest Extension of the Light Rail project and upcoming Phase II of Northwest Extension. As part of the acquisition, the City assumed a private lease with Enterprise for approximately 1,300 square

feet of office space and parking for up to 25 cars. The City needs to maintain ownership of this property because of future project needs over the next five years.

The current contract term expires June 30, 2018. Enterprise is a long-term tenant in good standing at this location and requested to extend the term for a five-year period with one five-year renewal option. Base rent for the first year will be $12.00 per square foot with annual 3 percent increases thereafter, which is within the range of market rents as determined by the Finance Department's Real Estate Division.

Contract Term
The contract will be amended to extend the term for one five-year period commencing July 1, 2018, with one five-year renewal option at the City's discretion.

Financial Impact
Revenue during the first year of the renewal period will be $15,600, plus applicable taxes.

Concurrence/Previous Council Action
The lease was assumed through acquisition authorized by Ordinance S-35299, adopted July 2, 2008. Ordinance S-37261, adopted July 2, 2010, authorized lowering rent to a rate consistent with market conditions in exchange for a two-year extension.

Location
1945 W. Dunlap Ave., Suite 4
Council District: 5

This item was adopted.

98 Reflectorizing Glass Beads for Street Pavement Markings - Requirements Contract - IFB 18-250 (Ordinance S-44704)

Request to authorize the City Manager, or his designee, to enter into contracts with Potters Industries, LLC and Brightlands Tech, to purchase reflectorizing glass beads for the Street Transportation Department in an amount not to exceed $1,259,400. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Street Transportation Department uses reflectorizing glass beads to add a retro-reflective element to pavement markings, making them more visible to the motoring and biking public. The beads are used by the Signing and Striping Shop for paint striping operations and are applied to all paint and thermoplastic pavement markings for use throughout the City of Phoenix street infrastructure.

Procurement Information

IFB 18-250 was conducted in accordance with Administrative Regulation 3.10. There were five offers received by the Procurement Division on April 27, 2018 however, one was deemed non-responsive for not meeting the delivery requirements. The following companies are the recommended offerors based on the lowest bid prices for individual glass bead products:

Potters Industries, LLC Item 1, $13.70 per bag, (50 lb bag).
Potters Industries, LLC Item 2, $657.50 per sack, (2,400 lb sack).
Brightlands Tech Item 3, $27.00 per drum, (55 lb drum).

The Deputy Finance Director recommends that the offers from Potters Industrial LLC and Brightlands Tech be accepted as the lowest-price, responsive and responsible offers.

Contract Term

The term of the contracts will be five years and begin on or about July 1, 2018.

Financial Impact

The aggregate contract value will not exceed $1,259,400, with an estimated annual expenditure of $251,880. Funds are available in the Street Transportation Department's budget.

This item was adopted.

99 Acceptance and Dedication of a Deed and Easements for Alley, Sidewalk and Public Utility Purposes (Ordinance S-44707)

Request for the City Council to accept and dedicate a deed and easements for alley, sidewalk and public utility 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: Calm Investments, LLC, its successor and assigns
Purpose: Sidewalk Easement
Location: 8037 N. 7th Ave.
File: FN 180037
Council District: 3

Easement (b)
Applicant: Calm Investments, LLC, its successor and assigns
Purpose: Public Utilities
Location: 8037 N. 7th Ave.
File: FN 180037
Council District: 3

Easement (c)
Applicant: IPF 27, LLC, its successor and assigns
Purpose: Sidewalk Easement
Location: 3625 N. 27th Ave.
File: FN 180036
Council District: 4

Easement (d)
Applicant: Ernest J. Wright, III, its successor and assigns
Purpose: Public Utilities
Location: 1060 E. Indianola Ave.
File: FN 180042
Council District: 4

Easement (e)
Applicant: Moor Properties AZ, LLC, its successor and assigns
Purpose: Sidewalk Easement
Location: 5370 W. Indian School Road

File: FN 180046
Council District: 5

Easement (f)
Applicant: Christa Walander, its successor and assigns
Purpose: Sidewalk and Public Utilities
Location: 101 W. Marguerite Ave.
File: FN 170101
Council District: 7

Easement (g)
Applicant: Liliana Figueroa, its successor and assigns
Purpose: Sidewalk and Public Utilities
Location: 101 W. Marguerite Ave.
File: FN 170101
Council District: 7

Deed (h)
Applicant: BDDC Investments, LLC, its successor and assigns
Purpose: Alley
Location: 215 E. Grant St.
File: FN 180023
Council District: 8

This item was adopted.

100 Purchase of Property and Casualty Insurance Policies for the City of Phoenix (Ordinance S-44730)

Request to authorize the City Manager, or his designee, to purchase various property and casualty insurance policies on behalf of the City for July 2018 through July 2019; and further request authorization of the City Controller to disburse funds, not to exceed $7,307,075.

Summary
Competitive quotes are sought from all viable commercial insurance markets to assure the best coverage and cost available. The total estimated cost for all insurance policies is $7,307,075, up from $6,450,000 in the current year. The majority of the increase ($826,000) is in the Blanket Property line item due to the Burton Barr Library claim. Funds for those policies purchased specifically for the Aviation

Department and the Police Department are available from those departments. Citywide insurance policies are purchased from the Risk Management Self-Insurance Fund or the Workers' Compensation Self-Insurance Fund and are then allocated to each department. Funds are available for the payment of these insurance allocations in each department's budget.

Insurance Policy Type	Department	Estimated Cost
Blanket Property and Boiler and Machinery Insurance	Citywide	$3,936,000
Excess Liability Insurance (Multiple Layers)	Citywide	$2,200,000
Excess Workers' Compensation Insurance	Citywide	$300,000
Network Security and Cyber Liability Insurance	Citywide	$265,000
Police Aircraft Liability and Hull Insurance	Police	$107,000
Aviation Airport Liability Insurance	Aviation	$410,000
Miscellaneous Property and Casualty Insurance	Citywide	$89,075

Financial Impact

The amount will not exceed $7,307,075, comprised of funds from the Risk Management Self-Insurance Fund and various departments.

This item was adopted.

101 Swimming Pool Maintenance Supplies, Accessories and Repair Parts - Requirements Contract - IFB 18-053 (Ordinance S-44733)

Request to authorize the City Manager, or his designee, to enter into contracts with B&L Pools Corporation, A&M Corson's Aquavalue, LLC and Leslie's Poolmart, Inc. to supply swimming pool maintenance supplies, accessories, and repair parts for the Parks and Recreation Department in an amount not to exceed $625,000 over the five-year term of the contract. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Parks and Recreation Department manages 29 aquatic facilities with 45 separate bodies of water located throughout the City of Phoenix. City staff requires various commercial grade swimming pools parts, supplies, and equipment to perform maintenance activities on multiple systems including but not limited to filtration systems, pumps, impellors, motors, chemical injection systems, and other infrastructure. This contract will provide the department with a wide variety of swimming pool maintenance supplies, accessories, and repair parts to enhance and support the quality of these facilities which are utilized by residents of the City of Phoenix.

Procurement Information

IFB 18-053 was conducted in accordance with Administrative Regulation 3.10. There were four offers received by the Procurement Division on May 4, 2018. The following are the recommended offerors who provide the lowest cost to the City. Individual line items will be awarded to the lowest-priced bidder.

B&L Pools Corporation: Unit price range $1.44 to $4,963.75.
A&M Corson's Aquavalue, LLC: Unit price range $1.25 to $1,450.
Leslie's Poolmart, Inc.: Unit price range $1.94 to $2,995.

The Deputy Finance Director recommends that the offers from B&L Pools Corporation, A&M Corson's Aquavalue, LLC and Leslie's Poolmart, Inc. be accepted as the lowest-priced, responsive and responsible offers.

Contract Term
The five-year contract will begin on or about June 7, 2018.

Financial Impact
The aggregate contract value will not exceed $625,000, with an estimated annual expenditure of $125,000. Funds are available in the Parks and Recreation Department's budget.

This item was adopted.

104 Enterprise License Agreement for GIS Mapping (Ordinance S-44741)

Request to authorize the City Manager, or his designee, to enter into an Enterprise License Agreement (ELA) with Environmental Systems Research Institute (ESRI) for Geographic Information System (GIS) software used citywide, for a term of three years, in an amount not to exceed $1,515,100. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
ESRI is the City's provider of GIS software used by the Police, Fire, Aviation, Water Services, Street Transportation and other departments to maintain critical infrastructure and public safety information. The mapping solution allows departments to generate maps and mapping applications, and store geospatial data in a centralized spatial database hosted by the Information Technology Services Department. The ELA provides City GIS users unlimited access to the ESRI products identified in the agreement, including maintenance on all software for the term of the agreement. Based on the considerable number of user licenses deployed throughout the City, entering into an ELA provides benefits, value, and cost savings to the City. Benefits include a lower cost-per-unit for licensed software, substantially reduced administrative expenses, maintenance, and the flexibility to deploy software when and where needed.

Procurement Information
In accordance with Administrative Regulation 3.10 normal competition was waived as a result of a Special Circumstance Without Competition Determination Memo citing ESRI as the sole provider to grant a right to

copy and deploy ESRI GIS products in an Enterprise Agreement. A Special Circumstance Without Competition Determination Memo was completed and approved by the Deputy Finance Director.

Contract Term
The term of the contract is three years, beginning on or about July 30, 2018 and ending on or about July 29, 2021.

Financial Impact
The amount of the contract is $436,000 for the first year, $501,400 for the second year, and $577,700 for the last year, for a total amount not to exceed $1,515,100.

This item was adopted.

105 Request to Change Start Time of June 12, 2018 Executive Session from 1 p.m. to Noon

Request City Council authorization to change the start time of the June 12, 2018 Executive Session from 1 p.m. to noon.

The June 12, 2018 Executive Session will be held in the East Conference Room, 12th Floor of Phoenix City Hall, 200 W. Washington St., Phoenix, Arizona.

Public Outreach
The Notice and Agenda for the June 12, 2018 Executive Session will be posted no later than noon on June 11, 2018.

This item was approved.

107 FY 2018-19 Legal Representation Services Contracts (Ordinance S-44731)

Request to authorize the City Manager, or his designee, to enter into contracts with the individuals listed below to provide legal representation services to indigent defendants in Phoenix Municipal Court for fiscal year (FY) 2018-19. Further request authorization for the City Controller to disburse funds pursuant to the contracts in the total amount not to exceed $3,584,570.

Summary
The Public Defender Office, through its contract holders, provides legal representation services to indigent individuals charged with criminal

offenses in Phoenix Municipal Court. These services are provided in courtrooms in the Courthouse and also, for 365 days a year, in the Fourth Avenue Jail.

Procurement Information

On May 3, 2018, the City of Phoenix Public Defender Review Committee met to review the resumes and applications of attorneys and legal support service providers for provision of legal defense services in Phoenix Municipal Court. The review process included applications from current contract holders as well as individuals seeking to obtain a contract for the first time. The Committee approved a list of those who meet the minimum qualification requirements and who would be eligible for consideration for a contract. The approved list, which follows, contains more names than available contracts due to the necessity of having attorneys available should an unexpected opening occur during the course of the contract year. This procedure facilitates continuity in providing legal services and minimizes delay in processing and resolution of cases.

1. Bami Adelayo
2. Caroline Aeed
3. David L. Anderson
4. Dan Ballecer
5. Gillmore B. Bernard II
6. Jocquese Blackwell
7. Diana Braaten
8. Percival R. Bradley
9. Tamara Brooks-Primera
10. Jay F. Brown
11. Matthew A. Buesing
12. Michael A. Burkhart
13. Susan Cahill
14. Kristopher Califano
15. Randall Callender
16. Kathleen N. Carey
17. Courtney Collins
18. Celeste Casey
19. Reginald Cooke

20. Nicole Countryman
21. Ted J. Crews
22. Jennifer M. Dalton
23. L. James Davis
24. Daniela De La Torre
25. Michael J. Dew
26. Otilia M. Diaz
27. Stephanie Ehrbright
28. Jacob Faussette
29. Nicholis Faussette
30. Nathan Foundas
31. Lynn Gibson
32. W. Clifford Girard
33. Alex D. Gonzalez
34. Carmen Gosselin
35. Nora Greer
36. Samantha Herd
37. Laurie A. Herman
38. Anca D. Iacob
39. Slade Lawson
40. Matthew Leathers
41. Vernon Lorenz
42. Matthew A. Marner
43. Maxine Marshall
44. Charles M. McNulty
45. Wendy Mendelson
46. Melvin Morris
47. Elizabeth Mullins
48. Taras Naum
49. Mark A. Nermyr
50. Darius Nickerson
51. James Palestini
52. Tara A. Parascandola
53. Thomas Parascandola
54. Gregory T. Parzych
55. Jelena Radovanov
56. Michael M. Ricard
57. Edward M. Robinson

58. Ana Maribet Sanchez
59. Ray Schumacher
60. Chad Shell
61. Scott Silva
62. Manuel S. Silvas
63. Kristin J. Stewart
64. David Teel
65. James Tinker
66. Ashley Traher
67. J. Michael Traher
68. James T. Van Bergen
69. David Ward
70. Michael Wicks
71. Daniel R. Wilson
72. Alan H. Zimmerman

Contract Term

Contract period is one year starting July 1, 2018, and ending June 30, 2019.

Financial Impact

These contracts will have a financial impact of up to $3,584,570. Funds are available in the Public Defender's Office's operating budget.

This item was adopted.

108 Approval to Enter into an Intergovernmental Agreement with Maricopa County Ryan White Part A Program (Ordinance S-44722)

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the Maricopa County Ryan White Part A Program to receive up to $2.5 million in grant funds over three years, and to disburse the additional funds for housing-related services to Housing Opportunities for Persons with AIDS (HOPWA) contracted non-profit agencies by amending and increasing the amounts of existing contracts, not to exceed the value of the combined grant allocations. HOPWA contracted agencies are Southwest Behavioral and Health Services, Phoenix Shanti Group, and Area Agency on Aging HIV Care Directions. Authorization is also requested for the City Treasurer to accept and the City Controller to disburse the funds, once awarded.

There is no impact to the General Fund.

Summary

The Housing Department is requesting approval to enter into an IGA with the Maricopa County Ryan White Part A Program to receive up to $500,000 through February 2019, then renew for up to $1 million each year for the following two years. These funds are made available through the Maricopa County Ryan White Part A Program's new initiative called Project Housing, HIV Health Outcomes, and Employment (HHHOME). Project HHHOME is an innovative, multi-pronged approach to addressing poverty, lack of education, unemployment, underemployment, homelessness, and other social determinants of health to promote long-term health and stability for People Living With HIV/AIDS.

There is a demonstrated need based on extensive waitlists for housing and services, and these funds will create additional housing units for eligible households. Eligible participants must be HIV/AIDS positive earning below 80 percent of Area Median Income and enrolled in the Ryan White Part A Program. The Ryan White Part A Program provides comprehensive case management, medical and supportive services.

The funding for this grant is passed through from the Arizona Department of Health Services Ryan White Part B - HIV/AIDS Assistance Program to improve services for people living with HIV in Maricopa and Pinal Counties. The IGA will be a cost reimbursement agreement for allowable expenses related to housing eligible residents.

The City of Phoenix Housing Department will administer the funding through existing HOPWA contracts. HOPWA is a federal U.S. Department of Housing and Urban Development grant program that addresses housing-related needs of low-income individuals living with HIV/AIDS. Eligible uses of the funds align with existing HOPWA programs and contracts which include: rental subsidy for transitional housing for up to 24 months; housing case management; referrals to other case management services; Rapid Rehousing (hotel, extended stay); eviction prevention (rent or mortgage assistance) and deposit funds for utility assistance; wait list management and housing coordination; and administration costs up to 10 percent of the grant.

Financial Impact
There is no impact to the General Fund.

Location
HOPWA services are provided to residents in Maricopa and Pinal Counties.

Concurrence/Previous Council Action
This item was heard at the Sustainability, Housing, Efficiency and Neighborhoods Subcommittee on May 15, 2018 and approved by a vote of 3-0.

This item was adopted.

110 Authorization to Amend Intergovernmental Agreement to Accept DES Funding (Ordinance S-44703)

Request to authorize the City Manager, or his designee, to amend Intergovernmental Agreement (IGA) 140755 with the Department of Economic Security to accept additional funding in the amount of $260,000 for a contract total of $8,283,838 for the period of July 1, 2017 through June 30, 2018. Further request authorization for the City Treasurer to accept, and City Controller to disburse, all funds related to this item. There are no matching fund requirements.

Summary
Funding provided to the City of Phoenix through this contract will be used to assist low-income families and individuals in removing barriers to self-sufficiency in regards to employment and/or education, housing assistance, emergency assistance, and to provide on-going supportive services through case management and community coordination.

This funding will allow the City to provide approximately 542 additional emergency financial assistance services for a total of 12,591.

Funding for fiscal year 2018 will be provided from various fund sources; see **Attachment A**.

Contract Term
This is an amendment to the IGA term for the period of July 1, 2017 to June 30, 2018. This is the third amendment for this contract term.

Financial Impact

There are no matching fund requirements.

This item was adopted.

111 Approval to Apply for, Accept and Disburse Fiscal Year 2018-2019 Head Start Birth to Five Cost of Living Adjustment and Training and Technical Assistance Grant Funding (Ordinance S-44708)

Request to authorize the City Manager, or his designee, to apply for, accept and if awarded, enter into any necessary agreements for the Head Start Supplemental Cost of Living Adjustment (COLA) and Training and Technical Assistance funding increases from the U.S. Department of Health and Human Services (DHHS), up to a total of $859,527 and $87,000 respectively. The contract period begins July 1, 2018 through June 30, 2019. Further request authorization for the City Treasurer to accept, and the City Controller to disburse, all funds related to the item if awarded. There is no impact to the General Fund.

Summary

The City of Phoenix Head Start Birth to Five Program provides comprehensive education and social services to 3,451 low-income children and families. Many direct services are provided in collaboration with Delegate Agencies and Child Care Partners. The COLA is allocated to the City of Phoenix as the Grantee, and subsequently will be designated to each Delegate Agency and Child Care Partner to increase salaries and fringe benefits and to offset increased operating costs. The Training and Technical Assistance funding would support the ongoing Head Start Program Performance Standards requirements.

Under the Head Start Act, the DHHS can award up to a 2.6 percent COLA increase for the Fiscal Year 2018-2019, to all Head Start programs. This is a non-competitive supplemental application.

Contract Term

The Grantee is entering into the fifth year of a five-year grant for the Head Start Preschool and Early Head Start Home-Based programs and the new contract term is July 1, 2018, through June 30, 2019. The Early Head Start - Child Care Partnership grant is a separate grant and will be entering into its fourth year of a five-year grant, with a new contract term

of July 1, 2018, through June 30, 2019.

Financial Impact

The total amount of the increased COLA funds the Head Start Birth to Five Program can apply for is $859,527. This breaks down to $685,326 for the preschool portion of the program operations, $87,679 for the infants and toddlers home-based model (Early Head Start), and $86,522 for the infants and toddlers center-based model (Early Head Start - Child Care Partnership). The amount of the increase for Training and Technical Assistance is expected to be up to $87,000. There will be no General Fund impact.

Concurrence/Previous Council Action

The Parks, Arts, Education and Equality Subcommittee heard this item on May 16, 2018 and recommended approval by a vote of 3-0.

This item was adopted.

112 Authorization to Enter into a Contract for Federally Mandated Comprehensive Community Needs Assessment (Ordinance S-44709)

Request to authorize the City Manager, or his designee, to enter into a contract with Burns & Associates, Inc. to provide a federally mandated comprehensive community needs assessment for the Human Services Department (HSD). Further request authorization for the City Controller to disburse all funds related to this item for the life of the contract. The aggregate value of the contract will not exceed $120,000.

Summary

Every three years, the U.S. Department of Health and Human Services (DHHS) requires HSD to perform a community assessment of its service area to determine whether there have been significant changes in the demographics and needs of the participants. The assessment must be updated to better serve adults, children and families. The assessment data is analyzed and information is used in HSD's planning process including but not limited to, the long-term and short-term goals, program and fiscal considerations such as the philosophy, needed services, program options, recruitment area, and the selection criteria. The consultant will conduct a comprehensive community assessment for HSD in the first year of the contract. In the subsequent two years, the

consultant will review the community assessment and complete and submit brief updates.

HSD recommends the City enter into a contract with Burns & Associates, Inc. for this comprehensive community needs assessment.

Procurement Information
In accordance with City of Phoenix Administrative Regulation 3.10, a solicitation was completed. HSD received four offers, all of which were determined to be responsive to the solicitation requirements. Burns & Associates, Inc. was determined to be the most highly rated, responsible offeror and therefore is recommended for award.

Burns & Associates, Inc.: 784 points.
Keen Independent Research, LLC: 754 points.
LeCroy & Milligan Associates, Inc.: 550 points.
Public Works, LLC: 472 points.

Contract Term
The contract term will begin on July 1, 2018 and expire on June 30, 2019, with two one-year options to extend, for an aggregate contract term of three years.

Financial Impact
Expenditures are not to exceed $120,000 over the life of the contract. Funds are available from a combination of Community Services Block Grant, U.S. Department of Health and Human Services, Administration of Children, Youth and Families, and City of Phoenix General Funds.

This item was adopted.

113 Enter into Contracts for Arts, Education and Recreation Supplies (Ordinance S-44710)

Request to authorize the City Manager, or his designee, to enter into contracts with eligible contractors to provide arts, education and recreation supplies to the Human Services and Library departments. Further request authorization for the City Controller to disburse all funds related to this item over the life of the contracts. The aggregate value shall not exceed $4,050,000. Funding for the Human Services

Department is available from the U.S. Department of Health and Human Services, Administration of Children, Youth and Families, and the Human Services Department's General Fund operating budget. Funding for the Library Department is available from the First Things First Grant.

Summary
The City of Phoenix is seeking contracts for arts, education and recreation supplies on an as-needed basis for a three-year period with an option to extend for one additional two-year period. The contracts will be utilized by the Human Services and Library departments.

Procurement Information
Invitation for Bids IFB-18-EDU-12 was conducted in accordance with City of Phoenix A.R. 3.10. The Human Services Department received eight bids on April 6, 2018. Two bids were determined non-responsive.

The following bidders were determined to have the lowest-priced, responsive and responsible offers, and are therefore recommended for award:

Kaplan Early Learning Company
Lakeshore Equipment Company dba Lakeshore Learning Materials
Nasco Education, LLC dba Nasco
S&S Worldwide, Inc.
School Specialty, Inc.
Tout About Toys, Inc.

Contract Term
The initial contract term will be June 7, 2018 through June 6, 2021 with an option to extend for one additional two-year period.

Financial Impact
The aggregate value shall not exceed $4,050,000. Funding for the Human Services Department is available from the U.S. Department of Health and Human Services, Administration of Children, Youth and Families, and the Human Services Department's General Fund operating budget. Funding for the Library Department is available from the First Things First Grant.

This item was adopted.

114 Amendment to Consolidated Plan, Citizen Participation Plan

This report requests that City Council adopt an amendment to the Citizen Participation Plan.

Summary

The U.S. Department of Housing and Urban Development (HUD) requires jurisdictions receiving significant HUD entitlement program funds to develop a Consolidated Plan and adopt a Citizen Participation Plan. While the primary purpose of the Consolidated Plan is to describe the strategies and priorities to utilize federal entitlement funds allocated to the City through the Community Development Block Grant, HOME Investment Partnerships, Housing Opportunities for Persons with AIDS, and Emergency Solutions Grants programs, the purpose of the Citizen Participation Plan is to set forth the policies and procedures for citizens' involvement in the development and administration of the Consolidated Plan.

The City must update the current Citizen Participation Plan, adopted in 1996 and amended in 2010, to meet the current requirements of the Affirmatively Furthering Fair Housing rule, or AFFH, as described in 24 CFR Part 91.105. The Citizen Participation Plan outlines the public participation process, which includes public hearings and comment periods, transparency of the planning process and access to the draft plan, instructions to guide the public's submission of comments and standards for the City's response, and procedures for continuity of participation throughout all stages of the plan's development. All of these components of the plan ensure concerned and impacted residents have an opportunity to participate in the process.

The proposed plan has been updated to include outreach requirements for the new Assessment of Fair Housing (AFH) report, including providing for and encouraging participation from:

Low- and moderate-income persons living in an area designated by the City as special targeted areas or revitalization areas where CDBG funds are proposed to be used.

Residents of predominately low- and moderate-income neighborhoods as defined by the City through the Consolidated Plan and Annual

Action Plan.

Residents of public and assisted housing in consolidated plan developments and review, including any resident advisory boards, resident councils, and resident management corporations.

Local and regional institutions, Continuums of Care, and other organizations including businesses, developers, nonprofit organizations, philanthropic organizations, and community-based and faith-based organizations.

Broadband internet service providers, organizations engaged in narrowing the digital divide, agencies whose primary responsibilities include the management of flood-prone areas, public land, or water resources, and emergency management agencies in the development process.

In addition, the plan includes an adjustment to the threshold for CDBG substantial amendments to match all other HUD federal formula grants (from 10 to 20 percent). All amendments must be approved by City Council before they are implemented, and substantial amendments are subject to a 30-day public review and comment period unless otherwise determined by HUD.

Concurrence/Previous Council Action

This item was heard at the Sustainability, Housing, Efficiency and Neighborhoods Subcommittee on Jan. 16, 2018 and approval was recommended by a vote of 3-0.

This item was approved.

115 Arizona Department of Housing Low-Income Weatherization Assistance Program (Ordinance S-44644)

Request to authorize the City Manager, or his designee, to enter into a contract with the Arizona Department of Housing (ADOH) for the Neighborhood Services Department (NSD) and accept up to $900,000 to administer Weatherization Assistance Program (WAP) services. Further request authorization for the City Controller to accept and disburse all funds related to this item over the life of the contract.

Summary

NSD provides WAP services such as attic insulation, sun screens, duct

sealing, room pressure relief/air balancing, and the repair or replacement of heating and cooling systems to households which meet federal poverty income guidelines. NSD will receive WAP funding from ADOH through programs financed by the U.S. Department of Energy and the U.S. Department of Health and Human Services Low-Income Home Energy Assistance Program.

Contract Term
The contract term is for a one-year period from July 1, 2018 to June 30, 2019.

Financial Impact
There is no financial impact to the General Fund; these programs are funded with grants from federal agencies and local organizations.

This item was adopted.

116 Arizona Community Action Association Contract for Weatherization Assistance Program Services (Ordinance S-44645)

Request to authorize the City Manager, or his designee, to enter into an agreement with Arizona Community Action Association (ACAA) and accept $600,000 to provide Weatherization Assistance Program (WAP) services. Further request authorization for the City Controller to accept and disburse all funds related to this item over the life of the contract.

Summary
The Neighborhood Services Department (NSD) utilizes funding received from ACAA, and other local organizations and federal agencies, to perform weatherization activities in households which meet federal poverty income guidelines throughout the City. WAP services include energy efficiency retrofit activities, such as attic insulation, sun screens, duct sealing, room pressure relief/air balancing, and the repair or replacement of heating and cooling systems to eligible dwellings.

ACAA may receive additional weatherization funds that are distributed to NSD during or after fiscal year 2018-2019.

Contract Term

The term of the agreement will be from July 1, 2018 to June 30, 2019.

Financial Impact

There is no financial impact to the General Fund; these programs are funded with grants from federal agencies and local organizations.

This item was adopted.

117 2018-19 Public Services and Public Facilities Subrecipient Recommendations (Ordinance S-44739)

Request to authorize the City Manager, or his designee, to enter into Community Development Block Grant (CDBG) contracts for Public Services and Public Facilities projects for an amount not to exceed $667,151. Additionally request to authorize the City Controller to disburse all funds over the life of the contracts.

Summary

The CDBG Request for Proposals (RFP) for Public Services and Public Facilities was conducted by the Neighborhood Services Department (NSD) from Dec. 4, 2017 through Jan. 5, 2018. A total of 67 responsive applications, requesting more than $2.9 million, were received to provide public services, such as youth enrichment programs, support services for seniors and persons with disabilities, and to improve the infrastructure of public facilities.

Staff forwarded technical review results and funding proposals to the Community Development (CD) Review Committee, an 11-member independent and volunteer committee appointed by the Mayor. Each proposal was rated on a 40-point scale in the following categories: project description/need, proposed outcomes, past performance and capability, and project budget. A total of 27 proposals met the CD Review Committee's threshold score for advancement to the presentation phase of the process. The CD Review Committee heard presentations, ranked the proposals, and developed funding recommendations based on the rankings and scores.

The following list identifies the proposals recommended by the CD Review Committee and staff for funding during the 2018-19 fiscal year:

Public Facilities for Nonprofits

Friendly House, Inc., Friendly House Academia Del Pueblo Facility: $125,629.

Chicanos Por La Causa, Inc., CPLC Casa Primavera Senior Center: $77,064.

Boys & Girls Clubs of Metropolitan Phoenix, I.G. Homes Branch Security Initiative: $75,000.

Human Services Campus, LLC, HSC Renovation and Enhancement Project: $149,934.

Public Services for Nonprofits

Youth Services and Enrichment Programs for Youth

Boys & Girls Clubs of Metropolitan Phoenix, Academic Success Program: $30,000.

Big Brothers, Big Sisters of Central Arizona, Big Brothers Big Sisters Mentoring: $30,000.

Chicanos Por La Causa, Inc., CPLC De Colores Education & Prevention: $29,989.

Homeless Youth Connection, Empowering Youth for the Future: $30,000.

Elevate Phoenix, Discover Your Future: Education, Mentoring and Relationships Program: $30,000.

Support Services to Persons with Disabilities and Senior Support Services

Arizona Recreation Center for the Handicapped, Drop-In Program: The Heart of Our Mission: $29,640.

Chicanos Por La Causa, Inc, CPLC Healthy Aging: $29,895.

Ryan House, Child Life Program: Life Enhancing: $30,000.

Contract Term

Contract terms will be from July 1, 2018 to Dec. 31, 2019.

Financial Impact

There is no impact to the General Fund; these programs are funded with CDBG grants.

Concurrence/Previous Council Action
The Sustainability, Housing, Efficiency and Neighborhoods Subcommittee recommended approval of this proposal by a vote of 3-0 on May 15, 2018.

This item was adopted.

118 2018-19 U.S. Department of Housing and Urban Development Consolidated Plan Annual Action Plan (Ordinance S-44740)

Request City Council approval of the 2018-19 Annual Action (AA) Plan broad activity areas and the submission of the plan to the U.S. Department of Housing and Urban Development (HUD). Also request authorization for the City Controller to disburse grant funds.

Summary
The 2018-19 Annual Action Plan defines strategies to address housing and community development needs in the City of Phoenix for the coming year. The plan contains the application requirements of four federal formula grants HUD utilizes to provide critical funds to entitlement cities like Phoenix. The four programs are: Community Development Block Grant (CDBG), HOME Investment Partnership (HOME), Housing Opportunities for Persons with AIDS (HOPWA), and Emergency Solutions Grants (ESG). Funds for these programs are allocated annually by HUD to the City based on population and other socio-economic indicators.

The 2018-19 allocations are:

CDBG: $16,402,823
HOME: $5,867,196
HOPWA: $2,378,741
ESG: $1,323,382
TOTAL: $25,972,142

CDBG
Critical Core Department Programs: $10,557,771
Competitive Proposals: $2,634,616
CDBG Program Management, Coordination and Support: $3,210,436
TOTAL CDBG FUNDING: **$16,402,823**

HOME
Multi-Family Rental Housing, Special Projects and
Reconstruction/Rehabilitation of Owner-Occupied Homes: $5,280,476
Program Management and Coordination: $586,720
TOTAL HOME FUNDING: $5,867,196

HOME Program Income: $900,000
TOTAL HOME PROGRAM INCOME: $900,000

HOPWA
Client and Housing Services: $2,307,379
Program Management and Coordination: $71,362
TOTAL HOPWA FUNDING: $2,378,741

ESG
Emergency Shelter: $580,658
Rapid Re-Housing: $272,315
Eviction Prevention: $385,409
Homeless Management Information System (HMIS): $10,000
Administration: $75,000
TOTAL ESG FUNDING: $1,323,382

Concurrence/Previous Council Action
This item was heard at the Sustainability, Housing, Efficiency and Neighborhoods Subcommittee on May 15, 2018 and approval was recommended by a vote of 3-0.

Public Outreach
The Annual Action Plan process began on Aug. 30, 2017, with a HUD-required public hearing to assess community needs throughout Phoenix. Residents and community leaders provided testimony regarding housing, social services, neighborhood revitalization, and community development. Residents who were unable to attend the public hearing had the opportunity to submit comments via e-mail or voicemail. This information, along with a needs assessment, formed the basis for the 2018-19 Annual Action Plan.

The Annual Action Plan process was approved by City Council in June 2017. A draft of the 2018-19 Annual Action Plan is available for an advertised 30-day public comment period from April 30 to May 31, 2018. In addition, a public hearing was held on May 9, 2018 to allow residents to review the draft plan and allocations. The 2018-19 Annual Action Plan is due to HUD no later than June 29, 2018.

This item was adopted.

123 Parks and Recreation Programming Supplies and Services (Ordinance S-44728)

Request to authorize the City Manager, or his designee, for payment authority to purchase recreation supplies, snacks and group admissions for Parks and Recreation Department summer programs. Further request authorization for the City Controller to disburse all funds related to this item. The request of $80,000 is for a period ending June 30, 2018. The source of funds is revenue generated by the fee-based recreation programs held in community centers and park facilities throughout the year. No General Fund dollars are used to procure these services.

Summary

The Parks and Recreation Department provides recreation programming to youth in parks and community centers throughout the City. Funds are requested to purchase recreation supplies, snacks and group admission to recreational venues to support youth services for the remainder of the 2017-18 fiscal year.

Procurement Information

The Parks and Recreation Department is requesting $80,000 to purchase these items from June 6, 2018 through June 30, 2018. These funds are derived from the revenues generated from the fee-based recreation programs held throughout the year and are held in a special revenue fund for this purpose. No General Fund dollars are used to procure these services.

Financial Impact

The request of $80,000 is for a period ending June 30, 2018. The source of funds is revenue generated by the fee-based recreation programs held in community centers and park facilities throughout the year. No General Fund dollars are used to procure these services.

This item was adopted.

124 Authorize Amendment to Phoenix Business and Workforce Development Board Bylaws (Ordinance S-44680)

Request to authorize the City Manager, or his designee, to amend Bylaws for the Phoenix Business and Workforce Development (PBWD) Board of the City of Phoenix.

Summary

The PBWD Board is established in accordance with the Workforce Innovation and Opportunity Act (WIOA) of 2014. The Bylaw amendments incorporate provisions consistent with the WIOA legislation and Workforce Arizona Council guidance. The PBWD Board is a 25-member board appointed by the Mayor and certified by the Governor. The majority of membership represents business sectors of the local workforce area. The PBWD Board is responsible for the legislated responsibilities under the WIOA and addressing the workforce development needs of the local workforce area.

Significant revisions made to the Bylaws are as follows (**Attachment A**):

Adding the following sentence for clarification on the purpose of the PBWD Board in ARTICLE IV. PURPOSE. The PBWD Board, in partnership with the Mayor and City Council of the City of Phoenix, shall perform those functions necessary and appropriate to implement the WIOA including the area responsible such as setting policy and direction, and oversight of employment and training programs.

Adding a new Article which was previously an attachment to the Bylaws to now be included in the document. ARTICLE V. NOMINATION AND ELECTION PROCEDURES.

Adding the PBWD Board composition requirements as mandated by WIOA legislation to ARTICLE VI MEMBERSHIP Section C.

Adding a 30-days' notice requirement to ARTICLE VI. MEMBERSHIP Section H. to read as "Board members may resign at any time by written notice to the Board and the Mayor with 30 days advance notice.

Adding ARTICLE XIV STAFFING AND SUPPORT to the document to outline duties of the PBWD Board Governance staff and the Executive Director of the Board.

Various other minor corrections to the ARIZONA@WORK City of Phoenix branding and clarification to language was made throughout

the document.

The PBWD Board Bylaws last draft document was approved on Sept. 8, 2016. The proposed amendment revisions to the bylaws addressed were approved by the PBWD Board at its May 10, 2018 meeting.

Financial Impact
There is no financial impact with this action.

Public Outreach
The proposed Bylaw amendments were approved at the open public meeting of the PBWD Board on May 10, 2018.

This item was adopted.

