City of Phoenix

Minutes

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

186396

City Council Formal Meeting

Wednesday, May 15, 2024 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, May 15, 2024 at 2:35 p.m. in the Council Chambers.

Present: 9 - Councilman Carlos Galindo-Elvira, Councilwoman Betty Guardado, Councilwoman Kesha Hodge Washington, Councilwoman Ann O'Brien, Councilwoman Laura Pastor, Councilman Kevin Robinson, Councilman Jim Waring, Vice Mayor Debra Stark and Mayor Kate Gallego

Councilwoman O'Brien temporarily left during Item 60 and returned to the voting body after the vote on Item 61. Councilwoman O'Brien temporarily left the meeting after the vote on Item 62 and rejoined the voting body virtually after the vote on Item 90. Councilwoman O'Brien left the meeting at the beginning of Citizen Comments. Councilwoman Pastor left the voting body after the vote on Item 62.

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

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

An affidavit was presented to the Council by the City Clerk stating copies of the titles of Ordinances G-7257 through G-7262; S-50843 through S-50885; and Resolutions 22196 and 22201 through 22209 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 Nov. 17, 2021

Summary
This item transmits the minutes of the Formal Meeting of Nov. 17, 2021, 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 Councilman Waring, seconded by Vice Mayor Stark, that this item be approved. The motion carried by the following voice vote:

Yes: 9 - Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego

No: 0

2 For Approval or Correction, the Minutes of the Formal Meeting on Dec. 1, 2021

Summary
This item transmits the minutes of the Formal Meeting of Dec. 1, 2021, 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 Vice Mayor Stark, seconded by Councilwoman O'Brien, that this item be approved. The motion carried by the following voice vote:

Yes: 9 - Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego

No: 0

3 **For Approval or Correction, the Minutes of the Formal Meeting on Dec. 15, 2021**

Summary

This item transmits the minutes of the Formal Meeting of Dec. 15, 2021, 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 Pastor, seconded by Councilwoman O'Brien, that this item be approved. The motion carried by the following voice vote:

Yes: 9 - Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego

No: 0

4 **For Approval or Correction, the Minutes of the Formal Meeting on Nov. 15, 2023**

Summary

This item transmits the minutes of the Formal Meeting of Nov. 15, 2023, 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 Hodge Washington, seconded by Councilwoman O'Brien, that this item be approved. The motion carried by the following voice vote:

Yes: 9 - Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego

No: 0

BOARDS AND COMMISSIONS

5 Mayor and Council Appointments to Boards and Commissions

Summary

This item transmits recommendations from the Mayor and Council for appointment or reappointment to City Boards and Commissions.
The following individuals were recommended for appointment by Councilwoman Pastor:

Alhambra Village Planning Committee
Appoint Representative Quanta Crews, filling a vacancy, for a term to expire Nov. 19, 2025.

Fast Track Cities Ad-Hoc Committee
Appoint Doctor Vanna Campion, filling a vacancy, for a term to expire May 15, 2026.

The following individual was recommended for appointment by Mayor Gallego:

Tourism and Hospitality Advisory Board
Appoint Sarah Field, filling a vacancy, for a term to expire May 15, 2026.

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

Yes: 9 - Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego

No: 0

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

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

A motion was made by Vice Mayor Stark, seconded by Councilwoman O'Brien, that items 6-24 be recommended for approved. The motion carried by the following voice vote:

Yes: 9 - Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego

No: 0

6 Liquor License - 500 Club (Series 7)

Request for a liquor license. Arizona State License Application 282173.

Summary

Applicant
Jeremy Knowles, Agent

License Type
Series 7 - Beer and Wine Bar

Location
4707 W. Pinnacle Peak Road
Zoning Classification: RE-43 SP
Council District: 1

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

The 60-day limit for processing this application is May 15, 2024.

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: information about any 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.

500 Club (Series 12)
4707 W. Pinnacle Peak Road, Phoenix
Calls for police service: 2
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:
“Hello, I Jeremy Knowles Am fully capable of managing the 500 club liquor lic. I have Been the General Manager Here for 20 plus years And Have the Experience to look After the Buss. & Liquor Lic properly. I Also Have the proper Liquor Training with Title 4 Management Certs. I am Also Very Reliable for the Company As I'm Here working 6 days a week.”

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

7 Liquor License - 500 Club (Series 12)

Request for a liquor license. Arizona State License Application 282173.

Summary

Applicant
Jeremy Knowles, Agent

License Type
Series 12 - Restaurant

Location
4707 W. Pinnacle Peak Road
Zoning Classification: RE-43 SP
Council District: 1

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

The 60-day limit for processing this application is May 15, 2024.

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: information about any 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.

500 Club (Series 7)
4707 W. Pinnacle Peak Road, Phoenix

Calls for police service: 2
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:
"Hello, I Jeremy Knowles am fully capable of managing the 500 club Liquor Lic. I have been the General Manager Here for 20 plus years and have the Experience to look after the Buss. and Liquior Lic. properly. I also have the proper Liquior Training with Title 4 Basic and Title 4 Management Certs. I am also Very Reliable for the Company as I am Here working 6 days a week."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

8 Liquor License - Marcel's Bar and Grill

Request for a liquor license. Arizona State License Application 282838.

Summary

Applicant
Mistie Kline-Green, Agent

License Type
Series 6 - Bar

Location
3130 E. Union Hills Drive, Ste. 110
Zoning Classification: C-2

Council District: 2

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

The 60-day limit for processing this application is May 25, 2024.

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.

Larry's Cocktail's (Series 6)
20027 N. Cave Creek Road, Phoenix
Calls for police service: 5
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“I have worked managed & helped with daily operations of a bar for 18 year. I also currently carry own & operate another bar with a class 6 liquor lic in the city of Phoenix for the last 8 years.”

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

9 Liquor License - Nami-Korean Kitchen

Request for a liquor license. Arizona State License Application 288841.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 12 - Restaurant

Location
19401 N. Cave Creek Road, Ste. 15-17
Zoning Classification: C-2
Council District: 2

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

The 60-day limit for processing this application is May 27, 2024.

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:
"Have attended both the basic and management training courses. Will ensure employees are trained and liquor law trained in order to comply with Arizona's Title 4."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We would like to continue to offer the area a place to enjoy great Korean and Japanese food accompanied by domestic alcoholic beverages."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Attachment - Nami-Korean Kitchen - Data
Attachment - Nami-Korean Kitchen - Map

This item was recommended for approval.

10 Liquor License - Pure Thai Kitchen

Request for a liquor license. Arizona State License Application 280498.

Summary

Applicant
Philomphon Redman, Agent

License Type
Series 12 - Restaurant

Location
29455 N. Cave Creek Road, Ste. 128
Zoning Classification: C-2 PCD
Council District: 2

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow outdoor dining and outdoor alcohol consumption. This business is currently being remodeled with plans to open in June 2024.

The 60-day limit for processing this application is May 25, 2024.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“I am a law abiding and upstanding member of the community. I have studied for and passed exams for basic and manager liquor sales and handling. I'm very pedantic about following rules and am cautious about underage drinking as I have two teenagers of my own.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“Members of our community will come to my restaurant to relax and enjoy a good meal. For those who enjoy a glass of wine or beer with their meal, will enjoy a better experience, as they would at other dining establishments close to mine”

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

Attachments
Attachment - Pure Thai Kitchen - Data
Attachment - Pure Thai Kitchen - Map

This item was recommended for approval.

11 Liquor License - Shell Cave Creek

Request for a liquor license. Arizona State License Application 287208.

Summary

Applicant
Nirav Patel, Agent

License Type
Series 9 - Liquor Store

Location

31414 N. Cave Creek Road
Zoning Classification: C-2
Council District: 2

This request is for a new liquor license for a liquor store that sells gas. This location is currently licensed for liquor sales with a Series 10 - Beer and Wine Store, liquor license and does not have an interim permit.

The 60-day limit for processing this application is May 19, 2024.

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:
"I am currently operating 3 other liquor stores and have experience

operating them for past 20 years."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "The location is very ideal right on the main Cave Creek road. It will be a convenient location to purchase liquor with easy in and out access."

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

Attachments
Attachment - Shell Cave Creek - Data
Attachment - Shell Cave Creek - Map

This item was recommended for approval.

12 Liquor License - Sprouts Farmers Market #51

Request for a liquor license. Arizona State License Application 286448 & 286448S.

Summary

Applicant
Amy Nations, Agent

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

Location
34750 N. North Valley Parkway
Zoning Classification: C-2 PCD NBCOD
Council District: 2

This request is for a new liquor license for a grocery store. 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 June 2024.

The 60-day limit for processing this application is May 17, 2024.

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:
"Sprouts Farmers Market implements strict alchohol sale policies at all locations throughout Arizona. Employees must go through extensive liquor law training, Sprouts Farmers Market conducts regular audits to ensure they comply."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This added service would allow the customer a one stop shop as Sprouts Farmers Market is a full service market."

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

Attachments
Attachment - Sprouts Farmers Market #51 - Data
Attachment - Sprouts Farmers Market #51 - Map

This item was recommended for approval.

13 Liquor License - Home2 By Hilton Phoenix Midtown + Tru By Hilton Phoenix Midtown

Request for a liquor license. Arizona State License Application 288855.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 7 - Beer and Wine Bar

Location
3150 N. Central Ave.
Zoning Classification: WU Code T6: HWR MT
Council District: 4

This request is for a new liquor license for a hotel. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow outdoor dining and outdoor alcohol consumption. This business has plans to open in September 2024.

The 60-day limit for processing this application is May 24, 2024.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications and reliability of the applicant and that the public convenience and the best interest of the

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

Other Active Liquor License Interest in Arizona
This information is not provided due to the multiple ownership interests held by the applicant in the State of Arizona.

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

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Applicant will open a dual-branded hotel at Park Central near many businesses, schools, and medical facilities. Applicant has applied for a series 7 liquor license to give guests 21 and over the opportunity to purchase beer and wine at the property."

Staff Recommendation
Staff recommends approval of this application noting the applicant must resolve any pending City of Phoenix building and zoning requirements,

and be in compliance with the City of Phoenix Code and Ordinances.

Attachments
Attachment - Home2 By Hilton Phoenix Midtown + Tru By Hilton Phoenix Midtown - Data
Attachment - Home2 By Hilton Phoenix Midtown + Tru By Hilton Phoenix Midtown - Map

This item was recommended for approval.

14 Liquor License - 7-Eleven #26123D

Request for a liquor license. Arizona State License Application 283736.

Summary

Applicant
Nusrat Lubna, Agent

License Type
Series 10 - Beer and Wine Store

Location
5850 W. Thomas Road
Zoning Classification: PSC
Council District: 4

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

The 60-day limit for processing this application is May 20, 2024.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was

established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

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

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

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"7-Eleven #26123D is a one-stop shop for convenience items and has been in operation for many years. Under new franchise ownership, applicant would like to continue to offer beer and wine to its customers 21 and over."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Attachment - 7-Eleven #26123D - Data
Attachment - 7-Eleven #26123D - Map

This item was recommended for approval.

15 Liquor License - Smith's on 7th

Request for a liquor license. Arizona State License Application 287315.

Summary

Applicant
Craig Miller, Agent

License Type
Series 6 - Bar

Location
4631 N. 7th Ave.
Zoning Classification: C-3 SAUMSO
Council District: 4

This request is for an ownership transfer of a liquor license for a bar. This location was previously licensed for liquor sales and may currently operate with an interim permit. This location requires a Use Permit to allow outdoor dining and outdoor alcohol consumption.

The 60-day limit for processing this application is May 21, 2024.

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 attend the Title 4 basic liquor law class and abide by Arizona state law."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Our business is a neighorhood bar and lounge. In addition, to giving the area a new hangout and social gathering spot, we plan to be apart of the community. We are hoping our place becomes a spot where everyone feels welcome, seen and can have a voice."

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

Attachments
Attachment - Smith's on 7th - Data
Attachment - Smith's on 7th - Map

This item was recommended for approval.

16 Liquor License - Akai Hana

Request for a liquor license. Arizona State License Application 281649.

Summary

Applicant
Aung Khaing, Agent

License Type
Series 12 - Restaurant

Location
8041 N. Black Canyon Highway, Ste. 112
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 is May 19, 2024.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“I have a solid understanding of local, state, and federal regulations related to alcohol Sales.This includes knowing the legal drinking age, hours of operation, and restriction on serving intoxicated individuals.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“The issuance of a liquor license is contingent upon several factors that aim to serve both the public convenience and the best interest of the community.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Attachment - Akai Hana - Data
Attachment - Akai Hana - Map

This item was recommended for approval.

17 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
Matthew Gerber

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

Function
Musical Performance

Date(s) - Time(s) / Expected Attendance
June 22, 2024 - 10 a.m. to 10:30 p.m. / 904 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

18 Liquor License - Da Kitchin Grill

Request for a liquor license. Arizona State License Application 279937.

Summary

Applicant
Charles Stewart, Agent

License Type
Series 12 - Restaurant

Location
4902 E. Warner Road, Ste. 5,7,9
Zoning Classification: C-2
Council District: 6

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and does not have an interim permit. This business is currently being remodeled with plans to open in June 2024.

The 60-day limit for processing this application is May 26, 2024.

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've been residence in the state of Arizona for since 1974. I am establishing my community. For 28 years and I have contribute to the economy for 43 years in my profession as an over the road, truck driver and I've contribute to the restaurant industry in my community."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Because I am bringing a service of comfort and dining in sit down service that will Accommodate this community level of the convenience when it comes to fine dining Excellent service and quality food at an affordable price."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Attachment - Da Kitchin Grill - Data
Attachment - Da Kitchin Grill - Map

This item was recommended for approval.

19 Liquor License - Eggstasy

Request for a liquor license. Arizona State License Application 285091.

Summary

Applicant
Amy Nation, Agent

License Type
Series 12 - Restaurant

Location
5538 N. 7th St., Ste. 110
Zoning Classification: C-2
Council District: 6

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

The 60-day limit for processing this application is May 25, 2024.

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 train all of our employees in responsible liquor service. We also conduct regular audits to ensure they comply."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Our goal is to provide each and every one of our guests with a surreal dining experience. We do not take any shortcuts in product preparation. Providing our customers service, quality food, and great value is our objective."

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

Attachments
Attachment - Eggstasy - Data
Attachment - Eggstasy - Map

This item was recommended for approval.

20 Liquor License - Full Moon Isakaya

Request for a liquor license. Arizona State License Application 287702.

Summary

Applicant
Theresa Morse, Agent

License Type

Series 12 - Restaurant

Location
7810 N. 12th St., #10
Zoning Classification: PSC
Council District: 6

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

The 60-day limit for processing this application is May 24, 2024.

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 a liquor license in California and I have already attended Arizona Basic & Management liquor law classes to prohibit sale to underage and identify obviously intoxicated customers. I have not had any liquor law violations previously and will uphold Arizona liquor laws and city ordinances as well. I am looking forward to operating a restaurant in Phoenix and look forward to building relationships with my customers.

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This location has had previous restaurants to include Streets of New York and recently ATL Wings. The owner that leased this space after ATL wings did not apply for a liquor license however, he operated the business as a restaurant. Therefore, the location as a restaurant is a convience to the local neighborhood and I want to continue to serve the community.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Attachment - Full Moon Isakaya - Data
Attachment - Full Moon Isakaya - Map

This item was recommended for approval.

21 Liquor License - Macayos Mexican Food

Request for a liquor license. Arizona State License Application 286710.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 12 - Restaurant with Mixed Cocktails Off-sale Privileges

Location
12637 S. 48th St.

Zoning Classification: C-2
Council District: 6

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

The 60-day limit for processing this application is May 28, 2024.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Applicant is committed to upholding the highest standards to maintain compliance with applicable laws. Managers and staff will be trained in the

techniques of legal and responsible alcohol sales and service."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Macayo's Mexican Food is a family-friendly, neighborhood restaurant offering authentic traditional Mexican food made from fresh, high-quality ingredients. Applicant would like to continue to offer alcoholic beverages to guests 21 and over as an incident to the delicious meals served."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Attachment - Macayos Mexican Food - Data
Attachment - Macayos Mexican Food - Map

This item was recommended for approval.

22 Liquor License - Smidge Beverage Co.

Request for a liquor license. Arizona State License Application 288654.

Summary

Applicant
Adam O'Connor, Agent

License Type
Series 4 - Wholesaler

Location
2440 W. Lincoln St., Ste. 160 A-B
Zoning Classification: A-2
Council District: 7

This request is for a new liquor license for a wholesaler. This location was previously licensed for liquor sales and may currently operate with an interim permit. This business has plans to open in June 2024.

The 60-day limit for processing this application is May 25, 2024.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I am an established professional with over 5 years of corporate experience in both alcohol distribution and production businesses. I have an extensive background in various roles within these business types. I understand and ahdere to the state, local, and federal laws when it comes to alcohol sales, distribution, and production. I have completed the Title 4 Basic and Management Liquor Law certifications for the state of Arizona. I look to set an positive example for other license holders."

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

This item was recommended for approval.

23 Liquor License - Stadium

Request for a liquor license. Arizona State License Application 283136.

Summary

Applicant
Que Quinn, Agent

License Type
Series 12 - Restaurant

Location
50 W. Jefferson St., Ste. 280
Zoning Classification: DTC-Business Core
Council District: 7

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

The 60-day limit for processing this application is May 28, 2024.

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 successfully completed the required training or certification program in alcohol serving & food saftey practices & will comply with all law & regulations related to liquor sales, service & consumption.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“The license applicant has a strong track record & qualifications that reassure safe, lawful & high quality service will be provided Nearby residents & business owners express support that the establishment will benefit the community.”

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

Attachments
Attachment - Stadium - Data
Attachment - Stadium - Map

This item was recommended for approval.

24 Liquor License - Chase Sapphire Lounge - Phx

Request for a liquor license. Arizona State License Application 279050.

Summary

Applicant
Eric Bennett, Agent

License Type
Series 14 - Club

Location
3400 E. Sky Harbor Blvd., T4
Zoning Classification: A-1
Council District: 8

This request is for a new liquor license for a club. 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 June 2024.

The 60-day limit for processing this application is May 19, 2024.

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

Other Active Liquor License Interest in Arizona
This information is not provided due to the multiple ownership interests held by the applicant in the State of Arizona.

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Sodexo is a global organization with more than 412,000 employees, providing food services, facilities management, employee benefits and personal home services to 100 million consumers daily in 56 countries. More than 113,000 of those employees work in the US and Canada. Sodexo employees have over 25 years of experience in providing professional and responsible alcohol service in more than 50 airport lounges and clubs in the US and 100 globally. Sodexo currently successfully operates the US airport lounges and clubs for a variety of providers including United Airlines, Delta Airlines, Airport Lounge Development Limited, American Express, Lufthansa, Virgin Atlantic, All Nippon Airways and Swiss International Air Lines. Sodexo currently holds more than 650 alcohol licenses in over 450 locations throughout the US.

The applicants resources and depth and breadth of experience in the food and beverage service space market it qualified to hold liquor licenses."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

ORDINANCES, RESOLUTIONS, AND NEW BUSINESS

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

A motion was made by Vice Mayor Stark, seconded by Councilwoman O'Brien, that items 25-104 be approved and/or adopted, except items 44, 60-63, 90, 101-104; noting Item 45 is continued to June 26, 2024 Formal meeting; Item 64 is withdrawn; Item 103 has additional information; and Item 104 is an add-on. The motion carried by the following vote:

Yes: 9 - Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego

No: 0

Items 25-43, Ordinance S-50843 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.

