City of Phoenix

City of Phoenix

Minutes

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

City Council Formal Meeting

Wednesday, September 18, 2019 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, September 18, 2019 at 2:38 p.m. in the Council Chambers.

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

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

The City Clerk confirmed that copies of the titles of Ordinances G-6617, S-46004 through S-46046, and Resolutions 21779 through 21782 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.

MINUTES OF MEETINGS

1 **For Approval or Correction, the Minutes of the Formal Meeting on Feb. 6, 2019**

Summary
This item transmits the minutes of the Formal Meeting of Feb. 6, 2019, for review, correction and/or approval by the City Council.

The minutes are available for review in the City Clerk Department, 200 W.

Washington St., 15th Floor.

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

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

No: 0

BOARDS AND COMMISSIONS

2 Mayor and Council Appointments to Boards and Commissions

Summary

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

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

Alhambra Village Planning Committee

Appoint Tanairi Ochoa-Martinez, filling a vacancy, for a term to expire Nov. 19, 2020, as recommended by Councilwoman Guardado

Census Complete Count Committee

Appoint Tameka Spence, for a term to expire July 1, 2020, as recommended by Mayor Gallego

Development Advisory Board

Reappoint Molly Carson, representing the Contractor category, for a second term; Richard Hudson, representing the Labor category, for a third term; and James Murphy, representing the Contractor category, for a second term, to expire Sept. 4, 2022, as recommended by Mayor Gallego

Human Services Commission

Appoint Roberta Mack, representing Senior Services, to serve as Chair through June 30, 2020, as recommended by Mayor Gallego

Appoint Tamara Floyd, representing Community Services, to serve as Vice Chair through June 30, 2020, as recommended by Mayor Gallego

Phoenix Deferred Compensation Board and Post Employment Healthcare Plan Board

Reappoint Brian Moore, effective Sept. 30, 2019, for a fourth term to expire Sept. 30, 2022, as recommended by Mayor Gallego

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

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

No: 0

Mayor Gallego administered the oath of office to Tanairi Ochoa-Martinez, Alhambra Village Planning Committee; Lizbeth Luna and Tameka Spence, Census Complete Count Committee; and Roberta Mack and Tamara Floyd, Human Services Commission. They were invited to approach the dais so Council could extend their appreciation.

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

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

Note: Comment cards were submitted for the record in favor of Items 5, 7, 17 and 22 by the following individuals:

Marilee Dose, Applicant - Item 5
Kamlesh Patel - Item 7
Gabriel Vonweimer, Applicant - Item 17
Allister Dueker, Applicant - Item 22

A motion was made by Vice Mayor Waring, seconded by Councilwoman Williams, that Items 3 through 22 be recommended for approval. The motion carried by the following voice vote:

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

No: 0

3 **Liquor License - Special Event - Daisy Mountain Firefighters Charities Association**

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

Summary

Applicant
Jon Binsbacher Jr.

Location
4250 W. Anthem Way
Council District: 1

Function
Luncheon

Date(s) - Time(s) / Expected Attendance
Oct. 5, 2019 - 9 a.m. to 4 p.m. / 2,500 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

4 **Liquor License - Sylvia's Off The Grill**

Request for a liquor license. Arizona State License Application 70942.

Summary

Applicant
Sylvia Menchaca, Agent

License Type
Series 12 - Restaurant

Location
1855 W. Deer Valley Road, Ste. 107
Zoning Classification: A-1
Council District: 1

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

The 60-day limit for processing this application is Sept. 24, 2019.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“I have owned one before at least 15 years. I am responsible adult. I know the liquor laws and I will be refreshing my education on liquor laws and enforcing them in my business I will ensure all of my liquor is kept in a locked cage and will ensure my employees attend liquor education prior to serving guests. All my servers will be over 19yrs."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“The area is void good mexican food restaurants serving margaritas beer and wine. I feel my business including liquor will enhance the the other local businesses by giving more visability to them with the increase of customers coming into my establishment. I would appreciate you giving me the opportunity to sell margaritas beer and wine to my guests. Thank you Sylvia Menchaca."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Sylvia's Off The Grill
Liquor License Map - Sylvia's Off The Grill

This item was recommended for approval.

5 Liquor License - Special Event - Dose of Hope

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

Summary

Applicant
Marilee Dose

Location
2550 E. Mohawk Lane, Ste. 190
Council District: 2

Function
Concert

Date(s) - Time(s) / Expected Attendance
Oct. 25, 2019 - 7 p.m. to 11 p.m. / 450 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

6 Liquor License - Sky Crossing Community Association, Inc.

Request for a liquor license. Arizona State License Application 71247.

Summary

Applicant
Ryan Anderson, Agent

License Type
Series 14 - Private Club

Location
22211 N. 32nd St.
Zoning Classification: S-1 PCD
Council District: 2

This request is for a new liquor license for a community association. 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 Sept. 29, 2019.

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

Other Active Liquor License Interest in Arizona
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.

Encore at Eastmark (Series 14)
5620 S. Encore, Mesa
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:
"Sky Crossing Community Association is a non-profit community association formed in Arizona in 2017. The Association recognizes its obligation to its members and residents and it will ensure that servers and responsible persons receive appropriate liquor training. The Association has received the required support from residents prior to submitting its liquor license application and intends to operate the premises in compliance with Title 4 liquor laws during those times that alcohol will be served."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

7 Liquor License - Ponderosa Carniceria

Request for a liquor license. Arizona State License Application 70543.

Summary

Applicant

Rosa Murrieta, Agent

License Type
Series 10 - Beer and Wine Store

Location
2340 E. Union Hills Drive
Zoning Classification: C-2
Council District: 2

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 does not have an interim permit. This location requires a Use Permit to allow package liquor sales within 300 feet of a residential district. This business is currently being remodeled with plans to open in October 2019.

The 60-day limit for processing this application is Sept. 20, 2019.

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.

Chennai Chetinaad Palace (Series 12)
2814 W. Bell Road, #1454 & 1455, Phoenix
Calls for police service: 28
Liquor license violations: None

La Familia Carniceria (Series 10)
2801 E. Van Buren St., Phoenix
Calls for police service: 15
Liquor license violations: None

Carniceria Mi Ranchito #2 (Series 10)
5035 W. Southern Ave., #110, Laveen
Calls for police service: 11
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 got experience & training for selling #10 liquor series. I have been in this kind of business for past 15+ years."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"I do have knowledge & limits on selling liquor. So this place will be selling BBQ which might interest the public to have liquor with it."

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 - Ponderosa Carniceria
Liquor License Map - Ponderosa Carniceria

This item was recommended for approval.

8 Liquor License - Special Event - Xavier College Preparatory Catholic High School

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

Summary

Applicant
Maria Murphy-Fontes

Location
4710 N. 5th St.
Council District: 4

Function
Dinner

Date(s) - Time(s) / Expected Attendance
Nov. 16, 2019 - 6 p.m. to Midnight / 600 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

9 Liquor License - Special Event - The Arizona Humane Society

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

Summary

Applicant
Mary Hetrick

Location
10710 W. Camelback Road
Council District: 5

Function
Festival

Date(s) - Time(s) / Expected Attendance
Nov. 2, 2019 - 8 a.m. to 5 p.m. / 4,500 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

10 Liquor License - Special Event - SS. Simon & Jude Roman Catholic Cathedral Phoenix

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

Summary

Applicant
Phillip Lester

Location
6351 N. 27th Ave.
Council District: 5

Function
Festival

Date(s) - Time(s) / Expected Attendance
Oct. 27, 2019 - Noon to 7 p.m. / 500 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

11 Liquor License - Chipotle Mexican Grill #3399

Request for a liquor license. Arizona State License Application 71050.

Summary

Applicant
H. J. Lewkowitz, Agent

License Type
Series 12 - Restaurant

Location
1818 W. Bethany Home Road
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. This location requires a Use Permit to allow outdoor alcohol consumption. This business is currently under construction with plans to open in December 2019.

The 60-day limit for processing this application is Sept. 28, 2019.

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:
"Chipotle Mexican Grill, Inc. (and related entities) hold over 1,600 liquor licenses throughout the United States, including 84+ licenses in Arizona. Chipotle has been a responsible licensee in Arizona since the issuance of its first license in 1999 and is committed to upholding the highest business standards for product quality, customer service and community engagement. Managers and staff will be trained in the techniques of legal and responsible management and/or service."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Chipotle Mexican Grill is a quick-serve Mexican eatery enjoyed by area residents, visitors and workers. In addition to freshly-prepared tacos and burritos, Chipotle would like to offer its guests beer and margaritas as an incident to their meal. Alcohol sales, which are limited to bottled beer and margaritas, account for only 2-3% of revenue; however, it is considered an integral part of the restaurant's concept."

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 - Chipotle Mexican Grill #3399
Liquor License Map - Chipotle Mexican Grill #3399

This item was recommended for approval.

12 Liquor License - La Consentida Tacos and Sushi

Request for a liquor license. Arizona State License Application 70024.

Summary

Applicant
Lorena Carbajal, Agent

License Type
Series 12 - Restaurant

Location
2647 W. Glendale Ave., Ste. 11-14
Zoning Classification: C-2
Council District: 5

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 Sept. 10, 2019. However, the applicant has submitted a written request for more time.

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

Other Active Liquor License Interest in Arizona
The ownership of this business has an interest in other active liquor license(s) in the State of Arizona. This information is listed below and

includes liquor license violations on file with the AZ Department of Liquor Licenses and Control and, for locations within the boundaries of Phoenix, the number of aggregate calls for police service within the last 12 months for the address listed.

Silverado Canta Bar (Series 6)
4809 N. 27th Ave., Phoenix
Calls for police service: 10
Liquor license violations: None

Myst Club (Series 6)
6108 N. 27th Ave., Phoenix
Calls for police service: 17
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:
"Because I have other businesses and experience by 12 years working whut Lic. #6."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Because it is a new option with a wide menu of food and drinks foor the community in genelal."

Staff Recommendation
Staff recommends approval of this application.

Attachments

Liquor License Data - La Consentida Tacos and Sushi
Liquor License Map - La Consentida Tacos and Sushi

This item was recommended for approval.

13 Liquor License - Special Event - Keystone Montessori Charter School, Inc.

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

Summary

Applicant
Melissa Risinger-Sutton

Location
1025 E. Liberty Lane
Council District: 6

Function
Festival

Date(s) - Time(s) / Expected Attendance
Nov. 2, 2019 - 3 p.m. to 9 p.m. / 300 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

14 Liquor License - Special Event - Madison District Educational Foundation, Inc.

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

Summary

Applicant
Amy Marschel

Location
5601 N. 16th St.

Council District: 6

Function
Concert

Date(s) - Time(s) / Expected Attendance
Oct. 12, 2019 - 7 p.m. to 11 p.m. / 700 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

15 Liquor License - Special Event - Madison District Educational Foundation, Inc.

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

Summary

Applicant
Amy Marschel

Location
5601 N. 16th St.
Council District: 6

Function
Community Event

Date(s) - Time(s) / Expected Attendance
Oct. 26, 2019 - 7 p.m. to Midnight / 400 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

16 Liquor License - Special Event - St. Thomas the Apostle Roman Catholic Parish Phoenix

Request for a Series 15 - Special Event liquor license for the temporary

sale of all liquors.

Summary

Applicant
Steven Kunkel

Location
4510 N. 24th St.
Council District: 6

Function
Community Event

Date(s) - Time(s) / Expected Attendance
Oct. 5, 2019 - 5 p.m. to 11 p.m. / 180 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

17 Liquor License - The Buzzed Goat

Request for a liquor license. Arizona State License Application 71148.

Summary

Applicant
Gabriel Vonweimer, Agent

License Type
Series 12 - Restaurant

Location
4302 E. Ray Road, Ste. 106
Zoning Classification: C-2 PCD
Council District: 6

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

The 60-day limit for processing this application is Sept. 28, 2019.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have been in the bar industry for over 15 years. I have managed several bars and have many hours of alcohol training. I was the training manager for a company with over 100 locations. I have a proven track record with no violations while I was working."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"The Buzzed Goat believes in creating a safe and responsible culture.

We sponsor many local teams and schools. The sales from liquor will help us to be even more active in the community."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - The Buzzed Goat
Liquor License Map - The Buzzed Goat

This item was recommended for approval.

18 Liquor License - Special Event - Be Causal

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

Summary

Applicant
Julie Jennings

Location
734 W. Polk St.
Council District: 7

Function
Community Event

Date(s) - Time(s) / Expected Attendance
Sept. 28, 2019 - 1 p.m. to 2 a.m. / 300 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

19 Liquor License - Special Event - ICM Food & Clothing Bank

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

Summary

Applicant
Elizabeth Fiorenza

Location
424 N. Central Ave.
Council District: 7

Function
Cultural Festival

Date(s) - Time(s) / Expected Attendance
Sept. 28, 2019 - 3 p.m. to 9 p.m. / 1,000 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

20 Liquor License - Central BBQ House

Request for a liquor license. Arizona State License Application 71337.

Summary

Applicant
Sol Park, Agent

License Type
Series 12 - Restaurant

Location
7227 S. Central Ave., Ste. 1040
Zoning Classification: C-2
Council District: 7

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

The 60-day limit for processing this application is Sept. 29, 2019.

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 understand the responsibity of holding a license and owning and operating a business. All laws and business regulations will be upheld with integrity."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"I understand the responsibility of holding a license and all regulations will be followed with integrity."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Central BBQ House
Liquor License Map - Central BBQ House

This item was recommended for approval.

21 Liquor License - Petit Jo

Request for a liquor license. Arizona State License Application 70302.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 12 - Restaurant

Location
1025 N. 2nd St.
Zoning Classification: DTC-West Evans Churchill HP
Council District: 7

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This business is currently under construction with plans to open in October 2019.

The 60-day limit for processing this application was Sept. 15, 2019. 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:
"We will ensure our employees are trained and attend the Title 4 Basic liquor law course."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We are located in the fast growing downtown district and want to offer great food with a beverage of their choice."

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 - Petit Jo
Liquor License Map - Petit Jo

This item was recommended for approval.

22 Liquor License - Special Event - Moonrise Movement Inc

Request for a Series 15 - Special Event liquor license for the temporary

sale of all liquors.

Summary

Applicant
Allister Dueker

Location
515 E. Grant St.
Council District: 8

Function
Community Event

Date(s) - Time(s) / Expected Attendance
Nov. 9, 2019 - Noon to 4:30 p.m. / 400 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

ORDINANCES, RESOLUTIONS, AND NEW BUSINESS

A motion was made by Vice Mayor Waring, seconded by Councilwoman Williams, that Items 23 through 81 be approved or adopted, except Items 35, 39, 42, 63-64, and 72; and continuing Item 29 to the Oct. 2, 2019 City Council Formal Meeting. The motion carried by the following vote:

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

No: 0

Items 23-28, Ordinance S-46004, was a request to authorize the City Controller to disburse funds up to amounts indicated for the purpose of paying vendors, contractors, claimants and others, and providing additional payment authority under certain existing city contracts. This section also requested continuing payment authority, up to amounts indicated below, for the following contracts,

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

23 H.E. Phoenix LLC doing business as Hyatt Regency Phoenix

For $44,000.00 in payment authority for a one-time agreement, entered on or about Nov. 1, 2019, to provide all labor, materials, equipment, tools and operations necessary for the 2019 Navigator Volunteer Appreciation Luncheon for the Aviation Department. The annual Navigator Volunteer Appreciation Luncheon will recognize nearly 500 volunteers who donate their time to provide customer service to Phoenix Sky Harbor International Airport. The Navigators have donated nearly 77,405 hours in the past year, saving City of Phoenix an estimated $1.9 million in staffing costs. This item was approved by the Transportation, Infrastructure and Innovation Subcommittee on Sept. 4, 2019.