125 Intergovernmental Agreement with Arizona Department of Health Services for Immunization Services Provided by Fire Department (Ordinance S-44631)

Request authorizaton for the City Manager, or his designee, to enter into an agreement with the Arizona Department of Health Services to accept funds to immunize children and adults residing in the City of Phoenix. Authorization also is requested for the City Treasurer to accept, and for the City Controller to disburse, all related funds.

Summary
The Arizona Department of Health Services (AZDHS) Arizona Immunization Program Office strives to meet national immunization goals outlined by the Centers for Disease Control and Prevention. AZDHS will provide the Phoenix Fire Department Immunization Program with reimbursement at a rate of $40.00 per hour for immunization screening and database services.

Contract Term
The term of the agreement is four years and six months, commencing on Jan. 1, 2018 and ending on June 30, 2022.

Financial Impact
The Fire Department will be reimbursed by AZDHS at a rate of $40.00 per hour; the aggregate reimbursement over the life the contract will

depend on the number of immunization clinics hosted.

This item was adopted.

126 Enter Into an Education Affiliation Agreement with Banner Health for Paramedic Education (Ordinance S-44694)

Request authorization for the City Manager, or his designee, to enter into an education affiliation agreement with Banner Health for Phoenix Fire Department Paramedic Education.

Summary

This agreement will allow Phoenix Fire Department paramedic students to take part in clinical rotations at Banner Health facilities, and participate in patient care under the direct supervision of a designated Banner instructor. Paramedic students are required to complete 80 hours of clinical rotations to be compliant with the Commission on Accreditation of Allied Health Education Programs, as recommended by the Committee on Accreditation of Educational Programs for the Emergency Medical Services Professions, a national organization that accredits paramedic program curricula training and methodology. This accreditation is a requirement of the Arizona Department of Health Services (AZDHS), the entity that ultimately authorizes the Phoenix Fire Department paramedic program. The skills and experience gained from the paramedic education rotations will allow the Fire Department to continue to provide quality patient care.

Contract Term

The agreement will be for five years from the date executed.

Financial Impact

This proposed agreement does not have a cost component.

This item was adopted.

127 Enter into an Intergovernmental Agreement with Arizona Department of Public Safety (Ordinance S-44715)

Request authorization for the City Manager, or his designee, to enter into an agreement with the Arizona Department of Public Safety (AZDPS) for the use of the Phoenix Fire Department's Driver's Training Academy, classrooms, and Driving Track.

Summary

AZDPS will coordinate with Phoenix Fire to use the Phoenix Fire Department's Driver's Training Academy, classrooms, and Driving Track to train AZDPS personnel. The City often partners with other government agencies for mutually beneficial training opportunities and locations. The City of Phoenix reserves the right to prioritize the use of these facilities to benefit the Phoenix Fire Department.

Contract Term

The five-year agreement will be effective as of the last date signed.

Financial Impact

This agreement does not have a cost component, as AZDHS is a public safety partner with the City of Phoenix.

Location

The Phoenix Fire Department Driver's Training Academy Classrooms and Driver's Training Track are located at 2425 W. Lower Buckeye Road Council District: 7

This item was adopted.

128 Request to Apply for The Arizona Partnership for Immunization Grant Award (Ordinance S-44738)

Request to authorize the City Manager, or his designee, to apply for, accept, and, if awarded, enter into agreement for up to $100,000 in Small Grant Program to Fund Immunization Clinics grant funds from The Arizona Partnership for Immunization (TAPI). Further request authorization for the City Treasurer to accept, and the City Controller to disburse, funds associated with this item.

Summary

The Fire Department's Baby Shots Program supports United Healthcare Services and TAPI's objective of reaching populations in need of immunization services. TAPI funds will allow the Fire Department to host up to 25 immunization clinics in underserved areas, including clinics for children eligible for the Vaccines For Children (VFC) program. VFC is a federally-funded program that provides vaccines, at no cost, to children who might not otherwise be vaccinated because of inability to pay.

Each clinic is typically staffed with one Program Manager, two Registered Nurses, two Paramedics, two Administrative Aides, two Data Entry staff, and one Vaccine Control Officer. Each clinic costs approximately $5,200, with an initial startup cost of approximately $8,400 for equipment and supplies.

Contract Term

The grant Period of Performance will begin on or around July 1, 2018 and end on or about June 30, 2019.

Financial Impact

This grant does not require any matching funds.

This item was adopted.

131 Authorization to Apply for, Accept, and Enter into an Agreement with Arizona Criminal Justice Commission for 2019 Full Service Forensic Crime Laboratory Grant Program (Ordinance S-44717)

Request authorization for the City Manager, or his designee, to authorize the Police Department to apply for, accept and enter into an agreement for state grant funds through the Arizona Criminal Justice Commission's, FY 2019 Full Service Forensic Crime Laboratory grant program. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary

The Police Department's Laboratory Services Bureau (LSB) has applied for and been awarded funds through this grant program for several years. The purpose of this grant funding is to improve the efficiency and effectiveness of the state's various full-service crime laboratories. If awarded, grant funding will be utilized for the purchase of equipment, supplies, and training for laboratory staff to improve the efficiency and effectiveness of the crime laboratory. The grant application is due May 18, 2018. If authorization is denied, the grant application will be rescinded.

Contract Term

The term is one year from the date of execution, if the grant is awarded. Proposed start date would be July 1, 2018 and would end June 30, 2019.

Financial Impact

The eligible funding amount is $100,000. No matching funds are required. Cost to the City would be in-kind resources only.

This item was adopted.

132 Authorization to Pay Public Safety Personnel Retirement System for FY 2018-19 Police Sworn Cancer Insurance Coverage (Ordinance S-44718)

Request to authorize the City Manager, or his designee, to make a payment to the Public Safety Personnel Retirement System (PSPRS) to purchase cancer insurance for sworn personnel of the Police Department. The cost for FY 2018-2019 is $50.00 per peace officer; this item requests authorization to pay up to $164,000. Further request authorization for the City Controller to disburse all related funds to this item.

Summary

The Fire Fighter Cancer Insurance Policy Program (FFCIPP) was established in 1997. The FFCIPP offers supplemental cancer insurance for fire fighters, helping to offset additional costs if a fire fighter is diagnosed with cancer after enrollment. The insurance is administered under the PSPRS. In 2007, HB2268 changed the name of the Fire Fighter Cancer Insurance Policy Program to the Fire Fighter and Peace Officer Cancer Insurance Policy Program and extended coverage to certified peace officers under this program.

Contract Term

This payment will provide cancer insurance coverage for Police sworn personnel for FY 2018-2019.

Financial Impact

The cost for FY 2018-2019 is $50.00 per peace officer; this item requests authorization to pay up to $164,000.

Concurrence/Previous Council Action

This item was heard at the Public Safety and Veterans Subcommittee meeting held May 9, 2018 and was recommended for approval by a vote of 2-0.

This item was adopted.

134 Authorization to Purchase Attic Cameras for Police Department (Ordinance S-44727)

Request authorization for the City Manager, or his designee, to enter into a contract with Tactical Electronics and Military Supply, LLC to purchase three CORE Pole Camera 10-foot kits. The total cost will not exceed $30,500. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The K9 Unit's mission is to search and locate people for various reasons. There are many structures that contain compartments or sections that are difficult or unsafe to access. The attic cameras are affixed to a telescopic pole and allow officers to extend their fields of view without risk of personal injury.

The K9 Unit provides 23 hours of City coverage throughout the week and is used by patrol in assisting with clearing buildings and making them safe. Currently, without the cameras, K9 handlers are forced to expose their heads into attic and crawl spaces to verify there is no one hiding. The cameras would provide safety to officers while conducting searches.

Procurement Information

A non-competitive procurement is requested as Tactical Electronics and Military Supply, LLC is the exclusive manufacturer and distributer of the CORE Pole Camera 10-foot kits and accesories. The department has evaluated similar systems and has determined the requested kit best meets the needs of the department.

Financial Impact

The total cost will not exceed $30,500. Funds are available in the Police Department's budget.

Concurrence/Previous Council Action

This item was heard at the Public Safety and Veterans Subcommittee meeting held on May 9, 2018 and was recommended for approval by a vote of 2-0.

This item was adopted.

135 (CONTINUED FROM MAY 16, 2018) - Authorization to Enter into Agreements with Sacred Heart Roman Catholic Parish Phoenix (Ordinance S-44586)

Request to authorize the City Manager, or his designee, to enter into a lease and other agreements, as necessary (Agreements), with Sacred Heart Roman Catholic Parish Phoenix, an Arizona non-profit corporation, or its City-approved designee (Tenant) for the 5,200-square-foot historic Sacred Heart Church (Church Building) and approximately three acres of land for the establishment and use of a consecrated Catholic church and other potential development consistent with the uses outlined below.

Summary

At its Dec. 13, 2017 meeting, the City Council authorized staff to negotiate with the Roman Catholic Diocese of Phoenix for the Church Building and approximately three acres of land on which it sits (collectively, the Site). The Site is located in Sky Harbor Center near 16th Street and Buckeye Road and was purchased by the City in the 1980s as part of the West Approach Land Acquisition (WALA) program.

Subject to approval by the City Council, the FAA, and the Tenant's Finance and Pastoral Committees, the following business terms have been negotiated with the Tenant and will be implemented through the Agreements:

The lease must be executed within 12 months of City Council authorization and the Church Building must be rehabilitated and activated within 36 months after the lease is executed.

The City will lease the Site to Tenant for $10 per year plus taxes for a term not to exceed 50 years.

Rent will commence upon execution of the lease.

Rent for all commercial and retail activity at the Site that is approved by the City, but is not part of the Diocese of Phoenix, as documented in the Kenedy Directory, will be at fair market value or percentage of gross sales or both. All development must be in compliance with FAA regulations, including noise compatibility, and must not contain residential development or any other uses restricted by the FAA.

Tenant may use the Church Building solely as a consecrated Catholic Church, shrine, or other sacred building according to the laws of the Roman Catholic Church. Remainder of the Site may be used for other

ancillary uses related to the Church Building.

A view corridor of the Church Building must be preserved from 16th Street and agreed upon by the City and the adjacent property lessee.

Tenant agrees that it will work with all parties to ensure all development on the Site allows the highest and best use. Development on the Site will be at Tenant's sole cost. Tenant also agrees to participate in a Historic Golden Gate neighborhood group, consisting of representatives from Tenant, the Diocese of Phoenix, the party leasing the adjacent City-owned parcel to the south (Parcel 1), and the Braun Sacred Heart Center, to foster communication and cooperation. In the event of disagreement on issues arising from this group, the ultimate decision making authority regarding a parcel will remain with the party leasing that parcel. Notwithstanding the foregoing, nothing in the foregoing paragraph shall relieve Tenant or the party leasing Parcel 1 from their obligations to seek City approval where specified in the agreements or to comply with applicable zoning, Sky Harbor Center Covenants Conditions and Restrictions, Sky Harbor Center Design Guidelines, and the Aviation Department Tenant Improvement Process.

Tenant must, at its own cost, repair and maintain the Church Building and all other improvements on the Site.

All tenant improvements must comply with all applicable federal, state, and local laws relating to the preservation of historical structures, including the Federal Historic Preservation Act. Tenant may not construct any new buildings on the Site until Tenant has completed renovation and activation of the Church Building.

Tenant may terminate the lease upon 180 days' written notice to the City if a law, rule, ordinance, etc. is enacted that impairs Tenant's ability to use the Site as a sacred space.

If the City terminates the lease prior to the end of the term for a non-default reason, then Tenant shall receive compensation for unamortized tenant improvements. Tenant may remove personal property and religious or sacred items from the Site, other personal property items installed after execution of the lease, or as otherwise provided for in the lease.

Tenant may deconsecrate the Church Building upon the expiration or earlier termination of the lease.

Subject to Tenant serving the City with prior written notice, Tenant may

sublease portions of the Site to those organizations or entities that are part of the Diocese of Phoenix as documented in the Kenedy Directory. All other subleases require the prior written consent of the City.

The lease is conditioned upon completion of a 90-day due diligence period by Tenant, approval by the FAA, and approval by the Tenant's Finance and Pastoral Committees.

If the lease terminates prior to or during the adjacent property lease, then the Site will be incorporated into the leasehold for the remaining term of the adjacent property lease.

The Agreements will include other terms and conditions the City deems necessary or appropriate and deadlines for performance benchmarks may be modified at the City's sole discretion.

Contract Term

The term of the lease will not exceed 50 years. The lease will not contain any option to extend the term. In addition to termination for non-compliance with general lease provisions, the City may terminate the lease for Tenant's failure to meet performance benchmarks.

Financial Impact

The project will have no expense impact on the General Fund. Tenant will pay an annual rental rate of $10 plus taxes. Rent will commence upon execution of the lease. Title to all improvements, with the exception of those noted above, will automatically be transferred to the City at the expiration or earlier termination of the lease. All revenue received from the Agreements will be deposited with the Aviation Department.

Location

The Site is generally located on the northeast corner of 16th Street and Buckeye Road, and the northeast corner of Sky Harbor Circle North and Buckeye Road.
Council District: 8

This item was continued to the June 20, 2018 City Council Formal Meeting.

138 Airport Towing Service and Minor Auto Assistance - Request to

Issue Invitation for Bids

Request to authorize the City Manager, or his designee, to issue an Invitation for Bids (IFB) for the Airport Towing Service and Minor Auto Assistance for the Aviation Department.

Summary

The Aviation Department is seeking a qualified vendor to provide towing service at Phoenix Sky Harbor International Airport (Airport) properties to include tows for security, enforcement, safety, construction, and abandoned vehicles, as well as parking garage relocations. Additionally, as part of the customer service amenities, the vendor will also provide minor auto assistance to airport customers such as mechanical adjustments, battery boost, flat tire assistance, fuel delivery and lockout service.

Procurement Information

With approval, the Aviation Department will issue an IFB for the required service. Award will be made to the lowest, responsive and responsible offeror who conforms to the requirements set forth in the IFB.

Contract Term

Contract term will be three years, with two, one-year options to extend the term, which may be exercised at the sole discretion of the Aviation Director.

Financial Impact

The annual expenditure under the current contract is approximately $248,000. Offerors to this IFB will be required to submit their estimated annual cost for evaluation. Funding for this contract is available in the Aviation Department's budget.

Location

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

This item was approved.

139 Trash Compactor and Baler Preventative Maintenance and Repair - AVN IFB 18-029 (Ordinance S-44636)

Request to authorize the City Manager, or his designee, to enter into a contract with ANCO Sanitation Systems, Inc. (ANCO) to provide preventative maintenance and repair services for trash compactors and balers in an amount not to exceed $285,000 over the five-year term of the contract, if both one-year options to extend are exercised. The contract may contain other terms and conditions deemed necessary or appropriate by the City Manager or his designee. Further request authorization for the City Controller to disburse all funds relating to this item.

Summary

Under the contract, ANCO will provide preventative maintenance and repair services for trash compactors and balers at various locations at the Aviation, Phoenix Convention Center, and Public Works departments.

Procurement Information

Solicitation AVN IFB 18-029 was conducted in accordance with Administrative Regulation 3.10. One bid was received on March 14, 2018, and that was from ANCO. The offer was evaluated based on price, responsiveness, terms and conditions, and responsibility to provide the required goods and services. ANCO's offer was deemed to be fair and reasonable based on the market and previous contract pricing.

Contract Term

The term of the contract is three years beginning on or about June 1, 2018. The contract will include two options to extend the term for one year each, for an aggregate term of five years.

Financial Impact

The total cost of the contract will not exceed $285,000 over the five-year term of the contract, if both options to extend are exercised. Funds are available in the Aviation, Phoenix Convention Center and Public Works departments' budgets.

Location

Phoenix Sky Harbor International Airport is located at 3400 E. Sky Harbor Blvd., the Phoenix Convention Center is located at 100 N. 3rd St., and

various locations within the Public Works Department.

This item was adopted.

140 KeyWatcher Electronic Key Control System - Parts and Labor - IFB 18-023 (Ordinance S-44642)

Request to authorize the City Manager, or his designee, to enter into a contract with Genesis Resource, Inc. (Genesis) for equipment and maintenance services for the Morse Watchmans KeyWatcher Key Control System (Key Control System) at Phoenix Sky Harbor International Airport (Airport) in an amount not to exceed $425,000 over the five-year term of the contract. The contract may contain other terms and conditions deemed necessary or appropriate by the City Manager or his designee. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The contract will require Genesis to provide maintenance services for the existing Key Control System at the Airport and to add, upgrade, and replace equipment as needed at various buildings and facilities throughout the Airport. The Key Control System secures keys for City-owned vehicles and facilities throughout the Aviation Department to eliminate the possibility of theft.

Procurement Information

An Invitation for Bid (IFB) 18-023 was conducted in accordance with Administrative Regulation 3.10. One offer was received by the Contract and Services Division on March 21, 2018 and that was from Genesis. The offer was evaluated and deemed responsive and responsible.

Contract Term

The term of the contract is five years and will commence on or about July 1, 2018. The contract will not include any option to extend the term.

Financial Impact

The total cost of the contract will not exceed $425,000 over the five-year term. Funds are available in the Aviation Department budget.

Concurrence/Previous Council Action
The Downtown, Aviation, Economy, and Innovation Subcommittee recommended approval of this item on May 2, 2018 by a vote of 4-0.

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

This item was adopted.

142 Aviation Department Operations Security Portal Services - RFA 18-032 (Ordinance S-44701)

Request to authorize the City Manager, or his designee, to enter into a contract with Quantum Secure, Inc. to maintain and support the Operations Security Portal (OSP) for the Aviation Department in an amount not to exceed $1.9 million for a five-year aggregate contract term. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
The services provided by Quantum Secure, Inc. are used to create and manage all security badges in the OSP system for Phoenix Sky Harbor International Airport, Deer Valley Airport, and Goodyear Airport. The Transportation Security Administration (TSA) mandates the airport security requirements and any interruption with the security services will result in negative impact to the airport operations and possible fines from the TSA. Additionally, a custom integration exists between OSP and the Honeywell Enterprise Building Integrator and Access Control and Alarm Monitoring System (ACAMS). This provides the physical security access portals that control airport employee access to the secure areas of the airports using the security badges. The services ensure continuity, efficiency, and stability in airport operations.

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

Procurement Information
In accordance with Administrative Regulation 3.10, a Special Circumstances Determination Memo was approved to contract with

Quantum Secure, Inc.

Contract Term
The initial two-year term of the contract will begin on or about June 15, 2018 with three one-year options to extend for a five-year aggregate term.

Financial Impact
The contract will not exceed $1.9 million for the five-year aggregate contract term. Funds are available in the Aviation Department's operating budget.

Location
Phoenix Sky Harbor International Airport, 3400 E. Sky Harbor Blvd., Deer Valley Airport, 702 W. Deer Valley Road and Goodyear Airport, 1658 S. Litchfield Road, Goodyear, Ariz.
Council Districts: 1, 8 and Out of City

This item was adopted.

146 Runway Closure Markers - IFB 18-047 (Ordinance S-44729)

Request to authorize the City Manager, or his designee, to enter into a contract with Airport Lighting Company of NY, Inc. to provide runway closure markers for the Aviation Department for an amount not to exceed $180,000 for a five-year aggregate contract term. Further request authorization for the City Controller to disburse all funds relating to this item.

Summary
Runway closure markers are portable visual aids placed in various locations on a runway to depict temporary closure using a self-powered flashing "X" signal. The use of such markers ensures the safety of personnel who may be working on a runway during day or night time hours.

Procurement Information
The Invitation for Bid was conducted in accordance with A.R. 3.10. One proposal, from Airport Lighting Company of NY, Inc., was received and deemed responsive and responsible.

Contract Term
The contract will begin on or about July 1, 2018 for a five-year aggregate term with no options to extend.

Financial Impact
Total contract value will not exceed $180,000 over the five-year aggregate contract term. Funds are available in the Aviation Department's budget.

Location
3400 E. Sky Harbor Blvd.
Council District: 8

This item was adopted.

147 Regional Fare Collection System Improvements Project

Request to authorize the City Manager, or his designee, to issue Requests for Proposals (RFP) for the regional fare collection system improvements project.

Summary
The City of Phoenix Public Transit Department (PTD), Valley Metro and its transit partners operate under the Valley Metro name which is comprised of 16 regional cities and towns within Maricopa County. Likewise, the existing fare collection system is regional and used by all jurisdictions in the Phoenix metro area. The fare collection system was implemented in 2007 and has exceeded its useful life. Also, technology has considerably advanced, and public demand for new ways to purchase fares significantly strengthens the need for a new fare collection system.

In recent years, fare collection systems across the nation have undergone substantial changes. Most major public transportation networks have introduced smartcards to their systems and other media options such as mobile applications. The smartcard program involves upgrading multiple facets of the current fare system including hardware and software, as well as modifying the fare policy, distribution, websites, and fare media. These fare collection instruments provide convenience for customers, fare media choice, stored value choices, faster boardings with tap technology, and eliminate wait times when purchasing tickets.

As regional leaders, the City of Phoenix and Valley Metro are charged with developing the new fare collection system. A series of regional workshops in 2015 and 2016, led by our consultant CH2M, provided discussion on smartcard distribution, mobile ticketing, media transition, reloadable smart cards, operations and procurement, and data processing. Based on the workshops, a new fare collection system will focus on obtaining better data on ridership and revenue reconciliation, clear and better controls over reduced fare and media distribution, expansion of the smartcard to the public, and development of mobile ticketing. In the public outreach efforts for Proposition 104 (Transportation 2050) the public input demonstrated a significant desire for improved fare purchasing options - specifically a mobile application and reloadable smart cards.

Project Objectives

Project objectives came primarily from the needs and shortcomings of the current system, regional workshop input, and the public. The project is focused heavily on the customer experience and the integration of a non-proprietary system. The new system must provide a technology friendly experience for the customer in addition to creating a more efficient and expandable system in the future. The following objectives serve as the guiding principles for the new regional fare collection system design.

1. Improved Fare Payment Options for Customers
   a. Offer stored value, or electronic cash, to provide flexibility for occasional riders.
   b. Enable innovative fares, including fare capping, time, and location-based products.
   c. Explore new fare technologies, such as mobile phone ticketing and open architectures.

2. Improved Data Collection and Ridership/Revenue Reconciliation
   a. Provide the capability to accurately correlate sales and usage data.
   b. Provide more accurate ridership data.
   c. Improve revenue reconciliation that is not dependent on manual process and reporting.

3. Increased Control Over Media Distribution and Reduced Fare Programs

a. Require reduced fare eligibility for reduced fares purchases at point of sale.

b. Control, reduce, or better determine fare evasion or misuse.

c. Reduce fare media costs where possible.

4. Explore Long Term Alternatives with Phased Implementation

a. Start with core improvements and expand.

b. Consider enhanced features with costs to prioritize improvements.

c. Require open architecture to facilitate adding features, components/hardware,and/or functionalities from third parties.

Procurement Information

The City of Phoenix, Valley Metro and regional transit partners are ready to move forward with the issuance of an initial RFP. The Public Transit Department will take the lead on the procurement of a new fare collection system with the scope of work and specifications developed through a regional collaboration. An initial RFP will be issued with the project broken down into two initial phases in order to introduce improvements in a cost effective, time efficient and customer friendly manner. A second RFP will be issued at a later date for Phase 3.

Phase 1 - Mobile Ticketing with Validators

A mobile app will be developed and be available to transit customers, with validation at rail stations and on buses using validators capable of reading barcodes from the mobile ticketing app.

Phase 2 - Smartcard Ticket Vending Machine (TVM) and Retail Network

Smartcards will be made available to the general public, including reduced fare customers, for the purchase of fare products. Account reload will be available through new TVMs, a retail network, and a website.

Phase 3 - Farebox Upgrade

Depending on the regional consensus and existing fare box life span, a second RFP will be issued at a later date for the purchase and installation

of new fareboxes. New fare boxes would ultimately be for cash purchases of single rides only as mobile ticketing and smartcards would be the predominant methods to purchase fares.

Specifications for the new fare collection system are being developed to be included in the initial RFP. This will be a highly technical project and the depth of the specifications are key to evaluating proposals. An evaluation committee with regional makeup would be charged with evaluating the proposals with support from the consultant and a technical support team from Public Transit, Information Technology Services, and Valley Metro. Proposals are anticipated to be evaluated by the evaluation committee in the following general categories (listed in no particular order of priority): Qualifications of Team, Cost, Technical Solution and Project Approach.

The proposals will be submitted in such a manner to allow the region to pick and choose the elements of the fare collection system based on regional consensus on priorities and cost.

Preliminary Project Schedule
January - June 2018: RFP development.
July 2018 - March 2019: Procurement process and contract award.
April 2019 - December 2020: Phase 1 design and development, manufacturing, installation and testing.
December 2020: Phase 1 launch.
June 2020: Phase 3 RFP Issuance.
December 2021: Phase 2 and 3 launch.

Phase 2 would be implemented approximately one year after Phase 1, but design review and development of the smartcard program would begin upon award of the contract.

Financial Impact
The project will be funded with regional sales tax proceeds (Prop 400) and federal funds for public transit capital improvement projects.

Concurrence/Previous Council Action
On March 29, 2018, the Citizens Transportation Commission

recommended Transportation and Infrastructure Subcommittee and City Council approval of this item by a vote of 10-0. The Transportation and Infrastructure Subcommittee recommended approval of this item by a vote of 3-0 on April 18, 2018.

This item was approved.

148 Request Authorization to Submit Federal Highway Administration Grant Application and Enter Into Grant Agreement (Ordinance S-44734)

Request to authorize the City Manager, or his designee, to: (1) apply for Federal Highway Administration (FHWA) Advanced Transportation and Congestion Management Technologies Deployment Initiative discretionary grants for a federal amount not to exceed $14 million; and (2) enter into agreements with the FHWA or the U.S. Department of Transportation for the purpose of accepting the awarded grants. Further request to authorize the City Treasurer to accept and the City Controller to disburse the funds for purposes of this ordinance.

Summary

The Fixing America's Surface Transportation Act or "FAST Act" established new program funding in 2016, in part through the FHWA, to make competitive grants available for the model deployment of sites for large scale installation and operation of advanced transportation technologies to improve safety, efficiency, system performance and infrastructure return on investment in rural and urban areas throughout the country. The deployments are expected to provide benefits such as reduced traffic congestion and improved travel time reliability; optimize multimodal system performance, and cost savings to transportation agencies, business, and the traveling public.

The City of Phoenix is seeking award of two components of the grant described below:

The Public Transit Department will submit a grant application for up to $7 million in federal funding to assist in the implementation of the planned regional Fare Collections System upgrade project. The new system would also move away from magnetic-striped, paper passes toward electronic fare media, including mobile tickets and smartcards. The account-based electronic fare media will allow for greater control of

reduced fares at the point of sale. The initial phase will deploy mobile ticketing region-wide for fixed route bus and light rail services while the second phase will create a smartcard system (account-based reloadable smartcard).

The Street Transportation Department will submit a grant application for up to $7 million to develop a transit signal priority (TSP) strategy in coordination with our voter-approved plan for 75 miles of bus rapid transit (BRT). The first BRT route is scheduled to open in 2023 and will include a TSP strategy to improve traffic and transit progression. Grant funds will be used to determine software, control, and activation/detection equipment and implementation path necessary to deploy the desired TSP, including estimations of cost. The first implementation will be a pilot engaging TSP during peak periods to evaluate and optimize traffic and transit progression in highly congested corridors. Although TSP is being implemented with BRT, the technology will be designed to coordinate with the existing signal system and can be used to address traffic congestion in other areas of the City.

Financial Impact

FHWA grant applications for this project require a minimum 50 percent non-federal cost share. The Public Transit Department's local match will come from regional Public Transportation Funds (Proposition 400), for the non-federal share for the region. The Street Transportation Department's local match will come from the Department's Capital Improvement Program budget.

This item was adopted.

149 Request Authorization to Submit Annual Federal Transit Administration Grant Application and Enter Into Grant Agreements (Ordinance S-44736)

Request to authorize the City Manager, or his designee, to: (1) submit applications for Federal Transit Administration (FTA) grant assistance; (2) enter into agreements with the FTA for the purpose of accepting awarded grants; and (3) enter into agreements with other agencies receiving a share of the FTA grant funds as pass-through from the City of Phoenix; and, authorizing the City Treasurer to receive, and the City Controller to disburse, grant funds in accordance with the terms of the aforementioned

grants and agreements. The total of all grant funds in the applications is $118,829,228.

Summary

The City of Phoenix is the designated recipient of FTA grant funds for the Phoenix-Mesa Urbanized Area (UZA) and the direct recipient for the Avondale-Goodyear Urbanized Area (UZA). As such, the City of Phoenix submits FTA grant applications on behalf of all local governments and agencies in the region.

All projects are in the MAG-approved Transportation Improvement Program and in the Arizona Department of Transportation approved State Transportation Improvement Program.

Projects included for Phoenix are: 13 articulated replacement buses, 36 replacement dial-a-ride vans, fare collection system, preventive maintenance, support services and program administration.

Financial Impact

The total of all grant funds in the applications is $118,829,228. The total federal funds allocated to Phoenix projects is $31,465,683, for which the required matching funds of $5,673,661 are available from Transportation 2050 sales taxes and the Proposition 400 Public Transportation Fund in the Public Transit Department's 2018-2019 Operating Budget and five-year 2019-23 Capital Improvement Program. The applications and total federal amounts by fund type are:

FTA Section 5307 Phoenix-Mesa Urbanized Area Formula funding for capital, planning and operating assistance projects to benefit the entire Phoenix-Mesa Urbanized Area - $52,641,177.

FTA Section 5307 Avondale-Goodyear Urbanized Area Formula funds apportioned to the Avondale-Goodyear urbanized area - $3,744,956.

Federal Congestion Mitigation and Air Quality Improvement Program (CMAQ) and Surface Transportation Block Grant Program (STBFP) funds transferred from the Federal Highway Administration (FHWA) to FTA for capital projects - $17,396,571 and $27,117,890.

FTA Section 5339 Bus and Bus Facilities Formula funding to include capital projects to benefit the entire Phoenix-Mesa urbanized area - $6,478,523.

FTA Section 5339 Bus and Bus Facilities Formula funding to include capital projects to benefit the entire Avondale-Goodyear urbanized area - $94,957.

FTA Section 5337 State of Good Repair - High Intensity Fixed Guideway Program funding for capital projects to benefit the entire Phoenix-Mesa urbanized area - $4,028,855.

FTA Section 5337 State of Good Repair - High Intensity Motorbus Program funding for capital projects to benefit the entire Phoenix-Mesa urbanized area - $4,159,451.

FTA Section 5310 Enhanced Mobility of Seniors and Individuals with Disabilities funding for capital projects and operating assistance to benefit the entire Phoenix-Mesa urbanized area - $3,166,848.

This item was adopted.

150 Automated Vehicle Locator Services Contract Recommendation (Ordinance S-44634)

Request to authorize the City Manager, or his designee, to enter into a contract with Manhattan Telecommunications Corporation, dba MetTel, to provide automated vehicle locator services, such as tracking vehicles and monitoring vehicle data for business decisions and other operational support processes, in an amount not to exceed $1,750,000 over the life of the contract. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The contractor will provide telematic hardware and software solutions for tracking vehicles and obtaining essential data for vehicle maintenance, routing and customer inquiries for the Public Works and Water Services departments. Responsibilities will include gathering and maintaining data essential for continuity of operations for more than 1,000 vehicles.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as a result of a Determination Memo to use General Services Administration (GSA) cooperative agreement GS-35F-0494X, General Purpose Commercial Information Technology Equipment, Software and Services.

Contract Term

The initial two-year contract term shall begin on or about July 1, 2018, and end on June 30, 2020. Provisions of the contract include an option to extend the term of the contract for up to three additional years, in one-year increments, which may be exercised by the City Manager or designee.

Financial Impact

The contract will have an initial two year $700,000 estimated expenditure with a total aggregate amount not to exceed $1,750,000 over the life of the contract. Funds are available in the Public Works and Water Services departments' budgets.

This item was adopted.

151 Additional Expenditures for Fuel Site Computer Maintenance (Ordinance S-44635)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 136054 with Multiforce Systems Corporation and extend the contract to provide for continued fuel site computer maintenance. Additional expenditure of $338,895 is needed, and the revised aggregate value will not exceed $838,895. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The City contracted with Multiforce Systems Corporation to provide FuelForce hardware and software support services for the fuel management systems at 88 fuel sites managed by the Public Works and Public Transit departments. Continued support is required to allow the systems to track fuel usage of all City vehicles and monitor fuel inventories at all fuel sites, excluding the Aviation Department. This request to extend the contract and allow additional expenditures would ensure uninterrupted hardware and software support required for this critical function. The contract extension also allows Public Works to conduct a Request for Proposals solicitation for new hardware and software systems, as well as allows transition time for any new system to be implemented. This item has been reviewed and approved by the

Information Technology Services Department.

Procurement Information
In accordance with Administrative Regulation 3.10, normal competition is being waived via a Determination Memo Without Competition, as Multiforce Systems Corporation is the system manufacturer of FuelForce, and only Multiforce personnel or its authorized agents may support, enhance, modify, service or provide interfaces to or from these products.

Contract Term
This contract extension will begin on or about July 1, 2018, with an initial one year contract term and two options to extend the contract term in one year increments, for a total contract term of three years.

Financial Impact
Additional expenditure of $338,895 is needed, and the revised aggregate value will not exceed $838,895. Funds are available in the Public Works and Public Transit departments' budgets.

Concurrence/Previous Council Action
This contract was approved by City Council on May 15, 2013.

This item was adopted.

152 Residential Curbside Textile Diversion Services Contract Recommendation (Ordinance S-44673)

Request to authorize the City Manager, or his designee, to contract with Goodwill of Central and Northern Arizona for Residential Curbside Textile Diversion Services. Further request authorization for the City Treasurer to accept all funds related to this item.

Summary
In 2013, the City adopted the goal of diverting 40 percent of trash from the landfill by the year 2020. In April 2016, the goal was expanded to achieve Zero Waste by 2050. As part of the Reimagine Phoenix Initiative to achieve these goals, the Public Works and the Community and Economic Development Departments have been collaborating to create

public-private partnerships to build the City's circular economy by redirecting materials back into the economy instead of sending them to the landfill.

This contract will support these efforts by providing curbside textile diversion services to the City's Solid Waste customers to redirect textiles currently in the municipal waste and recycling streams. Goodwill and City staff will phase in implementation of the Citywide residential curbside textile diversion program for the City's Solid Waste customers over the course of one year.

Procurement Information
In accordance with Administrative Regulation 3.10, the Public Works Department issued a Request for Proposals to find an entity to provide curbside textile diversion services. Two proposals were received on Feb. 7, 2018.

A panel evaluated the proposals on the following criteria: proposed price per pound of textiles collected to be paid to the City; qualifications and approach to the business opportunity; and the proposer qualifications and experience. The panel included City staff as well as subject matter experts. The results are as follows:

Goodwill of Central and Northern Arizona: 922 points
Curb My Clutter, LLC.: 400 points

Contract Term
The initial term of the contract is one year beginning on or about September 2018. Provisions of the contract will include an option to extend the term for up to four years, in one-year increments, which may be exercised by the City Manager or his designee.

Financial Impact
The City is expected to receive a modest amount of revenue associated with this contract.

Concurrence/Previous Council Action
The Transportation and Infrastructure Subcommittee recommended City

Council approval of this item on May 8, 2018, by a vote of 3-0.

This item was adopted.

153 Intergovernmental Agreement with City of Glendale for Disposal of Solid Waste Material (Ordinance S-44732)

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the City of Glendale to manage solid waste materials delivered for processing or disposal at City facilities. This IGA will be conducted as a true balanced reciprocal agreement on a ton-for-ton basis with no monetary exchange required.

Summary

Historically, the City of Phoenix and the City of Glendale have used each other's disposal facilities when there is an economical and increased service efficiency for solid waste operations. The current IGA 132974 began on May 1, 2012, is set to expire June 30, 2018.

This IGA creates mutual service benefits and operational efficiencies in collection and disposal, including vehicle routing, avoidance of excessive travel times and distances, fuel economy, and reduction of air pollution.

Contract Term

The initial three-year term of this IGA will begin on July 1, 2018, through June 30, 2021. Provisions of the IGA include an option for one extension for an additional three-year period, to be exercised by the City Manager, or his designee.

Financial Impact

This agreement will be conducted as a ton-for-ton exchange with no monetary value. In the event of emergency that requires either party to exceed the agreed upon amount of tonnage, the exceeding party will compensate by paying the disposal associated gate rate or price per ton.

This item was adopted.