25 Southwestern Scale Company, Inc.

For $235,000 in payment authority for a new contract, entered on or about June 1, 2024, for a term of three years, with two one-year options to extend for airline baggage scales repair and maintenance services for the Aviation Department. The contract will provide inspection, testing, calibration, repair, and certification of airline baggage scales at Phoenix

Sky Harbor International Airport, to maintain the accuracy of the scales and ensure they conform to the tolerance established.

This item was adopted.

26 BMI Imaging Systems, Inc.

For $57,475 in payment authority for Contract 150080 for Digital Reel for the Police Department, and for an additional term of five years beginning June 1, 2024. Digital Reel is a digitized platform that allows a user to access microfilm from the convenience of their own desk and gives them the ability to search using keywords as well as report numbers. The requested funds will cover maintenance costs as well as licensing for 180 users for five years. The aggregate value of the contract is not to exceed $153,425.

This item was adopted.

27 Cintas Corporation

For $200,000 in payment authority to purchase fire extinguisher inspection, testing and maintenance services for Citywide departments. A one-time payment ordinance will allow departments to continue operations without interruptions while the replacement contract is negotiated. Fire extinguishers are located throughout City buildings and vehicles. Regular inspection, testing and maintenance are imperative for maintaining compliance with various safety regulations and promotes safety for employees and visitors entering City buildings.

This item was adopted.

28 URW, LLC, doing business as United Right of Way

For $220,000 in payment authority for a new contract, entered on or about May 1, 2024, for a term of two years for turf mowing services for the Parks and Recreation Department. The contract will provide all necessary labor, materials, equipment and supplies for the mowing of general turf areas and athletic turf areas in 13 park locations, at the turf height and frequency per site as specified by the Parks and Recreation Department.

This item was adopted.

29 Southwest JCB, Inc.

For $150,000 in payment authority for a new contract, entered on or

about May 1, 2024, for a term of two years with three one-year options to extend for asphalt and concrete walk-behind saws, replacement parts, and accessories for the Street Transportation Department. The contract will provide saw equipment, replacement parts, and accessories needed by the Street Transportation Department, for the purpose of cutting and removing damaged sections of asphalt and concrete. This will allow for the purchase of necessary equipment to replace damaged streets, sidewalks, gutters, and ramps within the City's roadways and right-of-way locations Citywide.

This item was adopted.

30 Vulcan, Inc

For $245,000 in payment authority for a new contract, entered into on or about May 1, 2024, for a term of one year, with a one-year option to extend, for u-channel posts for the Street Transportation Department. The Street Transportation Department utilizes u-channel posts to install directional and warning street signage for the safe, efficient, and convenient movement of pedestrians and vehicles on City streets. U-channel posts are also used to maintain existing traffic signage, support the expansion of City roadways, and replace damaged traffic signs due to collisions or severe weather.

This item was adopted.

31 MasterCorp Commercial Services, LLC

For $77,000 in payment authority for a new contract, entered on or about May 15, 2024, for a term of five years, for Camelback Road Underpass Cleaning Services for the Street Transportation Department. The underpass is a 2,500 square foot terrazzo pedestrian walkway/tunnel that runs beneath Camelback Road between 24th and 26th streets and is the Street Transportation Department's responsibility to maintain.

This item was adopted.

32 Salt River Project Agricultural Improvement and Power District doing business as Salt River Project

For $340,000 in payment authority for Contract 63846 for Fiscal Year 2024-25 for annual operation and maintenance costs for the Granite Reef Underground Storage Project (GRUSP) for the Water Services

Department. GRUSP operates under an Intergovernmental Agreement between Salt River Project and the cities of Chandler, Gilbert, Phoenix, Mesa, Scottsdale, and Tempe. Phoenix owns 25.755 percent of the underground water storage capacity of GRUSP and pays its proportional share of GRUSP costs.

This item was adopted.

33 Roosevelt Irrigation District

For $1,300,000 in payment authority for Fiscal Year 2024-25 water rights settlement claim costs for Contract 54170, for the Water Services Department. In 1998, the City of Phoenix entered into a comprehensive settlement agreement with Salt River Pima Maricopa Indian Community (SRPMIC), and others, to settle SRPMIC water rights claims. Part of that settlement included an ongoing three-way water exchange among the City, Salt River Project and the Roosevelt Irrigation District. The City is responsible to pay a portion of costs associated with the ongoing annual exchange.

This item was adopted.

34 Salt River Valley Water Users' Association Doing Business as Salt River Project

For $200,000 in payment authority for Agreement 107647 for delivery, ordering, accounting, and reporting of the Peninsula - Horowitz Water Entitlement for Fiscal Year 2024-25 for the Water Services Department. Peninsula, Horowitz, and Champion Irrigation Districts are located in the southwest portion of the City and are in the initial stages of conversion from farmland to urban usage. Under the agreement, the City receives water from the Salt River Valley Water Users' Association, treats it, and delivers to urban customers within these irrigation districts.

This item was adopted.

35 Salt River Valley Water Users' Association Doing Business as Salt River Project

For $3,100,000 in payment authority for Contract 59580 for the Water Transportation Agreement to transfer water from the Salt River Valley Water Users' Association to the City and for Salt and Verde Rivers water delivery pursuant to water rights held by the City for Fiscal Year 2024-25 for the Water Services Department. Water Services Department treats

and delivers water for lands within the Salt River Reservoir District which have rights to the water stored and developed by the Association.

This item was adopted.

36 Salt River Project Agricultural Improvement and Power District doing business as Salt River Project

For $240,000 in payment authority for Contract 53453 for operation and maintenance of the Central Arizona Project Salt River Project interconnection facility for the Water Services Department. The Intergovernmental Agreement between the Salt River Valley Water User's Association, the Salt River Project Agricultural Improvement and Power District, and the cities of Chandler, Gilbert, Glendale, Mesa, Peoria, Phoenix, Scottsdale, and Tempe allows the City to transport water from the Central Arizona Project aqueduct to the Granite Reef Dam. The Water Services Department is responsible 38.425 percent of the operating and maintenance expenses for the Fiscal Year 2024-25.

This item was adopted.

37 Salt River Valley Water Users' Association Doing Business as Salt River Project

For $6,500,000 in payment authority for Contract 100353 for water delivery and use agreement with the Salt River Valley Water Users' Association (Association) to provide wholesale water for resale by the Water Services Department within the Salt River Reservoir District for Fiscal Year 2024-25. The water delivered to the City by the Association from the Salt and Verde Rivers represents approximately 60 percent of the City's water supply.

This item was adopted.

38 State of Arizona doing business as Arizona Department of Water Resources

For $50,000 in payment authority for Fiscal Year 2024-25 to pay fees associated with water storage permit applications, groundwater withdrawal, groundwater production, long-term storage credit recovery, and dewatering for the Water Services and Parks and Recreation departments.

This item was adopted.

39 Central Arizona Water Conservation District doing business as

Central Arizona Project

For $47,575,000 in payment authority for contracts 132409 and 108079 for Fiscal Year 2024-25 for delivery of Colorado River Water to the City for the Water Services Department. The agreement provides municipal and industrial water to the City's service area.

This item was adopted.

40 Settlement of Claim(s) Alvarez-Rivera v. City of Phoenix

To make payment of up to $72,500 in settlement of claim(s) in *Alvarez-Rivera v. City of Phoenix*, CV2023-008748, 22-0867, AU, BI, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Police Department that occurred on Sept. 8, 2022.

This item was adopted.

41 Settlement of Claim(s) Brant v. City of Phoenix

To make payment of up to $300,000 in settlement of claim(s) in *Brant v. City of Phoenix*, CV2022-005529, 21-0734, AU, BI, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Police Department that occurred on Oct. 27, 2021.

This item was adopted.

42 Settlement of Claim(s) Jackson v. City of Phoenix

To make payment of up to $150,000 in settlement of claim(s) in *Jackson v. City of Phoenix*, CV2022-051702, 21-0317-001, AU, BI for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Fire Department that occurred on June 3, 2021.

This item was adopted.

43 Settlement of Claim(s) Rasmusson v. City of Phoenix

To make payment of up to $220,000 in settlement of claim(s) in *Rasmusson v. City of Phoenix*, CV2020-006015, 19-0427-002, GL, BI, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Street Transportation Department that occurred on May 20, 2019.

This item was adopted.

45 Proposed 9th Avenue and Happy Valley Road Annexation (Ordinance S-50885)

Request City Council authorization to extend and increase the corporate limits of the City of Phoenix, Arizona, by annexing an area not within the present limits of the City of Phoenix, designated as the 9th Avenue and Happy Valley Road Annexation. Further, request to authorize current Maricopa County zoning to continue in effect until municipal zoning is applied to the annexed territory.

Summary

The annexation was requested by Kathleen Shaffer with May, Potenza, Baran & Gillespie, P.C., for the purpose of receiving City of Phoenix services. The proposed annexation conforms to current City policies and complies with Arizona Revised Statutes section 9-471 regarding annexation. The City Clerk Department has received signed petitions representing 100 percent of the assessed value and 100 percent of the owners, excluding utilities, within the proposed annexation area.

Public Outreach

A public hearing was conducted on Feb. 7, 2024, to allow the City Council to gather community input regarding the annexation proposal. Notification of the public hearing was published in the Arizona Business Gazette newspaper, and posted in at least three conspicuous places in the territory proposed to be annexed. Also, notice by first-class mail was sent to each property owner in the area proposed to be annexed.

Location

The proposed annexation area includes Maricopa County Assessor parcel 210-09-019, located at 9th Avenue and Happy Valley Road (**Attachment A**). The annexation area is approximately 4.69 acres (0.0073 sq. mi.) and the population estimate is three individuals. Council District: 1

This item was continued to the June 26, 2024 City Council Formal Meeting

46 Approving the Memorandum of Understanding Between the City of Phoenix and Laborers' International Union of North America,

LIUNA Local 777 (Unit 1) (Resolution 22204)

The City of Phoenix has met and conferred with Laborers' International Union of North America, LIUNA Local 777 (Unit 1) in accordance with the terms of Section 2-218 of the City Code, and a Memorandum of Understanding (MOU) has been approved by the organization's membership. A copy of the proposed MOU has been filed with the City Clerk and an opportunity for public comment was conducted at the May 1, 2024, City Council Formal Meeting.

The following is a compensation summary in the proposed MOU:
Non-continuous 2.5 percent of base wage

This item was adopted.

47 Approving the Memorandum of Understanding Between the City of Phoenix and American Federation of State, County and Municipal Employees, AFSCME Local 2384 (Unit 2) (Resolution 22205)

The City of Phoenix has met and conferred with American Federation of State, County and Municipal Employees, AFSCME Local 2384 (Unit 2) in accordance with the terms of Section 2-218 of the City Code, and a Memorandum of Understanding (MOU) has been approved by the organization's membership. A copy of the proposed MOU has been filed with the City Clerk and an opportunity for public comment was conducted at the May 1, 2024, City Council Formal Meeting.

The following is a compensation summary in the proposed MOU:
Non-continuous 2.5 percent of base wage

This item was adopted.

48 Approving the Memorandum of Understanding Between the City of Phoenix and American Federation of State, County and Municipal Employees, AFSCME Local 2960 (Unit 3) (Resolution 22206)

The City of Phoenix has met and conferred with American Federation of State, County and Municipal Employees, AFSCME Local 2960 (Unit 3) in accordance with the terms of Section 2-218 of the City Code, and a Memorandum of Understanding (MOU) has been approved by the organization's membership. A copy of the proposed MOU has been filed with the City Clerk and an opportunity for public comment was conducted at the May 1, 2024, City Council Formal Meeting.

The following is a compensation summary in the proposed MOU:
Non-continuous 2.5 percent of base wage

This item was adopted.

49 Approving the Memorandum of Understanding Between the City of Phoenix and Phoenix Law Enforcement Association, PLEA (Unit 4) (Resolution 22207)

The City of Phoenix has met and conferred with Phoenix Law Enforcement Association, PLEA (Unit 4) in accordance with the terms of Section 2-218 of the City Code, and a Memorandum of Understanding (MOU) has been approved by the organization's membership. A copy of the proposed MOU has been filed with the City Clerk and an opportunity for public comment was conducted at the May 1, 2024, City Council Formal Meeting.

The following is a compensation summary in the proposed MOU:
Non-continuous 2.5 percent of base wage

This item was adopted.

50 Approving the Memorandum of Understanding Between the City of Phoenix and Phoenix Fire Fighters Association (IAFF, Local 493) (Unit 5) (Resolution 22208)

The City of Phoenix has met and conferred with Phoenix Fire Fighters Association (IAFF, Local 493) (Unit 5) in accordance with the terms of Section 2-218 of the City Code, and a Memorandum of Understanding (MOU) has been approved by the organization's membership. A copy of the proposed MOU has been filed with the City Clerk and an opportunity for public comment was conducted at the May 1, 2024, City Council Formal Meeting.

The following is a compensation summary in the proposed MOU:
Non-continuous 2.5 percent of base wage

This item was adopted.

51 Title Record Search Services - RFP19-097 - Amendment (Ordinance S-50844)

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

amendment to Contract 150308 with Data Trace Information Services, LLC, to extend the contract term. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed, request to continue using Ordinance S-45805.

Summary

This contract will provide services to various City departments for requests related to real property acquisition, disposition, leasing, appraisal and title services work. These services include: preparing chain of title and condition of title reports, verifying ownership, and researching property liens and other recorded transfers and conveyances affecting title to real property. To accurately and timely perform the necessary title services, the City requires access to an extensive title plant database system for property record searches and document/map image downloads for Maricopa County. Data Trace Information Services, LLC, will provide this comprehensive title plant database system of property records geographically located within Maricopa County.

Contract Term

Upon approval the contract will be extended through June 30, 2025, with an option to extend through June 30, 2026.

Financial Impact

The aggregate value of the contract will not exceed $425,000 and no additional funds are needed.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

Title Record Search Services Contract 150308 (Ordinance S-45805) on June 19, 2019.

This item was adopted.

52 Employee and Retiree Dental Plans Administration RFP HR 23-003-Request for Award (Ordinance S-50852)

Request to authorize the City Manager, or his designee, to enter into a contract with Cigna Health Life Insurance Company (CHLIC) to provide Employee and Retiree Dental Plans Administration Services for the Human Resources Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the

contract will not exceed $40,000,000.

Summary
CHLIC will partner with the City to provide sustainable and affordable Dental Plan administration services for the City's eligible employees and retirees and their eligible dependents. CHLIC will provide dental care options through local and national access to networks, comprehensive benefits, competitive pricing and excellent customer services. CHLIC will also provide claims processing, adjudication and administration services, coordination of benefits, and third party payments and recovery. These services are essential to eligible City employees, retirees and their eligible dependents enrolled in a City sponsored dental plan(s). City sponsored dental plans are part of the City's benefits package.

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

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

Five vendors submitted proposals, three were deemed non-responsive and two were deemed as responsive and responsible offers. An evaluation committee of City staff evaluated those offers based on the following criteria with a maximum possible point total of 1000:

Qualifications, Experience and References (0-275 points)
Method of Approach (0-425 points)
Pricing (0-300 points)

After reaching consensus, the evaluation committee recommends award to Cigna Health Life Insurance Company, with a score of 960 points. CHLIC is recommended for award as the most responsive and responsible offeror most advantageous to the City.

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

Financial Impact

The aggregate contract value will not exceed $40,000,000. There is no impact to the General Fund. Funding is available in the City's Health Care Benefits Health Trust Fund.

This item was adopted.

53 Full Service and Decontamination Laundry Services - IFB 19-094 - Amendment (Ordinance S-50856)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 150083 with Mission Linen Supply to extend contract term. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed, request to continue using Ordinance S-45594.

Summary

This contract will provide laundry, rental, and dry-cleaning services to include uniforms, costumes, tablecloths and well as towels, mats, smocks, dust mop heads, and laundry bags for Citywide department use. The City also requires items that have been biologically contaminated to be contracted out for laundry cleaning that is provided in accordance with all federal, state, county, and city laws.

Contract Term

Upon approval the contract will be extended through Nov. 30, 2024.

Financial Impact

The aggregate value of the contract will not exceed $260,000 and no additional funds are needed.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

Full Service and Decontamination Laundry Services Contract 150083 (Ordinance S-45594) on May 1, 2019;

Full Service and Decontamination Laundry Services Contract 150083 (Ordinance S-50634) on March 6, 2024.

This item was adopted.

54 Online Access to Real Property Market Data - Request for Award

(Ordinance S-50859)

Request to authorize the City Manager, or his designee, to enter into a contract with CoStar Realty Information, Inc., (CoStar) to provide a one-year subscription for online access to real property market data for the Finance Department Real Estate Division. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $170,000.

Summary

CoStar is a comprehensive online database for commercial real estate market data, statistics, and reporting. CoStar provides staff the tools necessary to complete appraisals, appraisal reviews and valuation services, manage existing contracts and develop new business transactions for revenue contract services, and assist developers, investors and companies interested in relocating to or investing in Phoenix. The subscription enables staff to conduct market research and market-based valuations to ensure compliance with the applicable federal, state and City regulations and requirements related to real estate transactions.

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

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: Special Circumstances Without Competition. CoStar is the only vendor that can provide online access to real property market data needed by the City.

Contract Term

The agreement will begin on or about June 1, 2024, for a one-year term.

Financial Impact

The aggregate contract value for the one-year agreement is $170,000. Funding is available in the Finance, Community and Economic Development, Aviation, Neighborhood Services and Housing departments' budgets.

This item was adopted.

55 Acceptance and Dedication of Deeds for Roadway Purposes (Ordinance S-50861)

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

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

Deed (a)
Applicant: The Julie Newcomb Living Trust dated April, 1, 2008, its successor and assigns
Purpose: Roadway
Location: 24255 N. 19th Ave.
File: 230120
Council District: 1

Deed (b)
Applicant: The Julie Newcomb Living Trust dated April, 1, 2008, its successor and assigns
Purpose: Roadway
Location: East of southeast corner of N. 19th Avenue and W. Parkview Lane
File: 240005
Council District: 1

This item was adopted.

56 Employee Medical Health Plans Administrative Services - RFP HR 23-001 - Request for Award (Ordinance S-50853)

Request to authorize the City Manager, or his designee, to enter into contracts with Banner Health and Aetna Health Insurance Company, and Blue Cross Blue Shield of Arizona, Inc., to provide Employee Medical Health Plan Administrative Services for the Human Resources Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed $85,000,000.

Summary

Banner Health and Aetna Health Insurance Company and Blue Cross Blue Shield of Arizona, Inc., will partner with the City to provide self-funded, sustainable, and competitive Medical Health Care Plan administrative services and a range of health service solutions to the City's eligible employees and their eligible dependents. The contractors will provide access to quality health care networks through a Health Maintenance Organization (HMO), a Preferred Provider Organization (PPO), or High Deductible Health Plan with a Health Savings Account (HSA). These health plan options include access to comprehensive benefits which include primary care, specialty care, behavioral and mental health care, urgent care facilities, hospital emergency room, and access to various clinical programs supporting member health to include diabetes and hypertension disease management. Additional services includes claims processing, adjudication and administrative services, coordination of benefits, and third party payments and recovery. These services are essential to eligible City employees and their eligible dependents enrolled in a City sponsored medical health plan. City sponsored medical health plans are part of the City's benefits package.