This item was adopted.

24 Brian Stevenson doing business as Hammercraft

For $36,740.00 in payment authority for a new contract, to be entered on or about Oct. 1, 2019, for a term of three-years, with one two-year renewal option for scheduled fine artwork dusting and cleaning services for the Aviation Department. The contract will provide scheduled services for three large scale public art work pieces located throughout Phoenix Sky Harbor International Airport and Phoenix Sky Train Station.

This item was adopted.

25 Dell Marketing LP

For $52,500.00 in additional payment authority for Contract Number 141429 to purchase Dell computer hardware for the Phoenix Fire Department Regional 9-1-1 Program. Additional funding is required to satisfy a new requirement of the State of Arizona Department of Administration, implemented July 1, 2019. The new requirement mandates all regional 9-1-1 program equipment and services be procured directly by municipalities. This equipment and related hardware components support Regional 9-1-1 Services, Emergency Services, which include an Internet Protocol Network (ESInet). The ESInet provides emergency communications among the Public Safety Answering Points (PSAPs) in the Maricopa region which include the following agencies: Apache Junction, Arizona State University, Avondale, Buckeye, Chandler,

Fort McDowell, Gilbert, Glendale, Goodyear, Mesa, Paradise Valley, Peoria, Phoenix, Salt River Tribal, Scottsdale, Surprise, Tempe, Tolleson, and Wickenburg police departments; Luke Air Force Base, Mesa, Phoenix, and Rural Metro fire departments; and the Maricopa County Sheriff's Office. The City of Phoenix, as a political subdivision of the State and through resolutions by the Maricopa Association of Governments member agencies, was designated as the contracted agent for the 9-1-1 system in 1989.

This item was adopted.

26 Safety Restraint Chair, Inc.

For $28,000.00 in payment authority to purchase medical restraint chairs for the Police Department (PD) to replace chairs that are no longer operable. The medical restraint chairs are vital to the Police Department's phlebotomists efforts to perform blood draws, while keeping the detainees and officers safe. The medical restraint chairs are made to restrain detainees while providing maximum comfort and have memory foam headrests to reduce chances of head injuries. In addition, it gives the Police Department phlebotomists the ability to do blood draws for investigations requiring a blood sample from the detainees. The chairs will be purchased from a grant PD received from the Governor's Office of Highway Safety (GOHS).

This item was adopted.

27 Managed Medical Review Organization, Inc.

For $100,000.00 in additional payment authority for Contract 144922 for independent medical evaluations for the Retirement Office. The number and complexity of applications submitted has increased from previous years, requiring additional funds. Independent medical evaluations are used when either the City of Phoenix Employees' Retirement System Board, Disability Assessment Committee, or the Local Police and Fire Retirement Boards require information to determine the eligibility of individuals for a disability retirement. Further, state statute requires all public safety members who have filed an application for disability retirement be referred for an independent medical evaluation by a board-certified, Arizona licensed physician to determine if they meet the criteria listed in Arizona Revised Statutes, section 38-859.

This item was adopted.

28 Arizona Public Service Company doing business as APS

For $12,390.62 in payment authority for installation of new, permanent power to the intersection of Arizona State Route 101 and 64th Street by the Arizona Public Service Company (APS) for the Street Transportation Department. The original construction of this interchange did not include power for future lighting and a traffic signal. The interchange was completed in 2017 and APS has allowed the City to power the existing service pedestal from a nearby streetlight circuit on a temporary basis. The permanent source has been supplied and the City is now required to switch over to the permanent source. This will require APS to install 1,351 feet of primary wire into the existing conduit from an APS transformer to the power service pedestal location for the Streets Project Number WO 630395317.

This item was adopted.

29 (CONTINUED FROM SEPT. 4, 2019) - Election Funding Disclosure (Dark Money) (Ordinance G-6617)

Request City Council approval of an ordinance amending Chapter 12, Article VII of the Phoenix City Code by revising Division 2 on campaign finance and adding a new Division 3 relating to election funding disclosure obligations.

Summary

The "Keep Dark Money Out of Local Phoenix Elections Ordinance" is intended to secure the right of City of Phoenix residents to know the source of all major contributions made to influence the result of a local Phoenix election, to prevent actual corruption and its appearance, and to protect the integrity of Phoenix elections. On Nov. 6, 2018, City of Phoenix voters passed Proposition 419 with 85 percent of votes in favor, for a Charter Amendment requiring election funding disclosure. On July 3, 2019 Gov. Doug Ducey signed the Charter Amendment. This report provides the City Council with information on election funding disclosure and provides a draft ordinance for Council consideration **(Attachment A)**.

This ordinance will require entities currently not subject to disclosure under State law, including nonprofit organizations, to disclose expenditures of $1,000 or more to influence the outcome of a City of Phoenix election, as well as the source(s) of contributions received of

$1,000 or more, including any intermediary through which such contributions passed. These disclosure reports will be filed with the City Clerk Department within 48 hours of making an expenditure of $1,000 or more. The disclosure will be required for any person or association that makes independent expenditures to influence a City candidate or ballot measure election. Entities that are found to be in violation of this ordinance may be fined up to three times the amount spent on the expenditure they failed to disclose.

Concurrence/Previous Council Action
On Feb. 15, 2018, then Councilwoman Kate Gallego, Councilwoman Debra Stark and then Mayor Greg Stanton requested an item be placed on a Formal agenda related to a proposed Charter Amendment regarding the disclosure of the contribution source for election-related independent expenditures, sometimes referred to as "dark money."

At the March 7, 2018 Formal Meeting, the City Council approved an eight-hour rule request for staff to conduct research on proposed ballot language for election funding disclosure.

On April 17, 2018, the Sustainability, Housing, Efficiency, and Neighborhoods Subcommittee approved a draft ordinance.

At the May 2, 2018 Formal Meeting, the City Council adopted an ordinance referring the proposed Charter Amendment regarding election funding disclosure to voters at the General Election on Nov. 6, 2018.

This item was continued to the Oct. 2, 2019 City Council Formal Meeting.

30 Electronic Document Management System Software and Maintenance Contract (Ordinance S-46005)

Request to authorize the City Manager, or his designee, to enter into a contract with Hyland Software, Inc., for the purchase of SIRE software and annual maintenance, and to waive, or make an exception to PCC 42-18 (Phoenix City Code, Chapter 42 Risk Management, Contract provisions, indemnification prohibition). Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $375,700.

Summary

This agreement will provide SIRE software and annual maintenance for the electronic document management system used by the Planning and Development Department (PDD). The SIRE document storage and access software is a critical component supporting the PDD primary business applications, KIVA and PlanWeb. KIVA tracks plan review, inspections, permitting, and Historic Preservation activities. PlanWeb supports the department's zoning processes. The SIRE application, widely used across PDD's business, is due for an important upgrade. This SIRE upgrade will put PDD in a more strategic position to be successful in future technology implementations.

Hyland Software, Inc., submitted exceptions to the City's indemnification terms and conditions. The exceptions do not foreclose all liability on the part of the vendor. Hyland is limiting liability to the cost of the contract during the 12 months preceding the claims event; and to gross negligence or intentional misconduct and two times the contract cost related specifically for torts and personal and real property claims. Other revisions were negotiated to the City's standard and special terms with special consideration given to the sole source services specific to this software licensing.

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 a result of an approved determination memo which stated that the Hyland Software is the only vendor that can provide the software and annual maintenance for the City's KIVA application system.

Contract Term

The three-year contract term will begin on or about Oct. 1, 2019.

Financial Impact

The aggregate value shall not exceed $375,700 including all applicable taxes. The funds are available in the Planning and Development Department's operating budget.

This item was adopted.

31 Acceptance and Dedication of Deeds and Easements for Public Utility, Sidewalk and Roadway Purposes (Ordinance S-46018)

Request for the City Council to accept and dedicate deeds and easements for public utility, sidewalk and roadway 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: Grand Canyon University, its successor and assigns
Purpose: Public Utility
Location: 3300 W. Camelback Road
File: FN 190067
Council District: 5

Easement (b)
Applicant: Cristian Covaciu and Magdalena Covaciu, its successor and assigns
Purpose: Sidewalk
Location: 7105 N. 27th Ave.
File: FN 190088
Council District: 5

Easement (c)
Applicant: Arcadia 33 LLLP, its successor and assigns
Purpose: Sidewalk
Location: 3301 and 3249 E. Indian School Road
File: FN 190079
Council District: 6

Easement (d)
Applicant: Requisite, LLC, its successor and assigns
Purpose: Public Utility
Location: West of 79th Avenue and north of Van Buren Street

File: FN 190071
Council District: 7

Deed (e)
Applicant: Requisite, LLC, its successor and assigns
Purpose: Roadway
Location: West of 79th Avenue and north of Van Buren Street
File: FN 190071
Council District: 7

Easement (f)
Applicant: Supreme Bright Phoenix II OZ, its successor and assigns
Purpose: Sidewalk
Location: 414 N. 5th St.
File: FN 190077
Council District: 8

Easement (g)
Applicant: David Kowaleski, its successor and assigns
Purpose: Public Utility
Location: 2532 N. 29th St.
File: FN 190087
Council District: 8

This item was adopted.

32 Acceptance of Easements for Sewer and Drainage Purposes (Ordinance S-46021)

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

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

Easement (a)
Applicant: Peter B. Wilson, its successor and assigns
Purpose: Drainage
Location: 11017 N. 13th Ave.

File: FN190021
Council District: 3

Easement (b)
Applicant: San Vincente Townhomes, LLC, its successor and assigns
Purpose: Sewer
Location: 1950 W. Tierra Buena Lane
File: FN190086
Council District: 3

Easement (c)
Applicant: Chamberlain Development, LLC, its successor and assigns
Purpose: Drainage
Location: 5125 W. Watkins St.
File: FN190092
Council District: 7

Easement (d)
Applicant: Pro Lux Builders, LLC, its successor and assigns
Purpose: Drainage
Location: 2301 E. Desert Lane
File: FN190091
Council District: 8

This item was adopted.

33 Acceptance and Dedication of Easements for Public Utility, Sidewalk, Trail and Pedestrian Access Easement Purposes (Ordinance S-46023)

Request for the City Council to accept and dedicate easements for public utility, sidewalk, trail and pedestrian access 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: Erik Paul Humphrey and Kathleen Marie Humphrey,

Co-trustees of The Humphrey Family Trust, dated Nov. 8, 2007, its successor and assigns
Purpose: Public Utility
Location: 13801 N. 12th St.
File: FN 190085
Council District: 3

Easement (b)
Applicant: Prayer Assembly Church of God In Christ Inc., its successor and assigns
Purpose: Sidewalk
Location: 4510 W. McDowell Road
File: FN 190093
Council District: 4

Easement (c)
Applicant: Prayer Assembly Church of God In Christ Inc., its successor and assigns
Purpose: Pedestrian Access
Location: 4510 W. McDowell Road
File: FN 190093
Council District: 4

Easement (d)
Applicant: Ashton Woods Arizona, L.L.C., its successor and assigns
Purpose: Public Utility and Pedestrian Access
Location: 825 E. Amberwood Drive
File: FN 190019
Council District: 6

Easement (e)
Applicant: Ashton Woods Arizona, L.L.C., its successor and assigns
Purpose: Public Utility and Pedestrian Access
Location: 815 E. Marblewood Way
File: FN 190019
Council District: 6

Easement (f)

Applicant: Ashton Woods Arizona, L.L.C., its successor and assigns
Purpose: Public Utility and Pedestrian Access
Location: 828 E. Amberwood Drive
File: FN 190019
Council District: 6

Easement (g)
Applicant: Whitney Griffin, its successor and assigns
Purpose: Sidewalk
Location: 1041 and 1051 E. Camelback Road
File: FN 190075
Council District: 6

Easement (h)
Applicant: Phoenix Gospel Mission, Inc., its successor and assigns
Purpose: Sidewalk
Location: 1801,1807 and 1817 S. 35th Ave.
File: FN 190068
Council District: 7

Easement (i)
Applicant: SW Industrial Center Phase II, LLC, its successor and assigns
Purpose: Sidewalk
Location: 7825 W. Buckeye Road
File: FN 190083
Council District: 7

Easement (j)
Applicant: SW Industrial Center Phase II, LLC, its successor and assigns
Purpose: Sidewalk
Location: 7825 W. Buckeye Road
File: FN 190083
Council District: 7

Easement (k)
Applicant: Chamberlain Development, LLC, its successor and assigns
Purpose: Sidewalk
Location: 5125 W. Watkins St.

File: FN 190092
Council District: 7

Easement (l)
Applicant: A.L. Mamou LLC, its successor and assigns
Purpose: Trail
Location: 15 E. Baseline Road
File: FN 190090
Council District: 7

Easement (m)
Applicant: School District No. 66 of Maricopa County, its successor and assigns
Purpose: Sidewalk
Location: 8220 S. 7th Ave.
File: FN 190074
Council District: 8

This item was adopted.

34 Amend Ordinance S-45848 for Acquisition of Real Property for Mandan Street Flood Mitigation Project (Ordinance S-46022)

Request the City Council amend Ordinance S-45848 for authorization to acquire additional real property and related property interests needed for the project.

Summary
Ordinance S-45848 authorized the acquisition of real property for the Mandan Street Flood Mitigation Project. It is necessary to acquire real property from parcels that were not identified during preliminary design to accommodate the project. All of the conditions and stipulations previously stated in the above referenced ordinance will remain the same.

The additional properties impacted by this project are identified in **Attachment A**.

Financial Impact
Funding is available in the Street Transportation Department's Capital Improvement Program budget. Acquisition to be by donation, purchase

within the City's appraised value, or by the power of eminent domain as previously stated in Ordinance S-45848.

Concurrence/Previous Council Action
Ordinance S-45848 was adopted by City Council on June 26, 2018.

Location
Vicinity of Mandan and Sacaton streets
Council District: 6

This item was adopted.

36 Financial Reporting Software - Requirements Contract - RFP 19-056 (Ordinance S-46025)

Request to authorize the City Manager, or his designee, to enter into a contract with IGM Technology Corp. to purchase financial reporting software for the Finance Department. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
The City of Phoenix Finance Department Financial Accounting and Reporting (FAR) Division administers the preparation of the City's Comprehensive Annual Financial Report (CAFR) document development. The report is strictly governed in both its content and submission process. This annual process begins before the close of the fiscal year and takes months to produce. The City issues the CAFR within 180 days subsequent to fiscal year end.

The goals and objectives of this project to replace the current software include: 1) facilitate process improvement to shorten the time to prepare the CAFR in order to provide more timely information to readers; 2) increase efficiency in the compilation of the CAFR; 3) improve accuracy through data integration; and 4) improve quality through desktop publishing capability.

IGM Technology Corp. will provide the Gravity cloud-based software solution. All services including but not limited to implementation, configuration, support and training for City users will be provided by IGM Technology Corp. The Gravity software solution provides Systems Applications and Products (SAP) to CAFR system interface, scalability

allowing multiple users to work on the CAFR at one time, ease of use and navigation, access to collaborate and work on very large documents and provides workflow/project management for scheduling, reviewing, commenting, various reporting and an audit log.