155 Tres Rios Recreation Components - Engineering Services - WS90140015 (Ordinance S-44640)

Request to authorize the City Manager, or his designee, to enter into an agreement with Tetra Tech, Inc. to provide engineering services,

including design and permitting services and construction administration and inspection services (CA&I), for recreation facilities at the Tres Rios Wetlands. 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. The fee for services will not exceed $500,000.

Additionally, request 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 requirements 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 Tres Rios Wetlands were constructed as the final treatment for the 91st Avenue Wastewater Treatment Plant (WWTP) effluent. In addition to enhancing the effluent water quality, other benefits resulting from creation of the wetlands include rehabilitation of riparian habitat in the Salt River, and mitigation of flood damage to the adjacent community. During its conception phase, the Tres Rios Wetlands was originally planned to include public recreational and environmental education components.

These components were designed by Tetra Tech, Inc. and its subconsultants. Tetra Tech Inc.'s design contract was with the U.S. Army Corps of Engineers (USACE) and reached 95 percent completion. The plans were not completed because the USACE was unable to fund the planned 50 percent federal match to the City of Phoenix funds.

The Water Services Department is now seeking continuation of the project using the USACE's 95 percent design documents of the recreational facilities as completed by Tetra Tech, Inc. to develop an updated set of scaled-back construction documents with the recreational elements as selected by the City of Phoenix. The USACE has granted Tetra Tech, Inc. approval to use the 95 percent design documents in the

preparation of final design documents for the City of Phoenix.

Tetra Tech, Inc.'s CA&I services will include, but are not limited to: project administration services, engineering services during construction, inspection services and other CA&I related services as required during construction.

Procurement Information
Tetra Tech, Inc. was chosen for this project using a direct select process according to section 34-103 of the Arizona Revised Statutes.

Contract Term
The term of the contract is four years after issuance of Notice to Proceed. 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 terms.

Financial Impact
Staff will execute the initial contract for design services for a fee not-to-exceed $240,000, including all subconsultants and reimbursable costs.
Contract amendments may be executed for construction administration and inspection services or other contract services totaling an amount not-to-exceed the remaining $260,000, and will be reviewed and approved separately by the Budget and Research Department.
The total amount of $500,000 for contract services, is available in the Water Services Department's Capital Improvement Program budget. Contract payments may be made up to the contract limits for all rendered contract services, which may extend past the contract termination.

Location
Tres Rios Wetlands, at the intersection of the Salt, Agua Fria and Gila rivers adjacent to the 91st Avenue Wastewater Treatment Plant.
Council District: 7

This item was adopted.

156 West Yard Site Development Project - Construction Manager at Risk Construction Phase Services - WS85450023 (Ordinance S-44643)

Request to authorize the City Manager, or his designee, to enter into an agreement with FCI Constructors, Inc. to provide Construction Manager at Risk (CMAR) Construction Phase Services for the West Yard Site Development project. 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. The fee for services will not exceed $20,000,000.

Summary

The West Yard Site Development Project is located on a 34-acre parcel at Camelback Road and 45th Avenue that is currently owned by the Water Services Department. The site will be developed as a field crew service yard to replace old, inadequate yards located in residential areas. Consolidating staff and services at a regional location will reduce the impact of existing yards on neighborhoods, improve safety, and increase security for staff and department assets. Work will include development of an administration building, warehouse, maintenance shop facility, locker rooms, storage areas, various parking areas, and landscaping.

FCI Constructors, Inc.'s initial contract services will include preparation of a Guaranteed Maximum Price (GMP) proposal for the Construction Phase Services provided under the contract and participating with the City in a process to achieve the local and Small Business Enterprise goal that will be set for the project. FCI Constructors, Inc. will be required to solicit bids from prequalified subcontractors and to perform the work using the City's subcontractor selection process. FCI Constructors, Inc. may also compete to self-perform limited amounts of work.

FCI Constructors, Inc. will assume the risk of delivering the project through the GMP. The construction services include, but are not limited to: bidding, awarding and managing subcontractors; preparing necessary GMP proposals; and implementing the rehabilitation solutions determined

under the pre-construction phase.

Procurement Information
FCI Constructors, Inc. was selected for this project 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 CMAR Design Phase Services Contract.

Contract Term
The term of the contract is expected to be 24 months after issuance of the Notice to Proceed. Contract work scope identified and incorporated into the contract prior to the end of the contract may be agreed to by both parties, and work may extend past the termination of the contract. No additional contract work scope may be executed after the end of the contract term.

Financial Impact
Staff will execute the initial CMAR construction services contract for GMP preparation services for a fee not-to-exceed $50,000, including all subcontractor and reimbursable costs. Staff may execute amendments to the contract for GMP services or other construction phase services for an amount not-to-exceed $19,950,000, for a new total contract value of $20,000,000, including all subcontractor and reimbursable costs.

Funding is available in the Water Services Department's Capital Improvement Program budget. The Budget and Research Department will separately review and approve funding availability prior to the execution of any amendments. Contract payments may be made up to contract limits for all rendered contract services, which may extend past the contract termination.

Location
Camelback Road and 45th Avenue
Council District: 5

This item was adopted.

157 Booster Pump Station Rehabilitation and Replacement Project,

Packages 1 and 2 - Construction Manager at Risk Construction Phase Services - WS85100032 (Ordinance S-44647)

Request to authorize the City Manager, or his designee, to enter into an agreement with MGC Contractors, Inc. to provide Construction Manager at Risk (CMAR) construction phase services in support of the Booster Pump Station (BPS) Rehabilitation and Replacement project. The fee for services will not exceed $16,605,529.60. 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

The City assessed and ranked 108 water distribution system BPSs and determined improvements will be completed over the next five to seven years at the 30 sites most in need of improvement. The first six of the sites to be improved have been divided into two packages that are being awarded to two separate engineering firms.

Package 1 consists of a complete rebuild of the following stations:

BPS 6J-B1 (capacity 0.22 MGD with three pumps), Lower Du Sommet.
BPS 5N-B1 (capacity 0.043 MGD with two pumps), Upper Mount Central.
BPS 7J-B1 (capacity 0.16 MGD with three pumps), Upper Du Sommet.
BPS 10A-B1 (capacity 0.94 MGD with four pumps), Casa De Cielo.

Package 2 consists of the following stations and activities:

BPS 5F-B2 (capacity 0.40 MGD with three pumps), Upper Coral Gables - complete rebuild of the station.

BPS 5E-B4 (capacity 47.4 MGD with six pumps), Union Hills Water Treatment Plant - replace: two vertical turbine pumps, two silent check valves, four butterfly valves, two pump control valves, four Variable Frequency Drives (VFD), one Motor Control Center (MCC) per site, one Service Entrance Station (SES) per site, and air vacuum / release valves; and inspect the 54-inch header for possible rehabilitation or replacement. Water service will not be interrupted during construction.

MGC Contractors, Inc. will assume the risk of delivering the project

through a Guaranteed Maximum Price (GMP). The initial contract services will include preparation of a GMP proposal for the construction services provided under the contract. The CMAR will be responsible for construction means and methods related to the project, participating with the City in a process to set a local and Small Business Enterprise (SBE) goal for the project and implementing the SBE process prior to the start of construction.

MGC Contractors, Inc. will also be required to solicit bids from prequalified subcontractors and to perform the work using the City's subcontractor selection process. MGC Contractors, Inc. may also compete to self-perform limited amounts of work. The CMAR construction services will be implemented under a GMP contract amendment.

Procurement Information

MGC Contractors, Inc. was selected for this project 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 CMAR Design Phase Services.

Contract Term

The term for services is expected to be 24 months after issuance of the Notice to Proceed. 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 may be executed after the end of the contract term.

Financial Impact

Staff will execute the initial CMAR construction services contract for GMP preparation services for a fee not to exceed $105,529.60, including all subcontractor and reimbursable costs.

Contract amendments may be executed for construction services totaling an amount not to exceed $16.5 million, and will be reviewed and approved separately by the Budget and Research Department.

Funding for $16,605,529.60, including all subconsultant, subcontractor, and reimbursable costs, is available in the Water Services

Department's Capital Improvement Program budget. Contract payments may be made up to the contract limits for all rendered contract services, which may extend past the contract termination.

Previous Council Action

The CMAR Design Phase Services contract is being submitted to Council for action on May 16, 2018.

Location

Lower Du Sommet, in the area of 58th Street and Hummingbird Lane.
Upper Mount Central, in the area of Central Avenue and North Lane.
Upper Du Sommet, in the area of 57th Street and Quartz Mountain Road.
Casa De Cielo, in the area of Cave Creek Road and Carefree Highway.
Upper Coral Gables, in the area of 15th Avenue and 15th Drive.
Union Hills Water Treatment Plant, in the area of Deer Valley Drive and Cave Creek Road.

Council Districts: 2, 3, Out of City

This item was adopted.

158 Strategic Energy Management Program Development and Implementation - Assessment Services - WS85450021, WS85230051, WS90450007 and 8425302000 (Ordinance S-44649)

Request to authorize the City Manager, or his designee, to enter into an agreement with Cascade Energy, Inc. to provide Assessment Services to develop and implement a Strategic Energy Management (SEM) program for the Water Services Department's (WSD) water and wastewater treatment plants. Further request the City Controller to disburse all funds related to this item. The fee for services will not exceed $700,000.

Additionally, request authorization for the City Manager, or his designee, to take all action deemed necessary to execute all utilities-related design and construction agreements, licenses, permits, and requests for utility services related 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, telecommunication,

cable television, railroads and other modes of transportation. This authorization excludes any transaction involving an interest in real property.

Summary

WSD provides water and wastewater services in an area of approximately 540 square miles to a population of approximately 1.5 million people. WSD is the City's largest energy consumer, accounting for 36 percent of the City's electricity and natural gas usage as a whole. The majority of WSD's energy is used for water production, wastewater collection, and wastewater treatment. The Water Production Division includes five water treatment plants and more than 200 remote facilities, the Wastewater Collection Division operates and maintains approximately 30 lift stations, and the Wastewater Treatment Division includes three treatment plants. In 2016, WSD used approximately 254 million kWh of electricity for its operations at a cost of about $22 million.

WSD has implemented an aggressive program to improve energy efficiency and reduce carbon emissions through the use of new technologies, alternative energy resources, and innovative management techniques to achieve the International Organization for Standardization ISO 500001 certification.

Cascade Energy, Inc. will provide phased assessment services that include, but are not limited to, planning, energy review, training, continual improvement, and program management. The Cascade Energy, Inc. team will assist WSD staff in completing the 25 steps outlined in the Department of Energy's 50001 Ready toolbox and will substantially achieve ISO 50001 Ready Status by the end of the second year of the contract.

Procurement Information

Cascade Energy, Inc. was selected 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 may not release the scoring of proposers until a contract has been awarded. Three firms submitted proposals. The rankings follow:

Cascade Energy, Inc.: Rank 1
Lincus, Inc.: Rank 2
Oz Engineering, LLC: Rank 3

Contract Term
The term for services is expected to be three years after issuance of the Notice to Proceed. 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 may be executed after the end of the contract term.

Financial Impact
Cascade Energy, Inc.'s total fee for contract services will not exceed $700,000, including all subconsultant and reimbursable costs. The total amount of $700,000 is available in the Water Services Department's Operating and Capital Improvement Program budgets. Contract payments may be made up to the contract limits for all rendered contract services, which may extend past the contract termination.

This item was adopted.

160 Landfill Gas Operation, Maintenance and Monitoring Consulting Services Amendment - PW16520006, PW16530001 and PW16640004 (Ordinance S-44652)

Request to authorize the City Manager, or his designee, to amend Contract 128156 with Tetra Tech BAS, Inc. to provide for an increase of $1,345,679 for continued services for the Landfill Gas Operation, Maintenance and Monitoring project in option year four. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
The contract provides on-going landfill gas monitoring systems maintenance and operations for the closed Skunk Creek and 27th Avenue landfills and flare station maintenance at the closed 19th Avenue landfill. Work may also be performed at the closed Deer Valley and Del Rio landfills on an as-needed basis. The services this contract provides

are vital for the City to maintain compliance with multiple federal and county air quality regulations, for annual federal greenhouse gas reporting regulations and federal and state landfill closure requirements (Code of Federal Regulations Part 258), and for protecting the health and safety of the public and the environment.

Procurement Information

Tetra Tech BAS, Inc. was chosen for this project using a qualifications-based selection process in accordance with section 34-603 of the Arizona Revised Statutes.

Contract Term

This contract was approved with an initial five-year term, and five one-year contract options. If all contract options are exercised, the term of this contract will provide continued services through June 30, 2020. 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

The total fee for additional contract services in option year four will not exceed $1,345,679, including all subconsultants and reimbursable costs for a total contract value of $14,994,005.62. Funding is available in the Public Works 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

Contract 128156 was approved by the City Council on April 7, 2010, for five years with five one-year options to extend, with services beginning on July 1, 2010, and an original contract limit of $3,039,685.20.

On April 18, 2012, City Council approved amending the contract to provide for an increase of $3.1 million to the contract limit, as well as a consultant name change due to a merger.

On June 18, 2014, City Council approved amending the contract to provide for an increase of $4,366,987.46 to the contract limit and to exercise the first contract option to provide services through June 30,

2016.

On June 1, 2016, City Council approved amending the contract to provide for an increase of $3,141,654.16 to the contract limit, to exercise the second and third contract options to provide services through June 30, 2018, and to exercise the remaining two contact options as necessary.

Location

19th Avenue Landfill is located at 19th Avenue and Lower Buckeye Road.

27th Avenue Landfill is located at 27th Avenue and Lower Buckeye Road.

Skunk Creek Landfill is located at 3165 W. Happy Valley Road.

Deer Valley Landfill is located at 15210 N. 19th Ave.

Del Rio Landfill is located at 1150 E. Elwood St.

Council Districts: 1, 3, 7 and 8

This item was adopted.

161 Lift Station 40 Refurbishment - Engineering Services - WS90400085 (Ordinance S-44653)

Request to authorize the City Manager, or his designee, to enter into an agreement with HDR Engineering, Inc. to provide engineering services, including design and possible construction administration and inspection (CA&I) services, for the Lift Station 40 Refurbishment project located at I-10 and Ray Road. 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. The fee for services will not exceed $1,280,000.

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

Lift Station 40 refurbishment is a wet pit/dry pit facility that conveys wastewater further north 3.1 miles to a gravity sewer at Guadalupe Road east of 48th Street. The current lift station capacity is approximately 13 million gallons per day. The installed four sewage pumps cannot operate at full speed and require replacement due to age. The proposed refurbishment project includes design of a new wet well and above grade discharge piping connecting the force main, rehabilitation or replacement of pumps and associated appurtenances, influent gravity sewer relocation, and miscellaneous site improvements, including drainage.

HDR Engineering, Inc.'s design services will include, but are not limited to: obtain Wastewater Master Plan and flow monitoring data to determine updated build out flow demand due to recent expansion and development within the service area; data collection and assessment, including geotechnical and soil corrosivity investigation; design services for civil, mechanical, structural, architectural, electrical and instrumentation and control systems; construction design plans and specifications for obtaining necessary permits; assistance during the CMAR bidding process; and additional services as needed.

HDR Engineering, Inc.'s CA&I services will include, but are not limited to: assist the City in obtaining permits and approvals for the work; provide oversight of project construction activities to ensure protection against defects and deficiencies in contractors' work; inspect the site through various stages of construction for quality of the executed work; attend and/or conduct project-related construction progress meetings; provide data from construction to update Computerized Maintenance Management System per direction of the City's Water Asset Management Team; and assist with public outreach, if required.

Procurement Information

HDR Engineering, 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 may not release the scoring of proposers until a contract has been awarded. Four firms submitted proposals. The top three rankings follow:

HDR Engineering, Inc.: Rank 1
Stanley Consultants, Inc.: Rank 2
Carollo Engineers, Inc.: Rank 3

Contract Term
The term of the contract is for 18 months from issuance of the Notice to Proceed. 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 may be executed after the end of the contract term.

Financial Impact
Staff will execute the initial contract for design services for a fee not-to-exceed $630,000, including all subconsultant and reimbursable costs.
Contract amendments may be executed for construction administration and inspection services or other contract services totaling an amount not-to-exceed the remaining $650,000, and will be reviewed and approved separately by the Budget and Research Department.
The total amount of $1,280,000, including all subconsultant and reimbursable costs, is available in the Water Services Department's Capital Improvement Program budget. Contract payments may be made up to the contract limits for all rendered contract services, which may extend past the contract termination.

Location
The project is located in the area of I-10 and Ray Road.
Council District: 6

This item was adopted.

162 91st Avenue Wastewater Treatment Plant Sludge Solar Drying Beds Improvements - Design-Bid-Build - WS90100098 (Ordinance S-44654)

Request to authorize the City Manager, or his designee, to accept Quest Civil Contractors, LLC as the lowest-priced, responsive and responsible bidder and to enter into an agreement with Quest Civil Contractors, LLC for construction services. The fee for services will not exceed $4,233,891. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

Quest Civil Contractors, LLC will provide construction services in support of the 91st Avenue Wastewater Treatment Plant (WWTP) Solar Drying Beds Improvements project. The purpose of this project is to improve the 91st Avenue WWTP's on-site sludge drying process for current and future plant operations. This work includes, but is not limited to: demolishing and clearing of the area occupied by the future drying bed 57; constructing the new solar drying bed 57; constructing new drainage piping for drying bed 57 to Decant Pump Station 2; and paving and grading of the access road to sludge drying bed 57. Approved alternate work will include improvements to the existing Decant Pump Station 2 including replacing the pumps, mechanical equipment, and electrical and instrumentation improvements, and paving and grading of the access road to the solar drying bed 57. A Small Business Enterprise goal of two percent has been established for this project.

Procurement Information

Quest Civil Contractors, LLC was selected for this project using an Invitation for Bids procurement process in accordance with section 34-201 of the Arizona Revised Statutes. Five bids were received by the Street Transportation Department on March 6, 2018. The bids were sent to the Equal Opportunity Department for review to determine subcontractor eligibility and general contractor responsiveness in demonstrating compliance with the project's Small Business Enterprise goal. All bidders were deemed responsive. The bids ranged from a low of $4,233,891 to a high of $5,575,089.71. The Engineer's estimate and the three lowest responsive, responsible bidders are listed below:

Engineer's Estimate: $4,880,125
Quest Civil Contractors, LLC: $4,233,891
Hunter Contracting Co.: $4,408,739

M.A. Mortenson Company: $4,839,007

Contract Term
The term of the contract is expected to be completed within 300 calendar days from the date of issuance of the Notice to Proceed. The 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 for work in progress. No additional contract work scope changes may be executed after the end of the contract term.

Financial Impact
Quest Civil Contractors, LLC's fee for construction services will not exceed $4,233,891, including all subcontractor and reimbursable costs. Funding is available in the Water Services Department's Capital Improvement Program budget. Contract payments may be made up to the contract limits for all rendered contract services, which may extend past the contract termination.

Concurrence/Previous Council Action
The City Council approved:
Engineering design services Contract 141600 (Ordinance S-42097) on Oct. 21, 2015; and
Construction administration and inspection services Contract 145108 (Ordinance S-43605) on June 7, 2017.

Location
The 91st Avenue Wastewater Treatment Plant is located at 5615 S. 91st Ave.
Council District: 7

This item was adopted.

163 Water System Power Redundancy Project Phase II - 24th Street Water Treatment Plant - Construction Manager at Risk Design Phase Services - WS85290030 (Ordinance S-44655)

Request to authorize the City Manager, or his designee, to enter into an agreement with K&F Electric, Inc. to provide Construction Manager at

Risk (CMAR) design phase services for the Water System Power Redundancy Phase II - 24th Street Water Treatment Plant project. Further request authorization for the City Controller to disburse all funds related to this item. The fee for services will not exceed $145,148.

Summary

The objective of the Water System Power Redundancy project is to improve the ability to continue delivery of potable water to customers during potential local or regional utility outages. Phase I of the project has been implemented to provide standby power to critical equipment at Deer Valley Water Treatment Plant (WTP), Union Hills WTP, and several booster pump stations. Phase II of the project will provide a standby power system at 24th Street WTP.

K&F Electric, Inc. will begin in an agency support role for design phase services and then hold the construction contract with the City for construction of the project. The CMAR will assume the risk of delivering the project through a Guaranteed Maximum Price (GMP) contract. Services during the CMAR design phase include, but are not limited to: providing detailed cost estimating from knowledge of marketplace conditions; planning and scheduling project/construction phases to minimize interruption to City operations; evaluating alternate systems; providing constructability studies and long-lead procurements; advising on potential efficiencies in project delivery; assisting in permitting processes; and participating in the Small Business Enterprise (SBE) process to establish the SBE goal prior to construction.

Procurement Information

K&F Electric, Inc. was selected 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 may not release the scoring of proposers until a contract has been awarded. Three firms submitted proposals. The rankings are as follows:

K&F Electric, Inc.: Rank 1
Ludvik Electric Co.: Rank 2
Felix Construction Company: Rank 3

Contract Term

The term of the contract is expected to be two years after the issuance of the Notice to Proceed. 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 for work in progress. 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 CMAR design phase services for a fee not-to-exceed $145,148, including all subconsultant, subcontractor and reimbursable costs. Funding is available in the Water Services Department's Capital Improvement Program budget. Contract payments may be made up to the contract limits for all rendered services, which may extend past the contract termination.

Location

6202 N. 24th St.
Council District: 6

This item was adopted.

164 Steel Tank Rehabilitation Program - Construction Manager at Risk Design Phase Services - WS85050023 (Ordinance S-44656)

Request to authorize the City Manager, or his designee, to enter into an agreement with Felix Construction Company to provide Construction Manager at Risk (CMAR) design phase services in support of the Steel Tank Rehabilitation Program. Further request authorization for the City Controller to disburse all funds related to this item. The fee for services will not exceed $75,000.

Summary

The Water Services Department has 42 steel tanks located at 33 different sites, serving as potable water storage or pressure surge protection facilities within the City's water production and distribution system. A program has been established to assess and rehabilitate these steel tanks to prevent them from deteriorating over time, based on their coating, structural and site conditions.

Felix Construction Company will begin in an agency support role for design phase services and then hold the construction contract with the City for construction of the project. The CMAR will assume the risk of delivering the project through a Guaranteed Maximum Price (GMP) contract. Services during the CMAR design phase include: providing detailed cost estimating from knowledge of marketplace conditions; planning and scheduling project/construction phases to minimize interruption to City operations; evaluation of alternate systems; providing constructability studies and long-lead procurements; assisting in permitting processes; and participation in the Small Business Enterprise (SBE) process to establish the SBE goal for construction.

Procurement Information
Felix Construction Company was selected 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 may not release the scoring of proposers until a contract has been awarded. Five firms submitted proposals. The top three rankings follow:

Felix Construction Company: Rank 1
MGC Contractors, Inc.: Rank 2
Schofield Civil Construction, LLC: Rank 3

Contract Term
The term for services is expected to be 36 months after issuance of the Notice to Proceed. 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 may be executed after the end of the contract term.

Financial Impact
Felix Construction Company's fee will not exceed $75,000, including all subconsultant, subcontractor, and reimbursable costs. Funding for these services is available in the Water Services Department's Capital Improvement Program budget. Contract payments may be made up to the contract limits for all rendered contract services, which may extend

past the contract termination.

This item was adopted.

165 Concrete Reservoir Rehabilitation Program, 64th Street Reservoir 3 (1-ES1-3) - Design-Bid-Build - WS85050050 (Ordinance S-44657)

Request to authorize the City Manager, or his designee, to accept Quest Civil Contractors, LLC as the lowest-priced, responsive and responsible bidder, and to enter into an agreement with Quest Civil Contractors, LLC for construction services for the 64th Street Reservoir 3 (1-ES1-3) Rehabilitation project. Further request authorization for the City Controller to disburse all funds related to this item. The fee for services will not exceed $7,107,107.50.

Summary

An April 2013 assessment identified the need to rehabilitate Reservoir 1-ES1-3, a 20-million gallon reservoir dam located at the 64th Street Reservoir Facility. Rehabilitation will include, but is not limited to: new standing seam aluminum roof deck replacement, column and roof framing repair, new membrane liner, replacement of roof drainage channel curbs, and installation of a mixer system within the reservoir.

Quest Civil Contractors, LLC's services include, but are not limited to: new standing seam aluminum roof deck replacement; column and roof framing repair; new membrane liner; replacement of roof drainage channel curbs; compaction and filling of voids along the embankment; new roof access hatches and catwalks for personnel access safety; replacement, repair and re-coating of column and roof framing connectors; installation of four mixer systems within the reservoir; vegetation removal; addition of rock armor; installation of a new access roadway; and supporting electrical and instrumentation improvements. A Small Business Enterprise (SBE) goal of one percent was established for this project.

Procurement Information

One bid was received according to section 34-201 of the Arizona Revised Statutes by the Street Transportation Department on March 27, 2018. The bid was sent to the Equal Opportunity Department for review to determine subcontractor eligibility and general contractor

responsiveness in demonstrating compliance with the project's SBE goal. The one bidder was deemed responsive. The Engineer's estimate and the lowest responsive, responsible bidder is listed below:

Engineer's Estimate: $6,170,794
Quest Civil Contractors, LLC: $7,107,107.50

Contract Term
The term of the contract is expected to be completed within 275 calendar days from the date of issuance of the Notice to Proceed. The 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 for work in progress. No additional contract work scope changes may be executed after the end of the contract term.

Financial Impact
Although the low bid exceeds the engineer's estimate by greater than 10 percent, it has been determined the low bid represents a fair and reasonable price for the required contract work. Additionally, the low bid is within the total project budget. The total fee for contract services will not exceed $7,107,107.50, including all subcontractors and reimbursable costs. Funding is available in the Water Services Department's Capital Improvement Program budget. Contract payments may be made up to the contract limits for all rendered contract services, which may extend past the contract termination.

Concurrence/Previous Action
City Council approved Design Services Contract 144302 (Ordinance S-43155) with Wilson Engineers, LLC on Jan. 11, 2017.
City Council approved Construction Administration and Inspection Services Contract (Ordinance S-44517) with Wilson Engineers, LLC on May 2, 2018.

Location
6307 E. Thomas Road, Scottsdale, Ariz.
Council District: Out of City

This item was adopted.

166 Water Services Department Process Control Master Plan 2018 - Assessment Services (Ordinance S-44660)

Request to authorize the City Manager, or his designee, to enter into an agreement with Arcadis U.S., Inc. to provide assessment services to develop a Process Control Master Plan (PCMP) for the Water Services Department (WSD). Further, request authorization for the City Controller to disburse all funds related to this item. The fee for services will not exceed $1,175,000.

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

WSD uses process control systems to automate and monitor water treatment, water production, water distribution, wastewater collection, and wastewater treatment facilities and processes. These systems are in use at five water treatment plants, one water reclamation plant, two wastewater treatment plants, and more than 300 remote water and wastewater sites. These highly automated and complex systems allow the department to meet regulatory performance requirements while increasing efficiencies in chemical usage, electrical usage, and maintaining system operations. This assessment will ensure that WSD efficiently and effectively supports these critical systems.

Arcadis U.S., Inc. will refine and document WSD process control system plans and expectations, document the current process control system, and develop a roadmap for continual evolution and support.

Procurement Information

Arcadis U.S., 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 may not release the scoring of proposers until a contract has been awarded. Eight firms submitted proposals. The top three rankings follow:

Arcadis U.S., Inc.: Rank 1
Oz Engineering, LLC: Rank 2
Jacobs Engineering Group, Inc./CH2M Hill Engineers, Inc.: Rank 3

Contract Term
The term for services is expected to be 24 months after issuance of the Notice to Proceed. 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
The total fee for contract services will not exceed $1,175,000, including all subconsultants and reimbursable costs. Funding is available in the WSD's Operating Budget. Contract payments may be made up to the contract limits for all rendered contract services, which may extend past the contract termination.

This item was adopted.

167 Water Main Replacement: Area Bounded by Harrison Street to Van Buren Street and 12th Street to 16th Street - Design-Bid-Build - WS85509012 (Ordinance S-44662)

Request to authorize the City Manager, or his designee, to enter into an agreement with Action Direct, LLC dba Redpoint Contracting to provide construction services in support of a water main replacement project in the area bounded by Harrison Street to Van Buren Street and 12th Street to 16th Street. Further request authorization for the City Controller to disburse all funds related to this item. The fee for services will not exceed $4,195,109.90.

Summary

The purpose of this project is to improve water flow and reduce operations and maintenance issues in this neighborhood. This area was selected for a water main replacement project due to high overall risk of pipe failure because of pipe material and break history.

Redpoint Contracting will provide construction services that will include: installation of approximately 21,000 linear feet of new 6-inch to 12-inch water mains, 200 water service connections, 65 fire hydrants, and water service taps; removal and replacement of concrete, asphalt, and landscaping; and other work as required to complete the project. Additionally, coordination of construction with an Archaeological Monitor will take place in required areas.

A Small Business Enterprise goal of 10 percent has been established for this project.

Procurement Information
Three bids were received according to section 34-201 of the Arizona Revised Statutes by the Street Transportation Department on March 27, 2018. The bids were sent to the Equal Opportunity Department for review to determine subcontractor eligibility and general contractor responsiveness in demonstrating compliance with the project's SBE goal. All three bidders were found responsive.

Bids ranged from a low of $4,195,109.90 to a high of $4,496,153. The engineer's estimate and the three responsive, responsible bidders are listed below:

Engineer's Estimate: $3,521,119.53
Action Direct, LLC dba Redpoint Contracting: $4,195,109.90
Kinkaid Civil Construction, LLC: $4,318,798
Blucor Contracting: $4,496,153

Contract Term
Work is expected to be completed within 365 calendar days from issuance of the Notice to Proceed. 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
Although the low bid exceeds the engineer's estimate by greater than 10 percent, it has been determined that the low bid represents a fair and reasonable price for the required contract work. Additionally, the low bid is within the total project budget. Funding is available in the Water Services Department's Capital Improvement Program budget. Contract payments may be made up to the contract limits for all rendered contract services, which may extend past the contract termination.

Location
Harrison Street to Van Buren Street and 12th Street to 16th Street
Council District: 8

This item was adopted.

168 Water Main Replacement: Area Bounded by Bethany Home Road to Maryland Avenue and 7th Street to 12th Street - Design-Bid-Build - WS85509016 (Ordinance S-44663)

Request to authorize the City Manager, or his designee, to accept J. Wise Corp. as the lowest-priced responsive, responsible bidder and to enter into an agreement with J. Wise Corp. to provide construction services in support of a water main replacement project in the area bounded by Bethany Home Road to Maryland Avenue and 7th Street to 12th Street. Further request authorization for the City Controller to disburse all funds related to this item. The fee for services will not exceed $4,056,369.80.

Summary
The purpose of this project is to improve water flow and reduce operations and maintenance issues in this neighborhood. This area was selected for a water main replacement project due to the high risk of pipe failure based on pipe material types and break history.

J. Wise Corp. will provide construction services that will include: installation of approximately 21,600 linear feet of new 6-inch to 12-inch

water mains, 378 water service connections, 55 fire hydrants, water service taps, removal and replacement of concrete, asphalt, landscaping, and other work as required to complete the project.

A Small Business Enterprise (SBE) goal of 10 percent has been established for this project

Procurement Information
Four bids were received according to section 34-201 of the Arizona Revised Statutes by the Street Transportation Department on March 27, 2018. The bids were sent to the Equal Opportunity Department for review to determine subcontractor eligibility and general contractor responsiveness in demonstrating compliance with the project's SBE goal. All four bidders were found to be responsive.

Bids ranged from a low of $4,056,369.80 to a high of $4,233,758.60. The engineer's estimate and the three lowest responsive, responsible bidders are listed below:

Engineer's Estimate: $3,631,201.85
J. Wise Corp.: $4,056,369.80
Blucor Contracting: $4,119,410
Kinkaid Civil Construction, LLC: $4,232,332

Contract Term
Work is expected to be completed within 365 calendar days from issuance of the Notice to Proceed. 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
Although the low bid exceeds the engineer's estimate by greater than 10 percent, it has been determined that the low bid represents a fair and reasonable price for the required contract work. Additionally, the low bid is within the total project budget. Funding is available in the Water Services Department's Capital Improvement Program budget. Contract

payments may be made up to the contract limits for all rendered contract services, which may extend past the contract termination.

Location
Bethany Home Road to Maryland Avenue and 7th Street to 12th Street
Council District: 6

This item was adopted.

169 Water System Power Redundancy Project Phase II - 24th Street Water Treatment Plant - Engineering Services - WS85290030 (Ordinance S-44664)

Request to authorize the City Manager, or his designee, to enter into an agreement with Carollo Engineers, Inc. to provide engineering services that would include design and possible construction administration and inspection (CA&I) services for the Water System Power Redundancy Phase II - 24th Street Water Treatment Plant project. 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. The fee for services will not exceed $2.6 million.

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 agreement, 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 objective of the Water System Power Redundancy Project is to improve the ability to continue delivery of potable water to customers during potential local or regional utility outages. Phase I of the project has been implemented to provide standby power to critical equipment at Deer Valley Water Treatment Plant (WTP), Union Hills WTP, and several

booster pump stations. Phase II of the project will provide a standby power system at 24th Street WTP.

Carollo Engineers, Inc.'s design services will include, but are limited to: reviewing the existing standby power generation capability; modifying/improving existing electrical and auxiliary systems to accommodate the addition of standby power; obtaining all required permits for the construction and modifications; and providing all required services to implement alternative design, constructability, and quality control reviews that may be performed by the contractor.

Carollo Engineers, Inc.'s possible CA&I services would include but not be limited to: performing on-site examination of material; equipment and workmanship; conducting a pre-construction conference and holding subsequent meetings; providing quality control services to assure the overall technical correctness of construction phase services are being followed; and providing start-up assistance and training services.

Procurement Information
Carollo Engineers, Inc. was selected 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 may not release the scoring of proposers until a contract has been awarded. Two firms submitted proposals. The rankings are as follows:

Carollo Engineers, Inc.: Rank 1
Delta Systems LLC: Rank 2

Contract Term
The term of the contract is four years after issuance of the Notice to Proceed. 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 for work in progress. 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 engineering design services for a

fee not-to-exceed $1 million, including all subconsultant and reimbursable costs. Staff may execute amendments to the contract for additional engineering, design and/or possible CA&I services for an amount not-to-exceed an additional $1.6 million, for a total contract value of $2.6 million, including all subconsultant and reimbursable costs.

Funding is available in the Water Services Department's Capital Improvement Program budget. The Budget and Research Department will separately review and approve funding availability prior to the execution of any amendments. Contract payments may be made up to the contract limits for all rendered services, which may extend past the contract termination.

Location
6202 N. 24th St.
Council District: 6

This item was adopted.

170 Authorization to Rescind and Re-Award Construction Manager at Risk Design Phase Services Contract for Water Main Replacement: Area Bounded By Camelback Road from 26th to 40th Streets, 36th Street from Campbell Avenue to Colter Street, and 40th Street from Hazelwood Street to Camelback Road - WS85509055 (Ordinance S-44665)

Request to authorize the City Manager, or his designee, to rescind a contract originally awarded by formal City Council action on Nov. 15, 2017, to CSW Contractors, Inc. (Ordinance S-44046) and award to TALIS Construction Corporation the Construction Manager at Risk Design Phase Services Contract for Water Main Replacement: Area Bounded by Camelback Road from 26th Street to 40th Street, 36th Street from Campbell Avenue to Colter Street, and 40th Street from Hazelwood Street to Camelback Road. Further request authorization for the City Controller to disburse all funds related to this item. The fee for services will not exceed $10,000.

The City of Phoenix and CSW Contractors, Inc. could not enter into a contract due to CSW Contractors, Inc. ceasing operations.

It is recommended by the Water Services Department Director and the City Engineer that the contract be awarded to the next highest ranked proposer, TALIS Construction Corporation.

Summary

The Water Services Department replaces aging water mains within the City of Phoenix. The program focus is on water mains in alleys and easements, which historically have high break rates and are difficult to repair. Work typically includes installing new 2-inch to 12-inch water mains, plugging abandoned mains, and installing or relocating fire hydrants. Coordination with City staff and plumbing contractors regarding relocation of water services also may be required.

TALIS Construction Corporation will begin in an agency support role for the design phase service and then hold the construction contract with the City for construction of the project. Services during the CMAR design phase include: reviewing design plans and specifications; developing cost models through detailed cost estimating and knowledge of marketplace conditions; advising the City on ways to gain efficiencies in project delivery; project planning and scheduling; construction phasing and scheduling that will minimize interruption to the City; alternate systems evaluation and constructability studies; advising the City on ways to gain efficiencies in project delivery; long-lead procurement studies and initiating procurement of long-lead items; assisting in permitting processes; and protecting the owner’s sensitivity to quality, safety, and environmental factors. A small business enterprise goal will be established for this project prior to the start of construction.