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

Procurement Information

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

Five Offerors submitted proposals, one was deemed non-responsive, and four were deemed as responsive and responsible offers. An evaluation committee of City staff evaluated those offers based on the following criteria with a maximum possible point total of 1000:

Qualifications, Experience and References (0-250 points)
Method of Approach (0-450 points)
Pricing (0-300 points)

After reaching consensus, the evaluation committee recommends

awards to the following vendors as the most responsive and responsible offers most advantageous to the City:

Banner Health and Aetna Health Insurance Company, 911 points
Blue Cross Blue Shield of Arizona, Inc., 968 points

Contract Term
The contracts will begin on or about Jan. 1, 2025, for a five-year term, with one option to extend for an additional one-year term.

Financial Impact
The aggregate contracts value will not exceed $85,000,000. There is no impact to the General Fund. Funding is available in the City's Health Care BenefitsTrust Fund.

This item was adopted.

57 Intergovernmental Agreement with the Regional Public Transportation Authority - Platinum Pass Program (Ordinance S-50877)

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the Regional Public Transportation Authority (RPTA) for the City's participation in the Valley Metro Platinum Pass Program. Further request to authorize the City controller to disburse all funds related to this item. The value of the agreement is estimated at $500,000 per year.

Summary
The Platinum Pass Program is a regional transit fare program for employers in the Phoenix metropolitan area. Through participation in this program, the City has been offering fully subsidized bus passes to active employees for decades. This benefit was expanded in 2008 to include light rail service. The Platinum Pass Program allows employers to offer a valuable benefit and provides an incentive to utilize public transit to mitigate the negative effects of traffic congestion. Since its inception, the program has been managed for the region by the City of Phoenix Public Transit Department. In conjunction with the upcoming modernized fare collection system to be managed by Valley Metro RPTA, the management of the Platinum Pass Program will be transferred to Valley Metro RPTA beginning June 1, 2024.

This request is for the City to continue participation in the Platinum Pass Program by entering into an agreement with Valley Metro RPTA. Under this program, the City pays only for the bus and light rail trips its employees take, capped as applicable based on usage. Additionally, while the Human Resources Department budgets and pays for this employee benefit, revenue generated by employees using their Platinum Passes for trips initiated in Phoenix is paid to the Public Transit Department as fare revenue, significantly offsetting the cost of the program to the City as a whole.

Contract Term
The IGA will become effective on or about June 1, 2024, for a ten-year term.

Financial Impact
The aggregate contract value, with the expectation of rider growth, will not exceed $7,000,000. Funding is available in the Human Resources Department's operating budget.

This item was adopted.

58 Amendments to Pay Ordinance (S-49802) in Accordance with Human Resources Committee 625 Recommendations (Ordinance S-50879)

The following amendments to the Pay Ordinance (Ordinance S-49802) are proposed in accordance with the recommendation of Human Resources Committee 625, to be effective on June 10, 2024. The proposal will also require modifications to the City's Classification Plan (Ordinance S-5815), which will be processed under a separate ordinance.

Reactivate and regrade the classification of Assistant Golf Professional, Job Code: 40580, Salary Plan: 001, Grade/Range: 030 ($32,635 - $53,165/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Nonexempt to Grade/Range: 061 ($51,854 - $113,194/annual).

Establish the classification of Homeless Solutions Director (NC), Job

Code: 07950, Salary Plan: 018, Grade/Range: 922 ($159,973 - $207,979/annual), Benefit Category: 010, Labor Unit Code: 008 EEO-4 Category: Office/Administrators, FLSA Status: Exempt.

Reclassify the filled position (# 00098444) of Special Assistant to City Manager (NC), Job Code: 06060, Salary Plan: 018, Grade/Range: 906 ($134,430 - $174,762/annual), Labor Unit Code: 010, Benefit Category: 008, EEO-4 Category: Office/Administrators, FLSA Status: Exempt to Title: Homeless Solutions Director (NC), Job Code: 07950, Salary Plan: 018, Grade/Range: 922 ($159,973 - $207,979/annual), Benefit Category: 010, Labor Unit Code: 008 EEO-4 Category: Office/Administrators, FLSA Status: Exempt.

Establish the assignment to the classification of Management Assistant II*CMO, Job Code: 05323, Salary Plan: 001, Grade/Range: 065 ($57,179 - $124,800/annual), Benefit Category: 007, Labor Unit Code: 008, EEO-4 Category: Professionals, FLSA Status: Exempt.

Appoint five filled positions (00005224, 00093400, 00093689, 00094880, 00098895) in the classification of Management Assistant II, Job Code: 05320, Salary Plan: 001, Grade/Range: 062 ($53,165 - $116,022/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professionals, FLSA Status: Exempt to the assignment to the classification of Management Assistant II*CMO, Job Code: 05323, Salary Plan: 001, Grade/Range: 065 ($57,179 - $124,800/annual), Benefit Category: 007, Labor Unit Code: 008, EEO-4 Category: Professionals, FLSA Status: Exempt.

Regrade the assignment to the classification of Contracts Specialist II*Lead, Job Code: 06631, Salary Plan: 001, Grade/Range: 059 ($49,379 - $107,806/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professionals, FLSA Status: Exempt to Grade/Range: 064 ($55,806 - $121,826/annual).

Regrade the classification of Contracts Specialist II, Job Code: 06630, Salary Plan: 001, Grade/Range: 055 ($44,803 - $97,781/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professionals, FLSA Status: Exempt to Grade/Range: 061 ($51,854 -

$113,194/annual).

Regrade the classification of Contracts Specialist I, Job Code: 06620, Salary Plan: 001, Grade/Range: 049 ($38,688 - $84,469/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professionals, FLSA Status: Nonexempt to Grade/Range: 055 ($44,803 - $97,781/annual).

Regrade the assignment to the classification of Aviation Supervisor I*Special Maint, Job Code: 25242, Salary Plan: 001, Grade/Range: 049 ($38,688 - $84,469/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Service Maintenance, FLSA Status: Nonexempt to Grade/Range: 053 ($42,661 - $93,122/annual).

Regrade the classification of Aviation Supervisor I, Job Code: 02540, Salary Plan: 001, Grade/Range: 047 ($36,858 - $80,454/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Service Maintenance, FLSA Status: Nonexempt to Grade/Range: 051 ($40,693 - $88,691/annual).

Regrade the classification of Lead Info Tech Systems Spec, Job Code: 09580, Salary Plan: 001, Grade/Range: 071 ($66,186 - $144,477/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professionals, FLSA Status: Exempt to Grade/Range: 073 ($69,493 - $151,694/annual).

Regrade the classification of Management Services Adm, Job Code: 05360, Salary Plan: 013, Grade/Range: 834 ($107,432 - $139,672/annual), Labor Unit Code: 009, Benefit Category: 008, EEO-4 Category: Officials/Administrators, FLSA Status: Exempt to Grade/Range: 836 ($117,000 - $160,202/annual).

Modify the middle manager salary range in Grade 844 from $122,200 - $158,870 to $123,802 - $168,210.

Modify the middle manager salary range in Grade 842 from $114,858 - $149,302 to $117,000 - $160,202.

Regrade the classification of Municipal Court Info Sys Officer, Job Code: 10640, Salary Plan: 018, Grade/Range: 904 ($112,528 - $157,560/annual), Labor Unit Code: 010, Benefit Category: 008, EEO-4 Category: Officials/Administrators, FLSA Status: Exempt to Grade/Range: 908 ($147,867 - $192,233/annual).

Regrade the classification of Municipal Court Administrator, Job Code: 00600, Salary Plan: 013, Grade/Range: 834 ($107,432 - $139,672/annual), Labor Unit Code: 009, Benefit Category: 008, EEO-4 Category: Officials/Administrators, FLSA Status: Exempt to Grade/Range: 836 ($117,000 - $160,202/annual).

Summary

The Classification and Compensation study was implemented rapidly to address a systemic staffing and labor market crisis throughout the City. Adjustments to grade and salary ranges are necessary as the City adapts to the new pay structures that took effect on Aug. 7, 2023. These recommendations balance internal alignment with external market focus. As a result of the changes made during the Classification and Compensation study, staff requests that the adjustments listed above be approved.

Financial Impact

The estimated cost for this action for the first year is $127,000.

Concurrence/Previous Council Action

On April 15, 2024, Human Resources Committee 625 reviewed and recommended these modifications for approval effective on June 10, 2024.

This item was adopted.

59 Amendments to Classification Plan (Ordinance S-5815) in Accordance with Human Resources Committee 625 Recommendations (Ordinance S-50880)

The following amendments to the Classification Plan (Ordinance S-5815) are proposed in accordance with the recommendation of Human Resources Committee 625, to be effective on June 10, 2024. The proposal will also require modifications to the City's Pay Ordinance (S-49802), which will be processed under a separate ordinance.

Reactivate and regrade the classification of Assistant Golf Professional, Job Code: 40580, Salary Plan: 001, Grade/Range: 030 ($32,635 - $53,165/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Nonexempt to Grade/Range: 061 ($51,854 - $113,194/annual).

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Establish the assignment to the classification of Management Assistant II*CMO, Job Code: 05323, Salary Plan: 001, Grade/Range: 065 ($57,179 - $124,800/annual), Benefit Category: 007, Labor Unit Code: 008, EEO-4 Category: Professionals, FLSA Status: Exempt.

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Grade/Range: 836 ($117,000 - $160,202/annual).

Modify the middle manager salary range in Grade 844 from $122,200 - $158,870 to $123,802 - $168,210.

Modify the middle manager salary range in Grade 842 from $114,858 - $149,302 to $117,000 - $160,202.

Regrade the classification of Municipal Court Info Sys Officer, Job Code: 10640, Salary Plan: 018, Grade/Range: 904 ($112,528 - $157,560/annual), Labor Unit Code: 010, Benefit Category: 008, EEO-4 Category: Officials/Administrators, FLSA Status: Exempt to Grade/Range: 908 ($147,867 - $192,233/annual).

Regrade the classification of Municipal Court Administrator, Job Code: 00600, Salary Plan: 013, Grade/Range: 834 ($107,432 - $139,672/annual), Labor Unit Code: 009, Benefit Category: 008, EEO-4 Category: Officials/Administrators, FLSA Status: Exempt to Grade/Range: 836 ($117,000 - $160,202/annual).

Summary

The Classification and Compensation study was implemented rapidly to address a systemic staffing and labor market crisis throughout the City. Adjustments to grade and salary ranges are necessary as the City adapts to the new pay structures that took effect on Aug. 7, 2023. These recommendations balance internal alignment with external market focus. As a result of the changes made during the Classification and Compensation study, staff requests that the adjustments listed above be approved.

Financial Impact

The estimated cost for this action for the first year is $127,000.

Concurrence/Previous Council Action

On April 15, 2024, Human Resources Committee 625 reviewed and recommended these modifications for approval effective on June 10, 2024.

This item was adopted.

64 Abandoned Shopping Cart Program Update

Request City Council approval for Neighborhood Services Department (NSD) to amend the current contract with Arizona Cart Services (ACS) to include a $25 cart retrieval fee for retailers with established cart retrieval contracts.

Summary

The NSD's Abandoned Shopping Cart Retrieval Program retrieves abandoned shopping carts throughout the City of Phoenix. The program was designed to address increasing resident concerns regarding hazards to pedestrians and motorists, and the visual blight created by abandoned shopping carts in neighborhoods. The program provides a timely response to community complaints regarding carts abandoned on sidewalks, along rights-of-way and in alleys.

In 2007, the City Council authorized the City Manager to establish the program under a cost recovery model. NSD contracted with a vendor to retrieve abandoned carts left outside the premises or parking areas of retail establishments. The program collected a $20 per cart fee billed to retailers that did not have their own cart retrieval contracts. At that time, few retailers had contracted services in place to retrieve carts taken from their business premises. In addition to providing cost recovery, the fee was recognized as a tool to encourage retailers to implement measures to both prevent carts from being removed and to retrieve them when they are removed. In 2012, City Council approved NSD’s request to increase the cart retrieval fee from $20 to $25 to maintain full cost recovery.

Over the next five years, program expenses increased while the number of billable carts decreased. In 2017, City Council approved an increase of the $25 retrieval fee to $50 to further encourage retailers to take action to reduce the number of abandoned shopping carts and to increase cost recovery. In addition, NSD's vendor, Arizona Cart Services (ACS), increased their fees to include costs to the City for retrieving carts for retailers with their own retrieval contracts.

Since 2017, the number of abandoned shopping carts reported and retrieved increased substantially, from 2,937 in 2017 to 8,604 in 2022. The majority of the increase, 5,142, were shopping carts belonging to

retailers with their own contracts for cart retrieval, increasing the City's contract costs by more than 127 percent, from $21,488 to $48,875, yet providing no offset revenue to account for those costs. Due to the increased program expenses and insufficient efficacy of retailer cart retrieval services, NSD is requesting to amend the current contract with ACS to include a $25 cart retrieval fee for retailers with established cart retrieval contracts.

Concurrence/Previous Council Action
On March 20, 2024, the Economic Development and Housing Subcommittee unanimously recommended City Council approval to amend the current contract with ACS to include a cart retrieval fee for retailers with established cart retrieval contracts.

Since the Subcommittee recommendation, staff received additional requests to explore requirements for restrictive devices on carts to prevent the removal of carts from the appropriate retailer sites. NSD will work with the Law and other relevant departments to develop possible recommendations related to this request for consideration in the early fall.

This item was withdrawn.

65 Authorization to Amend Emergency Shelter/Heat Related Respite Operator and Supportive Services Qualified Vendor List and Increase Authority (Ordinance S-50884)

Request authorization for the City Manager, or his designee, to amend the Emergency Shelter/Heat Related Respite Operator and Supportive Services Qualified Vendor List (QVL) to add $1 million in federal HOME-ARP funding, and additional $9.5 million in General Funds, Arizona Department of Housing and American Rescue Plan Act funding for a new not to exceed aggregate amount $41,941,780. Further request authorization for the City Controller to disburse funds for the life of the QVL.

Summary
The Office of Homeless Solutions (OHS) provides support and services for persons experiencing homelessness and is committed to ending homelessness through a comprehensive, regional approach to housing and services. With the dramatic rise of unsheltered individuals experiencing homelessness during and after the COVID-19 pandemic,

OHS is allocating additional resources to serve this population and focus on housing and services for those most vulnerable. Qualified vendors from this procurement are awarded a contract for specific projects when opportunities become available. Contracts awarded include City-owned projects in need of temporary emergency shelter/heat related respite operators and/or supportive services to individuals or families experiencing homelessness.

Through use of the QVL, OHS will begin a contract with Community Bridges, Inc. (CBI) and Mercy House Living Centers (Mercy House) to provide outreach, and navigation services to assist permanent supportive housing placement for individuals experiencing homelessness and referred through OHS, the Arizona Health Care Cost Containment Systems statewide housing administrator, or Maricopa Regional Coordinated Entry System. Through these contracts, the City will provide the supportive services to assist individuals moving from unsheltered homelessness to permanent housing.

Additionally, the QVL will be used to contract with St. Vincent de Paul and CBI for the operations and support services at the City's 71st Avenue Navigation Center. St. Vincent de Paul's contract will encompass the immediate employment program at the shelter, allowing all residents on the site the ability to become an employee of the organization, obtain job training and income. CBI's contract will cover all of the site's operational needs including 24/7 staffing, case management, security, food, supplies and equipment needed to open the shelter. OHS has consulted with the District 7 Councilmember regarding the contracts for 71st Ave. Navigation Center; however, because this item contains requests impacting Citywide services, staff is requesting consent of the full Council under Section 2 of City Council ordinance S-50419, which requires Council approval for certain uses of the QVL.

St. Vincent de Paul, CBI and Mercy House recognize the need for providing shelter, outreach, navigation and housing based services to individuals experience homelessness across the City of Phoenix and are committed to providing services aligned with the City of Phoenix's Strategies to Address Homelessness Plan. Further, all three vendors have experience providing support services to the community.

Term

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

Financial Impact

The aggregate cost of the contracts will not exceed $41,941,780 over the life of the QVL. Funding is available in the Human Services Department's operating budget and via existing federal, state, and county grant funding.

Concurrence/Previous Council Action

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

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

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

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

Location

71st Avenue Navigation Center, 11 S. 71st Ave.
District: 7 and Citywide

This item was adopted.

66 Transparent Language, Inc. Online Subscription Service Agreement (Ordinance S-50862)

Request to authorize the City Manager, or his designee, to enter into an Online Subscription Service with Transparent Language, Inc. to provide online educational services for the Phoenix Public Library (PPL). Further request to authorize the City Controller to disburse all funds related to this item. The total value of the subscription will not exceed $170,000.

Summary

This online subscription service will provide Phoenix Public Library patrons with access to UniversalClass for Libraries, a web-based learning platform offering courses in over 30 subject areas. UniversalClass for Libraries offers more than 600 courses that are designed and led by

professional instructors. Courses include video instruction, assignments, graded quizzes, and several courses offer continuing education units.

PPL's current subscription expires June 20, 2024, the subscription cannot be renewed via the current contract due to a change of vendor by UniversalClass for Libraries. The subscription is offered by one vendor only. Transparent Language, Inc. is the new vendor offering UniversalClass for Libraries. This item has been reviewed and approved by the Information Technology Services Department.

Procurement Information
Per Administrative Regulation (A.R.) 3.10, the standard competition was waived as the subscription is sole source. A.R. 3.10 section I(6)(A)(1): "the procurement of goods and services without competition due to sole source, where there is only one known capable supplier of goods or services due to the unique nature."

Contract Term
The contract will begin on or about June 21, 2024, for a five-year term with no option to extend.

Financial Impact
The total value will not exceed $170,000 for the five-year subscription term. Funding is available in the Library Department's budget.

This item was adopted.

67 Mailing Services with Electronic Transfer - Request for Award (Ordinance S-50849)

Request to authorize the City Manager, or his designee, to enter into a contract with Information Outsource (Standard Printing Company) to provide mailing services for the Neighborhood Services Department (NSD). Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $180,000.

Summary
The NSD must mail regular, certified, and restricted notices and citations to residents, agents, and financial entities regarding violations to NSD enforced ordinances. Over 125,000 documents are mailed each year.

NSD's mail restrictions and timelines are critical due to language in Phoenix City Code Chapters 8, 10, 39, and 41. The ability to ensure communication with the residents in a timely manner and obtain information regarding forwarding addresses, the responses from USPS (white and green cards), and delivery information, is critical to meet the deadlines and requirements of the ordinances, including proof of service of citations in Court. Other important services provided include printing and stuffing envelopes and providing electronic status reports. This item has been reviewed, and a Business Investment Request Form (BIRF) was approved, by the Information Technology Services Department.

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Special Circumstance Without Competition Determination Memo which stated that this vendor has already customized applications and processes in order to provide the required services to NSD over the last five years. Using an alternate vendor would subject the Department to significant additional investment of both time and money to achieve equivalent services. The Determination Memo was approved by the Finance Department on March 29.

Contract Term

The five-year contract term will begin on or about July 1, 2024.

Financial Impact

The aggregate contract value will not exceed $180,000 with an estimated annual expenditure of $36,000. Funds are available in the Neighborhood Services Department’s budget.

Concurrence/Previous Council Action

City Council awarded the previous five-year contract to Information Outsource on June 5, 2019.

This item was adopted.