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

Procurement Information
RFP 19-056 was conducted in accordance with Administrative Regulation 3.10. Four offers were received by the Procurement Division on March 15, 2019. One offer was deemed non-responsive.

An evaluation committee comprised of three voting members and two subject matter experts evaluated the offers. The offers were evaluated based on the following criteria: Business Requirements (300 points), Pricing (250 points), Method of Approach (250 points) and Qualifications, Experience and References (200 points). The evaluation committee determined that two firms were within the competitive range and both firms were invited to participate in demonstrations. After demonstrations concluded, the evaluation committee reached consensus to move forward with the Best and Final Offer (BAFO) process. After the BAFO process, the evaluation committee recommended awarding a contract to IGM Technology Corp. The offerors and their final scores are as follows:

IGM Technology Corp.: 935 points
Phoenix Business Consulting: 733 points
Thales Consulting: 558 points

The Deputy Finance Director recommends that the offer from IGM Technology Corp. be accepted as the highest scored, responsive and responsible offeror.

Contract Term
The five-year contract term shall begin on or about Oct. 1, 2019, and end on Sept. 30, 2024.

Financial Impact

The aggregate contract value will not exceed $114,000 (including applicable taxes). Funds are available in the Finance Department's Operating budget.

This item was adopted.

37 Cleaning Agents for Asphalt Removal - Requirements Contract - IFB 19-087 (Ordinance S-46030)

Request to authorize the City Manager, or his designee, to enter into a contract with Brody Chemical, Inc. to provide various asphalt cleaning products for the Street Transportation Department. The aggregate contract value will not exceed $103,075. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

This contract will supply cleaning agents, which provide a chemical barrier to prevent adhesion of bituminous and/or emulsified asphalt products to tools and equipment used on a daily basis by the Street Transportation Department. Use of these cleaning products will enable asphalt application systems to function correctly, safely and will extend the life of the tools and equipment.

Procurement Information

IFB 19-087 was conducted in accordance with Administrative Regulation 3.10. There were six offers received by the Finance Department's Procurement Division on May 31, 2019. However, two were deemed non-responsive for non-compliance with the solicitation requirements. The following are the three lowest-priced offers:

Equipment Cleaner

5 Gallon Pail

Brody Chemical: $183.45
Brewer Cote of AZ: $283
Copper State Supply: $232.95

55 Gallon Drum

Brody Chemical: $1,896.95
Brewer Cote of AZ: $2,992
Copper State Supply: $2,459.85

Tool Cleaner
5 Gallon Pail
Brody Chemical: $77.45
Brewer Cote of AZ: $96.50
Copper State Supply: $135.96

55 Gallon Drum
Brody Chemical: $741.95
Brewer Cote of AZ: $865
Copper State Supply: $1,413.68

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

Contract Term
The five-year contract term will begin on or about Oct. 1, 2019.

Financial Impact
The aggregate contract value will not exceed $103,075, with an estimated annual expenditure of $20,615. Funds are available in the Street Transportation Department's budget.

This item was adopted.

38 Contract for Roofing and Roofing Systems - Installation, Products and Services (Ordinance S-46033)

Request to authorize the City Manager, or his designee, to enter into a participating agreement with Jim Brown and Sons Roofing, CO., Inc., dba JBS Roofing; Sprayfoam Southwest, Inc., dba Roofing Southwest; and Centimark Corp., dba Centimark for the purchasing of roof and roofing systems under the Mohave Educational Services Cooperative Agreements 18R-JBSR1-0418, 18R-ROOF-0418, and 18R-CTMK-0418. The aggregate contract value will not exceed $6,500,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
These agreements with Jim Brown and Sons Roofing, Sprayfoam Southwest, and Centimark will be utilized to purchase roof and roofing

systems installations, repair, restoration, products and various services for a wide variety of roof types to meet the City's various and ongoing needs for roof systems replacement and repairs, on an "as required, when required" basis. The contracts include a variety of systems to accommodate all City structures. Roof condition assessments are performed to determine the repairs necessary to prevent leaks and damages to the building interior. These contracts will be Citywide agreements, made available for use by all departments. However, the primary users have historically been the Parks and Recreation, Phoenix Convention Center, Aviation, Public Works, Streets and Water Services departments. Approximately 80 percent of the contract spend is used by enterprise funds.

Procurement Information

In accordance with the Administrative Regulation 3.10, a participating agreement is required when the City uses a cooperative contract from another public agency. The contract awarded by Mohave Educational Services Cooperative (MESC), a local non- profit intergovernmental agency, was awarded through a competitive process, consistent with the City's procurement process, as set forth in Phoenix City Code, Chapter 43. Use of this cooperative contract allows the City to benefit from a local cooperative agency, a local vendor and the consolidated buying power of multiple Arizona cities, towns, counties, school districts and fire districts.

Contract Term

The contract term will begin on or about Sept. 1, 2019 and will expire after five years.

Financial Impact

The aggregate contract value will not exceed $6,500,000, with an estimated annual spend of $1,300,000. The contracts will be available to all City departments. The contract Funds are available in the various departments' budgets.

This item was adopted.

40 Law Enforcement Badges and Accessories Equipment Contract (Ordinance S-46027)

Request to authorize the City Manager, or his designee, to allow the use

of National Purchasing Partners, LLC doing business as NPPGov, Master Price Agreement VH11592 with Municipal Emergency Services, Inc. to purchase badges and accessories for the Police, Fire, and Parks and Recreation departments. A cooperative contract was established by National Purchasing Partners under solicitation RFP 1510. The aggregate contract value will not exceed $560,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The departments use badges and accessories for their sworn and non-sworn employees with a designated serial number who are required to wear a badge with a uniform. The badges are worn to notify the public of what agency is being represented and who the individual employee is in accordance with the serial number.

Procurement Information

In accordance with Administrative Regulation 3.10, a participating agreement is required when the City utilizes a cooperative contract from another public agency. This contract was awarded through a competitive process, consistent with City's procurement process, as set forth in Phoenix City Code, Chapter 43. The NPPGov contract covers the purchase of badges, insignias, badge holders, wallets, pins, cases and related accessories. Use of cooperative contracts allows the City to benefit from national government pricing and volume discounts.

The Deputy Finance Director recommends the City's participation in this agreement with Municipal Emergency Services, Inc.

Contract Term

The five-year contract term will begin on or about Oct. 1, 2019 and will end on Sept. 30, 2024.

Financial Impact

The aggregate contract value will not exceed $560,000. Funds are available in the Police, Fire, and Parks and Recreation departments' budgets.

This item was adopted.

41 Purchase Night Vision Systems (Ordinance S-46046)

Request to authorize the City Manager, or his designee, to enter into a contract with Proforce Marketing, Inc. doing business as Proforce Law Enforcement for a one-time purchase to provide the Phoenix Police Department with L3 Warrior Systems PVS-31 Night Vision Systems (NVS) in the amount not to exceed $160,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Tactical Support Bureau, Special Assignments Unit (SAU) is requesting to purchase 12 sets of L3 Warrior Systems PVS-31 NVS to replace aging inventory of night vision systems. The current devices are experiencing breakage and degradation of the image displayed. NVS devices are utilized on many high risk events such as workplace and schools active shooter incidents, hostage rescue incidents, barricaded subjects, and high risk search warrants. L3 Warrior Systems PVS-31 NVS is the exclusive manufacturer of the PSV-31 NSV. This specific model utilizes the newest available technology which will increase service life and compatibility with other systems currently owned by the Police Department.

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 Proforce Marketing, Inc. doing business as Proforce Law Enforcement as the Dealer of Record (DOR) of the L3 Warrior Systems PVS-31 NVS. The determination memo was completed and approved by the Deputy Finance Director recommending the contract with Proforce Marketing, Inc. doing business as Proforce Law Enforcement be accepted.

Contract Term

The contract will begin on or about Sept. 18, 2019 and end on or about June 30, 2020.

Financial Impact

Expenditure against this one-time contract shall not exceed the amount of

$160,000. Funds are available in the Police Department's budget.

This item was adopted.

43 Long Term Disability Program Clinical Consulting Services (Ordinance S-46041)

Request authorization for the City Manager, or his designee, to enter into a contract with Managed Medical Review Organization, Inc. (MMRO) to provide long term disability program clinical consulting services beginning Oct. 1, 2019. Further request authorization for the City Controller to disburse all funds related to this item over the life of the contract.

Summary

The contract provides clinical consulting services to assist in determining medical and/or psychological eligibility for newly submitted and ongoing long term disability (LTD) claims. Initial and ongoing LTD eligibility is determined through regular certification from the employee's medical and/or mental health provider specialized in the diagnosis and treatment of the injury or illness. The nature of these contracted services is to provide a clinical opinion of the submitted documentation, when needed. A credentialed clinical, vocational, and/or behavioral health independent expert may conduct an in-person examination and would review medical documents and records, reach out to treating physicians on a peer-to-peer basis, and provide clinical insight about an employee's ability to continue working, to return to work, or to perform other types of work. Some of these services are currently performed on a case-by-case basis by independent medical doctors charging a range of fees for their services. MMRO offers a well coordinated and consistent approach to this need at an overall lower cost.

Procurement Information

The Human Resources Department opened a Request for Proposals (RFP) in August 2017 for LTD Peer Review Services. Proposals did not match the desired services. The Human Resources Department issued a second RFP with expanded, clearer and a more specific scope of work. The second RFP was posted from May 24, 2018 through June 21, 2019. Managed Medical Review Organization, Inc. was the sole vendor to submit a proposal. Managed Medical Review Organization, Inc. already performs similar services for the COPERS Disability Assessment Committee (DAC). The evaluation committee agreed this vendor meets

the RFP scope of work for the LTD program.

Contract Term
The contract term will be two years, starting on or about Oct. 1, 2019. Provisions of the contract will include an option to extend the term for up to three years, in one-year increments, which may be exercised by the City Manager, or his designee.

Financial Impact
The aggregate contract value shall not exceed $500,000 over five years. LTD Trust funds are available to support these services. No General Fund dollars are requested for this contract.

Concurrence/Previous Council Action
The Sustainability, Housing, Efficiency and Neighborhoods Subcommittee approved the issuance of the RFP on May 16, 2017. The City Council approved the issuance of the RFP at the June 21, 2017 Formal meeting.

This item was adopted.

44 Contract Extension for Deferred Compensation Plan Recordkeeper (Ordinance S-46042)

Request to authorize the City Manager, or his designee, to amend the Deferred Compensation Plan (DCP) Contract 140631 between the City of Phoenix and Nationwide Retirement Solutions, Inc. by extending the term of the contract for one year. No disbursement of funds from the City Controller is required for this contract. The administrative costs are paid from DCP assets.

Summary
The City issued a Request for Proposals (RFP) for investment consultant services in early 2018 which resulted in no vendor being selected. A second RFP was finalized in March 2019 which did not allow sufficient time to conduct a Plan Administrator RFP process prior to the end of the final contract extension. The DCP investment consultant is needed to guide staff through the complex, multifaceted DCP Plan Administrator and Recordkeeper process which typically takes twelve months to complete. DCP assets total more than $2.5 billion. The DCP/PEHP Board approved a one-year extension through November 2020. An RFP

for the DCP Plan Administrator and Recordkeeper will be conducted in the fall of 2019.

Procurement Information
In accordance with Administrative Regulation 3.10, a Determination Memo citing a need to extend the current contract beyond the maximum option years was approved on June 28, 2019.

Contract Term
The original contract term was for a three-year period, beginning on Nov. 20, 2014, with two, one-year extension options exercised by the City. Approval of this request would extend the contract until Nov. 19, 2020.

Financial Impact
No General Funds are used for this contract. The administrative costs are paid from DCP assets.

Concurrence/Previous Council Action
The initial contract was approved by City Council on Nov. 19, 2014.

This item was adopted.

45 Contract Extension for Post Employment Health Plan Recordkeeper (Ordinance S-46043)

Request to authorize the City Manager, or his designee, to amend the Post Employment Health Plan (PEHP) Contract 140632 between the City of Phoenix and Nationwide Retirement Solutions, Inc. by extending the term of the contract for one year. No disbursement of funds from the City Controller is required for this contract. The administrative costs are paid from plan assets.

Summary
The City issued a Request for Proposals (RFP) for investment consultant services in early 2018 which resulted in no vendor being selected. A second RFP was finalized in March 2019 which did not allow sufficient time to conduct a Plan Administrator RFP process prior to the end of the final contract extension. The PEHP investment consultant is needed to guide staff through the complex, multifaceted PEHP Plan Administrator and Recordkeeper process which typically takes 12 months to complete. PEHP assets total more than $146 million. The DCP/PEHP Board

approved a one-year extension through November 2020. An RFP for the PEHP Plan Administrator and Recordkeeper will be conducted in the fall of 2019.

Procurement Information
In accordance with Administrative Regulation 3.10, a Determination Memo citing a need to extend current contract beyond maximum option years was approved on Aug. 20, 2019.

Contract Term
The original contract term was for a three-year period, beginning on Nov. 20, 2014, with two, one-year extension options exercised by the City. Approval of this request would extend the contract until Nov. 19, 2020.

Financial Impact
No General Funds are used for this contract. The administrative costs are paid from plan assets.

Concurrence/Previous Council Action
The initial contract was approved by City Council on Nov. 19, 2014.

This item was adopted.

46 Contract for Plumbing Fixtures Using HUD Funds (Ordinance S-46028)

Request to authorize the City Manager, or his designee, to enter into a contract with Wolverine Brass to provide plumbing replacement parts and fixtures on an as-needed basis at various Housing Department locations. Further request authorization for the City Controller to disburse and the City Treasurer to accept all funds related to this item. The aggregate contract value will not exceed $80,000. There is no impact to the General Fund.

Summary
The Housing Department needs "like-for-like" kitchen and bathroom plumbing parts and fixtures for repairs and replacements at various Housing locations on an as-needed basis. The objective is to establish a contract for providing a timely and cost-effective means of procuring the needed parts and fixtures necessary to meet the needs of the Housing Department. Approximately 60 percent of the existing plumbing fixtures

at Housing Department sites are Wolverine Brass brand. Without this contract, the Housing Department would have to replace complete plumbing fixtures rather than have staff repair existing fixtures.

In accordance with Administrative Regulation 3.10, normal competition was waived as result of a determination memo citing the ability to repair with a individual part instead of replacing the plumbing fixture or faucet at a higher cost.

Contract Term
The five-year contract will begin on or about Sept. 20, 2019 and end on Sept. 19, 2024, with no options to extend.

Financial Impact
The aggregate contract value will not exceed $80,000 including applicable taxes. This contract is funded with U.S. Department of Housing and Urban Development (HUD) funds. There is no impact to the General Fund.

This item was adopted.

47 Property Management Services Contract for Affordable Housing Portfolio (Ordinance S-46029)

Request to authorize the City Manager, or his designee, to enter into a contract with Dunlap and Magee Property Management Inc. (Dunlap and Magee) to provide property management services for the City of Phoenix Housing Department's Affordable Housing Portfolio (Portfolio). Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value including all option years will not exceed $14.5 million. There is no impact to the General Fund.

Summary
The City's Portfolio consists of 18 multifamily residential housing properties with 1,270 rental units that provide affordable housing to low-to-moderate income residents. This contract will provide third party property management services in connection with the continued operations of the Portfolio as divided into three groups: Group A, Group B and Group C. Dunlap and Magee will receive management fees directly from the rental revenue generated by the Portfolio. During the term of the contract the City will disburse funds to Dunlap and Magee to fund repairs,

maintenance and operations of the Portfolio as necessary.