Procurement Information

CSW Contractors, Inc. was originally the the highest ranked proposer and was chosen and awarded the contract, but was unable to enter into contract. TALIS Construction Corporation was the second-highest ranking proposer for this project using a qualifications-based selection process according to section 34-603 of the Arizona Revised Statutes (A.R.S.). Therefore, TALIS Construction Corporation has now been chosen for this project.

Eight firms originally submitted proposals. The top four rankings follow:

CSW Contractors, Inc.: Rank 1 (unable to enter into Contract)
TALIS Construction Corporation: Rank 2 (selected firm)
Pulice Construction, Inc.: Rank 3
Haydon Building Corp.: Rank 4

Contract Term
The term for services is expected to be 12 months after issuance of the Notice to Proceed. 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 may be executed after the end of the contract term.

Financial Impact
TALIS Construction Corporation's fee will not exceed $10,000, including all subconsultant, subcontractor, and reimbursable costs. Funding for these services is available in the Water Services Department's Capital Improvement Program budget. Contract payments may be made up to the contract limits for all rendered contract services, which may extend past the contract termination.

Concurrence/Previous Council Action
Council originally awarded a contract to CSW Contractors, Inc. (Ordinance S-44046) on Nov. 15, 2017.

Location
This project is in the area bounded by:
Camelback Road from 26th to 40th streets.
36th Street from Campbell Avenue to Colter Street.
40th Street from Hazelwood Street to Camelback Road.

Council District: 6

This item was adopted.

171 Aquifer Storage and Recovery Well 303 - Construction Manager At

Risk Construction Phase Services Amendment - WS85010051 (Ordinance S-44667)

Request to authorize the City Manager, or his designee, to execute Amendment 1 to Contract 144845 with MGC Contractors, Inc. to provide additional Construction Manager at Risk (CMAR) construction services for the Aquifer Storage and Recovery (ASR) Well 303 project. 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. The fee for services will not exceed $6,342,000.

Summary

The above-ground equipment portion of ASR Well 303 is currently in design phase with construction scheduled to begin December 2018. The well's expected production capacity is about 1,200 to 1,500 gallons per minute (gpm). Water pumped from the well will be used to supplement supplies for potable water customers in northeast Phoenix. During periods of low water demand, the City plans to store surplus potable water in the aquifer by injecting potable water down this well. The anticipated injection rate is 1,200 gpm with an objective of recharging 1,000 to 1,200 acre-feet per year, which aims to stabilize water levels in the northeast Phoenix aquifer.

MGC Contractors, Inc. will assume the risk of delivering the project through a Guaranteed Maximum Price (GMP) and will be responsible for construction means and methods related to this project, participating with the City in a process to set a local and Small Business Enterprise (SBE) goal for the project, and implementing the SBE process. MGC Contractors, Inc. will be required to solicit bids from prequalified subcontractors to perform work under the City's subcontractor selection process. MGC Contractors, Inc. may also compete to self-perform limited amounts of work.

Procurement Information

MGC Contractors, Inc. was chosen for this project 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 CMAR Design Phase Services for this project.

Contract Term
The term for this contract is expected to be 18 months from issuance of the Notice to Proceed. 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 may be executed after the end of the contract term.

Financial Impact
MGC Contractors, Inc.'s fee for construction services will not exceed $6,342,000, including all subcontractor and reimbursable costs. Funding for these services is available in the Water Services Department's Capital Improvement Program budget. Contract payments may be made up to the contract limits for all rendered contract services, which may extend past the contract termination.

Concurrence/Previous Council Action
The City Council approved:
Design Services Contract 144850 (Ordinance S-43436) with Brown and Caldwell, Inc. on April 19, 2017;
CMAR Design Phase Services Contract 144946 (Ordinance S-43507) with MGC Contractors, Inc. on May 10, 2017; and
CMAR Construction Phase Services Contract 144845 (Ordinance S-43431) with MGC Contractors, Inc. on April 19, 2017.

Location
4902 E. Ashler Hills Drive
Council District: 2

This item was adopted.

172 Lift Station 43 Operational Improvements - Design-Bid-Build - WS90400028 and WS90400070 (Ordinance S-44668)

Request to authorize the City Manager, or his designee, to accept Quest Civil Contractors, LLC as the lowest-priced, responsive and responsible bidder and to enter into an agreement with Quest Civil Contractors, LLC

for construction services for Lift Station 43 Operational Improvements project. Further request authorization for the City Controller to disburse all funds related to this item. The fee for construction services will not exceed $3,696,696.

Summary

Quest Civil Contractors, LLC construction services include, but are not limited to: demolition of existing pumping equipment, discharge piping, valves, valve vault, bypass, odor scrubber, and other miscellaneous appurtenances. Work also includes: construction of the wet well interior, pumping equipment, discharge piping, isolation valve, magnetic flow meters, pig launching station for various maintenance operations, perimeter wall, earthwork, structures, biofilter, electrical equipment, and instrumentation and control equipment.

A Small Business Enterprise (SBE) goal of five percent has been established for this project.

Procurement Information

Four bids were received according to section 34-201 of the Arizona Revised Statutes by the Street Transportation Department on April 3, 2018. The bids were sent to the Equal Opportunity Department (EOD) for review to determine subcontractor eligibility and general contractor responsiveness in demonstrating compliance with the project's Small Business Enterprise goal. The low bidder was deemed responsive. Two bidders were deemed non-responsive for failure to meet the SBE goal and one bidder was deemed non-responsive for failure to submit required paperwork.

Bids ranged from a low of $3,696,696 to a high of $4,962,813. The engineer's estimate and the one, responsive, responsible bidder is listed below:

Engineer's Estimate: $4,124,000
Quest Civil Contractors, LLC: $3,696,696

Contract Term

The term of the contract is expected to be completed within 270 calendar

days from the date of issuance of the Notice to Proceed. 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
Quest Civil Contractors, LLC's fee for services will not exceed $3,696,696, including all subcontractors and reimbursable costs. Funding is available in the Water Services Department's Capital Improvement Program budget. Contract payments may be up to the contract limits for all rendered contract services, which may extend past the contract termination.

Location
In the area of 75th Avenue and Southern Avenue
Council District: 7

This item was adopted.

173 Collection System Lift Station Condition Assessment Consulting Services - WS90400083 (Ordinance S-44670)

Request to authorize the City Manager, or his designee, to enter into an agreement with Wilson Engineers, LLC to provide Assessment Services to conduct comprehensive condition assessments on the City's 29 lift stations, and to exercise amendments to the agreement as necessary within the Council-approved expenditure authority below. Further, request authorization for the City Controller to disburse all funds related to this item. The fee for services will not exceed $1.8 million.

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 purpose of this project is to assess the condition of lift station equipment, structures, facilities and properties, with the exclusion of odor control chemical feed equipment.

Wilson Engineers, LLC will conduct a comprehensive condition assessment of assets and facilities, determine the estimated remaining useful life of the assets and facilities, and document the results in a report for each lift station site. Rehabilitation recommendations with cost estimates will be developed for each lift station. Asset self-assessment training for operations staff is also included in this service.

Procurement Information
Wilson Engineers, LLC 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 may not release the scoring of proposers until a contract has been awarded. Eight firms submitted proposals. The top three rankings follow:

Wilson Engineers, LLC: Rank 1
Arcadis U.S., Inc.: Rank 2
Stanley Consultants, Inc.: Rank 3

Contract Term
The term for services is expected to be three years after issuance of the Notice to Proceed. 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 agreement for $600,000, including all subconsultants and reimbursable costs. Amendments to the contract may be exercised for additional assessment services not-to-exceed the remaining $1.2 million, which will be reviewed and approved separately

by the Budget and Research Department. Funding for these services is available in the Water Services Department's Capital Improvement Program budget. Contract payments may be made up to the contract limits for all rendered services, which may extend past the contract termination.

This item was adopted.

174 24th Street Water Treatment Plant Rehabilitation 2017 - Construction Manager at Risk Construction Phase Services Amendment - WS85290029 (Ordinance S-44671)

Request to authorize the City Manager, or his designee, to execute amendments to Contract 145606 with Kiewit Infrastructure West Company to provide additional Construction Manager at Risk (CMAR) construction phase services for the 24th Street Water Treatment Plant (WTP) Rehabilitation project. 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. Funding for all construction phase services will not exceed $21 million.

Summary

The 24th Street WTP is a conventional water treatment facility with the capacity to treat 140 million gallons per day. Water from the Salt and Verde Rivers is treated at the 24th Street WTP using various operations and processes. The plant was constructed during the 1950s and 1960s and upgraded during the 1990s and 2000s. A condition assessment indicated certain treatment systems are deteriorating due to age and use, and require rehabilitation and/or replacement. The treatment systems to be rehabilitated and/or replaced include flocculation basins, sedimentation basins, junction boxes, other concrete structures, filter valves, raw water inlet pipelines, sludge blowdown pipelines, main switchgears, and other electrical equipment.

Kiewit Infrastructure West Company will assume the risk of delivering the project through a Guaranteed Maximum Price (GMP) contract. Kiewit Infrastructure West Company will be responsible for construction means and methods related to the project, participating with the City in a process

to set a Small Business Enterprise (SBE) goal for the project, and implementing the SBE process. Kiewit Infrastructure West Company will also be required to solicit bids from prequalified subcontractors and to perform the work using the City's subcontractor selection process. Kiewit Infrastructure West Company may also compete to self-perform some of the work.

Procurement Information
Kiewit Infrastructure West Company was chosen for this project 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 CMAR Design Phase services contract.

Contract Term
The term of the additional CMAR construction phase services is expected to be 14 months from issuance of Notice to Proceed. 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
Contract 145606 was initially executed at a not-to-exceed amount of $50,000. Kiewit Infrastructure West Company's fee for additional CMAR Construction Phase Services under Contract 145606 will not exceed an additional $21 million, including all subcontractor, supplier, and reimbursable costs, which would bring the total contact value to $21,050,000. Funding is available in the Water Services Department Capital Improvement Program budget. Contract amendments for GMP services may be executed for construction phase services or other contract services totaling an amount not to exceed $21 million. Each GMP amendment will be reviewed and approved separately by the Budget and Research Department. Contract payments may be made up to the contract limits for all rendered contract services, which may extend past the contract termination.

Previous Council Action
On July 6, 2017 City Council approved CMAR Design Phase Services

Contract 145605 and CMAR Construction Phase Services Contract 145606 for GMP Preparation Services.

Location
6202 N. 24th St.
Council District: 6

This item was adopted.

175 Purchase Temporary Traffic Signal Trailers (Ordinance S-44682)

Request to authorize the City Manager, or his designee, to enter into a contract with OMJC Signal, Inc. to purchase temporary traffic signal trailers 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 $885,000.

Summary
When large mast arm traffic signal poles are damaged or completely knocked down due to vehicular accidents or inclement weather, the Street Transportation Department (Streets) uses 25-foot portable traffic signal trailers, also known as “Knockdown Trailers." The trailers must have adequate mast arm length to be positioned appropriately over the roadway for visibility to vehicles and pedestrian traffic. Streets' Signal Shop has completed considerable research into the manufacturing of these types of trailers and has found that OMJC Signal, Inc. is the only manufacturer of this type of equipment and holds several patents for this type of trailer.

Procurement Information
In accordance with Administrative Regulation 3.10, normal competition was waived as a result of an approved Determination Memo which stated that OMJC Signal, Inc. is the only local provider of 25-foot mast arm trailers with signals.

The Deputy Finance Director recommends that the contract with OMJC Signals, Inc. be accepted.

Contract Term

The five-year contract term will begin on or about June 1, 2018.

Financial Impact

The aggregate contract value will not exceed $885,000 and funds are available in the Street Transportation Department's budget.

This item was adopted.

176 Small Valve Assessment Program Consulting Services Amendment - WS85500320 (Ordinance S-44683)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 143789 with Pure Technologies US, Inc. dba Wachs Water Services to execute the contract option to extend services for one additional year and to increase the contract by an additional $800,000. Further request authorization for the City Controller to disburse all funds related to this item. The fee for additional services will not exceed $800,000.

Summary

The Small Valve Assessment Program's key objectives are to locate, examine, and assess water valves within the City of Phoenix water distribution system. This will increase valve accessibility, operation, identification of critical valves requiring replacement, as well as faster water line shutdowns required for pipe repair. Water valve assessment is necessary for accurate system data, for use during capital improvement projects, and to improve water distribution system performance.

Procurement Information

Pure Technologies US, Inc., dba Wachs Water Services was selected for this project using a qualifications-based selection process according to section 34-603 of the Arizona Revised Statutes.

Contract Term

The contract had an initial one-year term with a one-year contract extension option. This amendment will exercise the option to extend the contract for an additional year, for a total of two years. 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

The initial contract value was established at a not-to-exceed amount of $800,000. The contract capacity will be increased by a not-to-exceed amount of $800,000 for a new contract value of $1.6 million. The total amount of $1.6 million is available in the Water Services Department's Capital Improvement Program budget. Contract payments may be made up to the contract limits for all rendered contract services, which may extend past the contract termination.

Previous Council Action

City Council approved Contract 143789 on Oct. 19, 2016.

This item was adopted.

177 Recommendation to Terminate Dynamic Transportation Message Signs Pilot Project on 7th Avenue and 7th Street (Ordinance S-44685)

Request to authorize the City Manager, or his designee, to terminate the Dynamic Transportation Message Signs (DTMS) Pilot Project on 7th Avenue and 7th Street. This action may require the City to reimburse $708,000 to the Federal Highway Administration (FHWA).

Summary

The DTMS pilot project was initiated in 2011 as an Advanced Traveler Information System initiative to provide drivers with real-time displays of travel times on 7th Avenue and 7th Street. A grant was submitted that same year for FHWA Federal Aid funding and the City was awarded funding in 2016. The intent was to provide information that would allow both inbound and outbound motorists to make route choices at key decision locations. The project consisted of several major components including: travel time dynamic message signs; Autonomous Re-Identification Devices (ARID), which are small antennas used to collect travel times along the corridors; and the software necessary to combine City of Phoenix ARID data with Arizona Department of Transportation travel times.

Locations to provide information about northbound travel times were

identified for 7th Avenue and 7th Street south of I-10 and south of Northern Avenue, and for southbound travel times on 7th Street and Cave Creek Road north of Bell Road and north of Glendale Avenue. The proposed signs at these locations were intended to provide three choices to drivers: continue traveling on the same street, or choose a different route to the east or west based on the displayed travel times. **Attachment A** includes the originally proposed DTMS locations along with the three alternate route options to be displayed, and **Attachment B** includes a graphic showing the DTMS structures with dimensions.

Since the project's original inception in 2011, there are now a multitude of readily available travel time and path choice data sources from third-party vendors.

Public Concerns

Residents have questioned whether the DTMS project will encourage additional traffic on 7th Avenue and 7th Street, as well as the streets east and west, or generate cut-through traffic in neighborhoods. The intent was for the signs to only be visible to drivers on the specific roadway at six locations and to provide travel times for two major arterial streets or freeways. The location of the signs was intended to be seen by drivers at locations prior to arriving at major cross streets so drivers would have time to make a decision to safely move to an alternate route using the major east-west streets. There is no information provided to validate whether the signs would encourage cut-through traffic in neighborhoods, however, neighborhoods have expressed concerns that this would occur.

Additionally, there were significant public concerns about the size and aesthetics of the poles and signs, particularly in residential areas.

Recommendation

Staff recommends terminating the pilot project for the DTMS on 7th Avenue and 7th Street based on the availability of travel time information from other sources, as well as concerns expressed by residents.

The unused equipment includes signs, poles, trombone mast arms, dynamic display modules and related electronics, which may be either re-purposed for other traffic uses or sold. Items that can potentially be

re-purposed include electronic control cabinets and equipment, six standard stock power pedestals, and the ARID devices, which serve as a valuable tool for traffic engineers in evaluating traffic signal timing at signalized intersections and along major arterials. It is recommended that these devices be kept in place and used for other traffic engineering purposes.

Financial Impact

A total of $942,811 in FHWA Federal Aid funding was awarded for the DTMS project, which required a minimum local funding match of $56,989. Project expenses are $1,158,000, of which $708,000 has been charged to the federal grant. If the City Council concurs with staff's recommendation to terminate this pilot, staff will work with the FHWA to properly terminate the Federal Aid portion of the project, including potential reimbursement of the $708,000 in federal funds. Funding is available in the Street Transportation Department's Capital Improvement Program (CIP) budget.

Concurrence/Previous Council Action

The DTMS project was originally approved by the Transportation and Infrastructure Subcommittee by a vote of 3-0 on Dec. 13, 2016.

The contract awarding the DTMS pilot project to AJP Electric, Inc. was approved by City Council on Dec. 14, 2016 (Ordinance S-43107).

The Transportation and Infrastructure Subcommittee recommended termination of the pilot project on April 18, 2018 by a vote of 4-0.

This item was adopted.

178 Riverview Drive: 18th Place to 22nd Street Roadway Improvements - Design-Bid-Build - ST85110072 (Ordinance S-44686)

Request to authorize the City Manager, or his designee, to enter into an agreement with Combs Construction Company, Inc. to provide construction services in support of the Riverview Drive: 18th Place to 22nd Street Roadway Improvements project. Further request authorization for the City Controller to disburse all funds related to this item. The fee for services will not exceed $2,662,332.

Summary

The Riverview Drive project consists of constructing roadway improvements from 18th Place to 22nd Street over the existing Arizona

Department of Transportation outfall channel.

Combs Construction Company, Inc.'s construction services include, but are not limited to: constructing a new concrete box culvert, parapet walls, retaining walls with rustication finish, and headwalls; curb, gutter, sidewalks and driveways; subgrade preparation; new asphaltic concrete pavement; 24-inch storm drain mainline pipe; 18-inch connector pipe; catch basins and storm drain manholes; installation of new LED street lights and poles; trenching for underground street light circuits; architectural gabion basket planters, gabion walls and architectural decorative wave fencing; decomposed granite, landscaping and irrigation system, and other work as required to complete the project. A Small Business Enterprise (SBE) goal of 12 percent has been established for this project.

Procurement Information
Three bids were received according to section 34-201 of the Arizona Revised Statues by the Street Transportation Department on April 17, 2018. The bids were sent to the Equal Opportunity Department (EOD) for review to determine subcontractor eligibility and general contractor responsiveness in demonstrating compliance with the project's SBE goal. All three bidders were found to be responsive.

The bids ranged from a low of $2,662,332.91 to a high of $3,512,999.94. The Engineer's Estimate and the three lowest responsive, responsible bidders are listed below:

Engineer's Estimate: $2,784,556.89
Combs Construction Company, Inc.: $2,662,332.91
Hunter Contracting Co.: $2,714,137.40
Sunland Asphalt & Construction, Inc.: $3,512,999.94

Contract Term
The term of the contract is expected to be completed in 180 calendar days from issuance of the Notice to Proceed. 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
Combs Construction Company, Inc.'s fee for construction services will not exceed $2,662,332.91, including all subcontractors and reimbursable costs. The bid award amount is within the total budget for this project. Funding is available in the Street Transportation Department's Capital Improvement Program budget. Contract payments may be up to the contract limits for all rendered contract services, which may extend past the contract termination.

Location
Riverview Drive from 18th Place to 22nd Street
Council District: 8

This item was adopted.

179 Water Services Department Airport Master Infrastructure Plan - Study Services - WS85509058 (Ordinance S-44693)

Request to authorize the City Manager, or his designee, to enter into an agreement with Garver, LLC to provide study services to develop an Airport Master Infrastructure Plan for the Water Services Department (WSD). Further request authorization for the City Controller to disburse all funds related to this item. The fee for services will not exceed $600,000.

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
WSD is responsible for much of the sanitary sewer and potable water facilities at Phoenix Sky Harbor International Airport located both airside and landside, including the 72-inch sewer line that passes through the airport. It is recommended that an infrastructure strategy be developed

that allows for a campus-like provision of water and sewer services in which the WSD is responsible for public mains leading to the airport, and the airport is responsible for water and sewer lines within its campus.

Garver, LLC will identify the on-site public water lines and appurtenances that will be turned over to the airport for their ownership and maintenance; identify any new water distribution main/loop alignments; identify new water service connection locations; identify any public water and sewer ownership mapping issues or discrepancies; develop preliminary cost estimates for water and sewer design and construction phases; develop preliminary design plans for all the recommended new water and sewer main alignments; provide a study report documenting the means and methods used for selecting the alignments and transferring ownership, provide all information gathered, describe how the recommended alignments were selected; and provide a draft and final version of the study.

Procurement Information
Garver, LLC 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 may not release the scores of proposers until a contract has been awarded. Two firms submitted proposals. The rankings follow:

Garver, LLC: Rank 1
C&S Companies: Rank 2

Contract Term
The term for services is expected to be for three years after issuance of the Notice to Proceed. 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
The total fee for contract services will not exceed $600,000, including all subconsultants and reimbursable costs. Funding is available in the Water

Services Department's Capital Improvement Program budget. Contract payments may be made up to the contract limits for all rendered services, which may extend past the contract termination.

Location
3400 E. Sky Harbor Blvd.
Council District: 8

This item was adopted.

180 Lift Station 43 Force Main Condition Assessment - Consultant Services - WS90501000 (Ordinance S-44695)

Request to authorize the City Manager, or his designee, to enter into an agreement with Black & Veatch Corporation to provide consulting services for an assessment of the Lift Station 43 Force Main for the Water Services Department (WSD). Further, request authorization for the City Controller to disburse all funds related to this item. The fee for services will not exceed $400,000.

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
Lift Station 43 was constructed in 2001. This project will assess the condition of the three 24-inch diameter epoxy-lined ductile iron force main barrels at Lift Station 43. Each barrel is approximately 8,300 linear feet long. All force mains cross under the Salt River to two discharge structures in the regional interceptor system from Broadway Road to Baseline Road along 75th Avenue.

Black and Veatch Corporation will assess the condition of the three 24-inch barrels which includes the following elements: review as-builts of force mains and lift stations and any other documents pertinent to

planning and accomplishing the assessment; recommend assessment technologies; conduct a state of the art inspection which may include remote field electromagnetic technology or other continuous scanning equipment; and develop site specific health and safety plans for the work; identify/address ancillary work including any necessary modifications to force mains to allow inspections; identify/address the restoration of force main segments, valves, discharge structures, etc.; identify any rehabilitation alternatives and/or estimate of remaining force main life and recommended schedule for re-inspection; and provide engineer's construction cost estimates for rehabilitation alternatives.

Procurement Information
Black and Veatch Corporation 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 may not release the scores of proposers until a contract has been awarded. Three firms submitted proposals. The rankings follow:

Black and Veatch Corporation: Rank 1
HDR Engineering, Inc.: Rank 2
Project Engineering Consultants: Rank 3

Contract Term
The term for services is expected to be 24 months after issuance of the Notice to Proceed. 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
The total fee for contract services will not exceed $400,000, including all subconsultants and reimbursable costs. Funding is available in the Water Services Department's Capital Improvement Program budget. Contract payments may be made up to the contract limits for all rendered services, which may extend past the contract termination.

Location

75th Avenue from Broadway to Baseline roads
Council District: 7

This item was adopted.

181 Water Services Department Water Main Replacement Program Engineering On-Call Services (Ordinance S-44696)

Request to authorize the City Manager, or his designee, to enter separate agreements with eight firms to provide on-call engineering services for water main replacement. Further request authorization for the City Controller to disburse all funds related to this item. The fee for services will not exceed $2 million per contract, for a total of $16 million.

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

These firms will be responsible for providing on-call engineering services to the Water Services Department for various water main replacement projects. These services may include, but are not limited to: data collection and field survey; preparation of base maps; creation of preliminary, pre-final and final plans; preparation of specifications; coordination of utilities; management of assets; estimation of costs; performance of field surveys; and consultation during bid phases.

Procurement Information

The following firms were selected for on-call engineering services using a qualifications-based selection process according to section 34-604 of the Arizona Revised Statutes (A.R.S.). Pursuant to A.R.S. title 34, the City may not release the scoring of proposers until a contract has been awarded. Twenty-six firms submitted proposals. The top 10 rankings follow, but only eight firms will be awarded contracts based upon rank:

Entellus, Inc.: Rank 1
GHD, Inc.: Rank 2
Sunrise Engineering, Inc.: Rank 3
Michael Baker International, Inc.: Rank 4
Wilson Engineers, LLC: Rank 5
Project Engineering Consultants, LTD: Rank 6
Ritoch-Powell & Associates: Rank 7
Premier Engineering Corporation: Rank 8
Strand Associates, Inc.: Rank 9
Coe and Van Loo II, LLC: Rank 10

Contract Term
Each on-call contract for the selected firms will be for a 24-month term, or up to the limit of $2 million, whichever occurs first. The contract limits are based on expected utilization for on-call services. 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 for work in progress. No additional contract work scope changes may be executed after the end of the contract term.

Financial Impact
Fees incurred throughout the contract term will be recovered through charges made directly to the specific Capital Improvement Program. Contract payments may be made up to contract limits for all rendered contract services, which may extend past the contract termination. The fee for services will not exceed $2 million per contract, for a total of $16 million.

This item was adopted.

182 Oak Street: 3rd Street to Grand Canal Bike and Pedestrian Improvements - Design Services - ST87600121 (Ordinance S-44697)

Request to authorize the City Manager, or his designee, to enter into an agreement with AMEC Foster Wheeler Environment & Infrastructure, Inc. to provide design services for the Oak Street from 3rd Street to Grand Canal Bike and Pedestrian Improvements project. Further request authorization for the City Controller to disburse all funds related to this item. The fee for services will not exceed $370,000.

Additionally, request authorization for the City Manager, or his designee, to take 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 project is intended to modify the existing roadway configuration to provide designated bicycle lanes and sidewalk improvements along Oak Street from 3rd Street to State Route 51 (SR-51), utilizing the existing pedestrian bridge to cross SR-51, and continue north along SR-51 to the Grand Canal. The project entails the implementation of a low-stress connected bicycle corridor including bicycle related pavement markings, separation, and signage per the recommendations from the 2014 Bicycle Master Plan. The bicycle corridor will improve opportunities for safe crossing of busy streets and provide connectivity to priority bicycle corridors. Additionally, the current pedestrian access route will be upgraded to incorporate missing sections of sidewalks and construction of accessible curb ramps to meet all Americans with Disabilities Act (ADA) requirements.

AMEC Foster Wheeler Environment & Infrastructure, Inc.'s services will include: signing and striping modifications and the design of a two-way cycle track; sidewalk and curb ramp improvements to meet Americans with Disabilities Act (ADA) requirements; and upgraded street lighting. Additionally, assess and design landscaping, traffic calming measures and low impact drainage alternatives on small sections of the project, and provide public outreach during the design phase of the project and additional services as needed.

Procurement Information

AMEC Foster Wheeler Environment & Infrastructure, 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 may not release the scoring of proposers until a contract has been awarded. Six firms submitted proposals. The top three rankings follow:

AMEC Foster Wheeler Environment & Infrastructure, Inc.: Rank 1
Ritoch-Powell & Associates Consulting Engineers, Inc.: Rank 2
Olsson Associates, Inc.: Rank 3

Contract Term
The term of this contract will be 14 months from issuance of the Notice to Proceed. 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
The total fee for contract services will not exceed $370,000, including all subconsultants and reimbursable costs. Funding is available in the Street Transportation Department's Capital Improvement Program budget. Contract payments may be made up to contract limits for all rendered services, which may extend past the contract termination.

Location
Oak Street from 3rd Street to Grand Canal.
Council Districts: 4, 8

This item was adopted.

183 Request Authorization to Enter into Intergovernmental Agreement with Town of Paradise Valley for Construction Project on Lincoln Drive between 32nd Street to Palo Cristi Road (also known as 36th Street) (Ordinance S-44700)

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the Town of Paradise Valley for a construction project on Lincoln Drive between 32nd Street and Palo Cristi Road (also known as 36th Street). There is no cost to the City of Phoenix.

Summary

The Town of Paradise Valley plans to construct a sidewalk along the north side of Lincoln Drive from 32nd Street to Palo Cristi Road. The sidewalk will be constructed within the municipal boundaries of both Paradise Valley and Phoenix. The Town of Paradise Valley will pay all costs associated with this project. They will also maintain all portions of the sidewalk and associated improvements within the Town of Paradise Valley's right-of-way as well as those portions that are located within the City of Phoenix. The purpose of this IGA is to set forth the rights and responsibilities of the parties with respect to construction of this project and maintenance of the improvements. The Town of Paradise Valley will serve as the lead fiscal and construction agency.

Contract Term

The term of this Agreement shall be for 10 years, commencing on the Effective Date ("Initial Term"). Upon the expiration of the Initial Term, the Agreement may be extended, upon the mutual agreement of the parties, for additional 10-year periods.

Financial Impact

There is no financial impact for the City of Phoenix. The Town of Paradise Valley is funding construction of the project and will be responsible for on-going maintenance.

Location

North side of Lincoln Drive from 32nd Street to Palo Cristi Road (also known as 36th Street).
Council District: 6 and Out of City

This item was adopted.

184 107th Avenue: Indian School Road to Camelback Road Paving Improvements - Design-Bid-Build - ST87100161 (Ordinance S-44702)

Request to authorize the City Manager, or his designee, to accept Combs Construction Company, Inc. as the lowest-priced, responsive and responsible bidder and to enter into an agreement with Combs Construction Company, Inc. for construction services. Further request authorization for the City Controller to disburse all funds related to this item. The fee for services will not exceed $3,222,715.90.

Summary

The 107th Avenue project is a federal aid project and consists of constructing new roadway improvements to widen 107th Avenue from Indian School Road to Camelback Road.

Combs Construction Company, Inc.'s construction services include, but are not limited to: subgrade preparation; installation of asphaltic concrete pavement; installation of new concrete curb, gutter, sidewalk and driveways; installation of storm drain mainline pipe, manholes and connector pipe and catch basins; installation of new LED street lights and poles; trenching for underground street light circuits; installation of new landscaping and irrigation systems; and installation of compacted decomposed granite landscape ground cover. A Disadvantaged Business Enterprise (DBE) goal of 6.96 percent has been established for this project.

Procurement Information

Combs Construction Company, Inc. was selected for this project using an Invitation for Bids (IFB) procurement process in accordance with section 34-201 of the Arizona Revised Statutes. Two bids were received by the Street Transportation Department on March 13, 2018. The bids were sent to the Equal Opportunity Department and Arizona Department of Transportation for review to determine subcontractor eligibility and general contractor responsiveness in demonstrating compliance with the project's DBE goal. All bidders were deemed responsive. The bids ranged from a low of $3,222,715.90 to a high of $3,594,364.55. The Engineer's estimate and both bidders are listed below:

Engineer's Estimate: $4,498,854.82
Combs Construction Company, Inc.: $3,222,715.90
Nesbitt Contracting Co., Inc.: $3,594,364.55

Contract Term

The term of the contract is expected to be completed within 300 calendar days from the date of issuance of the Notice to Proceed. The 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 for work in progress. No

additional contract work scope changes may be executed after the end of the contract term.

Financial Impact

Combs Construction Company, Inc.'s fee for construction services will not exceed $3,222,715.90, including all subcontractor and reimbursable costs. The bid award amount is within the total budget for this project. Funding is available in the Street Transportation Department's Capital Improvement Program budget. Contract payments may be made up to the contract limits for all rendered contract services, which may extend past the contract termination.

Location

The project is located along 107th Avenue, from Indian School Road to Camelback Road.
Council District: 5

This item was adopted.

185 Water Department Power Packs and Hydraulic-Powered Sludge Cake Pumps - Repair, Replacement, and Maintenance Contract (Ordinance S-44641)

Request to authorize the City Manager, or his designee, to enter into a contract with Schwing Bioset, Inc. for power pack and hydraulic-powered sludge cake pump repair, replacement, and maintenance services for the Water Services Department. The aggregate value will not exceed $875,000 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 has six hydraulic-powered sludge cake pumps located at the 91st Avenue Wastewater Treatment Plant. These pumps move sludge from the dewatering centrifuges to the loading area for removal. Each pump consists of three major units: a power supply unit, a hydraulic-powered dual cylinder pump, and a lubrication ring supply unit.

Procurement Information

Under City Code Section 43-11(D) and the City’s Administrative

Regulation 3.10, the competitive procurement process was waived as a result of a Determination Memo citing Schwing Bioset, Inc. as the sole source for its goods and services. Schwing Bioset, Inc. does not certify other vendors to supply its proprietary pump parts.

The Water Services Department requests a waiver from Phoenix City Code Section 42-18(B). Schwing Bioset, Inc. seeks to limit the City's ability to obtain legal redress, damages, or other compensation in the contract. If the City Council approves this waiver, the City's sole remedy for breach would be contract cancellation.

The Water Services Department also requests a waiver from Phoenix City Code Section 42-18(C). Schwing Bioset, Inc. seeks to restrict the standard indemnification terms. Schwing Bioset, Inc. will only agree to defend and indemnify the City for liability arising out of Schwing Bioset, Inc.'s sole negligent or willful acts. If the City Council approves this waiver, allegations of wrongdoing against the City or a third party will require the City to defend and resolve any litigation itself.

Contract Term
The contract term is for seven years effective from June 1, 2018, through May 31, 2025.

Financial Impact
The aggregate value of the contact is not to exceed $875,000, with annual expenditures estimated at $125,000. Funding for this contract is available in the Water Services Department's operating budget.

Location
91st Avenue Wastewater Treatment Plant
Council District: 7

This item was adopted.

186 Onsite Testing and Repair of Large Water Meters Contract (Ordinance S-44658)

Request to authorize the City Manager, or his designee, to enter into a contract with Metering Services, Inc. to provide onsite testing and repair

of large water meters for the Water Services Department. The total requested amount will not exceed $1,945,020. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
The Water Services Department seeks to award a contract for onsite inspection, testing, repair, calibration, and if required, replacement of large water meters. These required services ensure continued high quality, reliable, and cost effective water services to meet public needs.

Procurement Information
Request for Proposals 1718-WDD-11, Onsite Testing and Repair of Large Water Meters was conducted in accordance with Administrative Regulation 3.10. Four offers were received, one of which was determined to be nonresponsive to the solicitation requirements.

The proposals were scored by a three-member evaluation panel, based on the following criteria:
Company History & Staff Qualifications: 500 points
Method of Approach: 300 points
Cost of Services: 200 points

The proposers and their scores are as follows. The maximum possible score is 1,000.
Metering Services, Inc.: 890
Vanguard Utility Services: 539
Taylor Meter Technologies: 510

The evaluation panel recommended acceptance of the offer from Metering Services, Inc. as the highest scored, responsive, and responsible offeror that is the most advantageous to the City.

Contract Term
The contract term will be for three years, with four one-year options to extend to be exercised at the City's discretion. The contract term will be effective July 1, 2018, through June 30, 2025.

Financial Impact

Expenditures are not to exceed $1,945,020 over the life of the contract. Funds are available in the Water Services Department's operating budget.

This item was adopted.

187 Purchase Solenoid Valves for Water Services Department (Ordinance S-44661)

Request to authorize the City Manager, or his designee, to enter into a contract with Geo S Thompson for solenoid valves. The aggregate value will not exceed $97,730 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 uses electric solenoid valves at every water facility where air, gas, or liquid requires an on/off control. These valves are part of the automation that allows equipment to be operated automatically or remotely.

Procurement Information

In accordance with City of Phoenix Administrative Regulation 3.10, a solicitation was issued and only one bid was received. Based on historical data, the bid was deemed fair and reasonable.

Contract Term

The contract term is for two years effective from June 1, 2018, through May 31, 2020.

Financial Impact

The aggregate value of the contract is not to exceed $97,730, with annual expenditures estimated at $48,865. Funding for this contract is available in the Water Services Department's operating budget.

This item was adopted.

188 Andritz Centrifuges and Maintenance Parts Contract (Ordinance

S-44666)

Request to authorize the City Manager, or his designee, to enter into a contract with Andritz Separation, Inc. to provide parts and services for two centrifuges for the Water Services Department. Expenditures are not to exceed $4,200,000 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 has two centrifuges located at the Union Hills Water Treatment Plant. The centrifuges are used to dewater sludge during the water treatment process. Maintenance, repairs, and parts are required to keep the equipment in optimum working order. This contract will allow Water Services to procure the parts and services necessary for equipment maintenance throughout its useful life.