69 Exclusive Parking Management Services Contract RFP 24-0063 - Request for Award (Ordinance S-50847)

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

contract with Ace Parking III, LLC. to provide parking management services for the Phoenix Convention Center Department (PCCD). Further request to authorize the City Controller to disburse all funds related to this item. The annual cost of the contract is $3,000,000 with a total contract value not to exceed $15,000,000 for the initial term.

Summary

The PCCD is responsible for the management and operation of the City parking program. This contract will provide parking management services for the PCCD. Contractor shall manage and operate 12 city owned parking facilities including five convention center garages, four downtown garages and three surface parking lots. The scope of services shall include staffing for event, transient and monthly parking, issuance of parking passes, enforcement, administrative oversight, revenue collection, janitorial services, and minor facility maintenance. Contractor will manage the aforementioned parking facilities in accordance with the policies and procedures established by PCCD and in accordance with parking industry standards and best practices.

Procurement Information

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

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

Method of Approach to the Scope of Work (0-300 points)
Company Resources (0-150 points)
Qualifications and Experience (0-300 points)
Cost of Services (0-250 points)

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

Ace Parking III, LLC.: 1,000 points

Contract Term

The contract will begin on or about July 1, 2024, for a five-year term with one five-year option to extend.

Financial Impact
The initial contract value will not exceed $15,000,000. The cost of the contract will be offset by revenues generated from parking operations.

Funding is available in the Phoenix Convention Center, Public Works and Police departments' operating budgets.

Location
Phoenix Convention Center and Downtown Facilities
Council Districts: 7 and 8

This item was adopted.

70 Authorization to Apply for FY 2024 Homeland Security Grant Program Funds (Ordinance S-50867)

Request to authorize the City Manager, or his designee, to apply for, and accept, if awarded, up to $5,250,000 from Federal Fiscal Year (FFY) 2024 Department of Homeland Security 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. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse all funds related to this item.

Summary
The Department of Homeland Security distributes Homeland Security Grant funds to enhance the ability of regional authorities to prepare, prevent, and respond to terrorist attacks and other disasters.

The Police and Fire departments use UASI and SHSGP grant funds to purchase equipment and vehicles, conduct training and exercises, perform assessments of critical infrastructure sites, and implement target hardening measures to protect critical infrastructure. Programs funded under the Homeland Security Grant Program include the Terrorism Liaison Officer Program, Community Emergency Response Teams, Rapid Response Task Force and the Metropolitan Medical Response System.

The Fire and Police departments have received Homeland Security Grant awards since 2003. In 2023, the total grant award from both UASI and SHSGP totaled $5,250,000; $4,250,000 from UASI, and $1,000,000 from SHSGP. The 2024 grant awards are expected to be similar.

Contract Term

The grant period of performance begins Sept. 1, 2024, and ends Aug. 31, 2027.

Financial Impact

No matching funds are required. Grant funds will be reimbursed through the Arizona Department of Homeland Security and managed through the Fire and Police departments.

This item was adopted.

71 Fire Department Health Services Agreements (Ordinance S-50869)

Request authorization for the City Manager, or his designee, to enter into agreements with Cottonwood Fire Department, Heber-Overgaard Fire District, and Silverbell Fire Department for the Phoenix Fire Department Health Center to provide health services to firefighters and police officers. These services include physical examinations, immunizations, return to work evaluations, and exposure management. Further request authorization for the City Treasurer to accept all funds related to this item.

Summary

The health services offered by the Phoenix Fire Department Health Center to sworn firefighters and police officers are available in a single location, reducing the amount of time public safety personnel are off-duty to seek multiple health services. In addition, the provision of services to other jurisdictions will not negatively impact City of Phoenix public safety personnel.

Contract Term

The term of the agreements shall commence upon execution and continue for a term of five years.

Financial Impact

The jurisdictions utilizing these services will reimburse the City of Phoenix for all services performed.

Location
The Phoenix Fire Department Health Center is located at 150 S. 12th St.
Council District: 8

This item was adopted.

72 Bureau of Justice Assistance Connect and Protect: Law Enforcement Behavioral Health Response Grant (Ordinance S-50863)

Request to authorize the City Manager, or his designee, to allow the Police Department to retroactively apply for, accept, and enter into an agreement with the Bureau of Justice Assistance Connect and Protect: Law Enforcement Behavioral Health Response Grant. The grant amount is not to exceed $550,000.

Summary
The Bureau of Justice Assistance Connect and Protect: Law Enforcement Behavioral Health Response Grant is specifically designed to support law enforcement and behavioral health collaboration to improve public health and public safety responses and outcomes for individuals with mental health disorders or co-occurring mental health and substance use disorders. Funding will be used to develop new or enhance an existing law enforcement-behavioral health response to people with mental health disorders or co-occurring mental health and substance use disorders who come into contact with law enforcement.

This proposed project would be a partnership between Police, 911 Telecommunications, Office of Homeless Solutions, the Fire Department Community Assistance Program (CAP), MercyCare, and La Frontera EMPACT. It would entail developing a process to better identify candidates in need of outreach and follow-up, a screening process to ensure safety of civilian outreach personnel, an improved process for making the referral, a method for tracking referrals, training staff on any process changes, tracking outcomes in a way that is accessible across departments, and a system of reporting results. The first year of this grant is reserved for planning and training. The Police Department will work with MercyCare, CAP, and EMPACT to provide outreach and follow up services.

The grant application was due on May 6, 2024. If authorization is not approved, the Police Department will rescind application.

Contract Term
The project period is for three years and will begin on Oct. 1, 2024.

Financial Impact
For the first and second years, a 20 percent match is required and for third year, a 40 percent match is required. Personnel cost would be used for the required match for each year, as this program currently uses staff time to run. This is currently available in the Police Department's budget.

This item was adopted.

73 JSI Telecom Software and Hardware Support - 149174 - Amendment (Ordinance S-50868)

Request to authorize the City Manager, or his designee to allow additional expenditures under Contract 149174 with JSI Telecom Inc. for the purchase of equipment, software and services for wire investigations and surveillance system for the Police Department. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $1,837,506.

Summary
This contract provides support and maintenance plan for the equipment, software and services for wire investigations and surveillance systems for the Police Department's Drug Enforcement Bureau to conduct joint complex investigations with the United States Drug Enforcement Administration and other federal, state, and local agencies. The system will provide the ability to continue providing geo-locate cellular phones, investigate various crimes, and locate endangered citizens. The support and maintenance agreement includes warranties on all software, hardware, 24-hour technical support, engineering support, and upgrades.

The use of this system requires a department or agency to present evidence to a judge or magistrate and a search warrant to be issued. The request must include the criminal offense under investigation, the type of intercept device, the physical location of the device and the duration of intercept.

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

Contract Term
The contract term remains unchanged, ending on Dec. 12, 2028.

Financial Impact
Upon approval of $1,837,506 in additional funds, the revised aggregate value of the contract will not exceed $2,880,077. Funds are available in the Police Department’s budget.

The City Council previously reviewed this request:
JSI Telecom Intercept Wire Tap and Surveillance System Contract 4701006344 (Ordinance S-45216) on Dec. 5, 2018;
JSI Telecom Intercept Wire Tap and Surveillance System Contract 4701006344 (Ordinance S-49206) on Dec. 7, 2022;
JSI Telecom Intercept Wire Tap and Surveillance System Contract 4701006344 (Ordinance S-50619) on March 6, 2024.

This item was adopted.

74 FY 2025 Full Service Forensic Crime Laboratory Grant (Ordinance S-50871)

Request to authorize the City Manager, or his designee, to allow the Police Department to apply for, accept, and enter into an agreement for state grant funds through the Arizona Criminal Justice Commission's Fiscal Year (FY) 2025 Full-Service Forensic Crime Laboratory grant program. Funding provided under this grant will not exceed $540,000. Further request authorization for the City Treasurer to accept, and the City Controller to disburse, all funds related to this item.

Summary
The Police Department's Laboratory Services Bureau has applied for and been awarded funds through this grant program for several years. The purpose of this grant is to improve the efficiency and effectiveness of the State's various full-service crime laboratories. If awarded, grant funding will be used to pay for overtime, related fringe benefits, travel expenses, training costs, supplies and equipment.

Contract Term

The term of the contract will be for one year beginning July 1, 2024 through June 30, 2025.

Financial Impact

No matching funds are required.

This item was adopted.

75 Authorization to Apply for the Strengthening Internet Crimes Against Children Technological Investigative Capacity Grant (Ordinance S-50878)

Request to authorize the City Manager, or his designee, to allow the Police Department to apply for, accept, and enter into an agreement with the Office of Juvenile Justice and Delinquency Prevention for the Strengthening Internet Crimes Against Children Technological Investigative Capacity grant. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse all funds related to this item. The grant amount is not to exceed $625,000.

Summary

The Police Department commands the Arizona Internet Crimes Against Children (ICAC) Task Force and has received funding through this source annually for the past several years. The goal of the task force is to improve effectiveness to prevent, interdict, investigate and prosecute internet crimes against children and child exploitation. The Arizona ICAC Task Force is partnered with 56 law enforcement agencies statewide. Since 2006, the Arizona ICAC Task Force has conducted more than 45,000 investigations resulting in the arrest of hundreds of offenders and provided preventative training presentations to children, parents, and community groups to educate them on how to protect children from internet crimes.

If awarded, grant funds will be used to support the enhancement and/or refinement of investigative tools, methods, and technologies that address child sexual abuse material and online child sexual exploitation.

The grant application is due on May 28, 2024. If approved, the Police Department will move forward with submitting their application.

Contract Term

The project period is for two years and will begin on Oct. 1, 2024.

Financial Impact

No matching funds are required.

This item was adopted.

76 Electrical Services Contract - IFB 24-0198 Request for Award (Ordinance S-50854)

Request to authorize the City Manager, or his designee, to enter into two contracts with Kind Electric, LLC and Commercial Comm and Electric, Inc. to provide electrical services for the Aviation (AVN), Phoenix Convention Center (PCC), Water Services (WSD), and Parks and Recreation (PKS) departments in a combined amount up to $7,612,500. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

These electrical contracts will provide labor, materials, supplies and equipment necessary to AVN (Group 1), PCC and WSD (Group 2), and PKS (Group 3) departments on an as-needed basis. These contracts will supplement staffing on a wide variety of projects, including but not limited to: general electrical and preventative maintenance services, electrical wire replacement, LED lighting, electrical safety-related issues, and emergency and urgent projects at Phoenix Sky Harbor International Airport and its surrounding properties, Phoenix Deer Valley Airport, Phoenix Goodyear Airport, Water Services Department facilities and treatment plants, Phoenix Convention Center and venues, and Parks facilities throughout the City.

Procurement Information

An Invitation for Bid was processed in accordance with City of Phoenix Administrative Regulation 3.10. Nine offers were received for each of the three Groups respectively, and all offers received were deemed responsive and responsible. Following an evaluation based on price, the Procurement Officer recommends award to the following offerors:

<u>Group 1 - Aviation Department</u>

Kind Electric: $403,000

Commercial Comm and Electric: $448,000

Group 2 - Phoenix Convention Center and Water Services departments
Kind Electric: $106,250
Commercial Comm and Electric: $116,600

Group 3 - Parks and Recreation Department
Kind Electric: $161,900
Commercial Comm and Electric: $176,100

Contract Term
The contracts will begin on or about June 1, 2024, for a total five-year term with no options to extend.

Financial Impact
The total combined contracts' value is expected to be up to $7,612,500 for the total five-year contract term.

Funding is available in the Aviation, Phoenix Convention Center, Water Services and Parks and Recreation departments' budgets.

This item was adopted.

77 Compass Group USA, Inc. Facility License Agreement at Phoenix Sky Harbor International Airport (Ordinance S-50865)

Request to authorize the City Manager, or his designee, to enter into a Facility License Agreement with Compass Group USA, Inc. (Compass Group) for approximately 128 square feet of exclusive space in Terminal 4 at Phoenix Sky Harbor International Airport.

Summary
Compass Group operates under Commercial Use Permit No. 511-21 to provide food and beverage, passenger handling, and janitorial services to American Airlines. Compass Group intends to use approximately 128 square feet of terminal space as an office in support of its Commercial Use Permit.

Contract Term
The term of the Facility License Agreement is month-to-month.

Financial Impact

Compass Group shall pay the terminal rental rate of $169.32 per square foot per year for the space in Terminal 4, estimated monthly revenue of $1,806.08. The terminal rental rate will be adjusted in accordance with the Rates and Charges provisions of Article IX of Chapter 4 of the Phoenix City Code.

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

This item was adopted.

78 AGI Ground, Inc. Facility License Agreement at Phoenix Sky Harbor International Airport (Ordinance S-50866)

Request to authorize the City Manager, or his designee, to enter into a Facility License Agreement with AGI Ground, Inc. for approximately 638 square feet of exclusive space in Terminal 3 at Phoenix Sky Harbor International Airport.

Summary
AGI Ground, Inc. operates under Commercial Use Permit No. 357-04 to provide aircraft interior cleaning, lavatory, ramp, boarding gate, ground handling, passenger handling, and security services to Air Canada, Sun Country, and WestJet Airlines. AGI Ground Inc. intends to use the approximately 638 square feet of terminal space in support of its Commercial Use Permit.

Contract Term
The term of the Facility License Agreement is month-to-month.

Financial Impact
AGI Ground Inc. shall pay the terminal rate of $169.32 per square foot per year for the space in Terminal 3, estimated monthly revenue to the City of $9,002.18. The terminal rental rate will be adjusted in accordance with the Rates and Charges provisions of Article IX of Chapter 4 of the Phoenix City Code.

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

This item was adopted.

79 Acquisition of Real Property for Bus Stop Enhancements Along the West Side of 16th Street South of Camelback Road (Ordinance S-50858)

Request to authorize the City Manager, or his designee, to acquire real property and related property interests required by donation, purchase within the City's appraised value, or by the power of eminent domain for bus stop enhancements along the west side of 16th Street, south of Camelback Road. Additionally, request to authorize the City Controller to disburse all funds related to this item.

Summary

Acquisition of real property is required for enhancements at the existing bus stop along the west side of 16th Street, south of Camelback Road. Enhancements include the addition of a trash receptacle and the installation of a shelter to provide heat relief to passengers.

The parcel affected by this acquisition and included in this request is located at the southwest corner of 16th Street and Camelback Road, identified by Maricopa County Assessor parcel number 155-01-019A.

Financial Impact

Funding is available in the Public Transit Department's Capital Improvement Program budget.

Location

Along the west side of 16th Street, south of Camelback Road.
Council District: 4

This item was adopted.

80 Annual Jurisdictional Bus Service Revenue Agreements - Amendments (Ordinance S-50872)

Request to authorize the City Manager, or his designee, to execute amendments to Agreement 147281 with the Gila River Indian Community; Agreement 150473 with the City of Glendale; and Agreement 150638 with the Regional Public Transportation Authority for the purchase of Phoenix's fixed route bus services by these agencies, and to receive funding for Phoenix's Dial-a-Ride services with regional

transportation funds managed by Regional Public Transportation Authority for Fiscal Year (FY) 2024-25. Further request to authorize the City Treasurer to accept all funds related to these amendments.

Summary

Phoenix's Public Transit Department has existing agreements with these agencies for the provision of Phoenix-operated fixed route bus services on the following routes:

Gila River Indian Community (GRIC) - Route 51;

City of Glendale - Routes 51, 59, 60, 67, 80, 83, 90 and 186; and

Regional Public Transportation Authority (RPTA) - Routes 3, 17, 29, 41, 50, 59, 67, 70, 80, 83, 106, 138, 154 and 170.

These amendments establish the FY 2024-25 cost estimates for the fixed-route bus services provided to these agencies by Phoenix, plus Phoenix’s Dial-a-Ride services funded by regional funds.

Financial Impact

There is no cost to Phoenix, as each agency will pay Phoenix for these services. Below are the projected costs for each agency in FY 2024-25:

GRIC

Gross Cost of Service: $1,349,386

Estimated Farebox Revenue: $41,729

Net GRIC Cost (Revenue to Phoenix): $1,307,657

City of Glendale

Gross Cost of Service: $5,657,248

Estimated Farebox Revenue: $368,561

Net Glendale Cost (Revenue to Phoenix): $5,288,687

RPTA

Gross Cost of Fixed Route Bus Service: $44,959,246

Estimated Farebox Revenue: $3,926,907

Net Fixed Route Bus Service Cost: $41,032,339

Net Dial-a-Ride Cost (Revenue to Phoenix): $21,402,433

Net Combined RPTA Cost (Revenue to Phoenix): $62,434,772

This item was adopted.

81 Contract Amendment with Regional Public Transportation Authority for the Purchase of Fixed Route Bus Transit Service for Fiscal Year 2024-25 (Ordinance S-50873)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 143071 with the Regional Public Transportation Authority (RPTA) for the purchase of bus transit services operated by RPTA within Phoenix for Fiscal Year (FY) 2024-25. Further request to authorize the City Controller to disburse all funds related to this item. The funding for FY 2024-25 will not exceed $12,759,714.

Summary

Transit services are customarily purchased and sold between regional transit agencies where adding service or continuing an existing bus route is most economical. Each FY, the City determines the level of service to be operated within its boundaries and executes an amendment to its Service Agreement with RPTA to authorize funding for that year's service.

In FY 2024-25, the RPTA will provide the following fixed route bus service within Phoenix: Routes 30 (University Drive); 45 (Broadway Road); 56 (Priest Drive); 61 (Southern Avenue); 77 (Baseline Road); 108 (Elliot Road/48th Street); 140 (Ray Road); and 156 (Chandler Boulevard). The City also sells service to RPTA on various routes.

At the end of each fiscal year, the City and RPTA assess the actual miles operated, gross costs incurred, federal funds credited (for preventative maintenance), and advertising and fare revenues collected. The City and RPTA then reconcile the difference between the original estimates and actual costs.

Financial Impact

The estimated number of annual fixed-route miles for FY 2024-25 is 1,364,580 miles at a cost of $14,509,447. The total estimated fare box revenue is $650,916, the total estimated preventive maintenance credit is $992,794, and the estimated advertising revenue is $106,023. The total estimated net cost for RPTA's billing is $12,759,714.

Funding is available in the Public Transit Department’s operating budget.

Concurrence/Previous Council Action

The City Council approved the RPTA Service Agreement 143071 (Ordinance S-42474) on April 20, 2016.

This item was adopted.

82 Request Retroactive Authorization to Apply for Federal Transit Administration Low or No Emission Grant Program and Grants for Buses and Bus Facilities Competitive Program Grant Opportunity for Federal Fiscal Year 2023-24 - Federal Bipartisan Infrastructure Law Funding (Ordinance S-50874)

Request to retroactively authorize the City Manager, or his designee, to apply for, accept and, if awarded, enter into agreement(s) for Federal funding from the Federal Transit Administration (FTA) through the Federal Fiscal Year (FFY) 2023-24 Low or No Emission Grant Program and Grants for Buses and Bus Facilities Program grant opportunity and enter into an agreement(s) with agencies receiving a pass-through share of the awarded grant funds. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. Funding for this grant opportunity is available through the Federal Bipartisan Infrastructure Law. The total grant funds applied for will not exceed $73,584,276.

Summary

On Feb. 8, 2024, the FTA issued a combined Notice of Funding Opportunities for more than $1 billion in competitive grant funds for the Low or No Emission Grant Program and the Grants for Buses and Bus Facilities Competitive Program to support the transition of the nation’s transit fleet to the lowest polluting and most energy efficient transit vehicles.