Procurement Information
Request for Proposals (RFP) FY20-086-1 Property Management Services for Affordable Housing Portfolio was conducted in accordance with Administrative Regulation 3.10. In an attempt to provide opportunities for multiple offerors and make the scope of work more manageable for smaller businesses, the Portfolio was divided into three groups. An offeror could have bid on one, two or three of the groups. There were two offers received for each group on Aug. 8, 2019. An evaluation panel, comprised of three City staff and one non-City staff, evaluated the submitted proposals. Proposals received points in the following categories: Method of Approach, Experience and Qualifications, Price, and References. The maximum possible score for each proposal in each group was 1,000 points. The final scores for the proposals received in each group are as follows:

Group A
Dunlap and Magee: 863
MEB Management Services: 811

Group B
Dunlap and Magee: 859
MEB Management Services: 746

Group C
Dunlap and Magee: 832
MEB Management Services: 801

Based on the scores, the evaluation panel recommended that the City award the Property Management Services for Affordable Housing Portfolio contract for the three groups to Dunlap and Magee. The Housing Department concurs with the evaluation panel's decision and recommends awarding the property management services contract to Dunlap and Magee.

Contract Term
The initial three-year contract term will begin on or about Nov. 1, 2019

and end on Oct. 31, 2022. Provisions of the contract include an option to extend the term of the contract up to two additional years which may be exercised in the discretion of the City Manager or designee.

Financial Impact
The aggregate contract value, including all option years, will not exceed $14.5 million (including applicable taxes) with an estimated annual expenditure of $2.9 million. Contract costs related to staffing and management fees will be funded by the rental revenue generated by the Portfolio. There is no impact to the General Fund.

Concurrence/Previous Council Action
The RFP was recommended for approval as amended by the Planning and Economic Development Subcommittee meeting on Jan. 8, 2019 by a vote of 4-0.

Location
See **Attachment A** for locations.
Council Districts: 1, 2, 3, 4, 6, 7 and 8

This item was adopted.

48 Authorization to Amend Agreement with Arizona Call-A-Teen Youth Resources, Inc. (Ordinance S-46015)

Request to authorize the City Manager, or his designee, to amend the term of Contract 147417 with Arizona Call-A-Teen Youth Resources, Inc. dba AZ Center for Youth Resources (ACYR). The contract will be amended to change the end date to June 30, 2023. Further request authorization for the City Manager, or his designee, to exercise the remaining extension options upon annual budget approval, and request authorization for the City Controller to disburse all funds related to this item for the life of the contract. The contract amount will not exceed $250,000 per year.

Summary
ACYR provides case management services for the City of Phoenix Youth Reach and Invest Summer Employment (RISE) internship program, also known as the Summer Youth Program. Case management services include ensuring each youth receives an orientation, skills assessment, as well as ongoing support, counseling, and basic work skills training.

Youth are also provided with information to increase their familiarity with the Maricopa County labor market and enhance their job search knowledge and skills. Based on the skills assessment, the ACYR identifies work experience sites that best match the participating youth's interests and will allow them to acquire sound work habits. The original contract term was from April 30, 2018 through April 29, 2019 with four one-year options to extend. The parties wish to modify the end date to align with the City's fiscal year, which will add an additional two months to the contract with no change to the financial impact.

Contract Term
The initial term of the contract was from April 30, 2018 through April 29, 2019 with four one-year options to extend through 2023, which may be exercised at the discretion of the City Manager or the City Manager's designee.

Financial Impact
The contract amount will not exceed $250,000 per year. General funds to support this contract are available in the Human Services Department's budget.

Concurrence/Previous Council Action
The City Council approved the initial term of Contract 147417 with Ordinance S-44395 on March 21, 2018.

This item was adopted.

49 Request Retroactive Authorization for U.S. Department of Labor YouthBuild Grant, Transfer City-Owned Lots and Create Associated Positions (Ordinance S-46026)

Request retroactive authorization for the City Manager, or his designee, to apply for and, if awarded, accept U.S. Department of Labor (DOL) YouthBuild grant funds totaling $1.5 million. Authorization also is requested to create two full-time temporary positions. Further request authorization to enter into contracts and agreements with Habitat for Humanity Central Arizona (Habitat), Literacy Volunteers of Maricopa County (Literacy Volunteers), and Chicanos Por La Causa (CPLC) or other non-profit partners to fulfill the requirements of the grant. Request authorization to sell/dispose/convey two City-owned vacant lots to Habitat

located at 1305 W. Polk St. and 1410 W. Polk St. as work site locations and provide down payment assistance to eligible home buyer(s) in accordance with approved U.S. Department of Housing and Urban Development (HUD) programs. Further request authorization to take all other action necessary or appropriate to carry out the terms of the grant. Request authorization for the City Treasurer to accept, and City Controller to disburse, all funds related to this item for the life of the grant.

Summary

DOL announced the availability of Youthbuild grant funds on June 11, 2019 with proposals due on Aug. 6, 2019. YouthBuild is a community-based alternative education program for opportunity youth between the ages of 16 and 24 who are not working or enrolled in school. The YouthBuild program addresses issues important to youth in low-income communities including affordable housing, leadership development, education, and employment opportunities in high-demand industries and apprenticeship pathways. The model balances project-based academic learning and occupational skills training to prepare opportunity youth for career placement.

If awarded, the City of Phoenix will provide a community-based alternative education program to 84 youth through a cohort training model. Youth will receive integrated, project-based learning in construction, build three homes and earn at least one industry recognized credential.

Due to the limited time between the grant announcement and the grant proposal deadline, traditional competitive processes were not feasible for selecting grant partners to be competitive and meet proposal requirements. If awarded, the Human Services Department (HSD) will enter into agreements or contracts with:

Habitat to provide construction training to opportunity youth and to build three single family homes. Habitat is uniquely positioned to partner with the City to provide construction training on low-income housing projects and will provide one work site located at 1101 W. Hadley St. In addition, Habitat will contribute $158,400 as in-kind match through construction curriculum, tools, on the job training, volunteer leadership, site supervision and Occupational Safety and Health Administration (OSHA) certification for the participating youth.

Literacy Volunteers will leverage resources in the amount of $179,200 to provide an Instructor for Adult Basic Education/GED® preparation. Literacy Volunteers is a State approved adult education provider that can provide services at no cost to the City.

CPLC is an existing City of Phoenix contracted Workforce and Innovation Opportunity Act (WIOA) partner able to co-enroll in WIOA Youth programming and are located in the target service area. CPLC will provide office space and one Recruitment Specialist equivalent to $106,264 in in-kind match.

The City of Phoenix will contribute two vacant lots located at 1305 W. Polk St. and 1410 W. Polk St., as required by the grant terms. In addition, HSD has letters of commitment from five employment partners.

Contract Term

The grant period is from Nov. 1, 2019 through March 31, 2023.

Financial Impact

There is no impact to the General Fund. Funding will be provided by the U.S. Departments of Labor and Housing and Urban Development. A 25 percent match is required and will be provided by the employment partners, Habitat and CPLC.

Location

1305 W. Polk St. and 1410 W. Polk St.
Council District: 7

This item was adopted.

50 2020-25 Consolidated Plan, 2020-21 Annual Action Plan and Analysis of Impediments for Fair Housing Choice Consulting Services - Contract Award (Ordinance S-46045)

Request to authorize the City Manager, or his designee, to enter into a contract with LeSar Development Consultants to facilitate the development and submission of the 2020-25 Consolidated Plan, the 2020-21 Annual Action Plan and the Analysis of Impediments to Fair Housing Choice. Further request authorization for the City Controller to disburse all funds related to this item for the life of the contract term. The value of the contract will not exceed $95,000.

Summary

The 2020-25 Consolidated Plan will contain the requirements for the U.S. Department of Housing and Urban Development (HUD) programs that provide critical funds to address housing and community development needs to entitlement cities, like Phoenix, each year. The four fund sources highlighted in the Consolidated Plan are: Community Development Block Grant (CDBG), HOME Investment Partnership (HOME), Emergency Solutions Grant (ESG), and Housing Opportunities for Persons with AIDS (HOPWA).

LeSar Development Consultants will ensure critical housing and community development needs are identified through comprehensive research, planning and public input. During the development of the Consolidated Plan, community leaders and residents will have the opportunity to offer input on housing, homelessness, social services, and community development needs for the five-year planning period. This information, along with other assessments, will form the basis of the 2020-25 Consolidated Plan.

The 2020-21 Annual Action Plan will describe how funds will be used to address the priorities and achieve the goals outlined in the first year of the five-year Consolidated Plan, while the Analysis of Impediments to Fair Housing Choice study will help identify and overcome obstacles to fair housing choice.

Draft versions of the Consolidated Plan, the Annual Action Plan, and the Analysis of Impediments to Fair Housing Choice will be shared for a 30-day public comment period to solicit input on the draft documents. Staff will return to City Council to request final review and approval of the Consolidated Plan, Annual Action Plan, and Analysis of Impediments to Fair Housing Choice prior to the City's final submission to HUD, which is due by May 15, 2020.

Procurement Information

Three consulting firms responded to the Request for Proposals (RFPs) issued on Aug. 6, 2019. The proposals were scored by a four-member evaluation committee based on the following criteria (100 points total): Experience Developing Consolidated Plans, Annual Action Plans, and

Analysis of Impediments to Fair Housing Choice Studies (25 points)
Methodology and Approach (25 points)
Organizational Capacity (25 points)
Cost Effectiveness, Budget and Value (25 points)

All offers were responsive and responsible. The evaluation committee reached a consensus and recommended entering into contract with LeSar Development Consultants. The proposers and their final scores are as follows:

LeSar Development Consultants: 82 points
Crystal & CO.: 75
TDA Consulting: 70 points

Contract Term
The contract term will begin on or about Sept. 19, 2019 and end on Sept. 30, 2020.

Financial Impact
The contract value will not exceed $95,000. These services are funded by the HUD; there is no impact to the General Fund.

This item was adopted.

51 Authorization to Apply for Grant Funds for Temporary Electric Vehicle Program Fellow Staff Position

Request City Council authorize the City Manager, or his designee, to apply for, and, if successful, accept and disburse grant funds from Catena Foundation, to fund a temporary Electric Vehicle Program Fellow staff position for a period of two years. The recommendation includes a request for authorization to spend any residual amount over and above the amount required to fully offset salary and benefit costs as program costs for marketing materials and events.

Summary
The Catena Foundation, a philanthropic non-profit organization based in Colorado and affiliated with the Walton family, is interested in improving air quality in the region by encouraging the uptake Electric Vehicles and other sustainable modes of transportation by funding an Electric Vehicle Program Fellow to advance programs currently being developed in the

Office of Sustainability. These programs include a public electric vehicle buying program, similar to the one piloted in 2018 in the Office of Sustainability, an electric vehicle education and awareness program in partnership with Arizona Public Service (APS), Salt River Project (SRP) and the Arizona Electric Vehicle Association, and a program to expand the network of electric vehicle charging infrastructure to be done in partnership with City departments.

The Catena Foundation has invited the City of Phoenix to submit an application for $240,000 to support a new two-year temporary fellow. Both utilities, APS and SRP, along with the Arizona Electric Vehicle Association are fully supportive of this dedicated role given the need for thoughtful integration with other transportation systems and the need for greater public education and awareness.

Today there are thirty-four electric vehicle models on the market with over a dozen new longer-range models planned for release in 2020. Given the rapidly growing uptake of electric vehicles and ongoing need to improve local air quality, which could be greatly impacted by expanded use of electric vehicles, this dedicated role is timely.

Contract Term
The grant would likely be awarded in the fall of 2019 and extend through the end of 2021.

Financial Impact
The grant would be for $120,000 per year, with the majority of funds covering salary and benefits for the fellow position, with any residual funding going toward the programs managed by the position. No matching funds are required. Grant funds will be managed through the Office of Sustainability.

Concurrence/Previous Council Action
The Transportation, Infrastructure, and Innovation Subcommittee recommended approval of this item by a vote of 4-0 at its Sept. 4, 2019 meeting.

This item was approved.

52 Authorization to Sell City-Owned Property at 2250 N. 95th Ave. (Ordinance S-46038)

Request to authorize the City Manager, or his designee, to sell City-owned property located at 2250 N. 95th Ave. identified as excess real property. Further request authorization for the City Treasurer to accept all funds related to this item.

Summary

The excess property to be sold is undeveloped park land located in the Sheely Farms Infrastructure subdivision near north 91st Avenue and west McDowell Road. The property is comprised of approximately 15.67 acres of land, identified by assessor parcel number 102-34-016 and zoned R-2. In 2002 this property was acquired by the Parks and Recreation Department using 2001 bond funds for the potential development of a neighborhood park. However, no funds are currently available for the development and maintenance of a park at this location.

In August 2018, the Parks and Recreation Department received a formal letter of interest from City to City Commercial, representing Hancock Communities, LLC to purchase the parcel to construct single-story rental homes. In accordance with City of Phoenix Parks and Recreation Board Policy 3.9, "Public Notification of Sale or Disposition of Park Land," staff responded to the letter of interest by seeking input from the Parks and Recreation Board and the public regarding the proposed sale.

The property will be advertised on the open market by a City-contracted broker at market value to be determined by an appraisal, broker's opinion of value, or other valuation method accepted by the City.

Staff is further requesting authorization to negotiate with the offeror(s) in order to yield the highest dollar return to the City, as deemed acceptable by the City Manager, or his designee. The City Manager, or his designee, will select the highest responsive and responsible offer for the property based upon market value, and enter into an agreement for the purchase and sale of City-owned property, containing terms and conditions deemed necessary and appropriate by the City. The subsequent fee simple conveyance will be by special warranty deed.

Financial Impact
Revenue will be reflective of the market value of the property. Pursuant to Ordinance S-43701, adopted by City Council on July 6, 2017, proceeds from the sale of City park land not otherwise encumbered are to be returned to the Phoenix Parks and Preserves Initiative Fund.

Concurrence/Previous Council Action
The process to notify the public for the sale or disposition of park land has been conducted in accordance with Parks and Recreation Board Policy 3.9, Public Notification of Sale or Disposal of Park Land.

Public Outreach
Public meetings regarding the proposed sale of this parcel were held at Sheely Farms Elementary School on Feb. 20 and March 12, 2019. After a public hearing was conducted at the April 25, 2019 Parks and Recreation Board meeting, the Parks and Recreation Board directed staff to pursue the land sale.

Location
Property is located at 2250 N. 95th Ave.
Council District: 5

This item was adopted.

53 Donation from Marsoner, Inc. for Phoenix Fire Department Programs (Ordinance S-46044)

Request authorization for the City Manager, or his designee, to accept a donation of $1,000 from Marsoner, Inc. to be used for program enhancements at the discretion of the Phoenix Fire Department. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this donation. If not approved, the donation would be turned down.

Summary
The funds being donated by Marsoner, Inc. are at the Phoenix Fire Department’s discretion for any needed program enhancements.

This request adheres to the Fire Department's Charitable Donations Process that was presented to the Public Safety and Veterans Subcommittee on Sept. 12, 2018.

Contract Term
There is no contract term associated with this donation.

Financial Impact
This donation does not require any matching funds.

This item was adopted.