Procurement Information

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

The Water Services Department requests a waiver from Phoenix City Code Section 42-18(B). Andritz seeks to limit the City's ability to obtain legal redress, damages, or other compensation in the contract. If the City Council approves this waiver, the City's sole remedy for breach would be contract cancellation.

The Water Services Department also requests a waiver from Phoenix City Code Section 42-18(C). Andritz seeks to restrict the standard indemnification terms. Andritz will only agree to defend and indemnify the City for liability arising out of Andritz's sole negligent or willful acts. If the City Council approves this waiver, allegations of wrongdoing against the City or a third party will require the City to defend and resolve any litigation itself.

Contract Term

The contract will be for ten years with two ten-year options to extend, effective July 1, 2018, through June 30, 2048.

Financial Impact
Expenditures are not to exceed $4,200,000 over the life of the contract. Funding for the contract is available in the Water Services Department's operating budget.

This item was adopted.

189 Vibration Protection Equipment, Training and Parts Contract (Ordinance S-44674)

Request to authorize the City Manager, or his designee, to enter into a contract with HPI, LLC (Turbine Services, LLC (FN)) to provide vibration protection equipment, training, and parts for the Water Services Department. Expenditures will not exceed $418,470. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
The wastewater treatment process uses centrifuges for the dewatering process in the reduction of digested sludge. The vibration equipment will generate warning alarms as well as initiate a shut-down sequence at predetermined vibration levels to reduce equipment failure. The upgrades are necessary to protect the centrifuges as well as ensure the safety of personnel operating the equipment.

Procurement Information
A solicitation was completed in accordance with City of Phoenix Administrative Regulation 3.10. The Water Services Department received two bids; both bids were determined to be responsive to the solicitation requirements. The offer submitted by HPI, LLC had the lowest bid price.

HPI, LLC: $154,949.00
KenMar Instrumentation Services, LLC: $248,975.90

Contract Term

The contract term will be for ten years effective June 15, 2018, through June 14, 2028.

Financial Impact
Expenditures will not exceed $418,470 (including applicable taxes). Funds are available in the Water Services Department's operating budget.

Location
5615 S. 91st Ave.
Council District: 7

This item was adopted.

190 Turbo Grit Pumps Contract (Ordinance S-44675)

Request to authorize the City Manager, or his designee, to enter into a contract with Western Environmental Equipment, Co. to provide turbo grit pumps, training, and parts for the Water Services Department. Expenditures are not to exceed $645,000 (including applicable taxes). Further request authorization for the City Controller to disburse all funds related to this item.

Summary
Turbo grit pumps remove grit and solid materials during the wastewater treatment process at the 91st Avenue Wastewater Treatment Plant. Grit pumps protect other equipment used during the treatment process from damage by removing solid materials. Grit pumps remove inorganic material such as sand and rock to prevent system clogs, premature wear, reduce pump damage from abrasion, and damage to downstream piping.

Procurement Information
A solicitation was completed in accordance with City of Phoenix Administrative Regulation 3.10. The Water Services Department received one bid which was determined to be responsive to the solicitation requirements. The offer submitted by Western Environmental Equipment, Co. is deemed to be fair and reasonable based on the market conditions.

Contract Term
The contract term will be for ten years effective June 15, 2018, through June 14, 2028.

Financial Impact
Expenditures are not to exceed $645,000 (including applicable taxes) over the life contract. Funds are available in the Water Services Department Operating and Capital Improvement Program budget.

Location
5615 S. 91st Avenue
Council District: 7

This item was adopted.

191 Odor Abatement Services for Sanitary Sewer System Contract (Ordinance S-44678)

Request to authorize the City Manager, or his designee, to enter into a contract with U.S. Peroxide, LLC for the full service Peroxide Regenerated Iron-Sulfite Control (PRI-SCTM) technology dosing system for the Water Services Department. Expenditures are not to exceed $5,900,000 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 uses PRI-SCTM technology to optimize hydrogen peroxide use to regenerate spent iron. Iron salts are added to the upper reaches of the Southern Avenue Interceptor sewer collection system to control hydrogen sulfite-caused odors. The PRI-SCTM system is considered to be the most effective means of controlling odors.

Procurement Information
In accordance with City of Phoenix Administrative Regulation 3.10, the competitive process was waived as a result of a Determination Memo citing that there is only one source for the necessary goods and services. U.S. Peroxide, LLC holds the patent for the PRI-SCTM technology.

Contract Term

The contract term will be for seven years effective July 1, 2018, through June 30, 2025.

Financial Impact

Expenditures are not to exceed $5,900,000 over the life of the contract. Funding for the contract is available in the Water Services Department's operating budget.

This item was adopted.

192 Maintenance, Repairs, and Service Contract for Water Services Department Fabrication Machine (Ordinance S-44679)

Request to authorize the City Manager, or his designee, to enter into a contract with Ellison Machinery Company, Inc. (Ellison Machinery) for maintenance, repairs, and service for the Haas computer numerically controlled (CNC) machine. The aggregate value will not exceed $10,000 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 currently has one Haas CNC machine. The machine fabricates parts out of brass, aluminum, and stainless steel necessary for various repairs required to maintain water supply infrastructure.

Procurement Information

In accordance with City of Phoenix Administrative Regulation 3.10, competitive procurement was waived as a result of a Determination Memo citing because Ellison Machinery is the only source for the unique services and is the only vendor certified by the manufacturer to work on the Haas CNC machine.

Contract Term

The contract term is for five years effective July 1, 2018, though June 30, 2023.

Financial Impact

The aggregate value of the contract is not to exceed $10,000, with annual

expenditures estimated at $2,000. Funding for this contract is available in the Water Services Department's operating budget.

This item was adopted.

193 Professional Services Agreement - Training Services (Ordinance S-44720)

Request to authorize the City Manager, or his designee, to add funds in the amount of $115,000 and extend Contract 143840 with McKinnon Professional Services Consulting, Inc. for training services to Water Services Department employees. With the one-time addition of $115,000, the revised aggregate contract value is now $164,500. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The funding increase is for the remainder of Fiscal Year 2017-18 as well as for a contract extension for an additional two-year performance period. An extension ensures consistent training services are provided to current and incoming Water Services employees.

Contract Term

The extended contract term is from Oct. 20, 2018, through Oct. 19, 2020.

Financial Impact

With the one-time addition of $115,000, the revised aggregate contract value is now $164,500. Funds are available in the Water Services Department's operating budget.

Concurrence/Previous Council Action

This is a contract extension for services currently provided under City Contract 143840, awarded by City Council (Payment Ordinance S-42952) on Oct. 19, 2016, with an original aggregate value of $49,500.

This item was adopted.

194 Authorization to Enter into an Agreement with National Forest Foundation (Ordinance S-44721)

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

agreement with the National Forest Foundation (NFF) to conduct forest restoration and watershed enhancement projects that protect the water quality in the Salt and Verde Rivers. The aggregate value will not exceed $600,000 over the life of the agreement. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Water Services Department obtains more than half of its raw water supply from the highly-forested Salt and Verde watershed and its suitable water quality is critical to the City. Experts advise that in the future, forest fires will ensue over longer seasons, be larger, and more numerous. These conditions have a high potential to degrade source water quality and negatively impact the City's water production processes. It is in the City's best interest to enter into this strategic partnership to mitigate these risks. NFF will help create water security that supports continued public safety and economic development by designing and implementing cost-effective and protective Salt-Verde watershed projects. Funds for these projects will be committed to NFF's Northern Arizona Forest Fund.

Procurement Information

In accordance with City of Phoenix Administrative Regulation 3.10, competitive procurement was waived as a result of a Determination Memo citing NFF has the only congressionally-chartered partnership with the U.S. Forest Service and expertise in projects which reduce erosion and sedimentation. NFF provides a singular opportunity for the City to participate in funding projects that lessen wildfire-related impacts which impair near- and long-term water quality.

Contract Term

The contract term is for three years effective July 1, 2018, through June 30, 2021.

Financial Impact

The aggregate value of the contract is not to exceed $600,000, with annual expenditures of $200,000. Funding for this contract is available in the Water Services Department's operating budget.

This item was adopted.

195 Modification of Stipulation Request for Ratification of May 3, 2018

Planning Commission Action - PHO-2-17--Z-150-05-7

Request authorization for the City Manager, or his designee, to approve Planning Commission's recommendation without further hearing by the City Council on matters heard by the Planning Commission on May 3, 2018.

Summary

Application: PHO-2-17--Z-150-05-7
Current Zoning: RE-35 (Approved R-3 PCD)
Acreage: 74.06
Applicant: Woodside Homes (Heather Davenport)
Owner: BL SW Land Investment, LLC
Representative: EPS Group (Jorge Villasenor)

Proposal:
1) Modification of Stipulation 1 regarding general conformance to site plan date stamped Feb. 12, 2013.
2) Deletion of Stipulation 1.(b) regarding detached sidewalks.
3) Modification of Stipulation 2 regarding general conformance to elevations date stamped Feb. 12, 2013.
4) Modification to Stipulation 4 regarding a 10 foot wide multi-use trail along the west side of 55th Avenue and the north side of Broadway Road.
5) Modification of Stipulation 8.(a) regarding right-of-way dedication along the east half of 59th Avenue.

Location

Northeast corner of 59th Avenue and Broadway Road
Council District: 7
Parcel Address: 3603 S. 59th Ave.

Concurrence

Village Planning Committee (VPC) Recommendation: The Estrella Village Planning Committee recommended approval with modifications by a 6-0 vote on Feb. 20, 2018.

Planning Hearing Officer Recommendation: The Planning Hearing Officer recommended denial as filed, and approval with modifications and

additional stipulations on March 7, 2018.

Planning Commission Recommendation: The Planning Commission recommended approval as recommended by the Planning Hearing Officer with modified stipulations by a 6-0 vote on May 3, 2018.

This item was approved.

196 Final Plat - Ahwatukee Foothills Towne Center III Amended - 170059 - Southeast Corner of 48th Street and Ray Road

Plat: 170059
Project: 00-7842
Name of Plat: Ahwatukee Foothills Towne Center III Amended
Owner(s): DDRA Ahwatukee Foothills, LLC
Engineer(s): Survey Innovation Group, Inc.
Request: A 2 Lot Commercial Plat
Reviewed by Staff: May 10, 2018
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 southeast corner of 48th Street and Ray Road.
Council District: 6

This item was approved.

197 Final Plat - Breyer Residence - 170088 - 14209 S. Presario Trail

Plat: 170088
Project: 99-5497
Name of Plat: Breyer Residence
Owner(s): Alexis and Mark Breyer
Engineer(s): Keogh Engineering, Inc.
Request: A 1 Lot Residential Plat
Reviewed by Staff: May 4, 2018
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
14209 S. Presario Trail
Council District: 6

This item was approved.

198 Final Plat - Washington Business Park - 180005 - 5324 E. Washington St.

Plat: 180005
Project: 03-1290
Name of Plat: Washington Business Park
Owner(s): CAM 10, LLC, James M. Chamberlain
Engineer(s): Helix Engineering, LLC
Request: A 1 Lot Commercial Plat
Reviewed by Staff: May 8, 2018
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 5324 E. Washington St.
Council District: 6

This item was approved.

199 Final Plat - Park Forest - 170089 - East of 107th Avenue and South of Lower Buckeye Road

Plat: 170089
Project: 04-2943
Name of Plat: Park Forest

Owner(s): Park Forest 283, LLC
Engineer(s): Coe & Van Loo Consultants, Inc.
Request: A 283 Lot Residential Plat
Reviewed by Staff: May 1, 2018
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. This plat needs to record concurrently with Abandonment V170056A.

Location

Generally located east of 107th Avenue, south of Lower Buckeye Road.
Council District: 7

This item was approved.

200 Final Plat - Villages at Austin Ranch - 170110 - Northeast Corner of Wier Avenue and 39th Avenue

Plat: 170110
Project: 17-2597
Name of Plat: Villages at Austin Ranch
Owner(s): Wier & 39th Ave, LLC
Engineer(s): Sunrise Engineering, LLC
Request: A 39 Lot Residential Plat
Reviewed by Staff: April 30, 2018
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 Wier Avenue and 39th Avenue.
Council District: 7

This item was approved.

201 Final Plat - Grant and 67th Ave. - 180029 - Southeast Corner of Grant Street and 67th Avenue

Plat: 180029
Project: 18-136
Name of Plat: Grant and 67th Ave.
Owner(s): MCP Investments and Chamberlain Development
Engineer(s): CEG Applied Sciences
Request: A 2 Lot Commercial Subdivision Plat
Reviewed by Staff: May 7, 2018
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 southeast corner of Grant Street and 67th Avenue.
Council District: 7

This item was approved.

202 Final Plat - Re-Plat of Lot 6, Cotton Center Unit III - 170106 - 48th Street on the South Side of Broadway Road

Plat: 170106
Project: 98-12930
Name of Plat: Re-Plat of Lot 6, Cotton Center Unit III
Owner(s): PHX 48th Broadway, LLC
Engineer(s): S&W Land Surveying Services
Request: A 2 Lot Commercial Plat
Reviewed by Staff: March 23, 2018
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 328 feet west of 48th Street on the south side of Broadway Road.
Council District: 8

This item was approved.

203 Final Plat - Rancho Monte Vista - 170120 - North of Jones Avenue on the East Side of 9th Street

Plat: 170120
Project: 13-1356
Name of Plat: Rancho Monte Vista
Owner(s): Rancho Monte Vista, LLC
Engineer(s): Survey Arizona
Request: A 24 Lot Residential Plat
Reviewed by Staff: April 30, 2018
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 267.22 feet north of Jones Avenue on the east side of 9th Street.
Council District: 8

This item was approved.

204 Final Plat - 40th Street and University - 180012 - West of 40th Street and South of University Drive

Plat: 180012
Project: 17-2714
Name of Plat: 40th Street and University
Owner(s): DLH University, LLC
Engineer(s): Hunter Engineering, Inc.
Request: A 1 Lot Commercial Plat

Reviewed by Staff: May 3, 2018
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 west of 40th Street and south of University Drive.
Council District: 8

This item was approved.

205 Abandonment of Easement - V170076A - 5th Street and Osborn Road (Resolution 21647)

Abandonment: V170076A
Project: 16-2301
Applicant: Kennedy Enterprise; Chuck Kennedy
Request: To abandon the 10-foot sidewalk easements dedicated per Ordinance S-23512 on Lots 4 and 6, identified as APN 118-23-135 and 118-23-137, located northwest of 5th Street and Osborn Road.
Date of Decision: Jan. 2, 2018

Location
5th Street and Osborn Road
Council District: 4

Financial Impact
Pursuant to Phoenix City Code Art. 5, Sec. 31-64 (e) as the City acknowledges the public benefit received by the generation of additional revenue from the private tax rolls and by the elimination of third-party general liability claims against the city, maintenance expenses, and undesirable traffic patterns, also replatting of the area with alternate roadways and new development as sufficient and appropriate consideration in this matter.

This item was adopted.

206 Abandonment of Right-of-Way - V170056A - SEC of 107th Avenue and Lower Buckeye Road (Resolution 21648)

Abandonment: V170056A
Project: 04-2943
Applicant: Garrett Walker Homes - Rick Tayrien
Request: Request to abandon all public right-of-way and easements within final plat of "Park Forest" as shown in the document number 2006-0707394, Book 840 Page 27, except that part of right-of-way and easements for and along Lower Buckeye Road and 107th Avenue, (the adjacent Public Utility Easement, sidewalk easements, and 30-foot Multi-use trail easement will not be abandoned).
Date of Hearing: Nov. 14, 2017

Summary

The resolution of the abandonment and the Final Plat for "Park Forest", Plat 170089, are to be recorded together with the Maricopa County recorder on the same day, at the same time. The sequence of recording is as follows: resolution recorded first followed by final plat.

Location

SEC of 107th Avenue and Lower Buckeye Road
Council District: 7

Financial Impact

Pursuant to Phoenix City Code Art. 5, Sec. 31-64 (e) as the City acknowledges the public benefit received by the generation of additional revenue from the private tax rolls and by the elimination of third-party general liability claims against the city, maintenance expenses, and undesirable traffic patterns, also replatting of the area with alternate roadways and new development as sufficient and appropriate consideration in this matter.

This item was adopted.

209 Exterior Rehabilitation Grant Application for Leighton G. Knipe House (Ordinance S-44705)

Request to authorize the City Manager, or his designee, to enter into necessary agreements and conveyances related to a Historic Preservation Exterior Rehabilitation grant of up to $207,074 for the Knipe House, located at 1025 N. 2nd St. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The L.G. Knipe House was listed on the Phoenix Historic Property Register in 2004. Built in 1909, it is the oldest remaining house in the Evans Addition (bounded by McDowell Road on the north, Roosevelt Street on the south, 7th Street on the east, and Central Avenue on the west). The Knipe House is significant for its architecture, representing a large, early example of the Craftsman style in Phoenix. The property is also significant for its association with Leighton G. Knipe, an early Phoenix architect, city planner, and structural engineer, who designed the home and occupied it from its construction in 1909 until about 1924.

In 2004, the City of Phoenix purchased the Knipe House and entered into an agreement to redevelop the adjacent property and rehabilitate the house for a retail use. However, the project did not move forward, and the development agreement was terminated. In 2010, a fire set by vandals caused severe damage to the house. Through insurance proceeds, the roof was replaced and the structure was stabilized. In 2012, a Request for Proposals (RFP) to reactivate the house and sell the land was completed; however, the selected proposer was unable to initiate the proposed project. Consequently, staff and Downtown Phoenix, Inc. sought feedback from the community over several months in 2015 and 2016 on priorities for future redevelopment of the site.

In June 2017, the Community and Economic Development Department (CEDD) issued another RFP for the disposition and redevelopment of the Knipe House and six additional vacant parcels of land north of Roosevelt Street on both sides of 2nd Street encompassing approximately 1.5 acres. The City received one responsive proposal for this RFP, from True North Holdings, LLC. True North controls property directly adjacent to the site along 1st Street and Portland Street and plans to develop its project on a combined site including its own property as well as the City-owned site. True North has proposed a comprehensive four-structure project, including approximately 305,000 gross square feet (GSF) of commercial office space, 77,000 GSF of retail space, 32 residential rental units, and 1,200 parking spaces, with at least 250 spaces open to the public at all times. Overall, the project's anticipated value is approximately $151 million, featuring 759,000 GSF of mixed uses. The business terms negotiated by CEDD staff and the developer and previously approved by the City Council include the sale of the site to

the developer for the appraised value of $3.56 million and long-term preservation of the Knipe House.

Financial Impact

The amount requested for the Exterior Rehabilitation grant is $207,074, which is 50 percent of the entire amount needed for the rehabilitation. In exchange for the funds, True North has offered the City a perpetual conservation easement on the Knipe House.

Since the Demonstration Project and Warehouse and Threatened Building grant funds have all been allocated, Historic Preservation staff is recommending that Exterior Rehabilitation grant funds be used instead. Generally, Exterior Rehabilitation grant funds are approved in an annual grant round and there is a $10,000 limit; however, given that there is over $10,000 remaining and bond funds require timely expenditure, staff recommends making an exception. Because Exterior Rehabilitation grant funds are intended to fund improvements to historic single-family residences, their use for this project is appropriate.

Concurrence/Previous Council Action

The Historic Preservation Commission recommended approval of this item on April 16, 2018, by a vote of 8-0. The Downtown, Aviation, Economy and Innovation (DAEI) Subcommittee recommended approval of this item on May 2, 2018, by a vote of 4-0.

Location

1025 N. 2nd St.
Council District: 7

This item was adopted.

210 Exterior Rehabilitation Grant Application for W.R. Norton House, 2222 W. Washington St. (Ordinance S-44706)

Request to authorize the City Manager, or his designee, to enter into necessary agreements related to a Historic Preservation Exterior Rehabilitation grant of up to $85,950 for the W.R. Norton House, located at 2222 W. Washington St. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The W.R. Norton House is a rare architect-designed Victorian-era single family residence. It is currently vacant and in poor condition. Constructed circa 1897, the home was occupied by architect W.R. Norton, who is believed to be its designer. It is one of the few remaining examples of his work, which includes the Carnegie Library in Phoenix and the Gila County courthouse in Globe. As one of the first architects to practice in Phoenix, Norton was responsible for many of the fine homes built in the Capitol Addition. After moving from his home, Norton lived on Central Avenue north of Arizona Canal and founded the community of Sunnyslope.

Following World War II, the house was divided into apartments to address the housing shortage. In 2001, the house suffered damage from a fire and was slated for demolition. The property was purchased by William Link, who requested that it be listed on the Phoenix Historic Property Register, which occurred in 2002. Mr. Link lacked the necessary funds to rehabilitate the property and, as a result, sold it to Barbara Behm, who received a $100,000 grant in 2005 from the Phoenix Historic Preservation Office for rehabilitation. Ms. Behm began work shortly afterward and completed some items before the project stalled; she ultimately lost the property to foreclosure in 2010. It has sat unfinished for the last few years until it was recently purchased by the current owner, Amazing Rehabs, LLC, in January 2017. Plans for rehabilitation were approved by the Historic Preservation Office in November 2017; however, given the large amount of work still required, staff has agreed to recommend another grant to assist with the completion.

Financial Impact

The amount requested is $85,950, with a proposed applicant match of $94,700. In exchange for the grant funds, the City will receive an additional 25 years on the conservation easement on the property, which is currently set to expire in 2035. If the grant is approved, the expiration date will be extended to 2060.

Since the Demonstration Project and most of the Warehouse and Threatened Buildings grant funds have all been allocated, staff is recommending that Exterior Rehabilitation funds be used instead. Generally, Exterior Rehabilitation grant projects are approved in an annual grant round and there is a $10,000 limit; however, given that there is over

$10,000 remaining and that funds may be lost if they are not allocated by June 30, 2018, staff recommends making an exception. Because Exterior Rehabilitation grant funds are intended to fund improvements to historic single-family residences, their use for this project is appropriate.

Concurrence/Previous Council Action
The Historic Preservation Commission recommended approval of this item on April 16, 2018 by a vote of 7-0. The Downtown, Aviation, Economy and Innovation Subcommittee recommended approval of this item on May 2, 2018 by a vote of 4-0.

Location
2222 W. Washington St.
Council District: 7

This item was adopted.

212 Amend City Code - Ordinance Adoption - Rezoning Application Z-85-C-97-2 - Approximately 429 Feet North of the Northwest Corner of 32nd Drive and Canotia Place (Ordinance G-6472)

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-85-C-97-2 and rezone the site from PCD NBCOD (Approved C-2 HGT/WVR PCD NBCOD) to C-2 SP PCD NBCOD for a self-service storage warehouse and all underlying C-2 uses.

Summary
Current Zoning: PCD NBCOD (Approved C-2 HGT/WVR PCD NBCOD)
Proposed Zoning: C-2 SP PCD NBCOD
Acreage: 3.78
Proposed Use: Major Amendment to the Tramonto PCD to allow a Special Permit for a self-service storage warehouse and all underlying C-2 uses.

Owner: North Valley Parkway, LLC
Applicant: Global Imaging, LLC and High Range Partners
Representative: Global Imaging, LLC and High Range Partners

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The North Gateway Village Planning Committee heard this case on April 12, 2018 and recommended approval per the staff recommendation by a 5-0 vote.
PC Action: The Planning Commission heard the case on May 3, 2018 and recommended approval as recommended by the North Gateway Village Planning Committee with an additional stipulation by a 6-0 vote.

Location
Approximately 429 feet north of the northwest corner of 32nd Drive and Canotia Place.
Council District: 2
Parcel Address: 34975 N. North Valley Parkway

This item was adopted.

213 Ordinance Map Update - Correction to Rezoning Application Z-11-07-2 (Ordinance G-6465)

Request to authorize the City Manager to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by correcting Rezoning Application Z-11-07-2 and rezone the site from C-2 SP to C-2 as a correction to the Zoning maps. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-11-07-2 and the entitlements are fully vested.

Summary
Request: To rezone a parcel located at the northeast corner of Tatum Boulevard and Loop 101 freeway
District: 2
Case: Z-11-07-2
Zoning: C-2
Owner: Arizona State Land Department
Acres: 11.40

Location
Generally located at the northeast corner of Tatum Boulevard and Loop 101 freeway.
Council District: 2

This item was adopted.

214 Amend City Code - Ordinance Adoption - Rezoning Application Z-17-18-4 - Approximately 80 Feet West of the Northwest Corner of 7th Street and Monte Vista Road (Ordinance G-6471)

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-17-18-4 and rezone the site from C-1 HP to R1-10 HP for single-family residential.

Summary
Current Zoning: C-1 HP
Proposed Zoning: R1-10 HP
Acreage: 0.39 acres
Proposed Use: Single-family residential

Owner: LDJ/LVT Trust
Applicant: LDJ/LVT Trust
Representative: LDJ/LVT Trust

Staff Recommendation: Approval with a stipulation.
VPC Action: The Encanto Village Planning Committee did not review the request.
PC Action: The Planning Commission heard this case on May 3, 2018 and recommended approval, as recommended by the staff report, by a 5-0 vote.

Location
Approximately 80 feet west of the northwest corner of 7th Street and Monte Vista Road.
Council District: 4
Parcel Address: 390 E. Monte Vista Road

This item was adopted.

215 Amend City Code - Ordinance Adoption - Rezoning Application Z-116-Q-81-6 - Approximately 700 Feet Southeast of the Southeast Corner of the Highline Canal and Arizona Grand Parkway (Ordinance G-6466)

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-116-Q-81-6 and rezone the site from PCD (Approved C-O M-R SP PCD) to RH PCD to allow accessory conference and exhibition use for the Arizona Grand Resort.

Summary

Application: Z-116-Q-81-6
Current Zoning: PCD (Approved C-O M-R SP PCD)
Proposed Zoning: RH PCD
Acreage: 1.62 acres
Proposal: Major amendment to the Pointe South Mountain PCD to allow accessory conference and exhibition uses for the Arizona Grand Resort.

Owner: Arizona Grand Resort, LLC
Applicant: Arizona Grand Resort, LLC
Representative: Stephen C. Earl of Earl, Curley & Lagarde, PC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The South Mountain Village Planning Committee recommended approval per the staff recommendation by a 16-0 vote on April 17, 2018.
PC Action: The Planning Commission recommended approval per the South Mountain Village Planning Committee recommendation by a 6-0 vote on May 3, 2018.

Location

Approximately 700 feet southeast of the southeast corner of the Highline Canal and Arizona Grand Parkway.
Council District: 6
Parcel Address: N/A

This item was adopted.

216 Amend City Code - Ordinance Adoption - Rezoning Application Z-92-17-7 - Approximately 230 Feet West of the Northwest Corner of 7th Avenue and Polk Street (Ordinance G-6467)

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-92-17-7 and rezone the site from C-3 CMOD to C-3 CMOD ACOD to expand the Arts, Culture and Small Business Overlay to allow a combination of venue and art gallery.

Summary
Current Zoning: C-3 CMOD
Proposed Zoning: C-3 CMOD ACOD
Acreage: 1.91 acres
Proposed Use: Expand Arts, Culture and Small Business Overlay to allow a combination of venue and art gallery.

Owner: Wisso, LLC
Applicant: John Lines
Representative: Julie Jennings

Staff Recommendation: Approval
VPC Action: The Central City Village Planning Committee heard this case on April 9, 2018 and recommended approval by a 16-0 vote.
PC Action: The Planning Commission heard this case on May 3, 2018 and recommended approval, as recommended by the Central City Village Planning Committee, with an additional stipulation.

Location
Approximately 230 feet west of the northwest corner of 7th Avenue and Polk Street.
Council District: 7
Parcel Address: 734 W. Polk St., and 721 and 735 W. Taylor St.

This item was adopted.

217 Amend City Code - Ordinance Adoption - Rezoning Application Z-4-18-8 - Approximately 50 Feet West of the Southwest Corner of 12th Street and Fillmore Street (Ordinance G-6468)

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-4-18-8 and rezone the site from R-3 RI SP HP to R-3 RI HP for removal of a Special Permit for a child care center, to allow the underlying R-3 uses.

Summary
Current Zoning: R-3 RI SP HP
Proposed Zoning: R-3 RI HP
Acreage: 0.41 acres
Proposed Use: Remove Special Permit for child care center, to allow

underlying R-3 uses.

Owner: Deborah Campbell
Applicant: Deborah Campbell
Representative: Deborah Campbell

Staff Recommendation: Approval
VPC Action: The Central City Village Planning Committee heard this case on April 9, 2018 and recommended approval by a 16-0 vote.
PC Action: The Planning Commission heard this case on May 3, 2018 and recommended approval, as recommended by the Central City Village Planning Committee, with an additional stipulation by a 6-0 vote.

Location
Approximately 50 feet west of the southwest corner of 12th Street and Fillmore Street.
Council District: 8
Parcel Address: 1145 and 1149 E. Fillmore St.

This item was adopted.

218 **Amend City Code - Ordinance Adoption - Rezoning Application Z-13-18-8 - Southeast Corner of 15th Street and Jefferson Street (Ordinance G-6469)**

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-13-18-8 and rezone the site from A-1 HP, C-3 HP, and R-5 HP to A-1 HP-L, C-3 HP-L, and R-5 HP-L to add a Historic Preservation-Landmark (HP-L) overlay zoning for Eastlake Park.

Summary
Current Zoning: A-1 HP, C-3 HP, and R-5 HP
Proposed Zoning: A-1 HP-L, C-3 HP-L, and R-5 HP-L
Acreage: 11.28 acres
Proposed Use: Historic Preservation-Landmark (HP-L) overlay zoning for Eastlake Park.

Owner: City of Phoenix
Applicant: City of Phoenix Planning Commission
Representative: Kevin Weight, City of Phoenix Historic Preservation

Office

Staff Recommendation: Approval
Historic Preservation Commission Action: The Historic Preservation Commission heard this case on March 19, 2018 and recommended approval by a 6-0 vote.
VPC Action: The Central City Village Planning Committee heard this case on April 9, 2018 and recommended approval by a 16-0 vote.
PC Action: The Planning Commission heard this case on May 3, 2018 and recommended approval, as recommended by the Central City Village Planning Committee, by a 5-0 vote.

Location
Southeast corner of 15th Street and Jefferson Street.
Council District: 8
Parcel Address: 205 S. 15th St., 1545 and 1549 E. Jefferson St.

This item was adopted.

219 Amend City Code - Ordinance Adoption - Rezoning Application Z-15-18-8 - Approximately 100 Feet West of the Southwest Corner of 5th Street and Portland Street (Ordinance G-6470)

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-15-18-8 and rezone the site from DTC - East Evans Churchill to DTC - East Evans Churchill HP to add a Historic Preservation (HP) zoning overlay for Beth Hebrew Synagogue, 333 E. Portland St.

Summary
Current Zoning: DTC - East Evans Churchill
Proposed Zoning: DTC - East Evans Churchill HP
Acreage: 0.38 acres
Proposed Use: Historic Preservation (HP) zoning overlay for Beth Hebrew Synagogue, 333 E. Portland St.

Owner: Nihao Feng, LLC
Applicant: City of Phoenix Planning Commission
Representative: Kevin Weight, City of Phoenix Historic Preservation

Office

Staff Recommendation: Approval
HP Commission Action: The Historic Preservation Commission heard this case on March 19, 2018 and recommended approval by a 6-0 vote.
VPC Action: The Central City Village Planning Committee heard this case on April 9, 2018 and recommended approval by a 16-0 vote.
PC Action: The Planning Commission heard this case on May 3, 2018 and recommended approval, as recommended by the Central City Village Planning Committee, by a 5-0 vote.

Location
Approximately 100 feet west of the southwest corner of 5th Street and Portland Street.
Council District: 8
Parcel Address: 331 and 333 E. Portland St.

This item was adopted.

Items 26, 31, 35, 44, 50, and 55, Ordinance S-44629, 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 Securance, LLC

For $34,560.00 in payment authority for a new contract, entered on or about June 15, 2018, for a term of six months, for a one-time audit of the City's cybersecurity functions for the City Auditor Department. The contractor will conduct an audit to evaluate the City's performance of cybersecurity functions typical of a security operations center, including: command center, incident response, vulnerability management, forensics, and threat intelligence. These functions identify if City systems are compromised and ensure that the City responds timely and effectively to any potential breach. The scope of the engagement is limited to cybersecurity of the City's primary network and security is

provided by the Information Technology Services Department. This item was approved by the Audit Committee on May 9, 2018.

Discussion

Councilman Waring stated this was an important issue as technology kept changing and wanted to make sure Phoenix had the best in this particular area.

Councilwoman Gallego agreed that cyber-security was an important issue and thanked the City Manager for taking this matter seriously.

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

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

No: 0

31 Elontec, LLC

For $45,000.00 in payment authority to enter into a new contract for moving services for election supplies for the City Clerk Department Elections Operations Section. This contract will provide trucks, drivers and equipment needed to transport, deliver and pick up all election supplies and equipment used at the various voting center locations throughout the City on an as-needed basis. The five-year contract term shall begin on or about July 1, 2018.

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

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

No: 1 - Councilman Waring

Note: Councilwoman Gallego temporarily left the voting body.

35 Stinson Leonard Street, LLP

To make payment of $250,000.00 in settlement of claim(s) in Atencio v. Hanlon, French, and City of Phoenix, Maricopa County Superior Court, Case 2:12-cv-02376-PHX-GMS,11-1183-001 GL BI, for the Finance Department pursuant to Phoenix City Code Chapter 42.

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

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

44 GovInvest, Inc.

For $190,000.00 in payment authority for a new contract, entered on or about June 1, 2018, for a term of two years for pension actuarial calculation software, which would be used to provide accurate and timely information related to the City's pension obligations for the Finance Department. The consultant will develop a list of information and data needs from the City's payroll system to be used to build an analytical tool for pension costs related to Public Safety Personnel Retirement System (PSPRS) and the City of Phoenix Employee Retirement System (COPERS).

Discussion

Note: Councilwoman Gallego returned to the voting body.

Councilman DiCiccio wanted to make sure different types of costs could be modeled based on questions about longevity, years of service, etc. associated with the City's pension plan.

City Manager Ed Zuercher replied while this was not actuarial data it would allow staff to model many pension questions and do it much faster. Further, once the software was acquired the modeling should not take eight hours to complete.

A motion was made by Councilwoman Pastor, seconded by

Councilwoman Stark, that this item be adopted. The motion carried by the following vote:

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

No: 0

50 WestGroup, LLC doing business as WestGroup Research

For $11,200.00 in payment authority to join the bi-annual rider opinion survey on rider satisfaction for the Public Transit Department. WestGroup has been contracted by Valley Metro to conduct this survey. In addition to the regional Valley Metro interviews, and in order to capture a scientifically valid survey of Phoenix riders, WestGroup will conduct about 125 additional rider interviews with current Phoenix passengers who use City buses either alone or in conjunction with light rail service. Additional information will include a basic understanding of the Transportation 2050 plan. This is a unique opportunity to complete a Phoenix-only survey on bus and rail passengers; no other similar opportunity for a statistically valid survey of this scope for this price exists.

Discussion

Councilman DiCiccio expressed there seemed to be an assumption that increasing the pool of respondents resulted in a better sampling which was not necessarily true. He thought this amount of money would be better spent on other things as it only slightly improved the margin of error.

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

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

No: 1 - Councilman Waring

55 Gannett Fleming, Inc.

For $49,762.00 in additional payment authority for Contract 137863 for

Change Order 4 (Project PT03130001-1, South Transit Facility Refurbishment) to provide continued Construction Administration and Inspection (CA&I) services through the Street Transportation Department for the Public Transit Department. The construction completion date for the South Transit Facility project has been extended and continued CA&I services are needed to provide continued oversight of the construction.

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

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

No: 1 - Councilman Waring

73 Public Hearing on the 2018-23 Capital Improvement Program

As required by the City Charter, this item requests the City Council conduct a public hearing on the 2018-23 Capital Improvement Program for purposes of receiving public comments.

Discussion

Mayor Williams declared the public hearing open. Noting there was no one present wishing to speak, she declared the public hearing closed.

The hearing was held.

74 Adoption of the 2018-23 Capital Improvement Program (Resolution 21646)

Request City Council approval of a resolution adopting a 2018-23 Capital Improvement Program (CIP) for the City of Phoenix. This resolution does not appropriate or commit any public funds, but represents an endorsement of the proposed capital improvements and the five-year plan of expenditure as a reasonable and desirable plan to be accomplished by the City. A five-year capital plan is considered a best financial practice.

Summary

The Five-Year CIP is a plan for the replacement, expansion and improvement of city infrastructure, facilities and technology used to deliver community services. It is financed from pay-as-you-go funds,

property tax and revenue supported bond proceeds, federal and state participation funds, passenger facility charges, customer facility charges, participation by other governmental entities in certain projects, development impact fees, capital grants, capital reserves, solid waste remediation funds and other capital funding sources.