The City of Phoenix and Valley Metro have partnered to apply for funding through these programs. Phoenix would use grant funds to further the Council-approved Zero Emission Fleet Transition Plan to replace, rehabilitate, purchase, or lease zero-emission and low-emission buses and related equipment. The funds would also be used to rehabilitate, purchase, construct, or lease bus-related facilities and infrastructure to support the new vehicles and fuel types. Further, additional funding for workforce development initiatives is included in the application. These

federal programs support the City's and Valley Metro's initiatives to build modern infrastructure and an equitable, clean-energy future for the region's transit system.

The grant submission is a scalable request to allow the FTA an opportunity to award funding based on total funding availability.

Financial Impact

The maximum Federal participation rate is between 85 and 90 percent, with a minimum local match between 10 and 15 percent of the total eligible project cost, depending on scope as defined by FTA. If awarded, the Federal and local matches are detailed below, based upon full award and two scalable options.

Full Request

The estimated total cost for the project is $84,109,952. If awarded, the Federal match would not exceed $73,584,276 (87 percent) and the local match would be approximately $10,525,676 (13 percent).

Phoenix Portion: Approximately $47,797,178 Federal and $6,374,399 Local.

Valley Metro Portion: Approximately $25,787,098 Federal and $4,151,277 Local.

Scalable Option A

The estimated total cost for the project is $67,793,957. If awarded, the Federal match would not exceed $59,376,201 (88 percent) and the local match would be approximately $8,417,756 (12 percent).

Phoenix Portion: Approximately $45,298,297 Federal and $5,933,420 Local.

Valley Metro Portion: Approximately $14,077,904 Federal and $2,484,336 Local.

Scalable Option B

The estimated total cost for the project is $39,478,154. If awarded, the Federal match would not exceed $34,084,314 (86 percent) and the local match would be approximately $5,393,840 (14 percent).

Phoenix Portion: Approximately $20,006,410 Federal and $2,909,504 Local.

Valley Metro Portion: Approximately $14,077,904 Federal and $2,484,336 Local.

Funding for the Phoenix portion of the local match is available in the Public Transit Department's budget. There are no Phoenix funds in the Valley Metro portion of the pass-through funding. Potential grant funding received is available through the Federal Bipartisan Infrastructure Law, from the FTA through the FFY 2023-24 Low or No Emission Grant Program and Grants for Buses and Bus Facilities Program grant opportunity.

This item was adopted.

83 Request Retroactive Authorization to Apply for Federal Highway Administration Congestion Relief Program Grant Opportunity for Federal Fiscal Years 2021-22 through 2023-24 - Federal Bipartisan Infrastructure Law Funding (Ordinance S-50875)

Request to retroactively authorize the City Manager, or his designee, to apply for, accept and, if awarded, enter into agreements for Federal funding from the Federal Highway Administration (FHWA) through the Federal Fiscal Years (FFYs) 2021-22 through 2023-24 Congestion Relief Program grant opportunity and enter into an agreement with Via Transportation, Inc. to provide services detailed in the grant application. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. Funding for this grant opportunity is available through the Federal Bipartisan Infrastructure Law. The total grant funds applied for will not exceed $12,944,400.

Summary

On Feb. 21, 2024, FHWA issued a Notice of Funding Availability for projects to reduce highway congestion, reduce economic and environmental costs associated with that congestion, including transportation emissions, and optimize existing highway capacity and usage of highway and transit systems. This federal program funds operational improvement projects that increase the effectiveness of existing transportation system capacity, improve and integrate travel modes, and give travelers sufficient motivation to use those modes.

The FFYs 2021-22 through 2023-24 Congestion Relief Program grant submittal deadline was April 22, 2024.

This request is for the Public Transit Department to partner with mobility service provider, Via Transportation, Inc., on a grant application to pilot Project EASE (Effective Access Solutions for Easing Congestion). This is a three-pronged congestion mitigation initiative designed to provide greater options for passengers to utilize public transit. Project EASE includes implementing three microtransit service zones within the City over a three-year period to increase coverage of the public transit system; provide commuter bus improvements that complement the new microtransit zones; and integrate new and existing microtransit services into the region's transit software application for trip planning, real-time tracking, and fare payment. These initiatives are intended to provide greater access to public transit by facilitating an easy passenger experience, thereby reducing roadway congestion.

The grant submission includes a scalable request to allow FHWA an opportunity to partially award based on funding availability.

Procurement Information

In accordance with City of Phoenix Administrative Regulation 3.10, standard competition for the partnership with Via Transportation, Inc. was waived as a result of an approved determination memo, based on special circumstances without competition due to time restrictions. The FHWA's Notice of Funding Availability for this grant opportunity was issued Feb. 22, 2024, and applications were due April 22, 2024, allowing no time to conduct a competitive procurement.

Contract Term

The contract with Via Transportation, Inc. for this pilot project will align to the awarded grant funding for microtransit services in an amount not to exceed $9,670,000, with a term not to exceed five years from grant award.

Financial Impact

The estimated total cost for the project is $16,180,500. The maximum Federal participation rate is 80 percent, with a minimum local match of 20 percent of the total eligible project cost. If awarded, the Federal match would not exceed $12,944,400 (80 percent) and the City's costs would

be approximately $3,236,100 (20 percent) for the local match. The grant application includes a second option for a scaled back project with a total cost of $13,450,500. If awarded the scaled back project, the Federal match would not exceed $10,760,400 (80 percent) and the City's costs would be approximately $2,690,100 (20 percent) for the local match.

Funding for the local match is available in the Public Transit Department's budget. Potential grant funding received is available through the Federal Bipartisan Infrastructure Law, from the FHWA through the FFYs 2021-22 through 2023-24 Congestion Relief Program grant opportunity.

This item was adopted.

84 Intergovernmental Agreement with Gila River Indian Community to Accept and Process Recyclable Materials (Ordinance S-50851)

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the Gila River Indian Community to accept and process recyclable materials collected in the Gila River Indian Community and delivered to the City of Phoenix Material Recovery Facilities (MRF). Additionally, request the City Council to grant an exception pursuant to Phoenix City Code section 42-20(B) to authorize inclusion of mutual indemnification language that otherwise would be prohibited by Phoenix City Code section 42-18(A) and (B). Further request to authorize the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary

The Gila River Indian Community has requested to enter into an Intergovernmental Agreement with the City of Phoenix to accept and process its recyclable material. The City of Phoenix can accept these materials with terms to address changing market conditions, resulting in lower commodity prices and increased processing costs from contamination in the recyclables. This IGA will authorize the City of Phoenix to charge a processing fee to the Gila River Indian Community for recycling tonnage processed at the MRF, which is designed to ensure all costs associated with processing recyclables are recovered by the fee. The terms of this IGA include:

In a market with low recycling commodity prices, the City of Phoenix will charge a processing fee to the Gila River Indian Community, and no revenue share to Gila River Indian Community will be available.

In a market with high recycling commodity prices, the Gila River Indian Community will pay a processing fee and receive 50 percent of the net revenue share and the City of Phoenix will receive the remaining 50 percent.

Annually, the Gila River Indian Community will deliver up to 500 tons of recyclable materials to the MRF.

Contract Term
The one-year term of this IGA will begin on or about July 1, 2024 and conclude on or about June 30, 2025. Provisions of the IGA include four, one-year options to extend the agreement.

Financial Impact
The Gila River Indian Community will pay Phoenix to accept recyclables to cover all expenses associated with proper handling of the materials. If recycle market prices increase during the term of the agreement Phoenix and Gila River Indian Community will share the additional revenue at a 50/50 split. Funds for the revenue share payments to the Gila River Indian Community are available in the Public Works Department's budget.

Location
North Gateway Material Recovery Facility, 30205 N. Black Canyon Hwy.
27th Avenue Material Recovery Facility, 3060 S. 27th Ave.
Council Districts: 2 and 7

This item was adopted.

85 Chiller Maintenance and Repair Services IFB 24-FMD-038 - Request for Award (Ordinance S-50855)

Request to authorize the City Manager, or his designee, to enter into contracts with Pueblo Mechanical & Controls, LLC and Mesa Energy Systems, Inc. dba Emcor Services Arizona to provide chiller maintenance and repair services. Further request authorization for the City Controller to disburse all funds related to this item. The total aggregate amount of contracts will not exceed $3,540,835.

Summary
The purpose of the contracts is to provide chiller maintenance and repair

services for the Public Works, Water Services, and the Phoenix Convention Center departments.

The work includes but is not limited to: conducting a full service annual inspection/maintenance program for the centrifugal, rotary screw, and absorption machines to ensure equipment and systems are operating at peak efficiency and optimal energy efficiency per the equipment manufacturer's maintenance requirements for the systems, and repairs when required.

Procurement Information
Invitation for Bid 24-FMD-038 was conducted in accordance with Administrative Regulation 3.10. The Public Works Department, Procurement Section, received four bids, that were evaluated based on price and responsiveness to all specifications and responsibility to provide the required services. The bids submitted by Pueblo Mechanical & Controls, LLC and Mesa Energy Systems, Inc. dba Emcor Services Arizona were deemed fair and reasonable.

Selected Bidders:
Pueblo Mechanical & Controls, LLC
Mesa Energy Systems, Inc. dba Emcor Services Arizona

Other Bidders:
Trane US, Inc.
Sun Mechanical Contracting, Inc.

Contract Term
The initial two-year contract term shall begin on or about May 15, 2024, with three options to extend in increments of up to one year, for a total contract term of five years.

Financial Impact
The contracts will have a combined estimated annual expenditure of $708,167, with a total aggregate amount of $3,540,835 over the life of the contracts. Funds are available in the Public Works, Water Services, and Phoenix Convention Center departments' Operating budgets.

This item was adopted.

86 **Purchase of Medium and Heavy Duty Cab and Chassis Vehicles IFB 24-FSD-034-Contract Recommendation (Ordinance S-50857)**

Request to authorize the City Manager, or his designee, to enter into contracts with Courtesy Chevrolet LLC, One Nation Distribution LLC, Rush Truck Centers of Arizona, Inc. dba Rush Truck Centers, San Tan Auto Partners, LLC, Don Sanderson Ford, Inc., Sands Motor Company Inc., Arizona Truck Center, LLC., and Freightliner of Arizona, LLC. for the purchase of medium and heavy duty cab and chassis vehicles. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed $200,000,000.

Summary

The Public Works Department is responsible for the purchase of vehicles for City departments. Every year, the Public Works Department prepares a list of City equipment due for replacement based on age or mileage, or a combination there of. This contract will allow Public Works to purchase vehicles that are slated for replacement and add new vehicles to the fleet. The vehicles that will be purchased are the cab and chassis with a truck body to fit the needs of department operations. The vehicles that will be purchased include but are not limited to: street sweepers, service body trucks, vacuum system vehicles, dump body vehicles, and other vehicles. These vehicles will be used by various City departments such as Aviation, Parks and Recreation, Public Works, Street Transportation, Water Services, and other departments.

Procurement Information

Invitation for Bid (IFB) 24-FSD-034 was conducted in accordance with Administrative Regulation 3.10. The Public Works Department received five bids, with all five being recommended for award based on base model pricing of vehicles. Due to the extensive lists provided by the bidders for possible vehicle purchases, the following vendors are divided by manufacturer.

Chevrolet:
Courtesy Chevrolet LLC
One Nation Distribution LLC
Rush Truck Centers of Arizona, Inc.
San Tan Auto Partners, LLC

Ford:
Don Sanderson Ford, Inc.
Sands Motor Company Inc.
Arizona Truck Center, LLC
Freightliner of Arizona, LLC

Contract Term
This contract will begin on or about June 1, 2024, with a three-year initial term and two one-year options to extend, for a total contract term of five years.

Financial Impact
These contracts will have an estimated annual expenditure of $40,000,000 with a total value not to exceed $200,000,000.
Funds are available in various departments' budgets.

This item was adopted.

87 **Evaporative Cooler Maintenance and Repair Services - Amendment (Ordinance S-50860)**

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 150870 with Comfort Systems USA Southwest, Inc. to provide additional funding for Evaporative Cooler Maintenance and Repair Services. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures included in the amendment will not exceed $188,000.

Summary
The contractor is responsible for performing preventative maintenance, cleaning, providing replacement parts, routine and emergency repair of evaporative cooler units, and for all controls associated with the cooler operation.

Additional pay authority is requested due to higher than normal expenditures related to equipment breakdowns caused by sustained high temperatures in 2023.

Contract Term
The contract expiration date is Sept. 30, 2024 and has no option years

remaining.

Financial Impact

The initial authorization for the contract was for an amount not to exceed $1,375,000. The additional funds approved by previous City Council action increased the not-to-exceed amount to $1,635,000. This amendment will increase the authorization for the contract by an additional $188,000, for a new amount not-to-exceed $1,823,000. Funding for this amendment is available in the Public Works Department operating budget.

Concurrence/Previous Council Action

The City Council previously approved Evaporative Cooler Maintenance and Repair Services Contract 150870 (Ordinance S-45926) on Oct. 1, 2019. The City Council approved additional funding for (Ordinance S-49868) on June 14, 2023.

This item was adopted.

88 Water Infrastructure Finance Authority Contract - Request to Amend (Ordinance S-50876)

Request to amend Ordinance S-50499 to authorize the City Manager, or his designee, to enter into grant fund agreements with the Water Infrastructure Finance Authority of Arizona that include an exception to the indemnity and assumption of liability provision found in Phoenix City Code 42-18.

Summary

The City Council approved a request to retroactively apply for grant funding and, if awarded, enter into grant agreements with the Water Infrastructure Finance Authority (WIFA) on Jan. 24, 2024, by adopting Ordinance S-50499. Since adoption of that ordinance, the City of Phoenix Public Works Department was awarded the grant for the Cooling Tower Water Savings Project which involves installing upgrades to include a combination of MIOX and water softeners at seven locations to improve the operational efficiency of 17 cooling towers. WIFA has released the draft agreements for the grant and has included indemnification and assumption of liability language that requires an exception from Council to the indemnity and assumption of liability of provision in Phoenix Code 42-18.

WIFA approved the application submittal and will be providing funding towards the Cooling Tower Water Savings Project if the agreement is approved and executed.

Financial Impact

The total cost of the project remains approximately $3,745,300. The WIFA award is $2,935,000 with the cost-share portion for the City of Phoenix Public Works not to exceed $810,300.

This item was adopted.

89 "For Official Use Only" Wording Exemption for Unmarked City Vehicles (Resolution 22201)

Request the Phoenix City Council to adopt a resolution to exempt certain City vehicles from displaying the wording "For Official Use Only" as referenced under Arizona Revised Statues (A.R.S.) sections 38-538, 38-538.01 and 38-358.03, for the period of July 1, 2024, through June 30, 2025.

Summary

This resolution exempts certain vehicles owned or leased by the City of Phoenix, including vehicles in the Police, Fire, Human Services, and Aviation departments. A.R.S. section 38-538.03 stipulates that the governing body may grant such an exemption for a period of time not to exceed one year. These vehicles are used to conduct social service programs, investigations, or other confidential activities. The confidential list required by statute is available to City Council members upon request.

This item was adopted.

91 35th Avenue and Camelback Road Relief Sewer - Engineering Services Amendment - WS90500303 (Ordinance S-50845)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 154032 with Project Engineering Consultants, LTD. to provide additional construction administration and inspection services for the 35th Avenue and Camelback Road Relief Sewer project, and to approve a name change to Consor North America, Inc. 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 $513,698.

Summary

The purpose of this project is to review and manage the capacity of Phoenix's wastewater collection system to avoid sanitary sewer overflows.

This amendment is necessary to include construction administration and inspection services for the ongoing Sanitary Sewer Relief Program. Installation of approximately 6,000 linear feet of new gravity sewer main in the area from 35th Avenue to 29th Avenue and Campbell Road to Camelback Road to provide capacity is needed to prevent sewer overflows. This amendment will provide additional funds and time to the agreement.

This amendment is necessary because on Dec. 3, 2022, Project Engineering Consultant, LTD. notified the City of Phoenix of its acquisition by Consor North America, Inc. and is now operating under the name Consor North America, Inc.

Contract Term

The term of the agreement amendment is three 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 Professional Services was approved for an amount not to exceed $339,637, including all subconsultant and reimbursable costs.

This amendment will increase the agreement by an additional $513,698, for a new total amount not to exceed $853,335, including all subconsultant and reimbursable costs.

Funding for this amendment is available in the Water Service 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 154032 (Ordinance S-47420) on April 7, 2021.

Location
Between 29th Avenue and 35th Avenue in the area south of Camelback Road
Council Districts: 4 and 5

This item was adopted.

92 Citywide Landscape Construction - Job Order Contract Services Amendment - 4108JOC204 (Ordinance S-50883)

Request to authorize the City Manager, or his designee, to execute an amendment to Master Agreements 156010 with DNG Construction, LLC and 156011 with Valley Rain Construction Corporation to increase each Master Agreement by $25 million to provide continued Landscape Construction Job Order Contract services Citywide, and to authorize execution of a Job Order Agreement to Master Agreement 156010 with DNG Construction, LLC in an amount up to $6 million for the Laveen Heritage Park project, authorize execution of a Job Order Agreement in an amount up to $7.2 million for the Roadrunner Park Renovation project, and to authorize execution of a Job Order Agreement in an amount up to $4.4 million for the Harvest Park/55th Avenue and Samantha Way project. Further request to authorize execution of amendments to the master 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 total fee for all services included in these amendments will not exceed $25 million each.

Summary
The purpose of these projects is to continue to provide construction, replacement, and repair of park structures, restrooms, ramadas, Americans with Disabilities Act ramps, and parking lots; renovation of lakes; removal and replacement of existing landscape; and relocation of electrical conduit.

These amendments are necessary because unprecedented inflation and cost increases for labor and materials within the industry has led to significant cost escalation for construction projects to be completed. The increase for each respective Job Order Agreement project will allow for completion in the Parks and Recreation Department Capital Improvement Program.

Contract Term

The contract term of five years remains unchanged. 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 master agreement value for Citywide Landscape Construction Job Order Contract Services was approved for an amount not to exceed $35 million each, including all subcontractor and reimbursable costs.

These amendments will increase the master agreement amount by $25 million each, for a new total amount not to exceed $60 million each.

Phoenix Parks and Preserve Initiative (PPPI) funding is available through the department's Capital Improvement Program.

Concurrence/Previous Council Action

The City Council approved:

Citywide Landscape Construction Job Order Contract Master Agreements 156010 and 156011 (Ordinance S-48423) on March 23, 2022; and

Citywide Landscape Construction Job Order Contract Services Amendments to Master Agreements 156010 and 156011 (Ordinance S-49426) on Feb. 15, 2023.

This item was adopted.

93 Phoenix Bus Rapid Transit Program Planning Support Services Package A - Professional Services Amendment - PT00400001 (Ordinance S-50850)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 149143 with HDR Engineering, Inc. to provide continued Professional Services for the Phoenix Bus Rapid Transit Planning Support Services Package A 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. Additional fees for services are not needed.

Summary

In 2015, Phoenix voters approved Proposition 104, creating the 35-year street and transit plan known as Transportation 2050 (T2050) which identified Bus Rapid Transit (BRT) as a key component to continue expanding the City's high-capacity transit network. BRT is a high-capacity bus service that focuses on improved speed, reliability, convenience, and the overall transit experience. There are common recurring elements found in successful BRT systems, such as: advanced fare collection, enhanced stations, dedicated lanes, custom buses, transit spot improvements, and unique branding.