54 Authorization to Enter Into Agreements for FFY 2019 Homeland Security Grant Program Funds (Ordinance S-46036)

Request to authorize the City Manager, or his designee, to enter into agreements and accept and disburse funds as needed for 2019 Department of Homeland Security (DHS) grant funds that include the Urban Area Security Initiative (UASI) and the State Homeland Security Grant Program (SHSGP) through the Arizona Department of Homeland Security (AZDOHS). Request authority for City Controller to disburse funds and City Treasurer to accept funds.

Summary
The responsibilities of Fire, Police, and the Office of Homeland Security and Emergency Management (OHSEM) are to enhance regional capabilities to detect and prevent terrorist attacks, reduce the vulnerability to all critical hazards, minimize damages and expedite recovery that affect the safety, well-being, and economic security of Phoenix residents and the surrounding area.

Grant awards for 2019 include: UASI agreements for not to exceed $4,000,000 and the SHSGP agreements for not to exceed $1,000,000.

Grant funds are used to purchase equipment and vehicles, conduct training and exercises, perform assessments of critical infrastructure sites, and implement target-hardening measures to protect critical infrastructure. The following programs are also funded under the Homeland Security Grant Program (HSGP): Terrorism Liaison Officer program, Community Emergency Response Teams, and the Metropolitan Medical Response System. The grant program focus on regionalization has forged jurisdictional and multi-discipline collaboration through strong partnerships.

Contract Term

The grant period of performance begins Oct. 1, 2019 and ends June 30, 2022.

Financial Impact

No matching funds are required. Grant funds will be managed through the OHSEM, and the Police and Fire departments.

This item was adopted.

55 Authorization to Enter into Agreement with Drug Enforcement Administration to Receive Reimbursement for Police Services (Ordinance S-46031)

Request authorization for the City Manager, or his designee, to allow the Police Department to enter into an agreement with the Drug Enforcement Administration (DEA) to accept funds in the amount of $18,649 per year, per officer, not to exceed $75,000, for approved overtime. Further request authorization for City Treasurer to accept funds and City Controller to disburse funds related to this item.

Summary

The Police Department has participated in DEA task forces via similar agreements for the past several years. The purpose of these task force groups is to disrupt the illegal trafficking of drugs in the State of Arizona by immobilizing targeted violators and trafficking organizations. The task force groups conduct undercover operations where appropriate and engage in other traditional methods of investigation in an effort to effectively prosecute offenders in federal and state courts. Through this agreement, four experienced Phoenix police officers will continue to be assigned to the DEA Phoenix Task Force for a period of not less than two years. This agreement provides the City with reimbursement for the officers' overtime related to task force investigations.

Contract Term

The contract term is for one year from Oct. 1, 2019 through Sept. 30, 2020.

Financial Impact

The cost to the City is related fringe benefits and in-kind resources.

This item was adopted.

56 Regulated Garbage Handling Services - Contract Recommendation (Ordinance S-46037)

Request to authorize the City Manager, or his designee, to enter into a contract with Stericycle, Inc. (Stericycle) to provide regulated garbage handling services, including collection and processing, at Phoenix Sky Harbor International Airport (PHX), in the amount not to exceed $204,800 for a five-year aggregate contract term. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

Under this contract, Stericycle will provide specialized services to ensure that regulated garbage entering the United States is handled according to strict regulations and policies set by the United States Department of Agriculture (USDA), Animal and Plant Health Inspection Service (APHIS).

Procurement Information

An Invitation for Bid (IFB) 19-045 was conducted in accordance with Administrative Regulation 3.10. One bid was received on July 25, 2019 and was determined to be responsive and responsible. The Aviation Department recommends, in the best interest of the City, to award a contract to Stericycle, which was the only responsive and responsible bidder.

Contract Term

The contract will begin on or about Oct. 1, 2019 for a five-year aggregate term with no options to extend.

Financial Impact

The contract value will not exceed $204,800 for the five- year aggregate term. Funds are available in the Aviation Department budget.

Location

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

This item was adopted.

57 Phoenix Deer Valley Airport Taxiway D - Engineering Services Amendment 2 - AV31000089 FAA (Ordinance S-46014)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 146519 with Trace Consulting, LLC, to provide Construction Administration and Inspection (CA&I) Services for the Phoenix Deer Valley Airport Taxiway D project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The additional fee for services included in this amendment will not exceed $330,000.

Summary

The purpose of this project is to design a new Taxiway D to be located south of Taxiway C, from the currently scoped section up to D11 connector to the newly constructed East Run-up Area. The hold bars south of Runway 7R/25L are currently located 150 feet south of the runway centerline. The design standard is 250 feet. The standard cannot be met with the current taxiway configuration without impacting traffic on Taxiway C. The addition of Taxiway D, as recommended in the DVT Master Plan Update, solves this problem.

This amendment is necessary because design services on this project are complete. The original contract was executed for Engineering Services that included Design Services with the option to include CA&I services that would be added for construction. This amendment aligns with Federal Aviation Administration (FAA) grant funding availability in Fiscal Year 2019-20. Staff anticipates reimbursement from a FAA Grant. This amendment will provide additional funds and time to the agreement.

Trace Consulting LLC’s CA&I services include, but are not limited to: project administration, construction meetings, inspection and review of contractor’s work; certifying contractor progress payments; preparing FAA reports and a Construction Management Plan; providing post-construction services; and other related CA&I services as required.

Contract Term

The term of the agreement for this amendment is two years from the issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the

agreement. No additional changes may be executed after the end of the term.

Financial Impact

The initial agreement for Engineering Design Services was executed for a fee not-to-exceed $732,191, including all subconsultant and reimbursable costs.

Amendment 1 increased the agreement by an additional $77,171, for a total not-to-exceed agreement value of $809,362, including all subconsultant and reimbursable costs.

Amendment 2 will increase the agreement by an additional $630,638 (see note below), for a new total not-to-exceed agreement value of $1,440,000 including all subconsultant and reimbursable costs.

City Council previously approved an expenditure not to exceed $1,110,000 for Agreement 146519 for specified design services. The unused balance remaining after Amendment 1 is $300,638. This balance will be used to partially fund Amendment 2. The remaining funding of $330,000 for this amendment is available in the Aviation Department's Capital Improvement Program budget. The Budget and Research Department will separately review and approve funding availability prior to the execution of any amendments. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Concurrence/Previous Council Action

The City Council approved:

Engineering Services Agreement 146519 (Ordinance S-44131) on Dec. 13, 2017.

Location

702 W. Deer Valley Road
Council District: 1

This item was adopted.

58 Request Authorization to Submit Annual Federal Transit Administration Grant Application and Enter Into Grant Agreements (Ordinance S-46040)

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) execute agreements with other agencies receiving a share of the FTA grant funds as pass-through from the City of Phoenix. Further, request authorization for the City Treasurer to receive and the City Controller to disburse grant funds in accordance with the terms of these grants and agreements. The total of all grant funds sought in the applications is $120,731,164.

Summary

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

All projects are in the Maricopa Association of Governments (MAG) -approved Transportation Improvement Program and in the Arizona Department of Transportation (ADOT)-approved State Transportation Improvement Program. Projects included for Phoenix are: 13 replacement articulated buses; 16 replacement standard 40-foot buses; 25 replacement dial-a-ride vans; four replacement circulators; a regional fare collection system; and funding for preventive maintenance, support services, and program administration.

Financial Impact

The total of all grant funds sought in the applications is $120,731,164. The total federal funds allocated to Phoenix projects is $44,044,351, for which the required matching funds of $8,769,958 are available from Transportation 2050 sales taxes and from the Proposition 400 Public Transportation Fund (within the Public Transit Department's FY 2019-20 Operating Budget and five-year 2020-24 Capital Improvement Program). The applications and total federal amounts by fund type are:

FTA Section 5307 funds (Phoenix-Mesa UZA Formula) for capital, planning, and operating assistance projects to benefit the entire Phoenix-Mesa UZA: $56,700,392.

FTA Section 5307 funds (Avondale-Goodyear UZA Formula) apportioned to the Avondale-Goodyear UZA: $4,599,544.

Federal Congestion Mitigation and Air Quality Improvement Program (CMAQ) funds and Surface Transportation Block Grant Program (STBGP) funds transferred from Federal Highway Administration (FHWA) to FTA for capital projects: $9,245,331 (CMAQ funds) and $32,296,265 (STBGP funds).

FTA Section 5339 funds (Bus and Bus Facilities Formula) for capital projects to benefit the entire Phoenix-Mesa UZA: $6,307,123.

FTA Section 5337 funds (State of Good Repair - High Intensity Motorbus Program) for capital projects to benefit the entire Avondale-Goodyear UZA: $78,995.

FTA Section 5337 funds (State of Good Repair - High Intensity Fixed Guideway Program) for capital projects to benefit the entire Phoenix-Mesa UZA: $4,105,731.

FTA Section 5337 funds (State of Good Repair - High Intensity Motorbus Program) for capital projects to benefit the entire Phoenix-Mesa UZA: $4,100,503.

FTA Section 5310 funds (Enhanced Mobility of Seniors and Individuals with Disabilities Program) for capital projects and operating assistance to benefit the entire Phoenix-Mesa UZA: $3,297,280.

This item was adopted.

59 Contract for Original Equipment Manufacturer Scorpion Parts and Services (Ordinance S-46009)

Request to authorize the City Manager, or his designee, to enter into a contract with BTE Body Company, Inc. to provide Scorpion Manufacturing parts and services to repair and maintain the Solid Waste refuse trucks in a contract amount not to exceed $1,350,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Public Works Department is responsible for repair and maintenance of approximately 80 Scorpion automatic side loader units. This item requests to enter into a contract with BTE Body Company, Inc. that is the sole source authorized Original Equipment Manufacturer service provider for Scorpion equipment. This contract will be used to provide parts,

maintenance and repairs to heavy-duty refuse trucks that are equipped with the Scorpion automated side loader body.

The Solid Waste refuse fleet is critical equipment to the daily operations of solid waste collection services provided to City residents. It is crucial to have these trucks repaired quickly with minimum downtime to maintain timely customer response times to Phoenix residents.

Procurement Information
In accordance with Administrative Regulation 3.10, normal competition was waived as the result of a determination memo citing that there is only one source for these essential parts and accessories. BTE Body Company, Inc. is the only authorized distributor of Scorpion parts and services for the State of Arizona.

Contract Term
The initial contract term shall begin on or about Oct. 1, 2019 with the option to extend four years in increments of up to one year, for a total contract option term of five years.

Financial Impact
This contract will have a $270,000 estimated annual expenditure, with a total aggregate amount not to exceed $1,350,000 over the life of the contract. Funds are available in the Public Works Department's budget.

This item was adopted.

60 Contract Extension and Additional Expenditures for Security Systems Installation and Maintenance (Ordinance S-46010)

Request to authorize the City Manager, or his designee, to allow additional expenditures and agreement extension with ADT dba MSE Corporate Security; Climatec LLC, dba Climatec Building Technologies; and Corporate Technology Solutions for Security Systems Installation and Maintenance for the Public Works Department. Further request authorization for the City Controller to disburse all funds related to this item. The additional funds will not exceed $4,660,000, and the aggregate with all contract extensions will not exceed $19,660,000.

Summary
The agreements with ADT dba MSE Corporate Security; Climatec LLC,

dba Climatec Building Technologies; and Corporate Technology Solutions are used for preventative maintenance, troubleshooting, and system repairs to existing systems that are used throughout the City. Security maintenance services are required to maintain critical assets and infrastructure for approximately 360 buildings throughout the City. The additional funds and contract extension will allow the Public Works Department to continue ongoing maintenance and repairs for the existing systems in coordination with the Citywide Security and Access Control Project.

Contract Term

The initial contract extension will begin Feb. 1, 2020 and end Jan. 31, 2021 with two additional one-year options to extend.

Financial Impact

The additional funds will not exceed $4,660,000, and the aggregate with all contract extensions will not exceed $19,660,000. Funds are available in the Public Works Department's budget.

Concurrence/Previous Council Action

This contract is the result of Request for Proposals (RFP) 15-AMD-001 awarded by Formal Council Action on Dec. 17, 2014: Contract 140041 ADT dba MSE Corporate Security; Contract 140043 Climatec LLC, dba Climatec Building Technologies; and Contract 140045 Corporate Technology Solutions.

This item was adopted.

61 Hazardous/Non-Hazardous Fluid Spill Cleanup/Collection Services - Requirements Contract (Ordinance S-46019)

Request to authorize the City Manager, or his designee, to enter into a contract with Environmental Response, Inc.; Kary Environmental Services, Inc.; and Advanced Chemical Transport, Inc. dba ACTEnviro to provide hazardous and non-hazardous fluid spill cleanups and collection services on an as-needed basis including Household Hazardous Waste (HHW) events, in an amount not to exceed $3,110,000 over the life of the contract. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The contracts for hazardous and non-hazardous fluid spill cleanups will ensure contaminant spills and/or fluid leaks are quickly remediated from surface streets and rights of way and proper disposal guidelines are followed as required by law. This will allow the City to maintain compliance with all federal, state and local regulations. The contract will also support continuation of HHW events that are held approximately nine times per year. These events allow residents to dispose of various hazardous and non-hazardous waste that is not accepted at the City's transfer stations. The vendor will be responsible for collection of the material at the events and to ensure proper disposal is achieved to maintain compliance with all federal, state and local regulations.

Procurement Information
Invitation for Bid (IFB) 20-SW-016 was conducted in accordance with Administrative Regulation 3.10. Two groups were identified in the bid submittal, to include Hazardous/Non-Hazardous Fluid Spill Cleanup and Hazardous Waste Collection. Three offers were received by the Procurement Division on July 10, 2019. Two vendors bid on group one and all three vendors bid on group two. The offers were evaluated based on price, responsiveness to all specifications, terms and conditions, and responsibility to provide the required services. All three vendors are being recommended accordingly below:

Kary Environmental Services Inc.: Group 1 - Hazardous/Non-Hazardous Fluid Spill Cleanup - $314.00
Environmental Response, Inc.: Group 1 - Hazardous/Non-Hazardous Fluid Spill Cleanup - $410.00
Advanced Chemical Transport, Inc. dba ACTEnviro: Group 2 - Hazardous/Non-Hazardous Waste Collection - $4,227.95

Contract Term
The initial one year term shall begin on or about Nov. 1, 2019. Provisions of the contract include an option to extend the contract up to four additional years, in increments of up to one year, which will be exercised if considered in the City's best interest to do so.

Financial Impact
The aggregate estimated contract value including all option years shall

not exceed $3,110,000, with an estimated annual expenditure of $622,000. Funds are available in the Public Works Department's budget.

This item was adopted.

62 Reciprocal Services Agreement with Waste Management - Amendment 1 (Ordinance S-46039)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 149675 with Waste Management of Arizona, Inc. to allow the City under special circumstances to deliver recyclable materials to Waste Management of Arizona, Inc. facilities for processing, in exchange for the City's receipt of solid waste materials. This amended agreement will be cost neutral to both parties with no monetary exchange required.

Summary

The City of Phoenix and Waste Management mutually agree it is beneficial and good business for each party to use the facilities owned by the other on a reciprocal basis to support operations. This agreement creates business efficiencies for managing refuse collection and disposal with vehicle routing that reduces excessive travel time and distances, reduces air pollution, and maximizes fuel economy. This amendment would allow, under special circumstances including temporary closure, renovation, or equipment malfunction at the North Gateway or 27th Avenue Materials Recovery facilities or an emergency such as impassable roads, accidents, or fire, the City to deliver recyclable materials to Waste Management facilities for processing in exchange for accepting Waste Management refuse material at City facilities.