The Preliminary Five-Year CIP was presented to the City Council on March 20, 2018. Overviews of various CIP programs were presented for information, discussion and input at applicable City Council Subcommittee meetings.

The City Charter requires that the Five-Year CIP be adopted by resolution immediately following the advertised public hearing, which this year will take place at the Formal meeting on June 6, 2018.

Adoption of the resolution (Attachment A) does not commit any funds, but represents an endorsement of the CIP as a desirable plan to be accomplished over the next five years. The first year of the CIP is adopted by ordinance as part of the annual budget adoption process, which provides the only authority to commit funds.

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

Yes:	7 -	Councilman DiCiccio, Councilwoman Gallego, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Valenzuela and Mayor Williams
No:	1 -	Councilman Waring

75 Public Hearing on Adoption of the Tentative 2018-19 Annual Budget Ordinances

As required by the City Charter and State statute, this item requests the City Council conduct a public hearing on the adoption of the tentative 2018-19 Annual Budget ordinances (see **Attachments A and B** for additional information).

Discussion

Mayor Williams declared the public hearing open. She confirmed Craig

Tribken, who submitted a speaker comment card in favor, did not wish to speak. She added the following comment cards were submitted in opposition by individuals who indicated they did not wish to speak:

Jose Eduardo Ramos
Marco Hernandez
Ben Laughlin
Parris Wallace
Berta Rita
Maria Castro
Jennifer Hernandez
Maxima Guerrero
Viridiana Hernandez
Michael Ingram

Noting there was no one else present wishing to speak, Mayor Williams declared the public hearing closed.

The hearing was held.

76 Adoption of the Tentative 2018-19 Annual Budget (Ordinance S-44632)

An ordinance (**Attachment A)** adopting the tentative estimates of the amounts required for public expense for operating funds for the City of Phoenix for the fiscal year 2018-2019; adopting a tentative budget; setting forth the receipts and expenditures and the amounts estimated as collectible for the fiscal year, and the amount proposed to be raised by direct property taxation for primary and secondary purposes; giving notice of the time and place for hearing taxpayers and for adoption of the budget and fixing the tax levies.

Concurrence/Previous Council Action

This reflects the budget approved by the Council on May 22, 2018 and complies with the requirements set forth in the City Charter and Code and State Statutes. Final adoption is scheduled for June 20, 2018.

Discussion

Councilman DiCiccio emphasized over $2 billion in new debt was being created in the budget by imposing debt structure on the police and fire pension plans. He pointed out the City used a financial model instead of a needs assessment which he stated did not offer the public a real analysis

of what the City needed within the Police Department. He indicated the extension of the term decreased the loan payment but increased debt over the long run. Also, he alleged the action destabilized the police and fire pensions which he said already had significant financial problems. He stated he believed the City had been operating under a structural deficit for years and needed a long term fix. Therefore, he would be voting no on this item.

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

Yes: 5 - Councilwoman Gallego, Councilman Nowakowski, Councilwoman Stark, Councilman Valenzuela and Mayor Williams

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

Procedural Discussion
Councilwoman Pastor wished to explain her vote in opposition to the City Manager's budget. She expressed a large group of concerned citizens made their voices heard but none of their requests were considered. She supported everything presented in the budget but could not back omitting something that eroded community trust.

77 Adoption of the Tentative 2018-19 Capital Funds Budget (Ordinance S-44723)

An ordinance (**Attachment A**) adopting the tentative Capital Funds Budget for the City of Phoenix for the fiscal year 2018-19.

Summary
This adopts the tentative 2018-19 Capital Funds Budget for the fiscal year beginning July 1, 2018, and ending June 30, 2019. The Capital Funds Budget will be funded by property tax and revenue supported bond proceeds, federal and state participation funds, passenger facility charges, customer facility charges, participation by other governmental entities in certain projects, development impact fees, capital grants, capital reserves, solid waste remediation funds and other capital funding sources.

Final adoption is scheduled for June 20, 2018.

Concurrence/Previous Council Action

The 2018-19 Capital Funds Budget is included in the Five-Year Capital Improvement Program resolution also requested for Council approval on the June 6, 2018 Formal Agenda and complies with requirements set forth in the City Charter and Code and State Statutes.

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

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

No: 1 - Councilman Waring

78 **Adoption of the Tentative 2018-19 Reappropriated Funds Budget (Ordinance S-44633)**

An ordinance (**Attachment A**) adopting the tentative Reappropriation Budget for items of expenditure previously adopted as part of the 2017-18 fiscal year Operating and Capital Funds Budgets of the City of Phoenix but remaining as unexpended funds as of June 30, 2018.

Summary

This adopts the tentative budget of the City of Phoenix for encumbrance (outstanding contracts) balances at June 30, 2018, to allow for liquidation of those balances during the 2018-2019 fiscal year.

This complies with requirements set forth in the City Charter and Code and State Statutes.

Discussion

Councilman Waring asked for a brief explanation of this item.

Budget and Research Director Jeff Barton stated the reappropriated funds budget allowed staff to take funds that were budgeted and encumbered against a contract in the prior fiscal year and roll that forward so bills could be paid.

Councilman Waring confirmed this was money for things that had already

been decided on in the past.

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

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

No: 0

79 Convening a Special Meeting of the City Council

Request for the City Council to call a special meeting at 1 p.m. on Monday, June 11, 2018 for the purpose of calling a special election to fill the mayoral vacancy; to appoint a member of the City Council to serve as the Mayor Pro Tempore until the election of a new mayor; to select a new vice mayor, if necessary; and to adopt other ordinances related to the conduct of the special election.

Summary

Mayor Greg Stanton resigned effective May 29, 2018. Since there is more than a year remaining in his term, Chapter III, Section 5 of the City Charter requires the City Council to call a special election to fill the remainder of his term, which ends on Jan. 2, 2020. The City Council must call the election not less than 11 or more than 20 days after the vacancy occurred. The election must occur on a consolidated election date not less than 120 days after it is called, which will place the election on Nov. 6, 2018.

The City Charter also requires the City Council to appoint one of the remaining council members to serve as Mayor Pro Tempore until the new mayor is elected in the special election or a runoff election. The Charter requires the appointment to be made between 12 and 15 days after the vacancy occurs. The person appointed as the Mayor Pro Tempore will continue to serve as the council member for the district.

A special meeting on June 11, 2018 to call the election and appoint the Mayor Pro Tempore will satisfy the Charter requirements for both actions.

The City Council also must amend the form of the ballot ordinance for the Nov. 6, 2018 election to reflect the special election for mayor on that ballot. On May 16, the City Council adopted an ordinance establishing the form of the ballot for the Nov. 6, 2018 election for the proposed Charter amendment relating to election funding disclosure, also referred to as "dark money."

An additional ordinance is required authorizing the City Manager to enter into an agreement with Maricopa County to conduct the special election on Nov. 6, 2018, as part of the State General Election.

Finally, following the appointment of the Mayor Pro Tempore, if it is necessary to select a new vice mayor, the City Council also can make that selection at this special meeting.

Discussion

Leonard Clark stated he believed the person that most resembled Justice Kennedy was Thelda Williams as she was moderate which he thought people on both sides respected.

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

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

95 Acquisition of Real Property for Roeser Road Bicycle and Pedestrian Improvement Project between 32nd and 37th Streets (Ordinance S-44692)

Request to authorize the City Manager, or his designee, to acquire all property rights required for the Roeser Road Bicycle and Pedestrian Improvement Project by donation, purchased 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

The Roeser Road Bicycle and Pedestrian Improvement Project will complete a gap of contiguous bicycle and pedestrian passage, between 32nd and 37th streets. The acquisition of real property on portions of properties along Roeser Road are required to construct the project's right-of-way improvements, which will enhance the road and sidewalk conditions for bicyclists and pedestrians. The scope of the project includes constructing curb return enhancements, bus pads, driveways, Americans with Disabilities Act (ADA) compliant sidewalks, street lights, fire hydrants, and bicycle lanes. The properties impacted by this project are identified in **Attachment A**.

Financial Impact

The project is federally funded, with funding available in the Street Transportation Department's Capital Improvement Program budget.

Location

Roeser Road, between 32nd and 37th streets.
Council District: 8

Discussion

Councilwoman Gallego mentioned this pedestrian safety project was in her district. She noted the community had spoken to the City, particularly about safe passages to schools and parks, and thanked the Streets Department for moving this forward.

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

Yes:	7 -	Councilman DiCiccio, Councilwoman Gallego, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Valenzuela and Mayor Williams
No:	1 -	Councilman Waring

102 Amend Pay Ordinance S-42689 in Accordance with Human Resources Committee 602 Recommendation (Ordinance S-44735)

To comply with provisions in AFSCME Local 2960's current Memorandum of Understanding, the Human Resources Department

conducted a study of several civilian public safety positions. In accordance with the recommendation of Human Resources Committee 602, the Human Resources Department is requesting the following actions:

Change the salary grade of Fire Emergency Dispatcher, Code 01820, Salary Plan 006, from Grade 328 to Grade 329
Change the salary grade of Emergency Dispatcher, Code 01860, Salary Plan 006, from Grade 328 to Grade 329
Change the salary grade of Communications Dispatcher*Av, Code 01811, Salary Plan 006, from Grade 324 to Grade 326

Summary

Positions in the classifications of Fire Emergency Dispatcher, Emergency Dispatcher, Police Communications Operator and Police Communications Operator*Radio/911 in both the Police and Fire departments were audited to assess the current roles, responsibilities and working conditions of each (**Attachment A**).

Financial Impact

The estimated cost to change the salary grades of Fire Emergency Dispatcher and Emergency Dispatcher for a full fiscal year, including benefits, is $217,549. The estimated cost to change the salary grade of Communications Dispatcher*Av for a full fiscal year, including benefits, is $38,675. Funding is available in the Fire and Aviation departments' budgets.

Concurrence/Previous Council Action

This action was reviewed and recommended for approval by Human Resources Committee 602 on May 9, 2018.

Discussion

Joseph Witt spoke in favor of this important item as it brought fire dispatchers to parity with police dispatchers. He expressed this was something staff had been trying to complete for the past 23 years. He recited they dispatched for 26 different jurisdictions, answered 911 calls and dispatched fire EMS through Yavapai, Maricopa and Pinal counties. He conveyed fire dispatchers averaged about 1,300 calls a day. The national average was 3,000 calls in an 8-hour period, whereas fire

dispatchers took nearly 5,000 calls in a 4-hour period while the rest of time was spent on radios. He indicated fire dispatchers logged roughly 480,000 calls last year and would likely break that number as call totals increased each year. He urged Council to vote yes on this item.

Margie Potter, a dispatcher for 23 years, spoke in support. She stated this parity issue had been going on for 23 years with staff trying to rectify it in 1997 with a budget and research study which was the only time they were observed for parity. She remarked staff dispatched for 26 cities in three counties, noting over the last 23 years she had answered approximately 100,000 911 calls for service. Additionally, staff returned and simultaneously made calls to other agencies and tried to provide the best service to customers 24 hours a day, 365 days a year similar to police dispatchers. She invited Council to come to their brand-new dispatch center and observe staff.

Michele Newcomb, chief steward with AFSCME Local 2960, spoke in favor. She commented when she became a steward for Aviation she did not realize aviation dispatchers received such low pay. She recited the following job duties they performed:

Answer airport emergency phone lines and request police or medical services;
Receive calls from passengers for emergency duress, stuck elevators, paging and work orders;
Monitor and respond to alarms generated by the airport's access control monitor system;
View surveillance cameras and determine the level of response required then dispatch police and operation personnel;
Monitor the elevators, escalators and moving walkways and dispatch maintenance personnel as needed;
Maintain two-way radio communication with police, fire units, operation and maintenance personnel and higher up the chain of command; and
Monitor and dispatch services for the airport fire alarm service covert security alarm, security checkpoint ring down lines, aircraft emergency ring down, airport lightning detection and airport emergency notification.

Ms. Newcomb asked that Council vote for the two-step raise due to the increased responsibility and multiple job duties performed on a daily basis. She stressed aviation dispatchers were part of a team that kept passengers, customers and vendors safe and secure.

Alan Otteman, a fire dispatcher for four-and-a-half years, spoke in support. He said fire dispatchers were two steps behind police dispatchers and, while the numbers were slightly different, they stayed on the phone for an extended amount of time until help arrived. He was also a paramedic and worked in the field so they offered life-saving tips, CPR and other medical procedures.

Sonya Valenzuela, a fire dispatcher for about ten years, spoke in support of equal pay as they did just as much as police dispatchers but in a different capacity. She expressed they were the voices on the line that helped deliver babies or walked someone through CPR. She pointed out fire dispatchers stayed on the line until help arrived and even afterward to make sure customers needs were met. Staff did not just take 911 calls but also took calls from citizens that wanted information or resources. She believed fire dispatchers deserved this pay increase and asked Council to vote yes on this item.

Mayor Williams stated comment cards were submitted for the record in favor by the following individuals:

Frank Piccioli
Debra Novak-Scott
Barry McCain
Rebecca Westover
Victoria Gomez

Councilwoman Stark thanked the dispatchers for the amazing work they did for the City of Phoenix.

Councilman Valenzuela stated he also wanted to thank all the dispatchers. He thought this was about fairness and equity as fire dispatchers walked people through emergencies and worked well under pressure. He indicated he was excited to support this item and

congratulated Frank Piccioli and all the members of the fire dispatch center. He attributed the seamless service to the entire Valley working off of one 911 system, and to the men and women taking the phone calls.

Mayor Williams said she unfortunately had to call 911 and recalled the dispatchers were a tremendous help to her and her family. She thought they were most deserving for helping people get through perilous situations in a professional and compassionate way.

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

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

No: 1 - Councilman Waring

103 Retiree Healthcare Coverage (Ordinance S-44737)

Request to authorize the City Manager, or his designee, to enter into a contract with United Healthcare (UHC) to provide vendor services for retiree healthcare. Administrative services provided by United Healthcare related to the non-Medicare health plans will be on a per retiree basis. These costs are paid by the City's Health Care Trust Fund; no General Fund dollars will be used. Further request authorization for the City Controller to disburse all funds related to this item throughout the life of the contract, as necessary.

Summary

The City's current healthcare coverage for retirees is not sustainable because the move to a retiree exchange in 2016 did not meet the needs of non-Medicare retirees. In response, the City has provided healthcare to a group of 1,100 non-Medicare retirees whose health plan utilization exceeds typical, similarly situated retirees. This smaller and higher cost group of retirees has drawn down the Retiree Rate Stabilization Fund, a $15 million fund that was established to be used to reduce retiree premiums when needed. If this need continues, the remaining balance in the Fund, approximately $6 million, will be depleted by 2021.

The long-term goal is to join retirees within the larger, statewide Arizona State Retirement System (ASRS) retiree healthcare program. At this time, ASRS cannot accept the City's retirees into its program until the City demonstrates that its retirees are similar in demographics and risk profile to those enrolled in the ASRS program. Opening the retiree health plan to Medicare and non-Medicare retirees and dependents, and designing a program attractive to retirees, will increase enrollment and bring the demographics and risk profile into line with the general retiree population.

United Healthcare (UHC) has provided fully insured healthcare to ASRS retirees and their dependents for 25 years and will provide a similarly designed program for City retirees. UHC is in the unique position to access and contrast the data ASRS requires to make their decision. Moving retirees to UHC under a City contract will increase the enrollment, provide the necessary data, and make it more likely for the City to transition retiree healthcare to ASRS in approximately three years. The City's two vendors for active employees, Cigna and Blue Cross/Blue Shield, are aware of this strategy.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as a result of a Determination Memo citing that there is an unusual nature of the service that requires a specific vendor. This resulted in the selection of United Healthcare (UHC) to provide retiree health and pharmacy benefits beginning Jan. 1, 2019.

Contract Term

The initial contract term will be two years, effective Jan. 1, 2019, with the option to renew for three additional years in one-year increments, which may be exercised by the City Manager or his designee.

Financial Impact

Retirees pay the full cost of their healthcare premium, and this approach will allow them to pay their monthly premium via automatic deduction from pension checks. Administrative services provided by United Healthcare related to the non-Medicare health plans will be on a per retiree basis. These costs are paid by the City's Health Care Trust Fund; no General Fund dollars will be used.

Discussion

Laura Ross, president of the City of Phoenix retirees association, spoke in favor. Prior to retiring from the City after working 30 years, she was the healthcare representative for middle managers for approximately 17 years and as a retiree had been the same representative for 13 years. She emphasized the City had always provided good healthcare; however, a problem arose when retirees were moved to a private exchange with Towers Watson a few years ago. The biggest issue was with pre-Medicare individuals but the City stepped up and offered an alternative for only those retirees to return to the city.

Ms. Ross expressed healthcare was an expensive issue, noting retirees paid 100 percent of that cost so they were looking for something that offered a viable, stable way to continue to provide healthcare. She conveyed over the last few years they had been pursuing the ability to move into the state system in order to be part of a larger group which would help with rates. She encouraged the Council to support this issue as it was a stepping stone to get to a place where retirees had a stable, affordable healthcare option.

Mayor Williams stated Debra Novak-Scott submitted a comment card for the record in favor.

Councilwoman Pastor recalled in 2016 the City was looking for efficiencies and effectiveness, and one of the areas was in healthcare. She had concerns back then about the exchange and what it would do to retirees. Nonetheless, the City was now trying to resolve the problem because the exchange did not work. She expressed looking at the quality of healthcare was not an efficiency as retirees were paying the price for that decision. Therefore, she wanted to know why this was being done.

Human Resources Director Lori Bays replied the City was interested in offering a better option to retirees, noting the ultimate goal was to have retirees be able to participate in the ASRS system. She pointed out the ASRS system was not ready at this time as the City needed to show adequate data to better match the City's retiree pool to the ASRS system. She continued the current option was to go through UnitedHealthcare to increase the number of enrolled retirees to provide a

more balanced pool so that in a few years ASRS would accept City retirees.

In further response to Councilwoman Pastor, Deputy Human Resources Director Leslie Dewar stated ASRS was looking for the addition of the City's retiree group to demographically match their group. She advised the City's group had become much smaller and was not matching up experience-wise and utilization-wise to the ASRS group as far as claims experience which was higher since it was a smaller group.

Councilwoman Pastor said she worked in the insurance industry in the past and understood it was a regulatory area. Also, she stated insurance companies liked healthy pools in order for the insurance to be reasonable. She remarked ASRS was a difficult system to get on and would look at how City retirees affected their system. She wanted her colleagues to monitor this issue and realize the impact the exchange had on City retirees.

Councilman Waring confirmed with staff that the City's pool shrunk because the cost for insurance was paid in full by retirees. He did not see it as the City trying to save money but a way to help retirees obtain affordable healthcare. He understood it had been a long-standing commitment to offer insurance to retirees but it was not affordable. He pointed out the state had eight plans which would be cheaper than the proposed option and yet was not as good a plan than what was offered to current employees. The City had a three-year plan starting from January 1, 2019 but he wondered if there was a back-up plan if retirees were still unable to get on the ASRS system.

Ms. Bays replied staff would monitor this closely over the next couple years to see if the pool increased, so staff would know incrementally how things progressed prior to the three year mark. Also, staff would have conversations with the Council and advise them of the best path forward with decisions made along the way to determine how to proceed. She conveyed this was the most affordable option for City retirees since they paid the full premium.

Councilman Waring again confirmed with staff the plan was to go from

approximately 1,000 retirees to 3,000-4,000 retirees over the next two to three years. He wondered why retirees could not be grouped with current employees so the average cost would only go up a small percentage as they were younger than retirees. He expressed it seemed the City would continue its commitment but the only way to make this happen with the state was for the legislature to vote on it.

Ms. Dewar stated there was a state statute that needed to be amended before City retirees could join the ASRS healthcare plan, noting the ASRS administration would need to agree as well. She added there was a health care trust board comprised of citizen members and one employee that also oversaw this issue.

Councilman Waring encouraged the City Manager to think of other alternatives, especially if the insurance was too expensive for retirees to afford it which would further decrease the pool. He understood this was a negotiated benefit for current employees but thought it was not practical if healthcare was not affordable.

City Manager Ed Zuercher emphasized staff would renew the results incrementally instead of waiting three years to make a decision. He noted the plan with UnitedHealthcare was a better option than what was currently available to retirees and would continue to be an option moving forward. He reiterated staff would continue to monitor this matter and periodically report back to Council.

Councilman Waring recognized this option was better than what was in place now but knew the state system was a better plan.

Councilwoman Pastor received clarification from staff that the retirees most affected by the change were those between the age of 55 to 65. She stated she believed employees would continue to work instead of retire just to have healthcare.

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

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

No: 0

106 Amendments to Phoenix City Code Sec. 23-52 and Creation of Phoenix City Code Sec. 2-101 (Ordinance G-6473)

This report provides an overview of proposed amendments to Phoenix City Code Sec. 23-52, an ordinance that relates to solicitation of prostitution. The proposed amendments impose a sanction on sex buyers for second, third, and fourth convictions. The proposed amendments also establish the City of Phoenix Anti-Human Trafficking fund, which benefits Starfish Place.

Summary

Prostitution solicitation continues to be a concern in Phoenix and elsewhere in cities worldwide. In 2017, 15 Phoenix Police operations involved buyers of sex. From these operations, 64 males were arrested and their vehicles impounded. The Police Department conducted a store front massage parlor operation, which yielded an additional 86 arrests and the impoundment of vehicles as part of the massage parlor "sting." In 2017, the Vice Unit rescued and provided critical services to 62 juveniles who were victims of human trafficking.

During the first quarter of 2018, four police operations have been conducted that involve sex buyers, with 26 males arrested. So far this year, the Police Department has contacted 22 juveniles who were victims of human trafficking. Although cases with juveniles are not prosecuted in the misdemeanor system, the numbers of juveniles rescued or contacted demonstrates the enormity and tragedy of human trafficking.

The Vice Unit also conducted several operations where detectives posted decoy ads on various escort websites to identify individuals wishing to purchase sex. While on the phone, these callers were educated on the repercussions for solicitation as well as the seriousness of the sex trafficking epidemic. During these operations, detectives made contact with 1,134 individuals who sought arrangements for sexual

acts in exchange for money. The idea for the operations, known to detectives as "Jamming Johns", has been adapted throughout several other law enforcement agencies within the country and has been extremely successful.

Under Phoenix City Code Sec. 23-52(A)(2), the Phoenix Prosecutor's Office prosecutes adults arrested for soliciting sex acts from other adults. Officers are required to book a person for soliciting prostitution into jail, and the vehicle that the arrested individual was driving at the time of the offense may be towed. On a first conviction for a violation of P.C.C. Sec. 23-52(A)(2), the ordinance mandates 15 days in jail and completion of a court-ordered education treatment program. Mandatory jail time increases to 30 days for a second conviction, 60 days for a third conviction, and 180 days for a fourth conviction. The court may impose jail costs for anyone booked into jail or serving a jail sentence. Currently, the court may impose a fine of up to $2,500 plus surcharges for each conviction, but is not required to impose a fine.

Many defendants are eligible for a diversion program for a first-time arrest for soliciting prostitution. Defendants are responsible for paying the $800 fee for the class. The class teaches, among other topics, the ways that prostitution harms the defendant, the person solicited, and the community. The diversion program is a one-day, eight-hour class. Arizona State University conducted a study on defendants who completed diversion between 2010-2014 and determined that there were no subsequent prostitution-related arrests in Phoenix for the individuals who completed the program.

Because the demand for prostitution continues to be pervasive and because there is often a link between prostitution and human trafficking, the Phoenix Human Trafficking Task Force wanted to provide a mechanism whereby a fee imposed on those convicted of soliciting prostitution would assist those who have been victims of sex trafficking. The Task Force considered imposing a fee on all sex buyers but, after discussion, recognized that most buyers learn from the education they must undergo either through a diversion program or a post-conviction education program. The Task Force ultimately determined that their goal would be accomplished by imposing the fee for second and subsequent

convictions of solicitation. Those are the cases where the defendant has disregarded the harm caused by the continued solicitation of sex.

The Task Force also determined that the fee should be significant enough to make an impression on the buyer. The proposed amendment imposes a fee of $2,000 for a second conviction, $2,250 for a third conviction, and $2,500 for each subsequent conviction. Because the Task Force wants to help those who have been trafficked, the fees collected would be directed to a fund that will be used to pay costs incurred by the City or other organizations related to the investigation of human trafficking or prostitution; services or programs to reduce or prevent human trafficking or prostitution; or rehabilitative services for victims of human trafficking.

In addition, the amendment cleans up an error from the last revision to P.C.C. Sec. 23-52. Previously, convictions for violations of P.C.C. Sec. 23-52(A)(3), manifesting prostitution, could be used to enhance sentences under other subsections of P.C.C. Sec. 23-52. Due to an oversight when the ordinance was amended in 2015, the ability to use prior convictions for P.C.C. Sec. 23-52(A)(3) was removed. This amendment restores that ability.

Discussion

City Clerk Cris Meyer read the title of the ordinance for this item.

Mayor Williams thanked Councilman Waring for all of his hard work on this issue.

Councilman Waring thanked Mayor Stanton for putting a task force together that worked to heighten the penalties on people engaging in this horrendous activity. He recalled hearing awful stories and indicated most involved kids, noting this was a prevalent activity that was unacceptable. Further, he said he did not feel bad about the consequences for those who got caught.

Shawn Severud applauded the Council for trying to address sex trafficking; however, he expressed people purchasing sex service and the individuals offering the service should not be prosecuted. He said prostitution was a victimless crime, noting sex work was an enormous

industry that should not be a crime. In fact, he thought regulating the industry would make it safe for sex workers to report crimes to the appropriate authorities and provide visibility to law enforcement to prevent heinous crimes, such as sex trafficking.

Councilman Waring mentioned a lot of people he met through the work of the task force were adults who became involved in this business as children, noting the average starting age was 14 years old. He thought it was a myth that people went into this as a conscious choice. Further, he invited anybody who thought this was a victimless crime to come and listen to the stories of individuals who were sold, which he indicated were hard to hear. He stated he wanted to make the penalties tougher on adults abusing these kids but was confined by state law and other ordinances; yet this proposal would help them. He appreciated Mayor Williams' kind words and thanked staff and everyone else who worked on this matter.

Councilman DiCiccio thanked Councilman Waring for bringing this issue forward from when he was at the legislature. Moreover, he commended the exemplary work Councilman Waring and Councilwoman Gallego had done together on these issues dealing with domestic violence.

Councilman Valenzuela remarked this was a great item to bring forward and support. He said he appreciated Councilman Waring's commitment and noted that at the end of the day, laws had to be enforced.

Mayor Williams stated James Deibler submitted a comment card in favor, but did not wish to speak.

Mayor Williams expressed she fully supported anything the City did to protect children from this type of abuse.

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

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

No: 0

109 Authorization to Amend Contract with Community Bridges, Inc. for Outreach and Engagement for Persons Experiencing Homelessness (Ordinance S-44630)

Request to authorize the City Manager, or his designee, to amend Contract 145545 with Community Bridges, Inc. (CBI) to add up to $325,000 in 2018-19 Community Development Block Grant (CDBG) funds and $225,000 in General Funds for four additional Navigator teams to assist homeless individuals and further support the PHX C.A.R.E.S. program. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

In July 2017, the Human Services Department executed a contract with CBI to provide outreach and engagement services for persons experiencing homelessness. This increased level of service is intended to reduce response time outside of traditional work hours by certified professionals with access to transport, medical, behavioral health and recovery services. On Oct. 17, 2017, as part of the discussion of the Neighborhood Services Department's proposed priorities for its Public Services and Public Facilities program, the Sustainability, Housing, Efficiency and Neighborhoods Subcommittee recommended, by a vote of 3-0, to set aside approximately $325,000 in anticipated 2018-19 CDBG funds for two additional Navigator teams to assist homeless individuals. As part of the 2018-2019 budget process, a supplemental request was made for two additional outreach teams to support the PHX C.A.R.E.S. program. This funding will be available after July 1, 2018, and is contingent upon the City’s CDBG allocation from the US Department of Housing and Urban Development (HUD), City Council approval of the 2018-19 Annual Action Plan and City Council Approval of the 2018-2019 budget.

Contract Term

The term of the contract is five years, which began July 1, 2017 and ends on June 30, 2022.

Financial Impact

The additional amount up to $550,000 annually is contingent upon and will be funded through the City's 2018-19 CDBG allocation from HUD and approval by the Phoenix City Council of the 2018-2019 budget.

Concurrence/Previous Council Action

City Council approved Contract 145545 on May 31, 2017 with Ordinance S-43631. On Oct. 17, 2017, the Sustainability, Housing, Efficiency and Neighborhoods Subcommittee approved this item by a vote of 3-0.

Discussion

Councilwoman Pastor requested clarification as she thought there would be more variety of contracts for homeless outreach and engagement other than CBI.

Human Services Director Marchelle Franklin replied staff was committed going forward to continue looking at the effectiveness of outreach and navigation services for the homeless community and moving forward to take those items out to bid. She advised staff brought this forward based on Council's direction and vote in October 2017 to amend the contract. She noted the 2018-2019 budget supplemented two additional navigator teams but in order to bring those online efficiently and effectively staff chose to go with CBI. However, going forward any additional services would be issued through a competitive request for proposal process.

Councilwoman Pastor confirmed with staff this contract was being amended because CBI was the current contractor with further commitment to get four additional navigator teams.

Ms. Franklin added this amendment allowed staff to get the additional teams up and going immediately.

Councilwoman Gallego wished to give credit to Councilwoman Stark who had been talking to constituents about PHX C.A.R.E.S. and received a lot of feedback about the hours of operation not being helpful for people that needed the most support.

Ms. Franklin stated the current hours were from 8:00 a.m. to 11:00 p.m. She discussed the considerable time it took to build trust in order to engage homeless individuals in the community and move them into

services. She stated the extended timeframe of 5:00 a.m. to 11:00 p.m. would provide more availability of service and dedicated teams doing follow-up to develop the trust necessary to move more individuals into services.

Councilman Nowakowski thanked Ms. Franklin and staff for their hard work as this program allowed the City to implement tracking which was important to find out where the most needs were in each district.

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

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

No: 0

A motion was made by Councilwoman Pastor, seconded by Councilman Valenzuela, that Items 119 and 120 be adopted. The motion carried by the following vote:

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

No: 2 - Councilman DiCiccio and Councilman Waring

119 Artist Fabrication and Construction Oversight Contract for 107th Avenue Streetscape Public Art Project (Ordinance S-44711)

Request to authorize the City Manager, or his designee, to enter into contract with Haddad Drugan, LLC or its City-approved designee, for an amount not to exceed $380,000, for artists Laura Haddad and Tom Drugan to fabricate and oversee construction of pedestrian enhancements for the 107th Avenue Streetscape Improvement Public Art Project. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Fiscal Year 2017-22 Public Art Project Plan includes a project to involve the Haddad Drugan team to work with City departments and the

community to create streetscape enhancements for 107th Avenue between Indian School and Camelback roads.

The City Council approved Contract 140555 for Haddad Drugan, LLC on Dec. 17, 2014, to design integrated pedestrian enhancements as part of the 107th Avenue retrofit project. Since then, the artist team has worked closely with City departments and the community to design public art enhancements, including sculptural shade and seating. The proposed fabrication and construction oversight contract will enable the team to hire a Phoenix fabricator to produce and install the enhancements as well as oversee construction. The enhancements will include up to 18 sculptural shade structures and nine benches integrated into sidewalks along the corridor's east side.

Financial Impact

The 107th Avenue Streetscape Improvement Public Art Project is one of 31 projects in the Fiscal Year 2017-22 Public Art Project Plan that City Council approved on June 28, 2017. The Art Plan includes $420,547 for this project. The proposed $380,000 fabrication and construction oversight contract will cover all costs for the artist to hire a Phoenix fabricator to build and install the project as well as construction oversight. The percent-for-art funds for this project come from the Street Transportation Department Capital Improvement Program.

Concurrence/Previous Council Action

The Phoenix Arts and Culture Commission reviewed and recommended this item for approval at its May 15, 2018, meeting. The Parks, Arts, Education and Equality Subcommittee recommended this item for approval at its May 15, 2018, meeting by a 3-0 vote.

Location

The project will be located between Indian School and Camelback roads along 107th Avenue.
Council District: 5

This item was adopted.

120 Artist Fabrication and Construction Oversight Contract for Happy Valley Road/I-17 Traffic Interchange Public Art Project (Ordinance

S-44712)

Request to authorize the City Manager, or his designee, to enter into a contract with Arizona artist Daniel Mayer (or his City-approved designee) for an amount not to exceed $30,000, to oversee fabrication and construction of the Happy Valley Road/I-17 Traffic Interchange Public Art Project. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Fiscal Year 2017-22 Public Art Project Plan includes a project to engage Arizona artist Daniel Mayer to work with the Streets Transportation Department, the Arizona Department of Transportation (ADOT) and an ADOT engineering team to design enhancements for the Happy Valley Road/I-17 Interchange Improvement Project.

On May 31, 2017, City Council approved a design contract with artist Daniel Mayer for the Happy Valley Road/I-17 Traffic Interchange Project. Since then, Mr. Mayer has worked with the project team to design safety fences and cement patterns to be integrated into the Happy Valley Road overpass of I-17. The two fences, lining both the north and south sides of the overpass, will total approximately 520 feet in length and will be fabricated with galvanized steel for long-term durability. The cement patterns will be cast into the support columns and sides of the overpass.

Financial Impact

The Happy Valley Road/I-17 Traffic Interchange Public Art Project is one of 31 in the Fiscal Year 2017-22 Public Art Project Plan that City Council approved on June 28, 2017. The Art Plan includes $1,000,000 for this project. The proposed $30,000 fabrication and construction oversight contract will cover all costs for the artist to work with City staff and the ADOT design and construction team to oversee fabrication and installation of the project. The percent-for-art funds for this project are budgeted in the Street Transportation Department Capital Improvement Program.

Concurrence/Previous Council Action

The Phoenix Arts and Culture Commission reviewed and recommended this item for approval at its May 15, 2018, meeting. The Parks, Arts,

Education and Equality Subcommittee recommended this item for approval at its May 15, 2018, meeting by a 3-0 vote.

Location
The project will be located at Happy Valley Road and I-17 Interchange.
Council District: 1

This item was adopted.

Discussion
In response to Councilman Waring, Arts and Culture Executive Director Gail Browne affirmed Items 121 and 122 included safety features.

A motion was made by Councilwoman Pastor, seconded by Councilman Valenzuela, that Items 121 and 122 be adopted. The motion carried by the following vote:

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

No: 0

121 Artist Contract Amendment for South Mountain Loop 202 Pedestrian Bridge at Elwood Public Art Project (Ordinance S-44713)

Request to authorize the City Manager, or his designee, to amend the Contract 142294 with artist Jody Pinto in order for Ms. Pinto to design a safety enclosure for, and oversee fabrication and construction of, the South Mountain Loop 202 Pedestrian Bridge at Elwood Road. This will increase the contract by an amount not to exceed $52,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
The Fiscal Year 2017-22 Public Art Project Plan includes a project to involve artist Jody Pinto to work with the Street Transportation Department, the Arizona Department of Transportation (ADOT), and its CONNECT 202 project development team to design a future pedestrian bridge across the Loop 202 near the Elwood Road alignment.

On Dec. 16, 2015, City Council approved Contract 142294 with Ms. Pinto

to work with ADOT and its team to design the overall bridge structure and ramps. The planned pedestrian bridge will provide a safe multi-use crossing between residential neighborhoods and the King's Ridge Elementary School in the Riverside Elementary School District. To increase shade and improve pedestrian and vehicular safety, the artist recommended fully enclosing the pedestrian walkway. This contract amendment would enable Ms. Pinto to work with the design team to develop construction documents for the enclosure and its safety screen. It would also add construction oversight to the contract scope. This would assure the artist's continued involvement as the project and team move from design into construction later this summer.

Financial Impact

The South Mountain Loop 202 Pedestrian Bridge at Elwood Public Art Project is one of 31 in the Fiscal Year 2017-22 Public Art Project Plan that City Council approved on June 28, 2017. The Art Plan includes $333,646 for this project. The proposed amendment would add $52,000 to the current $80,000 design contract, for a total contract amount of $132,000. The amended contract would cover all costs related to completion of construction documents for the bridge and safety enclosure, as well as construction oversight. The percent-for-art funds for this project come from the Street Transportation Department Capital Improvement Program.