This amendment is necessary because currently, the BRT Program is conducting an Alternatives Analysis process, developing conceptual designs for the corridor, strategizing BRT funding sources, and coordinating with correlating projects and agencies to develop feasible design options to support all transportation modes to comply with recent state legislation (S.B. 1102) and continuing phases of community and business engagement. These efforts are in advance of the continuing coordination and design efforts with ongoing and correlating projects along the corridor, preparing efforts for Phase 3 of community and business engagement, and the completion of the 15 percent design plans. This amendment will provide additional time to the agreement.

Contract Term

The term of the agreement amendment is for an additional three 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 Professional Services was approved for an amount not to exceed $3 million, including all subconsultant and reimbursable costs.

An amendment increased the agreement by an additional $5.5 million, for a new total amount not to exceed $8.5 million, including all subconsultant and reimbursable costs.

This amendment will not increase the agreement amount.

Funding for this project is available in the Public Transit Department's T2050 fund. 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 Citizen Transportation Commission (CTC) Subcommittee and Transportation, Infrastructure and Planning (TIP) Subcommittee:

The CTC recommended approval of the award recommendation to the Transportation and Infrastructure (T&I) Subcommittee by a vote of 13-0 on May 31, 2018;

The Aviation and Transportation Subcommittee recommended approval to enter into agreements with HDR Engineering, Inc. for Package A and AECOM Technical Services, Inc. for Package B in support of the BRT program by a vote of 3-0 on Sept. 25, 2018;

The CTC recommended for approval the initial BRT corridor of 35th Avenue/Van Buren Street by a vote of 10-0 on May 27, 2021;

The TIP Subcommittee recommended for approval the initial BRT corridor of 35th Avenue and Van Buren Street by a vote of 4-0 on Sept. 15, 2021;

The CTC recommended approval to continue community and stakeholder engagement, alternatives analysis and 15 percent design plans for the initial BRT corridor of 35th Avenue and Van Buren Street by a vote of 11-1 on Feb. 24, 2022;

The CTC recommended approval of additional expenditure of $5.5 million to Package A by a vote of 11-0 on April 27, 2023;

The TIP Subcommittee recommended City Council approval to execute an amendment for Package A by a vote of 4-0 on May 17, 2023; and
The TIP Subcommittee recommended City Council approval to execute an amendment for Package A and Package B by a vote of 4-0 on April 17, 2024.

The City Council approved:
Issuing a Request for Qualifications (RFQ) to solicit firms to provide services for planning and preliminary engineering for the BRT program based on recommendations from the CTC and T&I Subcommittees. This approval included a stipulation that the planning RFQ included an assessment of the criteria used for the initial identification of the BRT corridors and was made on Oct. 4, 2017;
Professional Services Agreement Package A 149143 with HDR Engineering, Inc. and Professional Services Agreement Package B 149145 with AECOM Technical Services, Inc. (Ordinance S-45019) on Oct. 17, 2018;
The initial BRT corridor of 35th Avenue and Van Buren Street by a vote of 9-0 on Oct. 6, 2021;
Continuation of community and stakeholder engagement, alternatives analysis and 15 percent design plans for the initial BRT corridor of 35th Avenue and Van Buren Street by a vote of 8-1 on April 20, 2022;
Professional Services Amendment to Agreement 149145 (Ordinance S-49498) on April 20, 2022; and
Professional Services Amendment to Agreement 149143 (Ordinance S-49789) on May 31, 2023.

This item was adopted.

94 Phoenix Sky Harbor International Airport Terminal 4 Fire Pump and Service Entrance Section Replacement - Construction Manager at Risk Services Amendment - AV21000107 (Ordinance S-50864)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 157883 with Chasse Building Team, Inc. to provide Construction Manager at Risk Construction Services for the Phoenix Sky Harbor International Airport Terminal 4 Fire Pump and Service Entrance Section Replacement 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 $4,227,344.

Summary

The purpose of this project is to replace and upgrade the Phoenix Sky Harbor International Airport Terminal 4 processor fire pump and the connected service entrance section electrical equipment to support the existing and new fire pump loads and to comply with fire and electrical code requirements. A study of the existing Terminal 4 fire protection system, prepared by SmithGroup, Inc. as part of the construction of the new Terminal 4 South Concourse 1, found that the existing fire pump currently serving Terminal 4 will need to be replaced. In addition, the 30-year old electrical service needs to be upgraded to accommodate the new fire pumps.

This amendment is necessary for the procurement of long-lead materials that will be required to begin construction. There will be additional amendments for planned construction activities, which will be submitted through separate requests to City Council. This amendment will provide additional funds to the agreement.

Contract Term

The term of the agreement amendment remains unchanged from the initial 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 Construction Manager at Risk Services was approved for an amount not to exceed $1,250,000, including all subcontractor and reimbursable costs.

This amendment will increase the agreement by an additional $4,227,344, for a new total amount not to exceed $5,477,344, including all subcontractor and reimbursable costs.

Funding 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:

Construction Manager at Risk Services Agreement 157883 (Ordinance S-49443) on March 1, 2023; and

Architectural Services Agreement 155909 (Ordinance S-48324) on Feb. 16, 2022.

Location

2485 E. Buckeye Road

Council District: 8

This item was adopted.

95 Intergovernmental Agreements with the Arizona Board of Regents for Services Associated with Transportation Engineering Projects - Amendments (Ordinance S-50848)

Request to authorize the City Manager, or his designee, to execute amendments to three Intergovernmental Agreements (IGAs) with the Arizona Board of Regents, on behalf of Arizona State University, Northern Arizona University, and University of Arizona (Universities) to provide additional funding for services associated with transportation engineering projects. Further request to authorize the City Controller to disburse all funds related to this item. The additional funding for all three IGAs will not exceed $15 million, for a new aggregate amount not to exceed $21 million. Additionally, request City Council authorization for an exemption of the prohibition set forth in Phoenix City Code section 42-18 for a governmental entity pursuant to Phoenix City Code section 42-20.

Summary

The City of Phoenix Street Transportation Department (Streets) partners with the Universities on various transportation projects involving design, construction, maintenance, operations, or research. The Universities make its qualified personnel and students available to the City on an

as-needed basis to address the City's needs by providing opportunities for engineering work on specific projects. City funding covers costs to pay personnel and students for their time on the projects. The City recognizes the importance of allowing students the opportunity to access engineering work experience as a part of their learning experience. The Universities' research and engineering services offer to improve processes and approaches that save resources or improve the allocation of resources.

Streets entered into IGAs with the Arizona Board of Regents on July 26, 2019, for the ability to utilize the Universities to conduct research and studies relative to transportation engineering projects under the IGAs with each University.

The IGAs were amended in April 2022 (Ordinance S-48510) to increase the overall aggregate by $1.5 million and again in June 2023 (Ordinance S-49860) to increase the overall aggregate by $3 million. As the overall capacity of the IGAs are being reached, and the terms are being extended for five years, this request is to increase the spending authority for each of the three IGAs from $2 million to $7 million during the ten-year life of the agreements for a total not to exceed $21 million for all three IGAs.

The purpose of this amendment is to allow Streets to continue its partnership with the Universities through the use of these IGAs.

Contract Term
The contract terms of the IGAs will remain unchanged from the original terms of five years, with an option to extend an additional five years, for a total term of ten years.

Financial Impact
The current authorization for the three IGAs is $6 million ($2 million each). These amendments will increase the authorization for the three IGAs by $15 million ($5 million each), for a new total not to exceed $21 million ($7 million each) for all three IGAs. Funding is available in the Streets' Capital Improvement Program budget.

Concurrence/Previous Council Action

The City Council approved:

Three IGAs on June 26, 2019, with the University of Arizona 150814 (Ordinance S-45867), Arizona State University 151121 (Ordinance S-45863), and Northern Arizona University 151120 (Ordinance S-45868);

An amendment to all three IGAs to provide additional funding (Ordinance S-48510) on April 20, 2022; and

An amendment to all three IGAS to provide additional funding (Ordinance S-49860) on June 14, 2023.

This item was adopted.

96 Phoenix Bus Rapid Transit Program Planning Support Services Package B - Professional Services Amendment - PT00400001 (Ordinance S-50870)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 149145 with AECOM Technical Services, Inc. to provide continued Professional Services for the Phoenix Bus Rapid Transit Planning Support Services Package B 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. Additional fees for services are not needed.

Summary

In 2015, Phoenix voters approved Proposition 104, creating the 35-year street and transit plan known as Transportation 2050 (T2050) which identified Bus Rapid Transit (BRT) as a key component to continue expanding the City's high-capacity transit network. BRT is a high-capacity bus service that focuses on improved speed, reliability, convenience, and the overall transit experience. There are common recurring elements found in successful BRT systems, such as: advanced fare collection, enhanced stations, dedicated lanes, custom buses, transit spot improvements, and unique branding.

This amendment is necessary because currently, the BRT Program is conducting an Alternatives Analysis process, developing conceptual designs for the corridor, strategizing BRT funding sources, and coordinating with correlating projects and agencies to develop feasible

design options to support all transportation modes to comply with recent state legislation (S.B. 1102) and continuing phases of community and business engagement. These efforts are in advance of the continuing coordination and design efforts with on-going and correlating projects along the corridor, preparing efforts for Phase 3 of community and business engagement, and the completion of the 15 percent design plans. This amendment will provide additional time to the agreement.

Contract Term

The term of the agreement amendment is for an additional three 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 Professional Services was approved for an amount not to exceed $150,000, including all subconsultant and reimbursable costs.

An amendment increased the agreement by an additional $4.2 million, for a new total amount not to exceed $4.35 million, including all subconsultant and reimbursable costs.

This amendment will not increase the agreement amount.

Funding for this project is available in the Public Transit Department's T2050 fund. 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 Citizen Transportation Commission (CTC) Subcommittee and Transportation, Infrastructure and Planning (TIP) Subcommittee:

The CTC recommended approval of the award recommendation to the Transportation and Infrastructure (T&I) Subcommittee by a vote of 13-0 on May 31, 2018;

The Aviation and Transportation Subcommittee recommended approval to enter into agreements with HDR Engineering, Inc. for Package A and AECOM Technical Services, Inc. for Package B in support of the BRT program by a vote of 3-0 on Sept. 25, 2018;

The CTC recommended for approval the initial BRT corridor of 35th Avenue/Van Buren Street by a vote of 10-0 on May 27, 2021;

The TIP Subcommittee recommended for approval the initial BRT corridor of 35th Avenue and Van Buren Street by a vote of 4-0 on Sept. 15, 2021;

The CTC recommended approval to continue community and stakeholder engagement, alternatives analysis and 15 percent design plans for the initial BRT corridor of 35th Avenue and Van Buren Street by a vote of 11-1 on Feb. 24, 2022;

The CTC recommended approval of additional expenditure of $5.5 million to Package A by a vote of 11-0 on April 27, 2023;

The TIP Subcommittee recommended City Council approval to execute an amendment to Package A by a vote of 4-0 on May 17, 2023; and

The TIP Subcommittee recommended City Council approval to execute an amendment for Package A and Package B by a vote of 4-0 on April 17, 2024.

The City Council approved:

Issuing a Request for Qualifications (RFQ) to solicit firms to provide services for planning and preliminary engineering for the BRT program based on recommendations from the CTC and T&I Subcommittees. This approval included a stipulation that the planning RFQ included an assessment of the criteria used for the initial identification of the BRT corridors and was made on Oct. 4, 2017;

Professional Services Agreement Package A 149143 with HDR Engineering, Inc. and Professional Services Agreement Package B 149145 with AECOM Technical Services, Inc. (Ordinance S-45019) on Oct. 17, 2018;

The initial BRT corridor of 35th Avenue and Van Buren Street by a vote of 9-0 on Oct. 6, 2021; and

Continuation of community and stakeholder engagement, alternatives analysis and 15 percent design plans for the initial BRT corridor of 35th Avenue and Van Buren Street by a vote of 8-1 on April 20, 2022;

Professional Services Amendment to Agreement 149145 Package B

(Ordinance S-48498) on April 20, 2022; and
Professional Services Amendment to Agreement 149143 Package A (Ordinance S-49789) on May 31, 2023.

This item was adopted.

97 Abandonment of Easements - ABND 240002 - Southeast Corner of 97th Avenue and Indian School Road (Resolution 22202)

Abandonment: 240002
Project: 21-23
Applicant: Lennar Arizona, LLC & Nexmetro Western Garden, LLC
Request: To abandon existing drainage easements located on APN: 102-26-722 and 102-26-720. Both of which were recorded with Final Plat for Western Garden Phase 1 (Fee No.2023-0483721, 9/15/2023, Book 1757, Page 47).
Date of Decision: Feb. 29, 2024

Location
Generally located at the southeast corner of 97th Avenue and Indian School Road
Council District: 5

Financial Impact
Pursuant to Phoenix City Code Article 5, section 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.

98 Amend Village Planning Handbook - Reallocate District Appointments (Resolution 22203)

Request City Council approval to amend the Village Planning Handbook to reallocate the district appointments to each village to represent the new City Council district boundaries effective Jan. 1, 2024. This update is always done when Council District boundaries are modified because the number of appointees within each village is based upon the amount of land area each City Council member represents in that village.

Summary

Reallocation of district appointments to each village should be as shown in **Attachment B,** with deletions struck through and additions bolded/underlined.

This item was adopted.

99 Amend City Code - Official Supplementary Zoning Map 1262 (Ordinance G-7259)

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1262. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-74-01 and the entitlements are fully vested.

Summary

To rezone a parcel located approximately 460 feet west of 20th Street on the south side of Campo Bello Drive
Application No.: Z-74-01
Zoning: R-2
Owner: Desert Wind Estates HOA, Et al.
Acreage: 4

Location

Approximately 460 feet west of 20th Street on the south side of Campo Bello Drive
Address: Various
Council District: 3

This item was adopted.

100 Amend City Code - Official Supplementary Zoning Map 1263 (Ordinance G-7260)

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1263. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-116-98 and the entitlements are fully vested.

Summary

To rezone a parcel located on the south side of Coronado Road, approximately 150 feet west of 10th Street

Application No.: Z-116-98
Zoning: P-1 HP
Owner: NWI Grunow Memorial Medical Center LP
Acreage: 0.64

Location
South side of Coronado Road, approximately 150 feet west of 10th Street
Address: 929, 933, and 937 E. Coronado Road
Council District: 4

This item was adopted.

44 Public Hearing Prior to Adopting the Local Alternative Expenditure Limitation for the Nov. 5, 2024 Ballot

This is the second of two public hearings required prior to placing a Local Alternative Expenditure Limitation on the Nov. 5, 2024 ballot. The proposed Local Alternative Expenditure Limitation would be the annual budget adopted by Council for Fiscal Years 2025-26 through 2028-29. This Local Alternative Expenditure Limitation was recommended by the 2024 Expenditure Limit Task Force and by the City Council at its Policy Session on April 9, 2024. Immediately following this hearing, the City Council will convene in a special meeting and consider adoption of a resolution to refer the Local Alternative Expenditure Limitation to City of Phoenix electors on the Nov. 5, 2024 ballot.

Discussion
Mayor Gallego stated this item was a public hearing related to the local alternative expenditure limit for the November 5, 2024, ballot.

Mayor Gallego opened the public hearing. Noting there were no citizens signed up to speak Mayor Gallego closed the public hearing.

The hearing was held.

Councilwoman O'Brien made a motion, seconded by Councilwoman Pastor, to suspend the Rules of Proceedings to take Item 104 out of order to be heard at this time. The motion carried by the following voice vote:

Yes: 9 - Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien,

Councilwoman Pastor, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego

No: 0

104 (ADD-ON) Central Station

On May 13, 2024 Mayor Kate Gallego, Vice Mayor Debra Stark, Councilman Carlos Galindo-Elvira, and Councilman Jim Waring submitted a request **(Attachment A)** to the City Manager to place an item on the May 15, 2024 Formal City Council agenda. The request is for the City Council to consider formally naming the transit hub at the Central Station Redevelopment Project, planned for 300 N. Central Ave., the Greg Stanton Central Station.

This request is in compliance with Rule 2(c) of the Rules of Council Proceedings.

Discussion

Mayor Gallego stated this item was brought forward to name the Central Station Redevelopment Project the Greg Stanton Central Station for his longtime and continued service and advocacy for Phoenix to improve the City's transit system, including the voter approved Transit 2050, Proposition 104, a $32 billion increase and extension of the dedicated local transportation investment to improve the City's transit system, which secured transit funding base until the year 2050, to improve local bus service, light rail, paratransit, streets, bike lanes, and high-capacity transit. She said this dedicated local transportation investment funding was essential because Arizona was one of the few states in the country where the state did not have dedicated funding to public transportation. She reported she was proud to support the naming of the Central Station redevelopment project the Greg Stanton Central Station. In Addition, Mayor Gallego said the Central Station Project will help improve and connect the City's downtown and when it becomes operational next year it will provide important connectivity and additional bus routes, rapid and express bus booths, Arizona State University intercampus shuttle, augmented light rail service with the opening of the south central light rail station, making the station the City's primary downtown bus and light rail transit center. Mayor Gallego stated the recommendation was to follow a

similar naming process used to name the City of Phoenix Sky Harbor Airport Terminal for Senator John McCain, which would be to send the recommendation to the Heritage Commission for review and recommendation. Furthermore, Mayor Gallego recalled the City had named two other transit stations in honor of former Mayor Thelda Williams and former Congressman Ed Pastor, which will remain active for many years to come. Mayor Gallego opined today was about honoring an individual who has helped improve the City and its transit system, whose leadership have improved the lives of residents and this was a great opportunity to honor Mr. Stanton and his legacy.

A motion was made by Councilwoman O'Brien, seconded by Councilman Robinson, requesting staff to start the process for the Heritage Commission to name the Transit Center after Congressman Stanton, and come back to the City Council after the recommendation.

Councilwoman O'Brien spoke in support of naming the Transit Central Station Center after former mayor and current congressman Greg Stanton and read a statement for the record.

Vice Mayor Stark stated her support for naming the Transit Central Station Center after Congressman Stanton. She reported Congressman Stanton spoke at the Thelda Williams Transit Center grand opening and he has maintened a strong commitment to improving Phoenix transit. She opined it was important to honor all of Phoenix's Mayors.

Councilman Waring stated his support for naming the Transit Central Station Center after former Mayor Stanton and provided testimony of his experience working with Mayor Stanton prior to him being elected to Congress. Councilman Waring added this was an honor and worthy acknowledgement of Mr. Stanton who has spent a lifetime of public service in support of the City and Phoenicians, which should be respected.

Councilman Robinson stated his support for naming the Transit Central Station Center after Congressman Stanton, who he believed was deserving of this honor. Councilman Robinson provided testimony of his

experience working with Mayor Stanton going as far back as his first term as a City Council member. Councilman Robinson recalled what stood out most to him about Congressman Stanton was that he always considered what was best for the community which he has carried with him to Congress.

Councilwoman Pastor acknowledged Mayor Gallego, council members, staff, and most importantly the residents of the City of Phoenix. Councilwoman Pastor read a statement in opposition of naming the Transit Central Station Center after former Mayor Stanton and suggested naming the Central Station after her father, Congressman Ed Pastor.

Councilwoman Guardado made a substitute motion to start the process for the Heritage Commission to review naming the Transit Center after Congressman Ed Pastor or Congressman Greg Stanton and come back to the City Council with a recommendation. Councilwoman Pastor seconded the motion.