Contract Term

The one-year term of this agreement began on April 3, 2019. Provisions of the agreement include four one-year options to extend the agreement.

Financial Impact

This amended agreement will remain cost neutral to the City with no monetary value.

Concurrence/Previous Council Action

Authorization to enter into an agreement with Waste Management of

Arizona Inc. was approved by City Council on April 3, 2019.

Location
North Gateway Material Recovery Facility is located at 30205 N. Black Canyon Highway
Council District: 2

27th Avenue Material Recovery Facility is located at 3060 S. 27th Ave.
Council District: 8

This item was adopted.

65 Scenario 3A Transmission Main Rehabilitation - Construction Manager at Risk Construction Services - WS85507004 (Ordinance S-46011)

Request to authorize the City Manager, or his designee, to enter into an agreement with Kiewit Infrastructure West Co. (Kiewit), to provide Construction Manager at Risk (CMAR) Construction Services for the Scenario 3A Transmission Main Rehabilitation project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed $16,525,000.

Summary
The purpose of this project is to replace approximately 1.6 miles of 48-inch pre-stressed concrete cylinder pipe with new 48-inch diameter steel pipe constructed in a new alignment. The new alignment extends north from the 24th Street Water Treatment Plant along 20th Street to Orangewood Avenue.

Kiewit's initial services will include preparation of a Guaranteed Maximum Price (GMP) proposal for the Construction Services provided under the agreement and participating with the City in a process to establish a Small Business Enterprise (SBE) goal for the project. Kiewit will be responsible for construction means and methods related to the project and fulfilling the SBE program requirements. Kiewit will be required to solicit bids from prequalified subcontractors and to perform the work using the City’s subcontractor selection process. Kiewit may also compete to self-perform limited amounts of work.

Kiewit's services include, but are not limited to: construction of the selected alignment design per final plans and specifications; bond and insure the construction; address all federal, state and local permitting requirements; arrange for procurement of materials and equipment; schedule and manage site operations; address owner issues; maintain a safe work site for all project participants; and provide quality controls.

Procurement Information
The selection was made using a qualifications-based selection process set forth in section 34-603 of the Arizona Revised Statutes. Scoring and selection were made in conjunction with the CMAR Preconstruction Services selection process.

Contract Term
The term of the agreement is 675 calendar days from issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact
The agreement value for Kiewit will not exceed $16,525,000, 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 execution of any amendments. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Concurrence/Previous Council Action
The City Council approved:
Engineering Services Agreement 147490 (Ordinance S-44587) on May 16, 2018; and
Construction Manager at Risk Design Phase Services Agreement 147491 (Ordinance S-44593) on May 16, 2018.

Location
North from the 24th Street Water Treatment Plant along 20th Street to Orangewood Avenue
Council District: 6

This item was adopted.

66 Street Transportation Department Pavement Management Software Contract (Ordinance S-46012)

Request to authorize the City Manager, or his designee, to enter into a service agreement with Deighton Associates Limited for software technical support, maintenance, on-site support, and training for the Deighton Total Infrastructure Management Software (dTIMS) pavement management software used by the Street Transportation Department in an amount not to exceed $250,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
The Street Transportation Department uses the dTIMS as the main component of its Pavement Management System (PMS) to manage its pavement infrastructure and develop pavement maintenance strategies to extend the asset life of the City's network of streets. The PMS consists of a pavement management van, which collects data across nearly 5,000 miles of City streets, using the dTIMS software that analyzes the data and makes recommendations to City staff. The dTIMS product provides data to identify strategies to extend the service life of the road network. The dTIMS uses algorithms to select streets for various resurfacing treatments based on the pavement condition, cost of treatment, budgets, and network-wide optimization to recommend streets to be resurfaced. The service agreement between the City and Deighton Associates Limited has been in place for 10 years, and the agreement makes Deighton Associates Limited responsible for creating, maintaining, and performing updates to the dTIMS software.

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 a result of a Determination Memo citing the unusual nature of the goods or services as Deighton Associates Limited is the creator of the dTIMS software, which is the core component of the City's Pavement Management System. The agreement shall include, but will not be limited to the following services: Software Technical Support, Software Maintenance, On-site Support, and Software Conferences and Training.

Contract Term
The five-year Service Agreement will begin on or about Dec. 1, 2019.

Financial Impact
The aggregate contract value will not exceed $250,000. Funds are available in the Street Transportation Department's budget.

Concurrence/Previous Council Action
Previous Council approval included a 2014 approval for a service agreement with Deighton Associates Limited.

This item was adopted.

67 Well 314 Aquifer Storage and Recovery Well Program Installation and Testing of Infrastructure - Construction Manager at Risk Construction Services - WS85010053 (Ordinance S-46013)

Request to authorize the City Manager, or his designee, to enter into an agreement with Felix Construction Company (Felix) to provide Construction Manager at Risk (CMAR) Construction Services for the Well 314 Aquifer Storage and Recovery Well Program Installation and Testing of Infrastructure project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed $5.5 million.

Summary
The purpose of this project is to store Colorado River water in the local aquifer through direct injection through Well 314. The stored water can subsequently be pumped from the well and used to supplement potable water supplies in northern portions of Phoenix during periods of surface water shortages.

Felix's initial services will include preparation of a Guaranteed Maximum Price proposal for the Construction Services provided under the agreement and participating with the City in a process to establish a Small Business Enterprise (SBE) goal for the project. Felix will be responsible for construction means and methods related to the project and fulfilling the SBE program requirements. Felix will be required to solicit bids from prequalified subcontractors and to perform the work using the City's subcontractor selection process. Felix may also compete to self-perform limited amounts of work.

Felix's services include, but are not limited to: maintaining a safe work site for all project participants, providing quality control, scheduling and managing site operations, and constructing the infrastructure for the wells.

Procurement Information
The selection was made using a qualifications-based selection process set forth in section 34-603 of the Arizona Revised Statutes. Scoring and selection were made in conjunction with the CMAR Preconstruction Services selection process.

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

Financial Impact
The agreement value for Felix Construction Company will not exceed $5.5 million, 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 execution of any amendments. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Concurrence/Previous Council Action
The City Council approved:
CMAR Preconstruction Services Agreement 147877 (Ordinance S-44753) on June 20, 2018.

Location
4002 E. Dynamite Road
Council District: 2

This item was adopted.

68 Longview Playground Construction CDBG Rebid - Design-Bid-Build Services - PA75200620 (Ordinance S-46016)

Request to authorize the City Manager, or his designee, to accept Stratton Restoration, LLC dba Stratton Builders as the lowest-priced, responsive and responsible bidder and to enter into an agreement with Stratton Restoration, LLC dba Stratton Builders for Design-Bid-Build Services for the Longview Playground Construction Community Development Block Grant (CDBG) project. Further request to authorize the City Controller to disburse all funds related to this item. The fee for services will not exceed $424,031.

Summary
The purpose of this project is to construct site improvements related to a new playground area at the existing Longview Park. New sidewalks, chilled drinking fountain, picnic tables, benches, trash receptacles, LED security lighting, irrigation system and plant material will be installed as part of this project.

Stratton Restoration, LLC dba Stratton Builders' services include, but are not limited to: installing sidewalks, chilled drinking fountain, picnic tables, benches, trash receptacles, LED security lighting, irrigation system and plant material, and other work as required for the project.

Procurement Information
The selection was made using an Invitation for Bids procurement process set forth in section 34-201 of the Arizona Revised Statutes. Two bids were received on July 16, 2019, and were sent to the Parks and Recreation and Neighborhood Services departments for review to

determine CDBG program compliance.

The Engineer's Estimate and the two lowest responsive, responsible bidders are listed below:

Engineer's Estimate: $268,866.46
Stratton Restoration, LLC, dba Stratton Builders: $424,031
G & G Specialty Contractors, Inc.: $434,248.50

Although the bid exceeds the Engineer’s Estimate by more than 10 percent, it has been determined the bid represents a fair and reasonable price for the required work scope. Additionally, the bid award amount is within the total budget for this project.

The reason for the variance from the Engineer’s Estimate to the lowest, responsive, responsible bid is possibly due to high local construction resource demand, higher unit pricing due to labor shortages, higher unit pricing due to material price premiums especially concrete, and a premium to mobilize and work on a relatively small project.

Contract Term
The term of the agreement is 60 calendar days from issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact
The agreement value for Stratton Restoration, LLC dba Stratton Builders will not exceed $424,031, including all subcontractor and reimbursable costs.

Funding is available in the Parks and Recreation Department's Capital Improvement Program budget and the Neighborhood Services Department Capital Improvement Program budget with CDBG funds. The Budget and Research Department will separately review and approve funding availability prior to execution of any amendments. Payments may be made up to agreement limits for all rendered agreement services,

which may extend past the agreement termination.

Previous Council Action

On June 5, 2019, City Council approved rejection of the bids received on Sept. 25, 2018 because the lowest bid received exceeded the Engineer's Estimate by more than 70 percent and exceeded the budget for this project.

Location

4040 N. 14th St.
Council District: 4

This item was adopted.

69 Amend Telecommunications Services and Interstate Telecommunications Services License with Sprint Communications Company, L.P. (Ordinance S-46032)

Request to authorize the City Manager, or his designee, to amend and extend a nonexclusive, revocable license with Sprint Communications Company, L.P. to construct, install, operate, maintain and use the Public Highways in the City in order to provide telecommunications services and interstate telecommunications services in, under, over, and across public rights-of-way in the City of Phoenix subject to the terms and conditions contained in the license and Phoenix City Code. There is no cost to the City for this license. Request authority for City Treasurer to accept funds.

Summary

The license will be for a period of five years, contain appropriate insurance and indemnification provisions, require a performance bond and a security fund, provide for terms of transfer and revocation, and provide for the compensation for the commercial use of public rights-of-way while permitting the City to manage the right-of-way.

Contract Term

The request is for a five-year renewal of an existing five-year Telecommunication Services and Interstate Telecommunication Services License that was last granted on Nov. 1, 2014 (City Contract 141645-0).

Financial Impact

There is no cost to the City. Licensee will pay an annual fee based on a

formula using the linear footage and the Consumer Price Index.

This item was adopted.

70 Consent to Use Agreement with Salt River Project for City Improvements on Baseline Road from South Mountain Freeway to 57th Avenue (Ordinance S-46034)

Request to authorize the City Manager, or his designee, to enter into a Consent to Use Agreement with Salt River Project (SRP) to allow the installation of sidewalk, driveways and roadway improvements on Baseline Road from South Mountain Freeway to 57th Avenue. Further request the City Council to grant an exception pursuant to Phoenix City Code 42-20 to authorize indemnification and assumption of liability provisions that otherwise would be prohibited by Phoenix City Code 42-18.

Summary

SRP currently has a 98-foot wide electrical easement along the south side of Baseline Road for existing electrical facilities. The Baseline Road: South Mountain Freeway to 57th Avenue street improvement project is a street widening project that will include roadway improvements such as pavement, curb and gutter, sidewalk, streetlights, traffic signals, water facilities and transit facilities within SRP's existing electrical easement. In the Consent to Use Agreement, SRP will consent to City use and occupancy of certain areas within the existing SRP easement for the proposed improvements.

Financial Impact

This action has no financial impact to the City.

Location

Baseline Road, South Mountain Freeway to 57th Avenue
Council District: 8

This item was adopted.

71 Intergovernmental Agreement with Arizona Department of Transportation for Certification Acceptance (Ordinance S-46035)

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the Arizona Department of Transportation (ADOT) for certification acceptance, which allows the City

to continue self-administering transportation projects funded with Federal Highway Administration (FHWA) funds. There is no impact to the General Fund.

Summary

Since 1996, the City of Phoenix has been certified by ADOT to self-administer transportation projects funded with federal transportation funds. ADOT is the lead agency in the state that the Federal Highway Administration contracts with to spend federal transportation funds. In coordination with FHWA, ADOT sets forth responsibilities and requirements for local governments to deliver federally-funded transportation projects, and regularly recertifies local governments to self-administer federally-assisted transportation projects. Phoenix was last recertified in October 2016 and entered into an IGA for certification acceptance for a three-year term. This new agreement will replace the 2016 Certification Acceptance agreement.

Over the last 12 months, staff has worked with ADOT to provide all of the documentation for a thorough review of our City processes and procedures relative to the delivery of federal projects. The City was successful in completing the recent recertification process and now requires execution of a new IGA to maintain certification status and self-administer federally-funded transportation projects for construction.

Through competitive application processes for federal transportation funds through the federal aid highway program (administered by the Maricopa Association of Governments and ADOT), the City has been successful in securing upwards of $18 million in federal funds for projects authorized or constructed between fiscal years 2020 and 2024. The self administration process allows the City to complete the federally-required procedures for project development in a more efficient, cost-effective and timely manner.

Contract Term

The agreement term shall be for five years. The term shall begin on or about Oct. 1, 2019, with an end date of Sept. 30, 2024.

This item was adopted.

73 Support for Formation of Rancho Ventura 12 Irrigation Water

Delivery District (Resolution 21780)

Request to adopt a resolution to support formation of the Rancho Ventura 12 Irrigation Water Delivery District (IWDD) through Maricopa County. The proposed IWDD includes the single-family residential properties bounded by Catalina Drive to the south, Earll Drive to the north, 40th Street to the west, and 44th Street to the east. This action has no financial impact to the City of Phoenix.

Summary

Under the provisions of Arizona Revised Statutes (A.R.S.) chapter 20, title 48, Irrigation Water Delivery Districts, when the majority of the lot or parcel owners entitled to or capable of receiving irrigation water from the same system want irrigation water delivered to their lands, they may propose the organization of an IWDD. Maricopa County requires that applicants for an IWDD within City of Phoenix boundaries obtain City Council support before the County will start the process of forming or re-establishing a district.

If approved by the City Council, landowning neighbors seeking an IWDD complete a special taxation impact statement, and submit this document to the Maricopa County Board of Supervisors. The Board of Supervisors, along with Salt River Project (SRP), will decide if a petition to organize an IWDD may be circulated. See **Attachment A** for the Consent from SRP to the Board of Supervisors.

This request has been reviewed by the Water Services Department.

Financial Impact

This action has no financial impact to the City of Phoenix.

Public Outreach

On June 17, 2019, the City received a formal written request from City of Phoenix resident Jeff Bloker, representative for the Rancho Ventura 12 neighborhood, to pursue Council approval to form an IWDD with Maricopa County **(Attachment B)**.

Location

The proposed IWDD includes the single-family residential properties

bounded by Catalina Drive to the south, Earll Drive to the north, 40th Street to the west, and 44th Street to the east. Council District: 6

This item was adopted.

74 Purchase Water Meter Locking Devices and Related Tools (Ordinance S-46017)

Request to authorize the City Manager, or his designee, to enter into a contract with Arizona Correctional Industries to supply Water Meter Locking Devices and related tools to the Water Services Department Water Meter Division. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate value of the contract will not exceed $25,000.

Summary
Water meters are used by the Water Services Department to measure drinking water usage for approximately 433,000 metered accounts. Water meter locking devices, curb stop valve keys, and related tools are essential items used by the Water Services Department to ensure that water meter accounts can be locked and secured when necessary.

Procurement Information
Solicitation RFQ-1819-WMD-260 was conducted in accordance with Administrative Regulation 3.10. Two quotes were received:

Arizona Correctional Industries: $3,955.50 (total extended cost of the line items)
Fortiline, Inc.: $22,735.34 (total extended cost of the line items)

The quote from Arizona Correctional Industries is comparable to historic pricing. Therefore, the Procurement Officer recommends acceptance of the quote from Arizona Correctional Industries as the most responsive and responsible bidder that is the most advantageous to the City.