Concurrence/Previous Council Action

The Phoenix Arts and Culture Commission reviewed and recommended this item at its May 15, 2018, meeting. The Parks, Arts, Education and Equality Subcommittee recommended this item for approval at its May 15, 2018, meeting by a 3-0 vote.

Location

The project will be located between South Mountain Loop 202 and Elwood Road.
Council District: 7

This item was adopted.

122 Artist Fabrication and Construction Oversight Contract for Community Well Site 94/234 Public Art Project (Ordinance S-44714)

Request to authorize the City Manager, or his designee, to enter into a contract with Arizona artist Barbara Grygutis Sculpture, LLC or her City-approved designee, for an amount not to exceed $150,000, to fabricate, install, and oversee construction of enhancements for the Community Well Site 94/234 Public Art Project. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Fiscal Year 2017-22 Public Art Project Plan includes a project to commission artists to work with a landscape architect to enhance the security and appearance of community well sites and other water facilities Citywide.

On Jan. 10, 2018, City Council approved a $35,000 design contract for Arizona artist Barbara Grygutis to work with landscape architect Dig Studio to design enhancements for the Community Well Site at 6th Street and Butler Drive in Sunnyslope. Since then, the artist and team have worked with City departments and the community to design integrated enhancements. These will improve visibility throughout the site, and add trees and other landscaping, walking paths, lighting, security fencing and a sculptural landmark. The proposed contract will enable the artist to coordinate with the design and construction teams to fabricate and install the sculptural landmark and elements for the security fence as well as oversee construction.

Financial Impact

This Community Well Site Enhancement Public Art Project is part of the Community Beautification and Greenspace Program that is one of 31 projects in the Fiscal Year 2017-22 Public Art Project Plan that City Council approved on June 28, 2017. The Art Plan includes $1,000,000 for this and two other community well enhancement sites. The proposed $150,000 contract will cover all costs for the artist to fabricate and install the sculptural landmark and elements for the fence, as well as oversee installation of the walking path, lighting, and fencing. Funding is budgeted in the Water Services Department Capital Improvement Program.

Concurrence/Previous Council Action

The Phoenix Arts and Culture Commission reviewed and recommended

this item for approval at its May 15, 2018, meeting. The Parks, Arts, Education and Equality Subcommittee recommended this item for approval at its May 15, 2018, meeting by a 3-0 vote.

Location
The project will be located 8351 N. 6th St. in Sunnyslope.
Council District: 6

This item was adopted.

129 Approval of Neighborhood Block Watch Oversight Committee's Recommendations for 2018 Grant Program Awards (Ordinance S-44637)

Request authorization for the City Manager, or his designee, to execute contracts between the City of Phoenix and 159 Neighborhood Block Watch (NBW) Grant Program applicants recommended for funding by the NBW Oversight Committee. The NBW program is administered by the Police Department. Authorization also is requested for the City Controller to disburse funds related to this item in the amount of $1,250,660.

Summary
The NBW Oversight Committee was established to solicit, evaluate and recommend to the Mayor and City Council appropriate proposals to expend funds for the expansion of the Block Watch programs within the limits of the Neighborhood Protection Ordinance. This ordinance, known as Proposition 301, was adopted at a special election on Oct. 5, 1993. The City Council adopted the format and guidelines for this process on April 26, 1994.

The 2018 grant application process opened on Nov. 1, 2017 and closed on Dec. 6, 2017. The NBW Oversight Committee scored the grant applications based on the following criteria: crime prevention - 50 percent, budget evaluation - 20 percent, community involvement - 20 percent, and project viability/ability to complete - 10 percent.

A total of 174 grant applications were received. The NBW Oversight Committee recommended funding 150 grant applications and denying funding for 24 applications. Of the 24 applications, nine were recommended for funding by the Public Safety and Veterans

Subcommittee at the May 9, 2018 meeting. The 15 remaining applications were disqualified for not following the 2018 Grant Application Guide, or meeting the grant program requirement of scoring a 5.25 or higher, out of 10 possible points. See revised **Attachment A** for a summary list of all 174 grant applications.

In some cases, applicants were denied partial funding due to applicant requests for capped items and/or prohibited items. There is a list of prohibited/restricted items that was included in the 2018 Grant Application Guide.

Contract Term
The funding period is July 1, 2018 through June 30, 2019.

Financial Impact
No matching funds are required.

Location
Citywide

Concurrence/Previous Council Action
This item was unanimously approved, as corrected, by the Public Safety and Veterans Subcommittee on May 9, 2018.

Discussion
Councilman Waring mentioned he had met with staff on this as there had been some issues and disharmony on the committee. He wanted to make sure the best decisions were being made and wondered if things had settled down since the feedback he had received was not positive.

Police Executive Assistant Chief Michael Kurtenbach replied staff took input from Councilmembers and conducted a presentation at a Public Safety and Veterans Subcommittee meeting. He conveyed one of the big issues regarding some items that were not recommended for funding were resolved, noting the Subcommittee moved forward with funding related to wake-up clubs.

Councilman Waring stated some of the feedback from volunteers concerned him; however, he supported this item but going forward would

look at things more closely. He appreciated the update as he wanted to make sure the volunteers' concerns were taken care of.

Councilman Nowakowski noticed an item pertaining to the Laveen Baseball League was not fully funded. He indicated the request was for lights on the baseball fields at Cesar Chavez Park and wondered if the full amount could be awarded.

Mayor Williams confirmed he was referring to the Laveen Baseball League that asked for a $10,000 grant but was approved for $4,120.

Councilwoman Pastor expressed she would like to have a future discussion at the public safety subcommittee regarding the block watch award process.

Mayor Williams remarked she was involved in the process because she received a lot of comments but after looking at the forms she determined not all of the comments were correct. She asked that the committee review and update their guidelines, which she believed they were doing, that would be reviewed and approved by the Public Safety and Veterans Subcommittee. She requested to confirm the motion was to approve and include Councilman Nowakowski's request to fully fund the Laveen Baseball League.

Councilwoman Pastor agreed to include his request in the motion.

Councilman DiCiccio thought going forward Council should look at what it took to accomplish applicants' goals and ask what they requested the funding for in order to get the award right the first time.

Mayor Williams confirmed with staff there were sufficient funds to cover the increase recommended by Councilman Nowakowski.

City Manager Ed Zuercher clarified the motion was amended to award the full amount to the Laveen Baseball League.

A motion was made by Councilwoman Pastor, seconded by Councilwoman Stark, that this item be adopted as amended to approve the full amount requested by Bougainvillea Block Watch for

the Laveen Baseball League. The motion carried by the following vote:

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

130 Authorization to Enter into an Agreement with Maricopa County for Jail Services and Facilities (Ordinance S-44716)

Request to authorize the City Manager, or his designee, to enter into an agreement with Maricopa County for jail services and facilities. The estimated expenditure for FY 2018-19 is $13,138,531. The aggregate amount for the five-year agreement shall not exceed $65,692,655. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

Under the agreement, Maricopa County will provide inmate housing, all health care services and transportation costs for a per-diem fee, in addition to the first day booking/processing fee.

Contract Term

The extension will be in place from July 1, 2018, and the term shall be for five years.

Financial Impact

The estimated expenditure for FY 2018-19 is $13,138,531. The aggregate amount for the five-year agreement shall not exceed $65,692,655.

Concurrence/Previous Council Action

This item was heard at the Public Safety and Veterans Subcommittee meeting on May 9, 2018 and was recommended for approval by a vote of 2-0.

Discussion

Leonard Clark asked that Council vote no on this item as he believed human rights violations occurred at this jail.

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

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

No: 0

133 Authorization to Enter into Agreement with Arizona Humane Society (Ordinance S-44719)

Request to authorize the City Manager, or his designee, to enter into an agreement with the Arizona Humane Society (AHS) to provide shelter, appropriate veterinary care and other necessary services for animals held in protective custody during the course of Phoenix Police Department operations. Further request authorization for the City Controller to disburse all related funds to this item.

Summary

The City lacks a suitable facility for sheltering animals and does not employ trained personnel who can provide appropriate veterinary care and other necessary services to animals held in protective custody. The non-competitive provision is necessary because the AHS is the only animal care organization in the Phoenix Metropolitan area that has the facilities and staff that can provide appropriate care and other necessary services to animals.

Contract Term

This agreement shall commence on July 1, 2017, and the term shall be for five years.

Financial Impact

The estimated expenditure for FY 2017-18 shall not exceed $406,000. The aggregate amount of the five-year contract shall not exceed $2,500,000.

Concurrence/Previous Council Action

This item was heard at the Public Safety and Veterans Subcommittee

meeting held May 9, 2018 and was recommended for approval by a vote of 2-0.

Discussion

Leonard Clark stated he hoped that Council voted in favor of this item as animals provided companionship and security to many people. He also indicated he wanted the City to help the County improve the welfare of animals.

Councilwoman Gallego said she had the opportunity to meet some of the animals the Police Department had rescued and that the Humane Society nursed back to health while in protective custody which were powerful success stories. She thanked the Humane Society for their great work and the police officers for caring about these animals.

Councilwoman Stark clarified this was for the Arizona Humane Society and not Maricopa County Animal Care and Control.

Mayor Williams expressed she was very supportive of this item, noting there were a couple animal abuse investigators which were great partners that seized and cared for the animals.

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

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

136 (CONTINUED FROM MAY 16, 2018) - Voluntary Property Acquisition - 3121 E. Washington St. (Ordinance S-44616)

Request to authorize the City Manager, or his designee, to perform all acts necessary to acquire fee title to and possession of real property comprised of approximately 3.2 acres located at 3121 E. Washington St., together with associated improvements, appurtenances, and other property rights (Property). The acquisition will be by voluntary purchase from AP Building Holdings, LLC at a price not to exceed the Property's

appraised value of $3,620,000.

Further request authorization for the City Manager, or his designee, to enter into a temporary occupancy agreement to allow the current occupant enough time to vacate the Property as may be necessary to and in furtherance of the acquisition. The acquisition agreement may contain other terms and conditions deemed necessary or appropriate by the City Manager or his designee. Further request authorization for the City Controller to disburse all funds necessary to purchase the Property in an amount not to exceed $3,620,000, plus usual and customary closing costs. Further request authorization for the City Treasurer to accept all funds related to this item.

Summary

AP Building Holdings, LLC initiated the voluntary acquisition process in August 2017. The Property consists of approximately 3.2 acres of land and two buildings with a combined area of approximately 44,102 square feet and other improvements. The Property is currently occupied by Arctic Paws, the tenant, a manufacturer of dog treats. Arctic Paws's business has outgrown the Property and the tenant needs to move to a larger site. In January 2018, an independent appraiser determined the market value of the Property was $3,620,000. The City has completed a Phase I and Phase II environmental site assessment and other testing on the Property which shows the Property does not require environmental remediation. The appraiser concluded there are no adverse effects on the market value of the Property.

The Property is near Phoenix Sky Harbor International Airport and is a strategic voluntary acquisition important to the Airport’s future growth. After the Property is purchased, the Aviation Department will determine its highest and best use in order to generate the maximum rental income.

Financial Impact

The purchase price of the Property is $3,620,000, plus usual and customary closing costs. Funds are available in the Aviation Department's Capital Improvement Program.

Concurrence/Previous Council Action

This item was approved by the Downtown, Aviation, Economy and

Innovation Subcommittee on May 2, 2018 by a vote of 4-0.

Location
3121 E. Washington St.
Council District: 8

Discussion
Councilwoman Pastor moved approval with the addition of working with the Wilson School District on their items of concern.

Councilwoman Gallego recalled she asked that this matter be continued at a previous Council meeting as the airport had acquired a lot of property in the Wilson School District which had an impact on their operations. Based on conversations with staff she conveyed the City was looking for a way to reduce the impact on the school district.

City Manager Ed Zuercher thought the motion captured that idea as the airport was looking for ways to work with the school district, under FAA rules, to help protect its revenue stream when land was bought and taken from the school district's tax rolls.

Councilwoman Gallego stated she also spoke with management about the time it took to lease properties that resulted in the City losing tenants which impacted constituents and residents. So, in terms of metrics staff needed to look at revenue and time to market.

Mr. Zuercher affirmed staff was working on a metrics report and would work to speed up time to market on properties which would also help the school district when properties went back to private ownership.

Councilwoman Stark seconded the motion.

Councilman Nowakowski noticed the Aviation Department wanted to buy this property for $3.6 million; however, it was bought for $1.8 million in 2012. He was concerned because he had not seen a plan regarding the use of this property. He understood the City was creating a master plan for the acreage surrounding the airport and thought it was moving slowly. He wanted to make sure there was a purpose for the property and a plan in place since the purchasing price had doubled.

Aviation Services Director Jim Bennett advised staff was currently reviewing the entire northern area as part of a comprehensive asset management plan. He noted there was a public meeting scheduled for June 13 to discuss what the future plans were for that area. Moreover, acquisitions on the north side of the airport were for future aviation uses as well as supporting uses, such as transit-oriented developments since Sky Harbor Airport was land constrained.

Councilman DiCiccio conveyed in the future he wanted to know who purchased the property, when the property was purchased and what the purchase price was for the City, especially since he had not seen this kind of increase in today's market. He said he agreed with Councilman Nowakowski's point as to why this was being purchased as there was no plan in place. He asked if this was in line with the fourth runway the City was looking at doing.

Mr. Bennett replied there were no plans for a fourth runway at Sky Harbor Airport. Further, the comprehensive asset management plan that was currently under review did not contemplate an additional runway. He pointed out this land would be used for aviation support services, such as air cargo development, aircraft maintenance facilities and the like that there was no space for at the airport. He remarked the City was fortunate this facility had a structure on it and if this item was approved and the acquisition was completed staff would work to immediately make it available for lease so it stayed in productive use.

Councilman DiCiccio recalled public meetings were scheduled to discuss the plan and questioned why the City did not wait until the plan was finalized.

Mr. Bennett responded the City had been acquiring property on a voluntary basis in this area since the mid-1990s. He stated there were two strategies on how to do future airport development. He said one strategy was to acquire property, on a voluntary basis, to place properties that made strategic sense in the City's portfolio for future use. The other strategy was to put a plan together for forced acquisition of property in a short period of time, which was more costly and disruptive for the

community.

Councilman DiCiccio expressed Councilman Nowakowski's comments were logical - to have something in place before doing voluntary acquisition. Also, Councilman DiCiccio said he remembered that Councilman Waring came across another situation where the City was looking to acquire property at one point that in the end more than tripled in price. Councilman DiCiccio did not want to pay that kind of price and did not believe this acquisition was right.

Mayor Williams recalled working on a master plan in the early 1990s that took two years, but said she could not remember if there was consensus on it. However, she stated she strongly believed Sky Harbor Airport was the key to economic success in the State of Arizona and the City of Phoenix. She stated the City had to have the ability to accommodate different distribution points if the airport became landlocked and there were no future options. Thus, she thought it was important to continue acquiring property and have an opaque plan as the value would be more reasonable. She also met with the owner who bought this property during the recession, noting staff had estimated this was a fair price; therefore, she supported this item.

Councilman DiCiccio stated he believed in the economic engine of the city but wondered who out there, besides the individual property owners in this area, knew this was occuring. He thought the City should have a better idea about purpose when acquiring property.

Councilman Nowakowski indicated the City bought out four Hispanic neighborhoods and the land was still out there with the master plan still being worked on for that community. He did not believe there was much negotiation as the price had doubled and wanted to make sure the City was not in the same situation with this piece of property as the other neighborhoods.

Mr. Bennett advised the Aviation Department was bound to comply with federal guidelines on property acquisitions which limited the City's ability to negotiate the value. However, there were guidelines on the appraisal process and the City had to make sure once just compensation was

established that the property was not being acquired for less than that just compensation.

Real Estate Administrator Jami Spear added the property was purchased in 2012 and sat vacant for two years so staff considered it a distressed sale when comparing it to other properties which sold at that time. She indicated the current owner made improvements after purchasing the property, plus a report showed the property in the area had appreciated 40 percent which was consistent with the current appraisal. Also, staff updated appraisals that were 6 to 12 months old for current data value.

Councilman Nowakowski did not understood why there was such a difference in value with another property two blocks away that the Aviation Department owned versus the purchase of this property.

Ms. Spear replied each property was unique, noting this property the City was acquiring was not the same as the other property so they would not be compared when doing an appraisal. She explained staff pulled comparables and considered the differences to the subject property which the appraiser then used in their appraisal. Moreover, she had evaluated eight comparables independent of this appraisal which all supported the value.

In response to Councilwoman Pastor, Ms. Spear stated the appraisal value of the current property was $3,620,000 which was the same amount the City was paying for it.

Councilman Valenzuela expressed the public might not understand this matter but the City had subject matter experts to explain things. He thought staff put a lot of work into this and had vetted it thoroughly, and voiced his support for this item.

A motion was made by Councilwoman Pastor, seconded by Councilwoman Stark, that this item be adopted with direction that staff work with the Wilson School District to minimize impact. The motion failed by the following vote:

Yes: 4 - Councilwoman Pastor, Councilwoman Stark, Councilman Valenzuela and Mayor Williams

No: 4 - Councilman DiCiccio, Councilwoman Gallego, Councilman Nowakowski and Councilman Waring

137 Request to Issue RFP for Airport Consultant Services

Request to authorize the City Manager, or his designee, to issue a Request for Proposals (RFP) for airport consultant services.

Summary

The airport consultant provides financial and business consulting services for the Aviation Department, including bond feasibility analyses, passenger forecasts, financial modeling, assistance with passenger facility charge applications, and support of the airline rates and charges program.

Airport consultant services are crucial to the Aviation Department's ability to issue bonds, provide for the capital improvement program, and pursue its business objectives. The airport's plan of finance anticipates a $200 million bond issue in the Fall of 2018. The timely continuation of the services is required for the associated bond documents.

Procurement Information

The current airport consultant contract expires on Nov. 19, 2018. If this request is approved, staff will issue an RFP to continue these services. Responsive and responsible proposers will be evaluated according to the following evaluation criteria:

Qualifications and Experience of Key Team Members (0-300 points).
Qualifications and Experience of Proposer (0-350 points).
Approach to Scope of Services (0-250 points).
Fee Schedule (0-100 points).

Contract Term

The term of the contract is expected to be five years.

Financial Impact

The current contract is budgeted at $7.5 million over five years. If issuance of the RFP is authorized, Aviation staff will return with the general terms of a contract proposal along with the associated financial impact.

Location
The Aviation Department, 2485 E. Buckeye Road
Council District: 8

Discussion
Councilwoman Pastor wondered if a contract similar to this one that recently passed was for the same type of services.

Aviation Services Director Jim Bennett replied the contract referenced was for a financial advisor that worked with the Aviation and Finance departments on bond issues and other financial transactions. This item was for an airport consultant that would advise and work with his staff on the biennial airline rates and charges calculations. He added this consultant would also study the feasibility of various capital programs and whether they were practicable given the market demographics and forecasts for future growth.

Councilwoman Pastor understood this was for a consultant that would determine if bonds were feasible and whether projects could move forward.

Mr. Bennett said one of the more important documents this consultant would prepare was the report of the airport consultant. He conveyed it analyzed the metropolitan Phoenix area, plus the airport and air service environment to decide the feasibility of any program the City might propose and whether it was an achievable endeavor.

Councilwoman Pastor provided an example of an RFP on 24th Street regarding parking and a hotel that someone could bid on that had nothing to do with the City. However, she knew there were items within the airport that the City owned and would possibly refinance or bond for savings or expansion purposes.

Mr. Bennett advised the example Councilwoman Pastor had given was related to the financial advisor they talked about previously. He supplied the following examples pertaining to this consultant: the Sky Train currently underway, Terminal 3 modifications and the proposed concourse for Southwest Airlines. The consultant would do an analysis of

the market, passenger activity and the forecasted growth of the airlines then report to staff what the essential impacts were on airline rates and charges going forward to stay competitive in the market. He added the consultant would also prepare a report on the economic health of the Phoenix metropolitan area along with the expected growth and put that into a feasibility report that the financial advisor could use to determine a bond structure that would allow the City to move forward with a particular program.

In further response to Councilwoman Pastor, he confirmed two separate portfolios of responsibilities were needed for the two types of consulting services.

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

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

No: 0

141 Aviation Capital Program Management Staff Support Services - 6654211093 (Ordinance S-44672)

Request to authorize the City Manager, or his designee, to enter into an agreement with Hill/Red Brick Joint Venture (Hill/Red Brick) to provide program management services to support the needs of the Aviation Department's Capital Improvement Program (CIP). The fee for services will not exceed $47.5 million. Further request authorization to execute contract options and 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

The CIP is comprised of a five-year development plan for projects at Phoenix Sky Harbor International Airport, Phoenix Goodyear Airport, and Phoenix Deer Valley Airport. The CIP includes the Terminal 3 Modernization Program, Terminal 4 S1 Concourse project, and Phoenix

Sky Train Stage 2 project, as well as other terminal, airfield, parking, cargo, general office, and facilities projects. The CIP management services provided by Hill/Red Brick will augment City staff to form a collaborative and integrated CIP management team. In addition to CIP management services, Hill/Red Brick will provide estimating, scheduling, and other project management-related services, as required.

Procurement Information
Hill/Red Brick 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 may not release the scoring of proposers until a contract has been awarded. Six firms submitted proposals. The top three rankings follow:

Hill/Red Brick Joint Venture: Rank 1
Kitchell Corporation: Rank 2
ASL/WSP Joint Venture: Rank 3

Contract Term
The initial term of the contract is three years, with one contract option to extend the contract term for an additional two years. Contract work scope identified and incorporated into the contract prior to the end of the 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
The total fee for contract services will not exceed $47.5 million, including all subconsultants and reimbursable costs. Funding is available in the Aviation Department's CIP and Operating Budgets. Contract payments may be made up to contract limits for all rendered contract services, which may extend past the contract termination.

Discussion
Councilwoman Pastor stated she pulled this item as she wanted an explanation on the need for these services and how the scope and contract amount were determined.

Aviation Services Director Jim Bennett advised the program management consultant was actually a staff augmentation program. The consultant provided various skill sets that staff did not currently possess and helped administer the $2 billion capital investment program. He conveyed the consultant did cost estimating, served as construction inspectors and quality control experts, and reviewed payments the contractors submitted to make sure they complied with contract documents and specifications. Equally important, the consultant had the ability to bring in specific skill sets for a certain period of time. He explained contracting service out to experts was done in order to keep staffing up when performing a major program so when it was over the City did not have to place additional staff. He remarked the scope had been in place for many years in terms of these services, noting the current contracts were expiring and staff needed a new firm to replace them.

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

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

Discussion

Councilwoman Gallego congratulated the team at Sky Harbor Airport, regarding Items 143-145, for extending their commitment to provide non-stop direct service between Phoenix and continental Europe.

Mayor Williams asked what the average amount of international route was to Sky Harbor Airport and whether the City gained in that economic area.

Aviation Services Director Jim Bennett responded the average daily expenditure per international visitor on one of these flights visiting Phoenix was about $1,500 to $2,000 so the economic impact of international routes at Sky Harbor Airport over a year was approximately $3 billion.

Mayor Williams also heard that some routes added $100 to $200 million per

route to the economy and was supportive of the incentive program. She pointed out this program was not as lucrative to airlines compared to competitive cities but commended staff for negotiating this agreement and providing incentives to come to Phoenix, such as helping to advertise and promote the new route.

A motion was made by Councilwoman Pastor, seconded by Councilwoman Gallego, that Items 143 through 145 be adopted. The motion carried by the following vote:

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

143 Agreement with Air Canada Under the Air Service Incentive Program (Ordinance S-44724)

Request to authorize the City Manager, or his designee, to enter into an Air Service Development Agreement, in accordance with the approved International Air Service Incentive Program, with Air Canada and to waive general fees for a flight to Montreal, Canada. Further request authorization for the City Controller to disburse funds to Air Canada, not to exceed USD $87,486.

Summary

On April 19, 2017, the City Council approved a new International Air Service Incentive Program to encourage the growth of international air service at Phoenix Sky Harbor International Airport (PHX).

Air Canada began scheduled air service between Phoenix and Montreal on Feb. 22, 2018. Montreal was Phoenix's largest Canadian market without nonstop air service. Montreal is a qualifying city in the Aviation Department's International Air Service Incentive Program approved by the City Council. Air Canada qualifies for benefits included in the incentive program by establishing these new flights.

Financial Impact

Per the City Council-approved program, the City is to reimburse Air Canada up to USD $87,486 for marketing costs supporting the Phoenix-Montreal route. In addition, per the Council-approved plan, the City will waive general fees not to exceed $50,000 from the

implementation date and up to 12 months of operation of the new flight. Funds are available in the Aviation Department's operating budget. When Air Canada confirms flights for 2019, staff will return to Council for disbursement of funds for year two of the approved incentive program.

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

This item was adopted.

144 Agreement with Condor Flugdienst GmbH Under the Air Service Incentive Program (Ordinance S-44725)

Request to authorize the City Manager, or his designee, to enter into an Air Service Development Agreement with Condor Flugdienst GmbH (Condor) and to waive general fees for a flight to Frankfurt, Germany, in accordance with the approved International Air Service Incentive Program. Further request authorization for the City Controller to disburse funds to Condor, not to exceed USD $410,000.

Summary
On April 19, 2017, the City Council approved a new International Air Service Incentive Program to encourage the growth of international air service at Phoenix Sky Harbor International Airport (PHX).

Condor will begin scheduled air service between Phoenix and Frankfurt on May 18, 2018. Frankfurt is Phoenix's second-largest European market without nonstop air service. Frankfurt is a qualifying city in the Aviation Department's International Air Service Incentive Program. Condor qualifies for benefits included in the incentive program by establishing these new flights.

Financial Impact
Per the City Council-approved program, the City is to reimburse Condor not to exceed USD $410,000 for marketing costs. Marketing activities are expected to stimulate travel between Phoenix and Frankfurt. In addition, per the Council-approved plan, the City will waive general fees not to exceed $200,000 for the first year. Funds are available in the Aviation Department's operating budget. If Condor returns in 2019, staff will return to Council for spending of year two incentives per the approved program.

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

This item was adopted.

145 Agreement with British Airways Under the Air Service Incentive Program (Ordinance S-44726)

Request to authorize the City Manager, or his designee, to enter into an Air Service Development Agreement, in accordance with the approved International Air Service Incentive Program, with British Airways for rent credits based on new passengers on the additional flights to and from London, England. The City is to provide a $12 rent credit to British Airways for each net new Phoenix enplaned passenger on the new flights. Rent credits may not exceed rent charged. Monthly rent is estimated at USD $13,533.54.

Summary
On April 19, 2017, the Phoenix City Council approved a new International Air Service Incentive Program to encourage the growth of international air service at Phoenix Sky Harbor International Airport (PHX).

British Airways has added additional scheduled air service between Phoenix and London as of March 27, 2018. London is Phoenix's largest overseas market and is a qualifying city in the Aviation Department's International Air Service Incentive Program. British Airways qualifies for benefits included in the incentive program by establishing these additional flights.

Financial Impact
Per the City Council-approved incentive program, the City is to provide a $12 rent credit to British Airways for each net new Phoenix enplaned passenger on the new flights. Net new is defined as passengers between Phoenix and London exceeding the total number of passengers on the route during the same month the previous year. Rent credits may not exceed rent charged. Monthly rent is estimated at USD $13,533.54.

Location
Phoenix Sky Harbor International Airport, 3400 E.Sky Harbor Blvd.

Council District: 8

This item was adopted.

154 Street Planning and Design Manual - Design Services - ST85140050 (Ordinance S-44639)

Request to authorize the City Manager, or his designee, to enter into an agreement with Kimley-Horn and Associates, Inc. to provide professional services in support of the Street Planning and Design Manual (SPDM) project. Further request authorization for the City Controller to disburse all funds related to this item. The fee for services will not exceed $349,996.16.

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 SPDM project is to update and amend the current Street Planning and Design Guideline Manual to meet and integrate recently adopted codes and guidelines in a clear, concise, and user friendly manual with a focus of providing guidance in the design and enactment on issues that surface on a daily basis.

The manual is intended to assist City staff and consultants with ensuring street character is developed in conformance with existing and new policies and guidelines with multi-modal planning best practices from throughout the United States. Further, this manual will attempt to make City streets safer for all users, including bicyclists, pedestrians and transit users while ensuring that our roadway planning and design principles and construction methods are in compliance with nationally adopted standards to limit liability and meet acceptable roadway design and level of service.

Kimley-Horn and Associates, Inc.'s services will include, but are not limited to: create new applicable manual sections and Street Classification Map cross-section modifications to address recently adopted codes, plans and policies such as Complete Streets Policy, Bike Master Plan, PlanPhx, Walkable Urban Code, Downtown Code, Tree and Shade Master Plan, Downtown Phoenix Comprehensive Transportation Plan and ReinventPhx; identify potential conflicts between the recently adopted codes and guidelines with an emphasis on the Complete Street Ordinance (S-41094); integrate Green Infrastructure tools in selected pilot projects; integrate bicycle and pedestrian safety measures into roadway cross-sections; ensure close coordination with key internal and external stakeholders to update and create guidelines that meet the goals and vision of the City, its citizens, and stakeholders while minimizing and resolving potential issues and conflicts for the end users; and additional services as needed.

Procurement Information
Kimley-Horn and Associates, 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 may not release the scoring of proposers until a contract has been awarded. Three firms submitted proposals. The rankings follow:

Kimley-Horn and Associates, Inc.: Rank 1
Kittelson & Associates, Inc.: Rank 2
Wilson & Company: Rank 3

Contract Term
The term of the contract is for 18 months from issuance of the Notice to Proceed. 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
The total fee for contract services will not exceed $349,996.16, including

all subconsultant and reimbursable costs. Funding is available in the Street Transportation 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
This item was heard at the Transportation and Infrastructure Subcommittee meeting on May 8, 2018 and a recommendation for City Council award of the contract was approved by a vote of 4-0.

Discussion
James Deibler stated he wanted the City to fix cracked sidewalks so people would not get injured. Moreover, he encouraged residents to report cracked sidewalks to make them safe for everyone.

Councilman DiCiccio stated he would be voting against this because of the almost $350,000 cost for a company to put a manual together that City staff had done in the past.

Mayor Williams expressed she had been adamant this was needed based on the following plans that were coordinated by separate citizen committees: complete streets plan, bike master plan, PlanPHX plan, Walkable Urban Code, Downtown Code, tree and shade master plan, downtown Phoenix comprehensive transportation plan and Reinvent PHX plan. She thought the plans needed to be consolidated in some fashion to make sure they were compatible along with the cost of them. Further, she stated she wanted to see what had been done and make sure the plans were flexible enough to apply to all areas of the city. She understood his concern but she did not like that it all happened without coordination.

Councilman DiCiccio said he agreed they should have been coordinated but those plans were already in place. He did not think putting them all together should cost $350,000 especially since staff had already done the work.

Councilwoman Pastor stated she recalled voting on this matter in

subcommittee but wondered if City staff could do the job. She said she felt like everyone ran off, held committee meetings and wrote these plans but then nobody coordinated all the plans.

Mayor Williams added her problem was that they acted independently and brought the plans to Council one at a time.

Street Transportation Director Maria Hyatt indicated staff was not available to do the plans; however, staff would make sure there was tight coordination. She explained the consultant would comb through the plans and look for and identify conflicts. The consultant would also work with staff on a technical advisory team that would include a variety of stakeholders to make sure what came out was cohesive. She conveyed if conflicts were identified they would first go through that team who would make a recommendation to Council for a final decision. Additionally, staff recommended this manual be easily accessible and readable to consultants and contractors doing work in the City and ultimately approved by Council once the work was completed.

Councilman DiCiccio asked if he had just heard staff was not making sure all of the plans were compatible when someone came in with a project.

Ms. Hyatt replied staff did look at each one but there was concern about gaps between the plans. So, the intent was to go through each one from this point forward to make sure they were all in compliance.

Councilman DiCiccio expressed looking at different plans was a simple thing to do. He also reiterated staff had compiled plans in the past and could do them now given the cost.

Councilwoman Stark thought this had to do with looking at the detail of a street and how it was designed, such as the width of lanes as vehicles were bigger, how to make bicyclists safer on the roads, width of sidewalks for pedestrian activity and additional shade. She wondered if those were the kind of details that would be looked at to determine how to integrate them in the right way.

Ms. Hyatt responded that was part of it, but also make sure the

information was easily accessible to developers and the private development community who did the vast majority of work.

Councilwoman Stark said there had been changes in the Americans with Disabilities Act pertaining to the design of sidewalks and curbs. So, this would provide an opportunity to make sure the City was in compliance with federal law.

Councilwoman Pastor questioned what staff used now and also inquired about the cost of this 10 years ago and who did it.

Deputy Street Transportation Director Mark Melnychenko replied the document completed in 2009 was done internally which included input from a series of stakeholders. He remarked Phoenix was a changing city with other modes of transportation now so staff was looking at how to make streets more effective within the confines of the pavement. He stated this user-friendly manual would help staff in their daily decision-making by providing a more effective use of right-of-way.

Councilman DiCiccio asked what staff used now.

Mr. Melnychenko answered staff used this document but also looked at other national best practices to provide guidance. Additionally, staff conformed with the Walkable Urban Code and other things, plus worked with the Planning and Development Department on items outside of the right-of-way.

Councilman DiCiccio inquired how this document would help staff.

City Manager Ed Zuercher conveyed staff currently used a 10-year-old document that was completed prior to the other plans mentioned earlier. He emphasized if staff attempted to do the work proposed for the consultant, it would take longer as people would be pulled from current tasks. Also, it would not be as user-friendly since the City did not have the expertise for preparing these manuals.

In further response to Councilman DiCiccio, Deputy City Manager Mario Paniagua advised this was a 10-year-old document that provided the

design guidelines for all City streets, noting staff had to look at different documents to seek direction on specific design guidelines. He pointed out it was essential as this document was updated to reflect all plans developed over many years from different departments. He added the plans sometimes referenced different things so staff needed to make sure potential conflicts were identified and direction was refined in order to help contractors.

Councilman DiCiccio thought the City already provided detailed design drawings when streets were in the planning stages. Again, he asked how this manual would help staff.

Mr. Melnychenko responded there were a number of instances now within the City that showed a changing environment. For example, a project along the Grand Canal had been implemented and staff needed to give details on connections that crossed major arterial streets. He said this manual would provide staff the details and specific information in design guidelines when looking at other canal crossings to implement the same type of feature. Moreover, emphasis would be on safety which he said was an important part of this document.

Councilman DiCiccio asked if the City did not currently have a mechanism in place to look at other things and combine plans to provide safety.

Mr. Melnychenko affirmed staff was looking at safety but there were other best practices throughout the United States that could be integrated into how the City did things.

Ms. Hyatt noted this plan would look at best practices nationwide along with the other plans already in place as well as street classification maps. She conveyed contractors currently had to look in different places for information that might not be complete. She stated this would make private development more cost-effective in putting together their plans together by placing these guidelines in one place and getting them approved by the City.

Mayor Williams interjected if all of the current plans were pulled together as currently written there would be no cars downtown. She expressed that

did not make all stakeholders happy but that was what had occurred in the last three or four years.

Councilwoman Stark thought the City needed to look at new ways of designing streets due to the change in technology and lifestyle. She mentioned a lot of local streets had become raceways and were no longer safe so there was talk about reducing the width of streets to slow down traffic. She remarked this was a good opportunity as the manual could help staff and the development community by bringing everything together.

Councilman Valenzuela said this was not just about putting all these plans together but how to manage them moving forward. He said there were a few constituents in every district that wondered if the City shelved plans so this would provide the City an opportunity to move at the speed of business. He emphasized staff came up with a way to accomplish this where the City could maximize its potential and expressed his support for this item.

Councilman Waring stated it sounded like plans had been thrown together with staff ignoring some rules while accepting others. He pointed out the street needs in his area differed from downtown. He mentioned bike lanes as an example of a feature used by a small percentage of people who lived and worked downtown whereas people in his district did not need them. He believed this was a well intentioned idea but suggested the City revisit its plans and determine what was needed before spending money on a comprehensive plan. If it was true that cars could not drive downtown he wondered how that happened because at some point staff should have briefed Council of such conflicts. He expressed he would be voting no on this matter.

Mayor Williams recalled these plans went through the Transportation and Infrastructure Subcommittee over a three to four year period individually without coordination. She said she did not want to spend more money on different improvements when it could be done all at once which would save money and public aggravation. She stated she also wanted to make sure there was flexibility to address the needs of all the different communities within the city. She indicated she understood there was

limited staff and different departments had been involved in these plans but said she felt strongly that an outside person was needed to evaluate and consolidate them; therefore, she supported this item.