State Senator Brian Fernandez spoke about the influence and inspiration Congressman Ed Pastor had in his life. He advocated for the Transit Central Station be named after Congressman Pastor.

Petra Falcon thanked the Mayor and council members for their public service and advocated for the Transit Central Station be named after Congressman Pastor for his lifelong legacy of public service.

Sonya Pastor spoke about Congressman Ed Pastor's many accomplishments to ensure the City had transit services, including light rail. She advocated for the Transit Central Station be named after Congressman Pastor and requested a continuance of this item in order to offer stakeholders the opportunity to participate in the conversation.

Tiffani Pastor spoke about the accomplishments of both Congressmen Ed Pastor and Greg Stanton for Arizona and Phoenix and the fact that both deserve recognition. She advocated for a continuance in order to give pause and not act hastily.

Robert Pastor spoke about Congressman Ed Pastor and his wife Verna Pastor who both dedicated their lives to improve and serve the community and the people of Arizona. He advocated for the Council to preserve history and take a pause in naming the Transit Central Station.

Verna Pastor, wife of Congressman Ed Pastor, spoke about Congressman Pastor securing Federal funding for Maricopa County and the City of Phoenix for bus and light rail projects, as well as his allegiance and service to the City of Phoenix post retirement serving in City's Transportation Commission. She advocated for the Council to include Congressman Ed Pastor's name for the Heritage Commission's consideration in the naming of the Transit Central Station.

Reyna Polanco spoke about the many ways Congressman Ed Pastor was involved in the community. She expressed her opposition to the naming process of the Central Station and urged Council to follow the due process and give the community a chance to provide input.

Ricardo Serna spoke in opposition to not naming the Transit Central Station after Congressman Ed Pastor. He urged the Council to evaluate the impact on the community.

Note: One electronic comment was submitted for the record in opposition to this item.

Vice Mayor Stark said she was taken aback to hear about former discussions on naming the Transit Central Station after Congressman Ed Pastor were held as she did not recall hearing that. She asked what was happening with the current Ed Pastor Transit Center.

Deputy City Manager Mario Paniagua stated the current Ed Pastor Center, located at Central Avenue and Broadway Road, has been a transit center for several years. He reported there have been changes along the transit system and there have been some informal discussions about potential reuses or redevelopment for that site, as it was not the busy transit center that it once was. Mr. Paniagua assured there has been

no formal action on any of those discussions. Mr. Paniagua introduced Public Transit Department Director Jesus Sapien for further comment.

Mr. Sapien stated the Ed Pastor Transit Center is in operation today and has been for more than 20 years. He affirmed that years ago there were more bus routes ending at the Ed Pastor Transit Center; however, under the Transit 2050 the City has expanded the service and the footprint of the geography area covered which resulted in fewer routes terminating there. Mr. Sapien reported on the routes currently adjacent to the transit station, rapid route and light rail platform being constructed across the street. He affirmed the Ed Pastor Transit Center was still active, just not at the level it was 20 years ago when it was first opened.

Vice Mayor Stark asked if there was potential to reimagine or complement the transit center with the light rail going to south Phoenix.

Mr. Sapien answered yes, as mentioned by Mr. Paniagua, there has been informal conversations about potential options for reimagining the site but nothing has been solidified and no RFP had been issued.

Vice Mayor Stark stated she supported exploring options to reimagine the site and opined it would not take away from the legacy of Congressman Pastor, if anything, it would make it better. She said there was already a transit center named after Congressman Pastor, but now was time to honor Greg Stanton.

Councilwoman O'Brien asked staff to confirm if there were no definitive plans to shutter or take down the current Ed Pastor Transit Center.

Mr. Paniagua answered Councilwoman O'Brien was correct.

Councilwoman O'Brien stated the plans for the future of the current Ed Pastor Transit Center have not been decided and questioned if the City could keep that asset, make improvements to it, and make it better than it was today.

Mr. Paniagua confirmed Councilwoman O'Brien was correct and reiterated that all discussions to date have been informal, no actions have

been taken and noted nothing has been brought to the Council.

Councilwoman O'Brien reported it was brought up during the public comments, as well as Concilwoman Pastor, the fact that discussions about naming the Central Station after Congressman Pastor have been going on for many years. She stated this was the first time she has heard about the Central Station being named after former Congressman Pastor.

Mayor Gallego stated approximately $50 million was being spent as a region to enhance ticketing and encouraging people to purchase tickets on their mobile phones. She opined that every transit center has less activity and it will continue at an elevated level and asked if she was correct.

Mr. Sapien answered Mayor Gallego statement was correct. He said the expectation was that with the newer options under the regional fair collection system would allow riders use reloadable fair cards and app on their phones, which would result in less cash collection at transit centers.

Councilwoman Pastor asked Mr. Paniagua what the City has communicated to the community regarding the current plan for the South Central Station. She stated this was a plan that was voted on with community input stating they did not want it to be changed. Councilwoman Pastor asked Community Economic and Development Department (CEDD) Director Christine Mackay to come to the table speak regarding sending that property to the Federal Transit Administration (FTA) to ask if the City could repurpose that property and the intent of what was going to happen.

Councilwoman Pastor asked what the constituents of South Phoenix were promised regarding the transfer of the name Ed Pastor to the Central Station. Councilwoman Pastor stated she did not ask for the name transfer, but rather was informed by staff and the community that it was going to happen. She reported the conversations were with the South Central Collaborative along with the artist.

Mr. Paniagua stated there have been informal discussions with

Councilwoman Pastor and others about potentially moving the name of the Ed Pastor Transit Center from where it is today to Central Station. He acknowledged that was something that was talked about in the past. Mr. Paniagua explained that would be a Council decision and it would follow the naming process. Mr. Paniagua reiterated there has been discussions about the name in the past, but they have been purely informal discussions with the acknowledgement that it is a City Council decision and not something that any staff member can promise would happen as only the City Council can decide that.

Councilwoman Pastor stated she understood the City Council can decide that; however, there was a process to follow, which was to go through the Heritage Commission. She asked Ms. Mackay to speak about discussions held with the community, under Councilwoman Ansari, of what would happen to that space. Councilwoman Pastor recalled Council Subcommittee and Council voted for that site to be disposed of and included in the 2024-25 list to be sent to the FTA, with the intent to write two request for proposals (RFP) to activate the building and possibly redevelop the site.

Ms. Mackay confirmed former Councilwoman Ansari did hold discussions on a number of occasions to talk about and reimagine the site and it was under her guidance that staff from CEDD and Transit toured the site and worked together to consider moving forward with an RFP. Ms. Mackay stated CEDD did include the site in their 2024-25 list of properties for RFPs and explained the list was just the start of the process to make sure that Council does not have any issues with the properties included in the list and that the timeline for the issuance of the RFP was fluid and could take a few years. She further explained that to move forward with issuing an RFP, staff would have to write a scope of work the Council would have to authorize, meet with the FTA, as financial partners, to gain their concurrence that would allow for either additional development or redevelopment of the site, and then present staff's scope of work and recommendation to Council Subcommittee before coming to the formal Council for consideration. Ms. Mackay stated currently, staff did not have Council's formal authorization nor has staff requested to issue an RFP. She reiterated only community meetings with former Councilwoman Ansari had been held as well as the list of properties proposed to the

Subcommittee. In addition, Ms. Mackay explained each year staff compiles a full list of items that may be proposed to issue an RFP.

Mr. Sapien stated the is a federal interest in the Ed Pastor Transit Center property as the City received federal funds approximately 20 years ago for the land acquisition and construction of the site and before any RFP would be issued, the City would have to have FTA approval.

Mayor Gallego stated the City has a great record of using this process to actually enhance sites just like it did with the Central Station, which has created more amenities and made it even more desirable.

Councilwoman Hodge Washington asked if, at this juncture, an RFP has been issued regarding the current property that houses the Ed Pastor Transit Center.

Ms. Mackay answered no. She stated staff has not sought Council's formal authorization on a specific RFP, but has the concurrence from the Subcommittee that the property is on a future list.

Councilwoman Hodge Washington opined she wanted to clarify what seemed to be conflicting information. She stated this was the first time she has heard about a consideration to name the Central Station after Congressman Pastor. She asked if staff could provide additional information on the extent of meetings conducted with the community and stakeholders and what was the conclusion of the discussions.

Mr. Paniagua stated there were some community meetings that were facilitated by Councilwoman Ansari's office, along with Councilwoman Pastor, with members of the South Central community specifically to talk about potential uses and or reuses of the Ed Pastor Transit Center site. He said the stakeholders were a joint effort of the two Council offices bringing those two groups together.

Ms. Mackay reported meetings were held on site, a walk through of the building with community members was held to gain insight into what they envision for the potential adaptive reuse of the building.

Councilwoman Hodge Washington questioned if and until the Council says otherwise the Ed Pastor Transit Center would remain in its current operational state.

Mr. Sapien affirmed Councilwoman Hodge Washington was correct.

Councilman Galindo-Elvira temporarily left the voting body.

Mayor Gallego requested a vote on the substitute motion.

Prior to her vote, Councilwoman Guardado stated both congressmen Pastor and Stanton have done a lot for the City's public transit system and she was hopeful that this motion moves forward so that a more robust conversation is held at the Heritage Commission along with added opportunity for community input. She reported she would be voting yes.

Prior to her vote, Councilwoman Hodge Washington opined both individuals are duly deserving of the honor and that Greg Stanton has made an impeccable mark in the City when it comes to transportation and this was not to deny the legacy of Congressman Pastor as he is a key figure in Latino culture in Arizona. She stated she would vote no because it was abundantly clear the Ed Pastor Transit Center was going to remain until Council said otherwise and she believe the Council was not in a position to modify the Ed Pastor Transit Center.

Prior to her vote, Councilwoman O'Brien stated she would be voting no on the substitute motion and opined it was time to honor Congressman Stanton for his contributions and offered her assistance to ensure the current Ed Pastor Transit Center continues and becomes a great legacy for Ed Pastor.

Prior to her vote, Councilwoman Pastor opined the Council did not have the full information and was not making a decision that the community asked for and once again the community was being shut out of some of the decision making process. She reiterated that meetings were held and discussions were had about this issue, which was included in the 2050 transit section. She stated she would be voting yes.

Prior to his vote, Councilman Waring stated he was in support of naming the Central Transit Center in honor of Greg Stanton and affirmed this had not changed his position regarding Congressman Ed Pastor, his legacy and service to the community. He stated he would be voting no.

Prior to her vote, Vice Mayor Stark stated the City has the Ed Pastor Transit Center and there is a vision to make it bigger and even better and she would be voting no because she also think the City need to honor Greg Stanton.

The motion failed by the following vote:

Yes: 2 - Guardado, Pastor

No: 6 - Hodge Washington, O'Brien, Robinson, Waring, Vice Mayor Stark and Mayor Gallego

The City Clerk announced the substitute motion failed and the original motion was on the floor.

Councilman Galindo-Elvira returned to the voting body.

Mayor Gallego clarified Greg Stanton did not ask for this station to be named for him and was surprised by it.

Mayor Gallego requested a vote on the original motion.

Prior to his vote, Councilman Galindo-Elvira stated he has and maintained the highest respect for Congressman Ed Pastor and his long legacy of service to community and his strong support for the City's transit system was without dispute and for the sake of clarity, at no time was there a conversation or a decision made to demolish, repurpose the historic site of the Ed Pastor Transit Station located in District 7, and the information was both unfounded and unfortunate. Councilman Galindo-Elvira stated his commitment and dedication to ensure this center continues to serve as a location for transit and soon a go-to center for resources to assist the community and the neighborhoods located around it and for those reasons he would abstain from voting.

Prior to her vote, Councilwoman Guardado stated as much as she admired the work that Congressman Stanton has done for the City as well as his leadership, it was her belief the process was bypassed and she would be voting no.

Following the vote, Mayor Gallego announced this item would go to the Heritage Commission and then it would come back to the full Council. She restated this was a process the City has used in the past, including the McCain terminal naming, and it would provide multiple hearings for residents who want to be heard.

A motion was made by Councilwoman O'Brien, seconded by Councilman Robinson, requesting staff to start the process for the Heritage Commission to name the Transit Center after Congressman Stanton, and come back to the City Council after the recommendation. The motion carried by the following vote:

Yes:	7 -	Councilman Galindo-Elvira, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego
No:	2 -	Councilwoman Guardado and Councilwoman Pastor

60 Intergovernmental Agreement with Maricopa County Community College District for Educational Services (Ordinance S-50881)

Request to authorize the City Manager, or his designee, to enter into an intergovernmental agreement (IGA) with Maricopa County Community College District to provide courses for college credit to City employees on-site at a City of Phoenix training facility.

Further request to authorize an exception to the requirements of Phoenix City Code section 42-18 to allow inclusion of a mutual indemnification provision in the agreement. The risk of this exception is low due to the nature of the educational services provided.

Summary

In 2019, the City of Phoenix Finance Department began a partnership with Phoenix College to offer on-site courses at a City work location for

employees pursuing associates degrees in business. This IGA would allow the City to continue this partnership for business courses, and expand course offerings as needed and desired by the City.

Through this partnership, City employees enroll in Phoenix College courses to earn college credit, and may request tuition reimbursement through the City of Phoenix Employee Development Fund Program, which is administered in accordance with Administrative Regulation 2.51. The Organizational Development division of the Human Resources Department now serves as the liaison to Phoenix College in support of this program.

Course tuition is paid to Phoenix College directly by the employees who enroll in courses. There is no additional cost to the City for the educational services provided by Phoenix College.

Contract Term

The agreement will become effective on or about May 15, 2024, for a five-year term, with an option to extend for an additional five years.

Financial Impact

Employees who request tuition reimbursement for courses taken through Phoenix College will be reimbursed according to eligibility requirements and applicable limits under the Employee Development Fund Program.

Discussion

Mayor Gallego reported Councilwoman Pastor declared a conflict with this item and would not be participating in discussions or voting.

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

Yes:	7 -	Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego
No:	0	
Conflict:	1 -	Councilwoman Pastor

Absent: 1 - Councilwoman O'Brien

61 **Intergovernmental Agreement to work with the National League of Cities on the Apprenticeship for Cities Grant Proposal (Ordinance S-50882)**

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the National League of Cities (NLC) to work on the Apprenticeship for Cities Grant Proposal under Apprenticeship Building America Round 2 funding opportunity, if awarded. Further request authorization for the City Treasurer to accept, and the City Controller to disburse all funds related to this item.

Summary

The Department of Labor announced the availability of $95 million in grants to expand registered apprenticeship, including a focus on public sector apprenticeships. National League of Cities (NLC), in partnership with the American Institutes for Research (AIR), submitted a proposal with a focus on building apprenticeship programs to fill in-demand occupations within municipalities through a new initiative: Apprenticeships for Cities, and asked the City of Phoenix to partner in this initiative and serve a trailblazer city.

The City of Phoenix aligns with the purpose of this initiative and understands the importance of establishing equitable, quality pathways and partnerships aimed at increasing availability of and enrollment in municipal apprenticeships. The City currently has eight Registered Apprenticeship programs from Procurement Officer, Electricians, to Street Maintenance Workers. The City has grown the number of offerings and has seen tremendous success with individuals participating in these programs.

The City is interested in engaging with the Apprenticeship for Cities initiative, aiming to collaborate with fellow municipalities to expand and enhance opportunities for our workforce. Through strategic partnerships, we endeavor to establish tailored community college programs that precisely address the evolving needs of our local workforce, fostering growth and prosperity within our community.

Through this initiative, the City of Phoenix will address various skill gaps that drive labor shortages by supporting scalable and sustainable Registered Apprenticeship programs in the public sector. In this initiative, the City commits to launch and continue to expand the Registered Apprenticeship program in the occupation(s) of Electrician, Procurement Officer, Fleet Technician/Equipment Services Worker, Gardener, HVAC, Instrumentation and Controls Specialist, Solid Waste Equipment Operator, Street Maintenance Worker apprentices by hiring an estimated 20 apprentices by April 2028.

As a trailblazer city, Phoenix will receive intensive technical assistance to accelerate the ability to launch Registered Apprenticeship Programs, through a combination of site visits, group learning sessions, one-on-one coaching, and peer engagement.

Financial Impact

There is no financial impact for this agreement.

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

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

62 Request for Reconsideration of Item 50 from the May 1, 2024 Formal Council Meeting - Amend Phoenix City Code Chapter 20: Office of Accountability and Transparency (Ordinance G-7258) - Revised

Request for reconsideration of Item 50 - Amend Phoenix City Code Chapter 20: Office of Accountability and Transparency (Ordinance G-7258) - Revised from the May 1, 2024 City Council Formal Meeting, to be placed on the agenda for the Formal City Council meeting on May 15, 2024.

Summary

At the May 1, 2024 Formal City Council meeting, Item 50 - Amend

Phoenix City Code Chapter 20: Office of Accountability and Transparency (Ordinance G-7258) - Revised passed by a vote of 6-3.

Pursuant to the Rules of Council Proceedings Rule 7(n), this reconsideration is being placed on the May 15, 2024 agenda in accordance with a memo requesting reconsideration from Councilwoman Hodge Washington **(Attachment A)** filed with the City Clerk on May 8, 2024.

If this request is approved, the City Council will reconsider this item. If this request is not approved, the City Council will not reconsider this item and the original action on the item will stand.

Discussion

Councilwoman Hodge Washington made a motion to reconsider Item 50 adopted at the May 1, 2024, Formal meeting as outlined in her letter dated May 8, 2024. Councilwoman Pastor seconded the motion.

Councilwoman Hodge Washington recalled that two weeks ago, the Council voted on an amendment that would bar individuals who had filed certain claims against the Phoenix Police Department from serving on the Citizen Review Board.

Prior to his vote, Councilman Robinson expressed compromise was very important in situations like these and he still had difficulty with not allowing someone with law enforcement experience, with any organization, as a voting member on the Board who could provide background and experience, but yet allowing someone who had filed a claim. Councilman Robinson stated he was voting no on this item.

A motion was made by Councilwoman Hodge Washington, seconded by Councilwoman Pastor, that this item be approved. The motion failed by the following vote:

Yes:	7 -	Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Vice Mayor Stark and Mayor Gallego
No:	2 -	Councilman Robinson and Councilman Waring

63 Reconsideration of Item 50 from the May 1, 2024 Formal Council

Meeting - Amend Phoenix City Code Chapter 20: Office of Accountability and Transparency (Ordinance G-7258) - Revised

Request to approve Ordinance for amendments to Phoenix City Code (PCC) Chapter 20 for the Office of Accountability and Transparency to adopt language to establish a Civilian Review Board and amend portions of PCC Chapter 20, to comply with state law.

Summary

The Phoenix City Council and Mayor established the Office of Accountability and Transparency (OAT) in 2021 to perform independent civilian oversight of the Phoenix Police Department (Police). OAT monitors Police administrative investigations of incidents involving sworn personnel and provides community members a way to freely communicate complaints, commendations, and concerns about officers and the Police Department without fear of retaliation.

In 2022, state legislators proposed and passed a bill, later codified as Arizona Revised Statutes (A.R.S.) 38-1117, that altered the landscape of civilian oversight in Arizona. OAT shifted the scope and manner of its work to remain within the confines of the Code and A.R.S. 38-1117. However, to align OAT's practice, Phoenix City Code (PCC) sections 20-1 through 20-13 require amendments eliminating reference to OAT conducting investigations or influencing officer discipline.

The Ordinance also establishes a Civilian Review Board (Board) to further OAT's work.