Contract Term
The contract term is for five years effective Dec. 1, 2019 through Nov. 30, 2024.

Financial Impact
The aggregate value of the contract will not exceed $25,000. Funding for

this contract is available in the Water Services Department's Operating budget.

This item was adopted.

75 Food Supplies for Aquatic Toxicity Program (Ordinance S-46020)

Request to authorize the City Manager, or his designee, to enter into a contract with Aquatic Biosystems, Inc. to provide food supplies for the aquatic toxicity program at the 23rd Avenue Wastewater Treatment Plant for the Water Services Department. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate value of the contract will not exceed $20,000.

Summary

The Water Services Department uses Algae and Yeast Trout Chow in the culturing of D. magna (water fleas) which are used to test for toxicity in fresh water. These food supplies are necessary to maintain the aquatic toxicity program at the 23rd Avenue Wastewater Treatment Plant in support of regulatory compliance.

Procurement Information

Solicitation RFQ-1920-WES-218 was conducted in accordance with Administrative Regulation 3.10. One quote was received from Aquatic Biosystems, Inc. and it was determined responsive:

Aquatic Biosystems, Inc.: $1,970.00

The quote from Aquatic Biosystems, Inc. is comparable to historic pricing. Therefore, the Procurement Officer recommends acceptance of the quote from Aquatic Biosystems, Inc. as the most responsive and responsible bidder that is the most advantageous to the City.

Contract Term

The contract term shall begin on or about Sept. 1, 2019, for a five-year term, with an end date of Aug. 31, 2024.

Financial Impact

The aggregate contract value is $20,000. Funds are available in the Water Services Department's Operating budget.

Location
23rd Avenue Wastewater Treatment Plant
Council District: 7

This item was adopted.

PLANNING AND ZONING MATTERS

76 Modification of Stipulation Request for Ratification of Aug. 21, 2019 Planning Hearing Officer Action - Z-51-01-2

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Aug. 21, 2019. This ratification requires formal action only.

Summary
Application: PHO-2-19--Z-51-01-2
Existing Zoning: R-3
Acreage: 2.39
Applicant: Jack Crittenden
Owner: Del Quest LP
Representative: Jason P. Allen - Skyline Consultants LLC

Proposal:
Modification of Stipulation 1 regarding specific conformance to the site plan dated March 26, 2001.
Modification of Stipulation 2 regarding signage.
Deletion of Stipulation 3 regarding maximum height of storage.
Deletion of Stipulation 6 regarding landscaping on the existing C-3 parcel to the east.
Modification of Stipulation 7 regarding a decorative masonry screen wall along the north property line.
Modification of Stipulation 8 regarding a decorative masonry screen wall along the south and west setback lines.
Deletion of Stipulation 9 regarding a painted line denoting the zoning district boundary.
Deletion of Stipulation 10 regarding a 20-foot radius at the northeast corner of 31st Street and Aire Libre Lane.
Deletion of Stipulation 14 regarding combining the lots.
Technical correction to Stipulation 12.

Location
General Location: Northeast corner of 31st Street and Aire Libre Lane.
Council District: 2
Parcel Address: 16601 N. 31st St.

Concurrence
Village Planning Committee (VPC) Recommendation: The Paradise Valley Village Planning Committee heard this case on Aug. 5, 2019 and recommended approval with modifications and two additional stipulations by a 15-0 vote.
Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on Aug. 21, 2019 and recommended denial as filed and approval with modifications and an additional stipulation. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

This item was approved.

77 Modification of Stipulation Request for Ratification of Aug. 21, 2019 Planning Hearing Officer Action - Z-190-D-84-7

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Aug. 21, 2019. This ratification requires formal action only.

Summary
Application: PHO-1-19--Z-190-D-84-7
Existing Zoning: R-3A PCD
Acreage: 5.56
Applicant: Brian Greathouse - Burch & Cracchiolo
Owner: Guardian Storage Centers, LLC
Representative: Brian Greathouse - Burch & Cracchiolo

Proposal:
Deletion of Stipulation 2 regarding general conformance to the site plans presented with the rezoning application.

Location
General Location: Northwest corner of 83rd Avenue and Palm Lane.

Council District: 7
Parcel Address: 1844 N. 83rd Ave.

Concurrence
Village Planning Committee (VPC) Recommendation: The Maryvale Village Planning Committee chose not to hear this case.
Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on Aug. 21, 2019 and recommended approval. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

This item was approved.

78 Modification of Stipulation Request for Ratification of Aug. 21, 2019 Planning Hearing Officer Action - Z-152-03-7(8)

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Aug. 21, 2019. This ratification requires formal action only.

Summary
Application: PHO-3-19--Z-152-03-7(8)
Existing Zoning: S-1 (Approved R1-8, C-2)
Acreage: 11.7
Applicant: Keith Green, Next Idea Architects LLC
Owner: CCV Baseline and 43rd Ave LLC
Representative: Keith Green, Next Idea Architects LLC

Proposal:
Modification of Stipulation 4 regarding landscape entry, art features, and plant palette along Baseline Road.
Modification of Stipulation 25 regarding specific conformance to the site plan date stamped Sept. 17, 2004 and vehicular access from 45th Avenue.

Location
General Location: Approximately 225 feet west of the southwest corner of 43rd Avenue and Baseline Road.
Council District: 8
Parcel Address: N/A

Concurrence
Village Planning Committee (VPC) Recommendation: The Laveen Village Planning Committee heard this case on Aug. 12, 2019 and recommended approval by a 9-0 vote.
Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on Aug. 21, 2019 and recommended approval with modifications. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

This item was approved.

79 Final Plat - Cortona - 190008 - South of Vineyard Road, West of 16th Street

Plat: 190008
Project: 18-2566
Name of Plat: Cortona
Owner(s): Lennar Arizona, Inc.
Engineer(s): Entellus, Inc.
Request: A 142 Lot Residential Plat
Reviewed by Staff: Aug. 20, 2019
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 south of Vineyard Road, west of 16th Street.
Council District: 8

This item was approved.

80 Abandonment of Right-of-Way - V180066A - 93rd Avenue and Campbell Avenue (Resolution 21781)

Abandonment: V180066A
Project: 18-645
Applicant: Chris Clonts; Lennar Arizona Incorporated
Request: To abandon the right-of-way at the intersection of 93rd Avenue and Campbell Avenue, per "Western Enclave" final plat, Book 1295,

Page 49.
Date of Hearing: Dec. 26, 2018

Summary
This request will result in the abandonment of a small portion of public street (Campbell Avenue) to accommodate a single gated entry for both portions of the "Western Enclave" subdivision. The resolution of the abandonment needs to be recorded concurrently with both of the following plats: Abandonment Plat 180126 and Plat 190031. The recording sequence is as follows: Abandonment V180066A, Plat 180126, and then Plat 190031.

Location
93rd Avenue and Campbell Avenue
Council District: 5

Financial Impact
A consideration fee was also collected as part of this abandonment in the amount of $814.60.

This item was adopted.

81 **Abandonment of Easement - V190037A - 4925 N. 51st Ave. (Resolution 21782)**

Abandonment: V190037A
Project: 16-2952
Applicant: Jeff Spence
Request: To abandon the public utility easement lying within the west 8 feet of lot 2 in final plat for CB-51; book 1335 page 9, recorded in the office of County Recorder of Maricopa County.
Date of Decision: July 23, 2019

Location
4925 N. 51st Ave.
Council District: 5

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.

35 Voluntary Acquisition of Real Property - 712 S. 9th Place and 815 S. 10th Place (Ordinance S-46024)

Request to authorize the City Manager, or his designee, to acquire real property located at 712 S. 9th Place and 815 S. 10th Place voluntarily within the City's appraised value, plus usual and customary closing costs. Further request authorization to provide relocation assistance and benefits as federally mandated, and to execute agreements to minimize relocation costs and allow occupants time to relocate, as may be necessary to and in furtherance of this acquisition. Further request authorization for the City Controller to disburse, and for the City Treasurer to accept, all funds related to this item.

Summary

The properties to be acquired are located within Aviation's Land Reuse Strategy Area under the Airport Land Use Plan. This area consists of 166 acres of Aviation-controlled land, ready for redevelopment pursuant to feedback from the Federal Aviation Administration and the adopted implementation plan. Aviation, in partnership with the Community and Economic Development Department, desires to voluntarily acquire remaining privately-owned parcels as they become available, to create economically viable and marketable sites.

The parcels affected by acquisition and included in this request are identified by Maricopa County Assessor's parcel numbers (APN) and address:

116-37-056 located at 712 S. 9th Place
116-39-073 located at 815 S. 10th Place

Financial Impact

Funding is available in the Aviation Department's Capital Improvement Program.

Concurrence/Previous Council Action

The Land Reuse Strategy and Airport Land Use Plan were approved at the City Council Policy Session on Oct. 23, 2018 by a vote of 8-0.

Location
712 S. 9th Place and 815 S. 10th Place
Council District: 8

Discussion
A motion was made and seconded to approve this item.

Mayor Gallego recalled that Council approved a plan and an update for property management near the airport a few months ago. She conveyed that Council committed to residents the City would do its best to be a good neighbor, particularly with vacant land near businesses and homes. She requested an update on the land management.

Community and Economic Development Director Chris Mackay stated staff was working towards that management plan, but she did have an update on several properties the City would be taking out for request for proposals. She advised there were properties along Jefferson at 15th Street that were prime locations for mixed-use, workforce housing opportunities. She added staff had met with Pilgrim Rest Church on these properties, noting the request for proposals would be out in the fall. She indicated there were additional properties at 20th Street and Jefferson which were not in aviation ownership but were remnants of transit properties. She remarked those properties would be taken out as a companion piece to get that area activated as mixed-use, workforce housing opportunities between the rails on Jefferson and Washington. She noted the community on the south side of I-17 was comfortable with employment and industrial uses, so the City was currently negotiating with an employment user to expand some light industrial employment jobs in that area. She pointed out staff had not formalized all the additional information but would do so in the very near future. She emphasized these were properties that the City would be ready to move forward on within the next few weeks.

Mayor Gallego reiterated that Council committed to the neighbors and wanted to activate these properties, noting if it could be done while furthering the City's goals of adding affordable and workforce housing that would be great.

Councilmember Garcia agreed the community wanted to rebuild the area. He added he was thankful for the opportunity to speak with FAA folks last week in Washington, D.C. and he hoped this moved forward.

Mayor Gallego thanked him for taking the time to meet with the FAA and extended her appreciation to staff for the update.

A motion was made by Vice Mayor Waring, seconded by Councilman Nowakowski, that this item be adopted. The motion carried by the following vote:

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

No: 0

39 Pilot Simulator Training - Requirements Contract - RFA 19-130 (Ordinance S-46007)

Request to authorize the City Manager, or his designee, to enter into a contract with SimCom International, Inc. dba SimCom Aviation Training, Inc. to provide the Phoenix Police Department with aviation pilot simulator training for the operation of the Pilatus PC-12. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $218,710.

Summary

The Police Department's Tactical Support Bureau, Air Support Unit, requires aviation pilot simulator training for the safe operation of the Pilatus PC-12. The Pilatus PC-12 is a turboprop passenger and cargo aircraft utilized by the Department since 2009. To ensure training is as realistic as possible, the SimCom simulator is constructed using actual aircraft and avionics components. The simulator is equipped with the APEX avionics programming system and is certified by the Federal Aviation Administration (FAA). The use of the simulator training re-creates flight in various environments in which pilots will encounter; the equations that govern how aircraft flies; how the aircraft reacts to application of flight controls; the effects of other aircraft systems; and how the aircraft reacts to external factors. Recurrent training provides the pilots updates to

aircraft procedures and improves pilots' flight proficiency and safety.

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 SimCom International, Inc. dba SimCom Aviation Training, Inc. as the only provider of the Pilatus PC-12 simulator training in Arizona allowing for travel and accommodation cost savings. The determination memo was completed and approved by the Deputy Finance Director recommending the procurement with SimCom International, Inc. dba SimCom Aviation Training, Inc. be accepted.

Contract Term
The five-year contract term will begin on or about Sept. 19, 2019, and end on or about Sept.18, 2024.

Financial Impact
The expenditures against this contract shall not exceed the aggregate amount of $218,710. Funds are available in the Police Department's budget.

Discussion
Charles Norris conveyed Councilwoman Pastor's office provided him some answers, so he said his comments would be short. He expressed concern about the request for $218,500 being an extra 68 percent request for funds since the number he came to for three new pilots and an existing pilot was $129,500. He remarked this was the best aircraft with low operating expenses, but it would only be used 3,000 out of 8,000 hours a year by the Police Department. He suggested the City approach the State who had a similar aircraft and see if they were willing to share to save taxpayers money.

Councilman DiCiccio requested staff respond regarding the 68 percent increase. He thanked Mr. Norris for mentioning the increase and for the suggestion to share aircraft as that was something Council talked about doing.

Executive Assistant Police Chief Michael Kurtenbach stressed staff was good stewards of tax dollars and only used the amount needed. He

stated staff sought more in the event the air support unit expanded over current staffing levels. He advised the air support unit was experiencing tremendous transition, but he did not think all the payment authority was needed. He reiterated staff did not want to come back before Council and ask for more funds in the event the unit expanded.

Councilman DiCiccio asked for a more thorough accounting, especially what the additional funds would be used for later. He also requested that staff communicate with Mr. Norris what was going on with these funds.

Police Lieutenant Doug Opferbeck replied the contract was over a five-year period for $218,000. He indicated staff did not anticipate using the entire amount but wanted to make sure there was enough money to not have to come back to Council. He explained that $45,000 of these funds would be used to train four people by next July. He added there was a class that cost about $10,000 for three officers and approximately $6,000 for recurrent training on the simulator in Orlando.

Councilwoman Williams recalled the last time she was at Deer Valley Airport that staff informed her they worked with other agencies that had the ability to fly at 10,000 feet and record criminal activity below. She questioned if staff still worked with the Drug Enforcement Administration, state and other agencies.

Lieutenant Opferbeck affirmed staff did work with multiple agencies and assisted, often with the City's aircraft because of its capabilities and availability.

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

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

No: 0

42 Apprenticeship Agreements with State of Arizona

Request approval for the City Manager, or his designee, to enter into apprenticeship agreements with the State of Arizona for the Gardener Apprenticeship Program, Solid Waste Equipment Operator (SWEO) Apprenticeship Program, and the Street Maintenance Worker Apprenticeship Program. Further request authorization for the City Manager to create a full-time, regular Apprenticeship Programs Coordinator position (Administrative Assistant II) to oversee and coordinate the apprenticeship programs (Job Code 06040, Grade 035).

Summary

Attracting and retaining qualified individuals for the Gardener, SWEO, and Street Maintenance Worker classifications has been a challenge for the Parks and Recreation, Public Works, and Street Transportation departments.

During the 2016 labor negotiations, the City and Laborers' International Union of North America (LIUNA) Local 777 worked collaboratively to establish a pilot apprenticeship program for the SWEO classification for the City Council-approved, three-year Memorandum of Understanding (MOU). During the past two years of the pilot programs, several apprentices have successfully completed the program and learned the principles of safe work practices, excellent customer service, and efficient procedures.