Councilwoman Pastor expressed she understood an outside person was needed to look at all the different plans but concurred on the bike lane example as she was in the middle of a bike lane issue and looking to see if it was conducive with traffic. She felt another important piece was a lot of multifamily was going up in the core with discussion about areas going to one lane which could create unexpected gridlock. She wanted to know if in this process staff was also looking at Phoenix becoming a smart city.

Mr. Paniagua responded the Street Transportation Department was always looking to do more in terms of intelligent transportation and using technology to enhance traffic signal systems. He pointed out this effort recognized the use of technology but it was not a component; however, in updating the design guidelines intelligent transportation systems would be included in this endeavor.

Mr. Zuercher added this manual would not address the smart city issue but the City was currently working on smart city elements related to traffic signals separately.

Councilwoman Pastor stated she was concerned about having this manual and then smart city being looked at as another element when this should be a holistic way of planning the city.

Mr. Zuercher advised this would be an accessible manual for developers and designers, whereas the smart city aspect was being used by the Street Transportation Department with signal hardware and equipment.

Councilman Nowakowski said he also understood the intent but believed Council should inform developers and individuals about the policies. He did not think departments communicated with each other and suggested this issue be discussed in work study as there were deeper concerns than simply coming up with a manual for developers that wanted to build in Phoenix. He asserted he could not vote for this until a communication plan within the departments was in place and requested to have a work

study or continue the issue to have a deeper conversation.

Mayor Williams expressed she was concerned things were still being built based on the separate plans that were already established by Council. She thought someone could work on consolidating the policies then bring it back to a work study in September where Council could delve into the issue. Nonetheless, she stated she did not want to delay projects or allow them to go forward under the current plans if this matter was postponed.

Councilwoman Pastor said things would continue to move forward under policies currently on the books.

Councilman Nowakowski believed other things in the near future would not be addressed by the manual. Further, he thought the core issue regarding lack of communication between departments needed to be resolved.

Councilman DiCiccio strongly believed this manual would not resolve the problem with existing inefficiencies among staff.

Councilwoman Stark conveyed this manual needed to move forward as it would provide the necessary details that addressed specific types of development. She said she also liked the idea of having a work study in September to review some of the work being done.

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

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

Procedural Discussion
Councilman Nowakowski wished to explain his vote in support based on confirmation that a work study would be held on this matter.

159 Piestewa Peak Summit and Navajo Trailheads - Construction

Manager at Risk Construction Phase Services - PA75300231 (Ordinance S-44651)

Request to authorize the City Manager, or his designee, to enter into an agreement with Valley Rain Construction Corporation (Valley Rain) to provide Construction Manager at Risk (CMAR) construction phase services in support of the Piestewa Peak Summit and Navajo trailheads project. 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. The fee for services will not exceed $5 million.

Summary

This project includes major improvements to the Piestewa Peak Summit and Navajo trailheads. The scope of work includes: construction of an automotive and pedestrian precast concrete bridge connecting two trail parking lots; improvements to pavement and parking lots throughout the park; demolition and improvements associated with new ramadas and restrooms; and renovation of a park ranger office.

Valley Rain's initial contract services will include preparation of a Guaranteed Maximum Price (GMP) proposal for CMAR construction phase services provided under the contract. Valley Rain will then assume the risk of delivering the project through a GMP contract. Valley Rain will be responsible for construction means and methods related to the project, participating with the City in a process to set a local and Small Business Enterprise (SBE) goal for the project, and implementing the SBE process. Valley Rain will also be required to solicit bids from prequalified subcontractors and to perform the work using the City’s subcontractor selection process. Valley Rain may also compete to self-perform limited amounts of work.

Procurement Information

Valley Rain was selected for this project 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 CMAR design phase services procurement process.

Contract Term
The term of services is 13 months from issuance of the Notice to Proceed. 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 for work in progress. 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 GMP preparation services for a fee not-to-exceed $11,462.08. Contract amendments may be executed for GMP construction or other contract services totaling an amount not-to-exceed the remaining $4,988,537.92, for a total contract value of $5 million, including all subcontractors, suppliers and reimbursable costs.

Funding is available in the Parks and Recreation Department's Capital Improvement Program budget. Contract payments may be made up to the contract limits for all rendered contract services, which may extend past the contract termination.

Concurrence/Previous Council Action
The City Council approved CMAR design phase services Contract 146911 (Ordinance S-44253) on Feb. 7, 2018.

Location
6900 N. Squaw Peak Drive
Council District: 6

Discussion
Mayor Williams noted Leonard Clark submitted a speaker comment card marked neutral, but was not present to speak.

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

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

No: 0

Discussion

Note: Items 207 and 208 were heard together; however, separate action was taken on each item.

Planning and Development Director Alan Stephenson stated Item 207 was the final abandonment resolution to dissolve the public's interest in right-of-way for North 30th Drive and West Colter Street. Item 208 was the action to sell that right-of-way to Grand Canyon Education, Inc. who was the high bidder that met all the requirements for $122,000. He indicated Council heard this matter back on Oct. 21, 2015 which was the legislative discussion for abandonment based on a request from Grand Canyon University (GCU).

Mr. Stephenson conveyed the abandonment hearing was appealed to the Council who ultimately approved it for portions of Colter Street and 30th Drive, noting there were a number of stipulations put on the property as part of that abandonment. He remarked the abandonment was litigated by someone impacted by it but they lost in court through an appeal as well. He pointed out there were stipulations that required GCU to provide a public easement across Colter Street so people could still access their properties. However, GCU was doing something to ensure the safety of their students by having a guard gate to monitor who came onto campus.

Mayor Williams sought clarification that Council was approving that GCU met the stipulations since the abandonment was already approved.

Mr. Stephenson affirmed that was correct for Item 207 as GCU had fulfilled the stipulations to abandon this property. The final action was to accept GCU as the high bidder and purchase the property as listed for Item 208.

Taylor Earl spoke on behalf of GCU and stated the merits of whether the road should be abandoned was done about two-and-a-half years ago when Council

unanimously approved it. Further, he worked extensively with the community on the following stipulations:

Provide access to the Little Canyon trail.
Ensure the roadway would not be narrowed.
Maintain in a condition commensurate with public roadways, in other words function like a normal street.
Grant access around the guard gates via an express lane.

Mr. Earl affirmed it did go through litigation where the trial court and Court of Appeals upheld Council's decision so GCU moved forward and expended a lot of funds to complete the stipulations in order to abandon the road.

Gail Palmer spoke in opposition as the road had been a public street for many years. Besides, this could not go any further as one stipulation had not been completed. He stated he believed the City was giving property away to GCU based on the low price per square foot. Also, he said he and his neighbors had been harassed and did not think approval of these items would make things better.

John Mendibles, a veteran and member of the American Legion, conveyed the President recently signed the VA Mission Act of 2018 which provided funds for veterans coming out of service to be housed in transition for the purpose of education. He asked that Council and Mr. Earl consider such an accommodation when looking at these proposals.

Councilman DiCiccio thanked Mr. Mendibles for his service and recognized him as Mr. Mendibles was not just a member of the American Legion but one of the top leaders.

James Deibler spoke in support because Grand Canyon University needed the street to expand its campus due to the increase of new students. He also agreed there should be more education funding for veterans.

Councilwoman Gallego questioned if GCU met all of the requirements in the stipulations.

Mr. Stephenson replied Item 207 comprised the stipulations which they had

complied with; however, once Item 208 was approved, which pertained to the final disposition of the lands, then all items would be complete.

Councilman Nowakowski asked which stipulation Mr. Palmer thought was not done.

Mr. Palmer responded the one that said the sidewalk would be widened on the north side of Colter from 30th Drive west to the trail. He added widening had only occurred up the drive to the college so approximately 75 feet had yet to be widened. He reiterated he had been harassed over the years regarding this issue to the point where he could not get to his property. He wished the City enforced PUDs and the state laws in order for him to have a fighting chance.

Councilman Nowakowski requested staff explain the situation with Mr. Palmer's property being landlocked.

Mr. Stephenson showed the properties which was an L-shaped parcel, noting access had historically been down Colter and 30th Drive. He referred to the abandonment area and advised GCU was required to dedicate an access easement in perpetuity for anyone who wanted to access the parcels. He remarked it was similar to a private street in a new subdivision that they maintained but anyone was allowed to drive.

Councilman Valenzuela reiterated this abandonment was approved by Council two-and-a-half years ago. He had worked closely with the community and GCU the past several years and was pleased at all they had accomplished. He said GCU was the fastest growing university in the country, noting within a four-mile radius property values were up and crime rates were down 30 percent. Further, he understood Mr. Palmer's access was protected as he nor his guests would have to stop at the guard gate, plus the full roadway would be maintained for access. Councilman Valenzuela emphasized safety was paramount for people who lived in the neighborhood as well as the students on campus during the school year. Thus, he stated he was proud of the way this had been done and was supportive of it.

A motion was made by Councilwoman Pastor, seconded by Councilwoman Stark, that Items 207 and 208 be adopted. The motion carried by the following vote:

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

No: 0

207 Abandonment of Right-of-Way - V150026A - North 30th Drive and West Colter Street (Resolution 21645)

Abandonment: V150026A
Project: 99-817
Applicant: Grand Canyon Education, Inc.
Request: To abandon a portion of the north 30th Drive right-of-way from the north property line (extended) of the parcel addressed 5315 N. 30th Drive (APN 153-18-019) south to the north right-of-way line of Colter Street; and a portion of the Colter Street right-of-way from the western edge of the cul-de-sac adjacent to the parcel addressed 3300 W. Camelback Road Building 26 (APN 153-17-005K) east to the west property line (extended) of the parcel addressed 2948 W. Colter St. (APN 153-18-010C).
Date of Hearing: July 15, 2015

Location
North 30th Drive and West Colter Street
Council District: 5

Financial Impact
A public auction has been conducted and Grand Canyon Education, Inc. had the winning bid and will acquire the abandoned right-of-way once the auction process is completed and fees collected.

This item was adopted.

208 Authorization to Sell Portion of City Property Located on 30th Drive and Colter Street Pending Right-of-Way Abandonment Case V150026A (Ordinance S-44681)

Request to authorize the City Manager, or his designee, to sell approximately 107,217.46 square feet of City property pending right-of-way abandonment to Grand Canyon Education, Inc.(GCU) for $122,000. Further request authorization to dedicate to public use a public

utility easement on the entire site and a multi-use trail easement on a portion of the site to be abandoned. The dedication will be completed via separate instruments and recorded with Maricopa County. Further request authorization for the City Treasurer to accept all funds related to this item.

Summary

The City conducted a sealed bid solicitation for a portion of right-of-way located on 30th Drive and Colter Street in conjunction with Planning and Development Department's Abandonment Case V150026A pursuant to Phoenix City Code section 31-64. The sale was conducted by sealed bid solicitation at a minimum acceptable bid of $121,128, based on appraised value, and satisfaction of stipulations set forth in the abandonment case. GCU was the only responsive and responsible bid at $122,000, and has agreed to all terms and conditions of the solicitation. The property will be conveyed by Special Warranty Deed, reserving a public utility easement on the entire site and a multi-use trail easement within the cul-de-sac.

Location

30th Drive and Colter Street
Council District: 5

This item was adopted.

211 Amend City Code - Adoption of the 2018 Phoenix Building Construction Code With Amendments (Ordinance G-6463)

Request to authorize the City Manager, or his designee, to approve an Ordinance repealing and recreating Section 9-1 of the Phoenix City Code to adopt the Phoenix Building Construction Code.

Summary

The Phoenix Building Construction Code establishes minimum requirements to safeguard the public health, safety and general welfare through building standards for construction in Phoenix. The Planning and Development Department (PDD) periodically reviews and adopts new construction codes to ensure development standards are up to date and reflect current trends, safety advances, new materials, and accessibility requirements. Additionally, the adoption and use of current building

codes is a significant component of the City's Insurance Services Office (ISO) rating which is used to set property insurance rates.

Building code adoption in the City of Phoenix is an involved public process. PDD uses a five-step code adoption process for review and adoption of new codes that is consistent with City Council Resolution 19015. This five-step process involves staff review, Development Advisory Board (DAB) subcommittee review, full DAB approval, City Council subcommittee review, and ultimately City Council adoption (**Attachment A**). There is public stakeholder input solicited throughout the entire process.

The Phoenix Building Construction Code (PBCC) is comprised of a group of codes from the International Code Council (ICC) including the International Plumbing Code (IPC), as well as the Uniform Plumbing Code (UPC), the National Electrical Code (NEC), an optional International Green Construction Code (IGCC) and safety codes for elevators, escalator, and lifts (ASME). Together these codes establish the construction requirements for development in the City of Phoenix. PDD is requesting the adoption of both the IPC and UPC to provide consistency for those who have developed under the UPC for decades while allowing a less prescriptive method for customers interested in flexibility and value engineering through the IPC.

The codes are national standards; therefore code amendments generally consist of alterations to the code to accommodate local conditions and practices. For instance, the City of Phoenix always amends the codes to require minimum air conditioning requirements, which is a life safety issue particular to the desert southwest. PDD staff proposed a number of amendments consistent with the past code adoption. Newly proposed amendments center on providing flexibility to the solar industry, sustainability, preservation/remodel of historic structures, and offering alternative design options to the development community.

Previously, the PBCC was governed by a separate document entitled the PBCC Administrative Provisions (PBCCAP). These administrative provisions establish the requirements for plan review, permitting, and code enforcement. This separate document was published, copyrighted,

and sold by ICC, which required design professionals and city staff to purchase copies. In the current code adoption process, the Administrative Provisions will be included as amendments to Chapter 1 of the International Building Code and will not require the purchase of an additional book from ICC. These and all other proposed amendments are available for reference on the PDD webpage at:

https://www.phoenix.gov/pdd/devcode/buildingcode

The 2018 PBCC is comprised of the following codes:
2018 International Building Code (IBC).
2018 International Residential Code (IRC).
2018 International Mechanical Code (IMC).
2018 International Fuel Gas Code (IFGC).
2018 International Energy Conservation Code (IECC).
2018 International Existing Building Code (IEBC).
2018 International Swimming Pool and Spa Code (ISPSC).
2018 International Plumbing Code (IPC).
2018 Uniform Plumbing Code (UPC).
2017 National Electrical Code (NEC).
2016 ASME 17.1, Safety Code for Elevators and Escalators.
2015 ASME A17.3, Existing Elevators and Escalators.
2014 ASME A18.1, Platform Lifts and Stairway Chairlifts.
2010 ASME A17.6, Elevator Suspension, Compensation and Governor Systems.
2007 ASME A17.7, Performance Code for Elevators and Escalators.
2012 International Green Construction Code (IGCC) (optional).

The eight International Codes establish the structural, mechanical, plumbing, fire and life safety, energy, accessibility, green, and performance provisions for both residential and commercial structures. Five of the proposed codes provide the requirements for elevators, escalators and lifts. The electrical and alternate plumbing provisions are contained in two additional codes. All of these codes are tied together with the Phoenix Building Construction Code, Administrative Provisions. The 2012 International Green Construction Code has not yet been updated by the International Code Council, so staff proposes to re-adopt the 2012 IGCC to continue to offer this code as an option. Please see

Attachment B for a summary of the proposed amendments.

Financial Impact

New code books and training for development staff regarding the new codes are all included in the Planning and Development development fund. No General funds will be used for the implementation of the 2018 Phoenix Building Code.

Concurrence/Previous Council Action

The Development Advisory Board (DAB) approved adoption of the 2018 Phoenix Building Construction Code at the hearings heard on Jan. 18, Feb. 15, and March 15, 2018.

The Downtown, Aviation, Ecomony, and Innovation Subcommittee approved adoption of the 2018 Phoenix Building Construction Code at the hearing heard on May 2, 2018 by a vote of 4-0.

Note: City Clerk Cris Meyer read the title of the ordinance for this item.

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

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

CITIZEN PETITIONS

222 Consideration of Citizen Petition Related to Full Deployment of Body Cameras for Police Department Within a Year Following Assignment of Vendor Contract

This report provides the City Council with information in response to a citizen petition submitted by Joanne Scott Woods at the May 16, 2018 Formal City Council meeting regarding an expedited plan to outfit Phoenix Police officers with body cameras (**Attachment A**).

Summary

The petitioner requests the City Council "shorten the five-year plan to

outfit Phoenix Police officers with body-worn cameras to one year following the assignment of a vendor."

The Phoenix Police Department is supportive of body-worn video cameras. Use of this technology demonstrates the Department's commitment to transparency, ensures the accountability of its members, increases public trust in officers and protects officers from unjustified complaints of misconduct. Through a pilot program, there are currently 300 body-worn cameras being worn by uniformed Phoenix police officers in precincts citywide, as well as in a few select specialty assignments.

A Request for Proposals (RFP) for body-worn cameras was recently issued by the City with the goal of purchasing up to 2,000 cameras. While the Police Department appreciates the petitioner's request to expedite the deployment of body-worn cameras, the department prefers the body-worn camera program be expanded thoughtfully and correctly, as opposed to quickly. Lessons learned from other agencies has shown that an incremental implementation has a number of benefits and leads to a more robust and legitimate body-worn camera program in the long-term. Additionally, the requisite infrastructure needed to support the full deployment of body-worn cameras could not be implemented in one year.

Options for Council Action

A. Accept the petition and implement the body-worn cameras in one year folllowing the assignment of a vendor.
B. Remain on track with the previously approved strategy to implement the cameras incrementally once a vendor is selected.
C. Other direction to staff.

Staff recommends Option B so the Police Department's body-worn camera program can be implemented incrementally as planned to adhere with best practices for long-term success and sustainability.

Regarding the petitioner's account of police contact involving Joshua Baker, the facts of the case are as follows:

On Feb. 15, 2018, Joshua Baker was cited for operating a vehicle with a

mandatory insurance suspension (misdemeanor criminal violation) and improper tinting of windows (civil violation).

On April 18, 2018, Joshua Baker was found guilty on both violations.

The Salvation Army security video that captured the interactions between Joshua Baker and the two Phoenix Police officers identified in the petition was reviewed by Police Department supervisory personnel and no violations of police protocol or inappropriate actions on the part of the officers was observed.

Discussion

A motion was made and seconded on this item.

Kim Baker stated he supported the petition to expedite the deployment of body cameras. He knew there was a plan in place but there was concern about the probability of another shooting which might not be documented. He expressed it provided transparency for not only the Police Department but citizens as well.

Joanne Scott Woods, coordinator of the People Demanding Justice Community Coalition, conveyed she had been talking with the Police Department about the coalition's 10 trust building solutions since 2015 and body cameras were at the top of the list. Although her petition was denied she said she knew the City would move forward on transparency regarding progress updates on achieving full deployment and other outcomes. She stated she looked forward to an upcoming meeting with Police Executive Assistant Chief Kurtenbach and Police Commander Mitchell. Further, she expressed her disappointment in the rebuttal of police contact involving Joshua Baker and addressed the points listed on the report that were disputed at the evidentiary hearing. She said she believed body cameras would provide evidence that would bring to light the disproportionate harassment by police.

Lesa Antone spoke in favor of body cameras being deployed immediately, asserting they not only protected officers but citizens as well.

Jennifer Harrison stated she represented citizens that supported the

Police Department. She expressed officers had a right to protect themselves and the community when people did not follow orders.

Mayor Williams stated Leonard Clark submitted a speaker comment card in favor, but was not present to speak.

Councilman Valenzuela recalled when he took office in 2012 the City did a body camera pilot program in Maryvale, noting there were still officers with body cameras. He thought body cameras were a good idea but there had been on-going discussion about software and the legalities of how to store video that still had to be worked out. He thanked the City Manager and staff for their willingness to have these conversations.

Councilman DiCiccio asked what the current plan was and what was to be accomplished by expediting the process.

Assistant City Manager Milton Dohoney, Jr. replied the original discussion was to deploy body-worn cameras over a five-year period based on the financial reality at that particular time. He said subsequent to that discussion there had been action taken to accelerate the process to do it over a three-year period. He conveyed staff was currently executing an RFP to choose the vendor that would provide the next round of body-worn cameras which would include storage in order to process public records associated with that item.

Councilman DiCiccio said he understood the delay had to do with hiring people to interpret and store the data before releasing it to the public. He stated he believed the three-year plan was logical as it allowed the City to work through those things and inquired how fast Council wanted to expedite the plan.

Councilwoman Pastor responded her motion was to have it go back to the Public Safety and Veterans Subcommittee to develop an aggressive implementation time frame once the vendor was selected. She recalled a delay regarding two vendors that fought with one another until one of them purchased the other and became one vendor. Now, staff was doing an RFP and she was told once a vendor was selected the City could design an implementation plan in the districts. She said she agreed it was

a safety issue for both parties so having body cameras would help with incident reports by analyzing footage.

In response to questions from Councilman DiCiccio, Police Executive Assistant Chief Michael Kurtenbach indicated there were just over 1,100 uniformed police officers that responded to 911 calls, noting 300 of those officers currently wore body cameras. As the City looked to attain 3,125 officers that meant 1,286 of them would be first responders. He advised there were officers that were not counted in that figure, such as motorcycle officers, neighborhood enforcement team officers, and community action officers. He added there were 17 body cameras assigned to crisis prevention squads while the rest of them were on first responders. He said that ideally, once at full capacity the goal was to have officers that engaged the public on a regular basis wearing this technology as soon as practicable.

Councilman DiCiccio wanted to know what the entire cost was for the additional body cameras.

Mr. Dohoney answered the cost would be determined once the RFP respondents sent in their plans and staff evaluated them. He reiterated the City was currently searching for a vendor to provide body cameras so until the process was complete he could not provide a definitive answer.

Councilman DiCiccio asked if the body cameras would be worn by all officers.

Police Executive Assistant Chief Kurtenbach replied the priority was to first outfit uniformed first responders; however, the City had to look at best practices around the nation to see what made sense. He said he did not know if the technology was necessary on motorcycle officers but the Police Department wanted to obtain any interaction with the community to the greatest extent possible. Once a vendor was identified he thought more cameras was better so there was greater likelihood of capturing an entire incident.

Councilman DiCiccio expressed the number needed to be higher than 3,125 officers but he restated the cost for that amount of data storage

would be exorbitant. He was not supportive of the motion since the City already had a plan.

Mayor Williams inquired if there was money in the upcoming budget for additional cameras.

City Manager Ed Zuercher responded there was currently $5 million set aside for this program next year. Further, he stated while cameras were becoming cheaper, storage and people to manage it was costly so he was not sure how many body cameras could be purchased with those funds.

Mayor Williams indicated she supported the motion but wanted cost to be part of the discussion when it came back to the Subcommittee because Council needed to consider it as part of the budget.

Councilman Valenzuela said this was a great way to make the Police Department more innovative through technology. Moreover, body cameras would free up their hands from doing paperwork and provide them more opportunity to patrol which would make Phoenix a safer city.

Councilwoman Gallego stated she was glad to see this moving forward as expediting body cameras was great public policy and a win-win for officers and the community. She thought it was important to note that Council approved an item earlier for an additional expenditure for the body camera program so there was support for it. Also, she worked on the Sustainability, Housing, Efficiency and Neighborhoods Subcommittee which had been reviewing the records management process. She emphasized the City needed to transparently produce records in an expedited way for people who requested them but it had to be done in a responsible way.

Councilman Waring wanted to know how far behind the department was on public records requests.

Police Executive Assistant Chief Kurtenbach replied at one point they were almost 22 months behind but currently they were up to April of 2018 with their public records project.

Councilman Waring acknowledged the Police Department was still working on its backlog so he had concerns with creating something that would further complicate the public records process. He pointed out the earlier agenda item was not for new cameras since the City was not currently expanding the pool. Still, he suggested excess money be spent on hiring more police officers instead of body cameras as every stop did not result in using them though data was still collected and had to be stored. He said technology would be more efficient at some point but he had an issue with moving this quicker given where the technology was at currently so he would be voting no.

Councilwoman Pastor wished to amend her motion to include that the Subcommittee do a cost analysis of the whole package to which the second concurred.

Councilman Nowakowski noted as chair of that subcommittee they had been discussing this for some time and said he understood the need to look at best practices around the country. He asked if staff required more time to gather information.

Mr. Dohoney responded staff could comply with the intent but would not be able to do a full cost analysis in September.

Mr. Zuercher added staff was waiting for price information from the vendors but could provide an estimate.

Councilwoman Pastor conveyed staff gave estimates on other projects before the subcommittees but once a vendor was chosen staff returned with accurate numbers so it was possible in this instance.

A motion was made by Councilwoman Pastor, seconded by Councilman Valenzuela, that this citizen petition be referred to the Public Safety and Veterans Subcommittee to develop an aggressive implementation timeframe once a vendor has been selected; additionally, have the Subcommittee do a cost analysis. The motion carried by the following vote:

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

No: 2 - Councilman DiCiccio and Councilman Waring

223 Consideration of Citizen Petition Related to the Chinese Cultural Center

This report provides the City Council with information in response to a citizen petition submitted by Thomas M. Simon at the May 16, 2018 Formal City Council meeting regarding True North's actions in connection with the Chinese Cultural Center, 668 N. 44th St. **(Attachment A)**.

Summary

The petitioner requests that the Mayor and City Council condemn True North for actions taken by it or its subsidiaries against Beijing Gardens, for criminal conduct against renters at the Chinese Cultural Center, and for attempting to quiet the free speech of Charlie Lai, of Super L Ranch Market, at a Council meeting in September 2017.

True North owns the property at 668 N. 44th St. and therefore is the landlord of the parties for whom the petitioner is a spokesman. True North is in litigation with those parties. It is not appropriate for the City Council to take a position on matters in litigation between a private landlord and its tenants.

There is no evidence that Maricopa County Superior Court labeled True North's actions against its tenants "criminal." Even if such evidence existed, allegations of criminal activity are best handled by the courts.

The petition does not contain evidence regarding True North's attempt to suppress free speech. The right of free speech is protected as against government entities, and no allegation has been made that the City suppressed anyone's free speech.

For these reasons, staff does not recommend Council approve this petition.

Location

668 N. 44th St.
Council District: 8

Discussion

A motion was made and seconded on this item.

Tom Simon submitted documents to the Council and spoke in favor on behalf of Chinese United which represented 29 Asian-American organizations in the Phoenix Metro area. He said he also represented Chef Tien at Beijing Garden Restaurant, Super El Ranch Market, and Szechwan Palace Restaurant. He pointed out the petition talked about two things; first was the conduct of True North versus Charlie Lai and Super El Ranch Market. He conveyed True North sued Charlie Lai for defamation after he talked to Council in September. However, he reported the court found True North was in violation of the law for suing someone who talked to Council and dismissed the case.

Mr. Simon continued the second item on the petition asked that Council inform True North that the way they treated Beijing Garden Restaurant was unacceptable. He listed the following issues which he alleged were carried out by True North:

Phone lines and Internet were cut four times.
Stole electricity by putting it in their name.
Electricity was shut off while customers ate in the restaurant.

Moreover, he read some of the court transcript he submitted which he said showed True North was informed they were criminally wrong if they created a condition where people could get hurt and said it was only a danger if the restaurant continued to operate with customers inside because they could do as they wanted with their property. He expressed that kind of behavior did not make True North a good corporate citizen.

Mr. Simon advised the Chinese Restaurant Association wrote a letter supporting this petition which he would forward to the Council. He stated the association also requested that Council send a message today as other restaurants could encounter the the same kind of criminal acts and be put out of business. He thanked Councilwoman Gallego for meeting with the group and urged Council to send a message that this was

unacceptable.

Kim Baker stood in support with the Chinese community. He expressed America was once a great melting pot and the Chinese community was vital to that diversity.

George Ortiz, Chairman of Legislative District 19, supported the Phoenix Chinese Cultural Center. He hoped that Council voted to condemn True North for its illegal actions against its tenants.

Jinhui Chen spoke in support. He noted the crisis at the Chinese Cultural Center had been going on for more than 10 months and stated he believed the City showed prejudice against the Chinese community based on this matter.

Lesa Antone said she understood the business deal was done and not a lot could happen at this point but she still thought Council should stand up for the Chinese Cultural Center and not allow bullying by big corporations.

David Giles, a candidate running for United States Congress in Congressional District 9, stated he learned many different cultures and their values due to his career. He encouraged Council to help preserve the Chinese Cultural Center as it had value.

Fawn Ho supported the petition. She said she believed management of the center was the issue and suggested it be changed instead of altering the look of the center.

Jennifer Harrison said Patriot Movement AZ stood in support with the Chinese community. She expressed it was heartbreaking to hear the stories of criminal acts against the tenants. She stated she understood it was a business deal and the transaction was done but she asked the City to stand up and denounce True North and its actions against its tenants.

Christopher Payne represented the 668 North and True North companies and spoke in opposition. He said he had represented them through the litigation referenced in this petition and wished to discuss the statements being advanced that True North was a bully and had no respect for the

Chinese community. First, he stated he wanted to address the idea his client was engaged in criminal conduct. He conveyed during the hearing the judge made it clear it was a hypothetical conversation. Further, he said the judge did not take any evidence and also established he was not making any factual findings. He stated that two days later Mr. Simon issued a press release accusing his client of criminal conduct; thus, they were again in front of the judge. Mr. Payne added the judge was offended at the characterization that he had reached a conclusion that his client's acts were criminal.

He advised the concept of criminal behavior was raised in litigation by the Chinese community, noting there had been at least six pieces of litigation targeting his client individually or as entities. He remarked three of those pieces had reached some sort of resolution from actions that were supposedly related to bullying. He pointed out this was a commercial landlord-tenant situation; besides, his client received an order from the court that said they could continue with their self-help remedies. Mr. Payne emphasized there was no ruling from any court that said his client engaged in criminal activity.

Note: Councilman Waring left the Chambers but remained part of the voting body via telephone.

Stephen Anderson said he also represented True North and 668 North as well as another client in three of the seven pieces of pending litigation. He stated True North was a locally based company that desired to relocate its corporate headquarters to Phoenix. He reiterated the arguments already set forth in opposition to this petition in a letter he directed to Council earlier. Also, he indicated his client supported the motion, especially the part about supporting the Chinese cultural effort, noting his client already made practical and financial commitments to preserve the artwork currently located in the center's garden.

Mr. Anderson thought this petition had three major flaws. First, he stated it was not a good idea for Council to arbitrate business disagreements. Secondly, he noted he did not think it was wise for the City to publicly take sides since it was a defendant in at least two pieces of litigation. Lastly, he said he believed it was a bad idea based on the substance of what

had occurred in three of the seven pieces of litigation. He listed the following rulings that he said courts upheld in their favor: the forcible detainer action against the restaurant, the dismissal of discrimination claims against his client, and the CC&R litigation. He suggested Council allow the courts to continue doing their job.

Councilwoman Gallego requested more elaboration on the forcible detainer action and the status of that litigation.

Mr. Payne conveyed his client was sued by the chef of Beijing Garden Restaurant who asked for an injunction to prevent his client from using their remedy to lock them out at the end of their lease which was at the end of January. He wrote letters to their counsel indicating his client was willing to work with them to allow that business to stay in place for a period of time less than what they wanted but received no response.

Mr. Payne said as part of the litigation proceedings he brought a claim known as forcible detainer, also referred to as eviction action. He noted it was heard in a summary fashion before a commissioner where all arguments were considered about whether or not the restaurant was entitled to an extension. The court found the restaurant was not entitled as the lease expired on Jan. 31, 2018, and every day after that they occupied the premises they were guilty of forcible detainer and his client could evict them. He said his client locked them out and took possession of the equipment which they actually owned. He asserted his client offered to relocate the tenant and provide them with the equipment but there was a pending case for over $90,000 in damages that his client was willing to waive if the restaurant accepted their offer.

Mr. Simon expressed Mr. Payne provided misinformation as the case he just mentioned was currently before the appellate court. Mr. Simon recalled providing the court transcript to Council which showed a distortion of the facts as presented by Mr. Payne. Furthermore, Mr. Simon noted his client had already won an appeal against True North which kept them from destroying the outside of the property and he said he believed his client would win the next appeal.

Joanna Dong stated she wanted the government to protect human rights,

treat people equally, and effectively respond to people's appeals. She extended her thanks to everyone that made an effort to save the Chinese Cultural Center. She even thanked True North as their intention to demolish the center was making more people realize its value. Also, she stated the younger generation gained opportunities to develop leadership skills and practice public speaking through this campaign. She presented a gift that she wrote in Chinese calligraphy to Councilwoman Gallego and requested that Council work out a solution to save the Chinese Cultural Center.

James Deibler expressed True North discriminated against Chinese-American people by forcing them out of the building which caused them to go out of business. He thought the City should stand up against True North to stop the discrimination and if the deal fell through purchase the Chinese Cultural Center to preserve the buildings and garden.

Leonard Clark submitted a comment card in favor, but indicated he did not wish to speak.

Councilman DiCiccio remarked no one knew how to put a project like this together back in the '90s, plus there were political considerations when the City first did the Chinese Cultural Center. He was the one to bring them in and negotiate the location so he had a lot of history with this matter. He recalled at the time Councilmembers did not want to get involved because it dealt with the Chinese government, noting there was also some division between the Taiwanese, Chinese, and mainland Chinese which made it even more controversial.

Councilman DiCiccio pointed out the motion on the floor was the only thing that could legally be done today. He stressed it was wrong for the City to get involved in anything more than what was constitutionally allowed. Moreover, he said the Council could not subpoena individuals and make sure they told the truth as that was a job for the courts. He said when this situation came about he wanted to find a way to preserve the center so he met with True North and worked out an agreement to save parts of it. He stated True North purchased it from the Chinese government and agreed to save parts of it but wanted to make changes

inside as a private owner. He said he knew people were concerned about the tile roof which he worked with U.S. Senate offices at the time to get it across. However, he stated it was still an issue in the courts so now everyone was trying to save the center itself. He thought he had an agreement after meeting with Paul Gilbert who represented the Chinese community back then but they were not willing to sit down with True North.

Councilman DiCiccio said the City could not legally get involved in a civil matter between the restaurant owner and property owner. He supported moving forward but it required everyone to work together in order to find another location for the Chinese community. In fact, there were certain bond monies that could be available as well as other possible scenarios. He said he was committed to continue working with members of the Chinese community like he did back in the '90s because he believed the City needed this type of diversity. However, until this was resolved through the courts he stated there was nothing the City could do. He thought he could still get True North to the table but at this point things had to take its course. Again, he conveyed the motion was all Council could do which left the door open for the Chinese community to come to the table and work things out.

A motion was made by Councilwoman Gallego, seconded by Councilman DiCiccio, that this citizen petition be denied with direction that the Arts and Culture Commission study how and where the City can support the Chinese community and its partners in celebrating and honoring the rich cultural heritage of Phoenix's Chinese community. The motion carried by the following vote:

Yes:	7 -	Councilman DiCiccio, Councilwoman Gallego, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Valenzuela and Mayor Williams
No:	1 -	Councilman Waring

Procedural Discussion
Prior to his vote, Councilman Nowakowski remarked he supported the motion because he believed that Councilwoman Gallego found a win-win situation. He agreed the City could not legally step in but Council wanted to find a resolution since a cultural center benefited everyone.

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

CITIZEN COMMENTS

Note: Councilmen DiCiccio and Valenzuela left the voting body.

Leonard Clark spoke in defense of Police Chief Williams but said he did not agree with the militarization of officers. He asked that Police Chief Williams be allowed to do investigations as officers should be given the benefit of the doubt. He also requested a civilian oversight board be created since the current committee did not have enforcement powers.

Art Manni expressed more police officers were needed seeing that people waited hours for service. He submitted a proposal to District 6 that he said would enhance school safety and had little impact on the budget but was told the review process would take 9 to 12 months. He asked that the process be accelerated and requested a meeting with Council to discuss his proposal.

Mayor Williams suggested Mr. Manni get with her staff to explain his proposal in order to expedite it through the Police Department or the Public Safety and Veterans Subcommittee.

Councilwoman Pastor added school safety was an individual component by district, not to mention school resource officers were funded by grants.

James Deibler heard that IKEA was not building a new store in Glendale, but thought a new IKEA at Metrocenter would help revive the shopping center with new opportunities and jobs. He also thanked Councilman DiCiccio for fixing the sidewalks at 7th Street and Missouri but mentioned another area with broken sidewalks and hoped the City would fix them as well.

Jack Freeman, minister and public relations director at Light of the World Church, invited everyone to an event they were having at the Phoenix Convention Center on Sunday at 10 a.m.

ADJOURN

There being no further business to come before the Council, Mayor Williams declared the meeting adjourned at 7:26 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 6th day of June, 2018. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 5th day of September, 2018.

CITY CLERK