Concurrence/Previous Council Action

At the March 19, 2024 Policy Session, staff requested City Council direction on the proposed amendments to current PCC Chapter 20, sections 20-1 to 20-13 and suggested additions of sections 20-14 through 20-17 to establish the Civilian Review Board.

Discussion

The City Clerk read the title of the ordinance for this item.

A motion was made and seconded to approve this item.

Councilwoman Hodge Washington stated she asked for reconsideration

as she believed the draft language included in this proposed amendment addressed the issues that were raised by the Council. She opined this language was a reasonable balance and compromise for this Council and it ensured that all voices in the Civilian Review Board are inclusive.

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

Yes: 6 - Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilman Robinson, Vice Mayor Stark and Mayor Gallego

No: 1 - Councilman Waring

Absent: 2 - Councilwoman O'Brien and Councilwoman Pastor

90 Amend Phoenix City Code Chapter 31 (Ordinance G-7261)

Request to amend Phoenix City Code, Article VII, Chapter 31, section 80.H, to authorize the City Manager or designee to revoke encroachment permits for private facilities in the right of way as necessary. Currently, City Code requires City Council approval for the administrative action to revoke a revocable permit when a change of ownership occurs, or a private party does not meet the terms of the approved contract as approved by the City Manager's Office.

Summary

This amendment authorizes the City Manager or designee to revoke encroachment permits as necessary. (**Attachment A**).

Financial Impact

There is no financial impact.

Discussion

The City Clerk read the title of the ordinance for this item.

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

Yes: 7 - Councilman Galindo-Elvira, Councilwoman Guardado, Councilwoman Hodge Washington, Councilman Robinson, Councilman Waring, Vice Mayor Stark and Mayor Gallego

No: 0

Absent: 2 - Councilwoman O'Brien and Councilwoman Pastor

101 Public Hearing and Ordinance Adoption - Z-32-23-3 - Approximately 360 Feet East of the Southeast Corner of Cave Creek Road and Mescal Street (Ordinance G-7262)

Request to hold a public hearing and amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-32-23-3 and rezone the site from R1-10 (Single-Family Residence District) to C-3 (General Commercial) to allow self-service storage warehouse use.

Summary

Current Zoning: R1-10
Proposed Zoning: C-3
Acreage: 1.20
Proposal: C-3 commercial use (self-service storage warehouse)

Owner: Terrance A & Paige S Maglio
Applicant/Representative: Marty Hall

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The North Mountain Village Planning Committee heard this item on Sept. 20, 2023, and recommended approval, per the staff recommendation, with direction, by a vote of 7-3.
PC Action: The Planning Commission heard this item on Oct. 5, 2023, and continued the item, by a vote of 7-0. The Planning Commission heard this item on Nov. 2, 2023, and continued the item, by a vote of 9-0. The Planning Commission heard this item on Dec. 7, 2023, and recommended denial, by a vote of 5-0.

Location

Approximately 360 feet east of the southeast corner of Cave Creek Road and Mescal Street
Council District: 3
Parcel Address: 1545 E. Mescal St.

Discussion

Mayor Gallego reported this item was in Vice Mayor Stark's district.

Mayor Gallego opened the public hearing.

Julia Taggart expressed opposition to this item and stated her community was blindsided and was not informed about this being in the agenda for approval today. She urged the Council to pause this item in order to receive community input.

Marty Hall, representative of the property owner, spoke regarding the property, its infrastructure, City's requirements, and community notifications. He stated, in response to the previous speaker, they met with Sunnyside Historical Organization to explain the proposal as well as answer questions. Mr. Hall said the organization asked the project to continue, and since then they have not received any communication from the organization.

Mayor Gallego closed the public hearing.

Vice Mayor Stark reported she had the opportunity to talk to some Village Committee members and learned the majority of members were in support of this project. She also reported she had the opportunity to talk to some of the adjoining property owners and the original access issues have been resolved.

The hearing was held. A motion was made by Vice Mayor Stark, seconded by Councilwoman O'Brien, that this item be approved per staff's recommendation, with adoption of the related ordinance. The motion carried by the following vote:

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

102 (CONTINUED FROM MAY 1, 2024) - Public Hearing and Resolution Adoption - General Plan Amendment GPA-LV-3-22-8 - Approximately 860 Feet South of the Southwest Corner of 51st Avenue and Carver Road (Resolution 22196)

Request to hold a public hearing on a General Plan Amendment to consider adopting the Planning Commission's recommendation and the related resolution if approved. Request to amend the General Plan Land Use Map designation on 284.19 acres from Residential 1 to 2 dwelling units per acre, Residential 2 to 3.5 dwelling units per acre, Residential 3.5 to 5 dwelling units per acre, Residential 5 to 10 dwelling units per acre, Residential 15+ dwelling units per acre, Public / Quasi-Public, Commercial, and Resort to Commercial / Commerce/Business Park, Commercial / Commerce/Business Park / Residential 1 to 2 dwelling units per acre / Residential 3.5 to 5 dwelling units per acre / Residential 5 to 10 dwelling units per acre / Residential 10 to 15 dwelling units per acre / Residential 15+ dwelling units per acre, Commercial / Residential 1 to 2 dwelling units per acre / Residential 3.5 to 5 dwelling units per acre / Residential 5 to 10 dwelling units per acre / Residential 10 to 15 dwelling units per acre / Residential 15+ dwelling units per acre, Residential 1 to 2 dwelling units per acre / Residential 3.5 to 5 dwelling units per acre / Residential 5 to 10 dwelling units per acre / Residential 10 to 15 dwelling units per acre / Residential 15+ dwelling units per acre, and Resort. This item is a companion case to Z-53-22-8 and must be heard prior to Z-53-22-8.

Summary

Application: GPA-LV-3-22-8

Current Designation: Residential 1 to 2 dwelling units per acre (54.23 acres), Residential 2 to 3.5 dwelling units per acre (41.64 acres), Residential 3.5 to 5 dwelling units per acre (84.24), Residential 5 to 10 dwelling units per acre (57.14 acres), Residential 15+ dwelling units per acre (4.09 acres), Public / Quasi-Public (17.51 acres), Commercial (25.43 acres), and Resort

Proposed Plan Designation: Commercial / Commerce/Business Park (100.01 acres), Commercial / Commerce/Business Park / Residential 10 to 15 dwelling units per acre / Residential 15+ dwelling units per acre (65.14 acres), Commercial / Residential 10 to 15 dwelling units per acre / Residential 15+ dwelling units per acre (40.46 acres), Residential 10 to 15 dwelling units per acre / Residential 15+ dwelling units per acre (78.58 acres), and Resort.

Acreage: 284.19

Proposed Use: Commercial, Commerce/Business Park, various residential designations, and resort

Owner: Lines Ruskin R JR, et. al
Applicant: Alex Stedman, RVi Planning and Landscape Architecture
Representative: Wendy Riddell, Berry Riddell, LLC

Staff Recommendation: Approval.
VPC Information Only: The Laveen Village Planning Committee heard the item on Nov. 14, 2022, for information only.
VPC Action: The Laveen Village Planning Committee heard the item on Feb. 12, 2024, and continued the item, by a vote of 8-0. The Laveen Village Planning Committee heard the item on March 18, 2024, and recommended denial as filed, approval with modifications, by a vote of 8-0.
PC Action: The Planning Commission heard the item on March 7, 2024, and continued the item, by a vote of 8-0. The Planning Commission heard this item on April 4, 2024, and recommended approval, per the Laveen Village Planning Committee recommendation, by a vote of 8-0.

Location
Approximately 860 feet south of the southwest corner of 51st Avenue and Carver Road
Council District: 8
Parcel Addresses: 11842 and 12000 S. 51st Ave. and 4951 and 5141 W. Estrella Drive

Discussion
Mayor Gallego announced the hearings for Items 102 and 103 would be heard together with separate motions for each item. She requested staff to present their report.

Planning and Development Department Assistant Director Sam McAllen introduced Deputy Director Tricia Gomes and Planner III Sarah Stockham.

Ms. Gomes provided a PowerPoint (PPT) presentation and stated items 102 and 103 were located approximately 863 feet south of the southwest corner of 51st Avenue and Carver Road. She said Item 102 was GPA-LV-3-22-8 and was a General Plan amendment to allow commercial commerce park, various residential designations and resort. She said

Item 103 was Z-53-22-8 and was a request to rezone to plan unit development to allow single family and multifamily residential commercial uses and some commerce park. Ms. Gomes provided detailed information on the surrounding areas. She reported the Laveen Village Planning Committee heard Item 102 on March 18, 2024, and recommended denial as filed, approval with modifications, by a vote of 8-0. The Planning Commission heard this item on April 4, 2024, and recommended approval, per the Laveen Village Planning Committee (VPC) recommendation, by a vote of 8-0. Ms. Gomes reported The Laveen VPC heard item 103 on March 18, 2024, and recommended approval, per the staff memo with modifications and additional stipulations, by a vote of 8-0. The Planning Commission heard this item on April 4, 2024, and recommended approval, per the staff memo dated April 4, 2024, with a modification and deleted stipulation, by a vote of 6-2. Ms. Gomes stated the applicant has continued to work with the community and Councilwoman Hodge Washington's office to address any concerns. Ms. Gomes stated the applicant has agreed to several revisions to the stipulations and provided a brief overview of those revisions as outlined in the memo dated May 13, 2024. Ms. Gomes presented staff's recommendation to approve Item 102 per the Planning Commission recommendation and adoption of the related resolution and approve Item 103 per the May 13, 2024, memo from the Planning and Development Department Director and adoption of the related ordinance.

Mayor Gallego stated there would two presentations, each side would have 10 minutes that could be used as they saw fit, and anyone who did not speak during that time period would have two minutes speak and address the Council, in addition, the applicant could reserve up to two minutes for rebuttal if they wished to do so. Mayor Gallego invited Ms. Wendy Reddell to speak on behalf of the applicant.

Ms. Reddell presented a PPT presentation that included the vision of the proposed project, which included EV focused auto campus, level 1 trauma hospital, resort, trailhead to South Mountain Park, fire station, mixed-use retail development, billboards, and housing. She reported this project was a downzoning from the original zoning. Ms Reddell stated the project began with significant opposition in October 2022, but on March 18, 2024, received unanimously supported by the Laveen Village

Committee and explained in detail the process in which they went through to achieve a compromise to earn that unanimous support. In addition, Ms. Reddell stated significant neighborhood outreach has been done, extensive buffers have been provided, the compromised will help the developer achieve the density to make the project work at the same time giving the community the type of density they want, as well as it would bring a vibrant, mixed-use development to Laveen. Ms. Reddell respectfully requested the Council to approve the project.

John Bzdel stated he filed an appeal on May 1, 2024, as the community had concerns regarding density of the proposed project. He thanked Councilwoman Hodge Washington for her efforts and assistance in addressing and facilitating the community's concerns. Mr. Bzdel presented a PPT presentation that included detailed community accomplishments in incorporating the synergy plan elements to the proposed project. Mr. Bzdel reported based on the progress that Councilwoman Hodge Washington has been able to facilitate over the last few weeks, the community members that he represented were dropping their opposition to this development and were going to support it. He once again thanked Councilwoman Hodge Washington as well as the Lines family and the development team for recognizing the community's concerns. In addition, Mr. Bzdel said one of the concerns the community still has with this development was the zoning change for the resort area, which currently is zoned for 40 dwelling units per acre and if a resort developer could not be found per stipulation the zoning would revert back to the current zoning. He presented the community's call for Council action that in the event that a resort developer cannot be found that the zoning reverts to a density of 20 dwelling units per acre.

Vice Mayor Stark stated she was familiar with the reversion process and the need to hold public hearings. She asked if the law was still the same.

Ms. Gomes stated Vice Mayor Stark was correct if this development was conventional zoning; however, in the PUD if there were modifications to address that, the Council would need to make a modification.

Vice Mayor Stark stated for clarification, the density does not revert back automatically.

Dan Penton spoke about his disappointment that this development would include 80 acre, 10 dealership auto mall at a pristine location at the base of South Mountain. He advocated for the Council to be stewards of the land.

Joanne Jensen, a member of the Laveen Village Planning Committee, spoke about her support for the proposed development and the way the community, developer, and all involved worked together to get to this point in the process.

Linda Abegg, Chair of the Laveen Village Planning Committee, spoke about her involvement in this process and the way that all stakeholders were able to express their priorities and have those priorities addressed. She thanked Councilwoman Hodge Washington and the community for their involvement.

Maria Reagin spoke about her experience with community involvement in finding compromises that the community would live with and made the development better. She thanked Councilwoman Hodge Washington's leadership in this process as well as the Lines family, Ms. Reddell, and the developer for their efforts.

Frank Fiedler spoke about the increased traffic this development would bring to the area.

Stephanie Herd, Vice Chair of the Laveen Village Planning Committee, spoke about her support for the proposed development and thanked everyone who worked together to make this project a reality.

Ms. Reddell expressed gratitude for the leadership across all involved and their hard work to get to this point. She spoke regarding the sustainability measures included in the proposed development.

Councilwoman Hodge Washington asked Ms. Reddell to address the traffic concerns expressed by Mr. Fiedler.

Ms. Reddell stated transportation and traffic were an issue from the start

and explained how, with the assistance of the Streets Department, a better transportation solution was created which was embraced by the community.

Councilwoman Hodge Washington asked Ms. Reddell to address the placement of the auto mall.

Ms. Reddell explained the placement of the auto mall was one of the requirements that it would stay south of Estrella and it was placed against the Loop 202 freeway, making it visible from the freeway but kept away from the rest of the community, in addition, there are very strict design guidelines for the three character areas that would help ensure that it is well done.

Mayor Gallego closed the public hearing.

Councilwoman Hodge Washington thanked staff for managing the community's concerns, Ms. Reddell and the Lines family for ensuring they were receptive to the community feedback, as well for the members of the Laveen Village Planning Committee and the Planning Commission, and the community as a whole. Councilwoman Hodge Washington stated this PUD spans across almost 300 acres and it is one of the last remaining acreage in the Laveen Village and it was a great example of compromise and work towards a common goal and something that the entirety of Laveen would benefit from and be proud of. She stated this PUD included the commercial that Laveen desperately wanted, residential options, and would bring the hospital for the residents, as well as a 55 plus community.

Mayor Gallego congratulated Councilwoman Hodge Washington on her incentive plan to achieve community goals and thanked everyone who made that possible.

Vice Mayor Stark congratulated and thanked everyone involved and stated she would be voting yes on the motion.

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

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

103 (CONTINUED FROM MAY 1, 2024) - Public Hearing and Ordinance Adoption - Rezoning Application Z-53-22-8 (Gila Foothills PUD) - Approximately 860 Feet South of the Southwest Corner of 51st Avenue and Carver Road (Ordinance G-7257)

Request to hold a public hearing and amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-53-22-8 and rezone the site from S-1 (Ranch or Farm Residence), S-1 (Approved C-2 PCD) (Ranch or Farm Residence, Approved Intermediate Commercial, Planned Community District), S-1 (Approved R-2 PCD) (Ranch or Farm Residence, Approved Multifamily Residence District, Planned Community District), S-1 (Approved R-3 PCD) (Ranch or Farm Residence, Approved Multifamily Residence District, Planned Community District), S-1 (Approved R-3A PCD) (Ranch or Farm Residence, Approved Multifamily Residence District, Planned Community District), S-1 (Approved R1-10 PCD)

(Ranch or Farm Residence, Approved Single-Family Residence District, Planned Community District), S-1 (Approved R1-18 PCD) (Ranch or Farm Residence, Approved Single-Family Residence District, Planned Community District), S-1 (Approved R1-8 PCD) (Ranch or Farm Residence, Approved Single-Family Residence District, Planned Community District), S-1 (Approved RH/R1-10 PCD) (Ranch or Farm Residence, Approved Resort District/Single-Family Residence District, Planned Community District) to PUD (Planned Unit Development) to allow single and multifamily residential, commercial uses, and some commerce park. This is a companion case to GPA-LV-3-22-8 and should be heard following GPA-LV-3-22-8.

Summary

Current Zoning: S-1 (2.17 acres), S-1 (Approved C-2 PCD) (27.20 acres), S-1 (Approved R-2 PCD) (40.77 acres), S-1 (Approved R-3 PCD) (3.84 acres), S-1 (Approved R-3A PCD) (5.04 acres), S-1 (Approved R1-10 PCD) (9.58 acres), S-1 (Approved R1-18 PCD) (76.33 acres), S-1 (Approved R1-8 PCD) (50.30 acres), and S-1 (Approved RH/R1-10 PCD) (73.40 acres)
Proposed Zoning: PUD
Acreage: 288.63
Proposed Use: Single and multifamily residential, commercial uses, and some commerce park

Owner: Lines Ruskin R. JR, et al.
Applicant: RVi Planning and Landscape Architecture
Representative: Wendy Riddell, Berry Riddell, LLC

Staff Recommendation: Approval, subject to stipulations.
VPC Information Only: The Laveen Village Planning Committee heard this item on Nov. 14, 2022, for information only.
VPC Action: The Laveen Village Planning Committee heard this item on Feb. 12, 2024, and continued the item, by a vote of 8-0. The Laveen Village Planning Committee heard this item on March 18, 2024, and recommended approval, per the staff memo with modifications and additional stipulations, by a vote of 8-0.
PC Action: The Planning Commission heard this item on March 7, 2024, and continued the item, by a vote of 8-0. The Planning Commission heard this item on April 4, 2024, and recommended approval, per the

staff memo dated April 4, 2024, with a modification and deleted stipulation, by a vote of 6-2.

The Planning Commission recommendation was appealed by a community member on April 9, 2024.

Location
Approximately 860 feet south of the southwest corner of 51st Avenue and Carver Road
Council District: 8
Parcel Address: 11842 and 12000 S. 51st Ave. and 4951 and 5141 W. Estrella Drive

Discussion
Refer to Item 102 for discussion on this item.

The hearing was held. A motion was made by Councilwoman Hodge Washington, seconded by Vice Mayor Stark, that this item be approved per the May 13, 2024 memo from the Planning and Development Director, with adoption of the related ordinance. The motion carried by the following vote:

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

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

000 CITIZEN COMMENTS

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

Elizabeth Venable spoke about her advocacy for the homeless as being

constituents and presented a list of priorities to be included in the City's budget.

Ed Hermes spoke on behalf of the Carnation Neighborhood Association and advocated for the elimination of the reverse lanes on 7th Avenue and 7th Street. He urged Council to add this issue to a future agenda.

Eric Nielsen spoke about the naming of buildings and parks as well as development of south Phoenix.

Dave Riley spoke about the reverse lanes on 7th Avenue and 7th Street and advocated for making changes to those lanes or eliminating them all together.

Julia Taggart spoke about the Mystery Castle and its demolition plans and advocated for historic buildings in Phoenix.

Mohammed Bukhamsin stated he was a traffic engineer and spoke about his and the City's studies regarding the reverse lanes on 7th Avenue and 7th Street. He advocated for the elimination of those lanes.

Nicole Rodriguez spoke against the reverse lanes on 7th Avenue and 7th Street and advocated for their elimination.

Teresa Dickinson stated she was the owner of Melrose Pharmacy and spoke against the reverse lanes on 7th Avenue and 7th Street and advocated for their elimination.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 4:58 p.m.

MAYOR

ATTEST:

CITY CLERK

MW

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the formal session of the City Council of the City of Phoenix held on the 15th day of May, 2024. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 4th day of December, 2024

CITY CLERK