During the 2019 labor negotiations, the City and Laborers' International Union of North America (LIUNA) Local 777 created the addition of the Street Maintenance Worker Apprenticeship Program. As specified in 2019-2021 LIUNA, Local 777, Unit I MOU, each official apprenticeship program will be designed to produce highly qualified and well-trained workers who have solid knowledge, as well as specific technical job skills, for occupations in the skills trades and crafts of each classification listed above. Those who have successfully completed the program will be awarded a Certificate of Completion of Apprenticeship.

The Apprenticeship Programs Coordinator position will be responsible for working collaboratively with departments, apprenticeship committees, and LIUNA to ensure the programs' success. These duties include serving as the three committees' secretary, coordinating recruitment efforts, and maintaining detailed reports as required by the State

apprenticeship regulations.

Financial Impact
The estimated annual salary for the Apprenticeship Programs Coordinator position is $108,588. The apprenticeship programs will be jointly funded by the Parks and Recreation, Public Works, and Street Transportation departments.

Concurrence/Previous Council Action
The Transportation, Infrastructure and Innovation Subcommittee unanimously approved this item on Sept. 4, 2019.

Discussion
Jennifer Grondahl conveyed she worked for LIUNA Local 777 and asked Council to vote in favor of this item. She recognized Council had worked with her the past few years on joint labor management apprenticeship programs. She remarked they had created innovative programs for solid waste equipment operators, gardeners and street maintenance workers. She recalled the concept began in 2016 when late San Francisco Mayor Ed Lee visited with then Mayor Greg Stanton and discussed the asset of having an apprenticeship program. She stressed the programs created jobs by reaching out to at-risk youth, women in non-traditional work and veterans. She expressed these programs gave people an opportunity to have a better life with sustainable work, benefits and retirement security. She emphasized this was done by working together and again asked that Council support this item.

Councilwoman Guardado stated she would be voting in support of this item. She thanked Ms. Grondahl and LIUNA for creating these programs which aligned with her values of making sure people had good jobs which made them great citizens. Councilwoman Guardado pointed out the City had a homeless problem and the only way to deal with it was for people to have a good job with a good wage and a pension. She remarked she hoped to see this program expand into other places in the City and she looked forward to seeing the participants pride.

Councilwoman Pastor said she appreciated the partnership, noting she had been part of this from the beginning and she was excited to see it come full circle. She encouraged expansion of the program as Council

looked at a succession plan to see what areas needed to expand and how to do it. She expressed her gratitude to everybody and their efforts for making things happen for the benefit of employees and the community.

Councilman DiCiccio thanked Ms. Grondahl and her labor organization for finding ways to make Phoenix better. He also thanked Councilwoman Guardado who helped drive a unanimous vote to increase the City's minimum wage to $15. He stressed this was outstanding work and he thought the public needed to be aware of these things.

Mayor Gallego stated she was excited that Council was investing in its employees. She conveyed great partnerships with apprenticeship programs were done through the City's workforce board and private-sector apprenticeships. She also extended her appreciation to the Human Resources Department for working with the laborers to bring this program forward.

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

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

No: 0

63 Cesar Chavez Community Center - Construction Manager at Risk Preconstruction Services - PA75200538 (Ordinance S-46006)

Request to authorize the City Manager, or his designee, to enter into an agreement with Sun Eagle Corporation to provide Construction Manager at Risk (CMAR) Preconstruction Services for the Cesar Chavez Community Center project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed $60,000.

Summary

The purpose of this project is to build a new community center on the property located at Cesar Chavez Park. The community center will serve as a resource center for the surrounding community providing services such as recreation and sports activities, as well as providing multi-purpose space and classrooms for activities and events. The building will be designed to Americans with Disabilities Act (ADA) compliance; fire, life, and safety standards; and will strive to achieve the Leadership in Energy and Environmental Design (LEED) standards and principles. Improvements will also include parking, hardscape and landscape, irrigation, security lighting, and other elements as required.

Sun Eagle Corporation will begin in an agency support role for CMAR Preconstruction Services. Sun Eagle Corporation will assume the risk of delivering the project through a Guaranteed Maximum Price (GMP) agreement.

Sun Eagle Corporation’s services include, but are not limited to: review of design plans and specifications; providing detailed construction cost estimating and identification of market conditions; project planning and scheduling; construction phasing and scheduling to minimize interruption to City operations; providing alternate systems evaluation and constructability studies; advising the City on potential efficiencies in project delivery; performing and initiating long-lead studies and procurements; 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 upon substantial completion of Preconstruction Services and prior to the start of construction.

Procurement Information

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

Selected Firm
Rank 1: Sun Eagle Corporation

Additional Proposers
Rank 2: BRYCON Corporation
Rank 3: DNG Construction, LLC
Rank 4: Haydon Building Corp.
Rank 5: FCI Constructors, Inc.
Rank 6: Johnson Carlier, Inc.
Rank 7: Low Mountain Construction, Inc.
Rank 8: Caruso Construction, Inc.
Rank 9: Agate, Inc.

Contract Term
The term of the agreement is 275 calendar days from issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact
The agreement value for Sun Eagle Corporation will not exceed $60,000, including all subcontractor and reimbursable costs.

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

Concurrence/Previous Council Action
The City Council approved:
Architectural Services Agreement 148971 (Ordinance S-45227) on Dec. 12, 2018.

Location
7858 S. 35th Ave.

Council District: 7

Discussion

Mayor Gallego stated this was an exciting one for Districts 7 and 8 as well as the entire city moving forward with a great space for young people and older adults. She added it was a space that would have some of the latest adaptive recreation. She thanked the community leaders who worked hard to make sure the City lead in this particular area.

Councilman Nowakowski thanked Mayor Gallego for her leadership in making this happen along with former Councilwoman Felicita Mendoza and all the individuals that attended the budget hearings the past 10 years asking for a community center in the Laveen area. He especially thanked people for their patience and advocacy in making sure all communities had a community center.

A motion was made and seconded to approve this item.

Mayor Gallego also wished to thank the Parks Department who worked hard to make sure this center met the community's needs and took advantage of the natural beauty in the area. She requested her gratitude be shared with employees who worked hard with community leaders that stepped up to design the project.

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

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

No: 0

64 Materials Testing and Construction Administration and Inspection On-Call Services for Light Rail Extensions (Ordinance S-46008)

Request to authorize the City Manager, or his designee, to enter into separate agreements with the 15 consultants listed in **Attachment A** to provide Materials Testing and Construction Administration and Inspection

(CA&I) On-Call Services for multiple light rail extension projects. Further request to authorize execution of amendments to the agreements as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fees for services will not exceed $35 million for all Materials Testing and will not exceed $45 million for all Construction Administration and Inspection services.

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

Summary

The purpose of this project is to provide materials testing and CA&I services on an as-needed basis for the following light rail extensions: Light Rail South Central Extension/Downtown Hub (SCE); Light Rail Northwest Extension Phase II (NW2); and Light Rail Capitol/I-10 West Extension (Cap/I-10W). Phoenix may include additional future light rail extensions for these services.

The on-call materials testing consultants will be responsible for providing services that include, but are not limited to: geotechnical and materials testing; laboratory and field testing of soil, concrete, and asphalt; facilities plant inspections; analyses and preparation of reports; and daily oversight to ensure compliance with the City of Phoenix, Valley Metro, Maricopa County, Arizona Department of Transportation (ADOT), and federal standards, policies, and guidelines.

The on-call CA&I consultants will be responsible for providing services that include, but are not limited to: representation on behalf of Phoenix for full range of civil and water inspection services during the construction phase to ensure compliance with the City of Phoenix, Valley Metro, Maricopa County, ADOT, and federal standards, policies, and guidelines.

Reviewing compliance with applicable standards will include inspections of roadways; alleys; water/sewer connections; irrigation facilities; storm drains; retentions; embankments; earthwork; trenching; grading; soil treatments; masonry; structural steel; bridges/structures; sidewalks; Americans with Disabilities ramps; curbs and gutters; and driveways.

The projects intend to utilize federal funds and are subject to the requirements of 49 CFR Part 26 and U.S. Department of Transportation's Disadvantaged Business Enterprise Program. The materials testing and CA&I services will be completed under federal guidelines. The materials testing and CA&I consultants will have appropriate certifications to perform the required duties.

The SCE project will include approximately 5.5 miles of new track that will provide a transit option for residents, businesses, customers, employees, students and visitors to travel along Central Avenue from Downtown Phoenix to Baseline Road. The extension will connect/integrate into the existing light rail in Downtown Phoenix beginning at the combined CityScape Station and continuing south to the Baseline Road Station. There will be eight tie-in locations, four bridge modifications (Cityscape, Jackson St., Western Canal, Salt River), nine new stations, two roundabouts, six traction-powered-substation (TPSS) buildings, eight signal buildings, and one Park-N-Ride/Transit Center.

The NW2 project will extend the light rail west approximately 1.5 miles along Dunlap Avenue from 19th Avenue to 25th Avenue, then along Mountain View Road across I-17 with a terminus near Metrocenter Mall. There will be two bridge replacements (ACDC, Arizona Canal); one 10-span bridge (I-17 crossover with elevated station), three new stations, two TPSS buildings, three signal buildings, and one Park-N-Ride/Transit Center.

The Cap/I-10W project will extend the light rail west from Downtown Phoenix approximately 1.3 miles along Washington Street, then north on 18th Avenue to Van Buren Street. There will be new stations, TPSS buildings, and signal buildings.

Procurement Information

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

Contract Term
The term of each agreement is four years from the issuance of the Notice to Proceed, or when the contract capacity has been expended, whichever occurs first. Work scopes identified and incorporated into the agreements prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact
The agreement value for each on-call material testing services consultant will not exceed $5 million, including all subconsultants and reimbursable costs. The agreement value for each on-call CA&I services consultant will not exceed $5,625,000, including all subconsultant and reimbursable costs.

Funding is available in the Public Transit Department's Capital Improvement Program budget. The Budget and Research Department will review and approve funding availability before issuance of any on-call task order of $100,000 or more. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Location
Council Districts: 1, 3, 5, 7 and 8

Discussion
A motion was made and seconded to approve this item.

Mayor Gallego conveyed this was a key motion to creating a light rail system moving forward with extensions in multiple different directions.

A motion was made by Councilwoman Williams, seconded by Councilwoman Pastor, that this item be adopted. The motion carried

by the following vote:

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

72 **Support for Formation of Ocotillo Estates Irrigation Water Delivery District (Resolution 21779)**

Request to adopt a resolution to support formation of the Ocotillo Estates Irrigation Water Delivery District (IWDD) through Maricopa County. The proposed IWDD includes the single-family residential properties bounded by Maryland Avenue to the south, Ocotillo Road to the north, 12th Street to the west, and 16th Street to the east. This action has no financial impact to the City of Phoenix.

Summary

Under the provisions of Arizona Revised Statutes (A.R.S.) chapter 20, title 48, Irrigation Water Delivery Districts, when the majority of the lot or parcel owners entitled to or capable of receiving irrigation water from the same system want irrigation water delivered to their lands, they may propose the organization of an IWDD. Maricopa County requires that applicants for an IWDD within City of Phoenix boundaries obtain City Council support before the County will start the process of forming or re-establishing a district.

If approved by the City Council, landowning neighbors seeking an IWDD complete a special taxation impact statement, and submit this document to the Maricopa County Board of Supervisors. The Board of Supervisors, along with Salt River Project (SRP), will decide if a petition to organize an IWDD may be circulated. See **Attachment A** for the Consent from SRP to the Board of Supervisors.

This request has been reviewed by the Water Services Department.

Financial Impact

This action has no financial impact to the City of Phoenix.

Public Outreach
On June 17, 2019, the City received a formal written request from City of Phoenix resident Steve Zeidman, representative for the Ocotillo Estates neighborhood, to pursue Council approval to form an IWDD with Maricopa County **(Attachment B)**.

Location
The proposed IWDD includes the single-family residential properties bounded by Maryland Avenue to the south, Ocotillo Road to the north, 12th Street to the west, and 16th Street to the east.
Council District: 6

Discussion
Jim Smith indicated he had lived in the neighborhood that was seeking this irrigation district for about 10 years. He noted he was a landscape architect and understood the things that could be done and grown in a flood irrigation neighborhood. He pointed out his community had problems with maintenance, so having a constant income source to help address those issues would be a great benefit to the neighborhood. He expressed his support for the irrigation district.

Shelby Cuevas urged Council to support the formation of the Ocotillo Estates Irrigation Water Delivery District. She stated the neighborhood was mature with green grass and shade trees, but there had been repair problems over the years and it was difficult coming to terms on the right path for repair and how to pay for it. She expressed the neighbors were excited when SRP and Maricopa County suggested forming an irrigation water delivery system because it was an aging infrastructure. She expressed the neighbors were willing to protect it to keep property values high. She added that several neighbors emailed Councilman DiCiccio in support and they hoped he supported moving forward.

Mayor Gallego stated comment cards were submitted for the record in favor by the following individuals:

Jassel Tupino
Mathieu Clain

Councilman DiCiccio conveyed this was a situation where a

neighborhood wanted to protect their community and worked hard at finding different ways and means to accomplish it. He stated this was an example of why Phoenix was a great city, because citizens were willing to take the time to get involved. He noted this work was done over a period of time and took an incredible amount of work, and because of that this neighborhood would benefit from it. He congratulated the neighbors that were involved in creating this district.

A motion was made and seconded to approve this item.

Councilwoman Pastor also wished to congratulate the residents on their efforts in formalizing this district. She remarked she had a lot of neighborhoods with irrigation systems in her district, so she understood the cost of aging infrastructure and the difficulty of getting everybody to work together.

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

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

No: 0

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

CITIZEN COMMENTS

Raul Daniels thanked the Council, especially former Councilwoman Mendoza and Councilman Nowakowski for seeing to it that a summer program was offered this year which was well attended. He expressed he was also thankful that Laveen was getting a community center so kids with special needs could be serviced, and suggested a workforce development component if funds were available. He expressed appreciation for the Mayor's staff who provided him with outstanding customer service.

Steve Schumacher recited Phoenix history dating back to Oct. 26, 1870 when

the town site of Phoenix was officially confirmed. He continued a 50-year anniversary celebration was held on Oct. 26, 1920 for Phoenix being founded as a town that continued for several years to honor the pioneers of Phoenix and Arizona. He conveyed in 1970 the mayor commissioned a book celebrating the 100th anniversary of Phoenix. He pointed out that Council had an opportunity on Oct. 26, 2020 to follow in that tradition by putting together a 150th anniversary celebration.

Councilwoman Williams expressed that was an excellent idea and an opportunity to get all the people who had moved to Phoenix to celebrate its 150th birthday.

John Jacquemart invited Council to the 119 Gallery on Friday at 6:00 p.m. to celebrate the life and artwork of David Bessent who was killed in October 2018 while working at home.

Barbara Wert extended the same invitation to Council to see all of her son's work. She expressed her son spent the second half of his life in this community, noting he was important to a lot of people.

Clarke Riedy stated he was living in downtown Phoenix in the early 1980s when the first arts district sign was posted. He remembered the City began to put out calls for artists to come and create a vibrant arts community, noting David Bessent answered that call. Mr. Riedy conveyed Mr. Bessent spent about 20 years in the Central Avenue area, but began to gather the arts community on Roosevelt Row with the creation of live drawing and painting events. Mr. Riedy pointed out Mr. Bessent developed great skills and had quite a following. Mr. Riedy also invited the Council to the 119 Gallery and presented invitations.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 3:15 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 18th day of September, 2019. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 1st day of July, 2020.

CITY CLERK