City of Phoenix

Minutes

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

186076

City Council Formal Meeting

Wednesday, February 16, 2022 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, February 16, 2022 at 2:31 p.m. in the Council Chambers.

Present: 9 - Councilwoman Yassamin Ansari, Councilman Sal DiCiccio, Councilmember Carlos Garcia, Councilwoman Betty Guardado, Councilwoman Ann O'Brien, Councilwoman Debra Stark, Councilman Jim Waring, Vice Mayor Laura Pastor and Mayor Kate Gallego

The Mayor and Councilmembers attended the meeting virtually.

Councilman DiCiccio disconnected from the meeting, and later reconnected during Item 83. Councilman DiCiccio disconnected from the meeting during Citizen Comments.

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

An affidavit was presented to the Council by the City Clerk stating that copies of the titles of Ordinances G-6943 and G-6963, S-48322 through S-48362, and Resolutions 21992 through 21996 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.

City Attorney Cris Meyer stated members of the public may speak for up to two minutes on agenda items and gave direction on appropriate decorum when

providing comments.

BOARDS AND COMMISSIONS

1 Mayor and Council Appointments to Boards and Commissions

Summary

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

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

Development Advisory Board

Appoint Monique Sermeno, serving as the ex-officio representative of the Neighborhood Services Department as recommended by Mayor Gallego.

Estrella Village Planning Committee

Appoint Angelica Terrazas, filling a vacancy on the committee for a term to expire Nov. 19, 2023 as recommended by Councilwoman Ansari.

North Gateway Village Planning Committee

Appoint Jennifer Krieger, filling a vacancy on the committee for a term to expire Nov. 19, 2023 as recommended by Councilwoman O'Brien.

Planning Commission

Appoint Marci Busching, moving from the Village Planning Committee seat replacing Roberta Shank in a Resident of Phoenix seat for a term to expire April 15, 2025 as recommended by Mayor Gallego.

Rio Vista Village Planning Committee

Appoint Jeff Riederer, filling a vacancy on the committee for a term to expire Nov. 19, 2023 as recommended by Councilwoman Ann O'Brien.

South Mountain Village Planning Committee

Appoint Francisca Montoya, filling a vacancy on the committee for a partial term to expire Nov. 19, 2022 as recommended by Councilwoman Ansari.

Tourism and Hospitality Advisory Board

Appoint Matthew Lockwood, filling a vacancy on the board for a term to expire Sept. 30, 2023 as recommended by Councilwoman Guardado.

Note: One electronic comment was submitted in favor of Item 1.

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

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Pastor 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 Pastor, seconded by Councilwoman Stark, that this items 2-17 be recommended for approval, except Item 17. The motion carried by the following voice vote:

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Pastor and Mayor Gallego

No: 0

2 Liquor License - Special Event - Our Lady of Czestochowa Roman Catholic Parish Phoenix

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

Summary

Applicant
Andrew Furga

Location

2828 W. Country Gables Drive
Council District: 1

Function
Festival

Date(s) - Time(s) / Expected Attendance
Feb. 26, 2022 - 10 a.m. to 8 p.m. / 2,500 attendees
Feb. 27, 2022 - 10 a.m. to 4 p.m. / 1,500 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

3 Liquor License - Romano's Macaroni Grill #31178

Request for a liquor license. Arizona State License Application 174806.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 12 - Restaurant

Location
2949 W. Agua Fria Fwy.
Zoning Classification: C-2
Council District: 1

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

The 60-day limit for processing this application is Feb. 19, 2022.

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:
"Romano's Macaroni Grill is a nationwide restaurant know for its Italian-American style dishes in a casual family-friendly atmosphere. Applicant would like to continue to offer guests 21 and over the opportunity to order alcoholic beverages as an incident to the menu items they enjoy."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Romano's Macaroni Grill #31178
Liquor License Map - Romano's Macaroni Grill #31178

This item was recommended for approval.

4 Liquor License - Ambassador Fine Cigars

Request for a liquor license. Arizona State License Application 06073609.

Summary

Applicant
Vartan Seferian, Agent

License Type
Series 6 - Bar

Location
10810 N. Tatum Blvd., Ste. 140
Zoning Classification: C-2
Council District: 3

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

The 60-day limit for processing this application is Feb. 27, 2022.

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

location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

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

Ambassador Fine Cigars (Series 7)
7545 W. Bell Road, Peoria
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I am an owner and operator of Ambassador Fine Cigars located in Peoria. I will continue to abide by all rules, regulations and Title 4 liquor laws."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This location has been open and operational for 7 years. I would like the ability to offer my customers an adult beverage while enjoying a fine

cigar."

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

Attachments
Liquor License Data - Ambassador Fine Cigars
Liquor License Map - Ambassador Fine Cigars

This item was recommended for approval.

5 Liquor License - Good Time Smoke Beer & Wine

Request for a liquor license. Arizona State License Application 176497.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 10 - Beer and Wine Store

Location
12312 N. 32nd St.
Zoning Classification: C-2
Council District: 3

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

The 60-day limit for processing this application is Feb. 28, 2022.

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:
"Both owners have completed Title 4 Liquor Law Training. Strict policies will be place to ensure all rules, laws, and regulations will be followed."

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 an existing series 10 liquor license. We are applying for a license to better facilitate a more convenient overall shopping experience for the community we serve."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Good Time Smoke Beer & Wine

Liquor License Map - Good Time Smoke Beer & Wine

This item was recommended for approval.

6 Liquor License - Vegan & Vine

Request for a liquor license. Arizona State License Application 176443.

Summary

Applicant
Theresa Morse, Agent

License Type
Series 10 - Beer and Wine Store

Location
502 E. Thunderbird Road
Zoning Classification: PSC
Council District: 3

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

The 60-day limit for processing this application is Feb. 27, 2022.

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 successful entrepreneur and own other businesses. I will ensure that my employees are trained in liquor law to avoid sales to intoxicated and or underage customers. I will uphold all city, state and county laws and work with the neighborhood associations to provide a safe and friendly environment to our clientele. Additionally, I held a 'liquor - license' in Seattle, WA from 1998 - 2006 with zero infractions."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This is a unique restaurant selling vegan products and alcoholic beverages to complement our food. The restaurant is adjacent to our vegan convenience store providing products that are not typically available in big box stores. It is a one stop shop concept where one can dine in and subsequently shop in the adjacent vegan convenience store. All things 'Plant - Based' in one conveinent location!."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Vegan & Vine
Liquor License Map - Vegan & Vine

This item was recommended for approval.

7 Liquor License - Vegan & Vine

Request for a liquor license. Arizona State License Application 176434.

Summary

Applicant
Theresa Morse, Agent

License Type
Series 12 - Restaurant

Location
502 E. Thunderbird Road
Zoning Classification: PSC
Council District: 3

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 alcohol sales as an accessory use to a restaurant in the PSC zoning district.

The 60-day limit for processing this application is Feb. 27, 2022.

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 successful entrepreneur and own other businesses. I will ensure that my employees are trained in liquor law to avoid sales to intoxicated and or underage customers. I will uphold all city, state and county laws and work with the neighborhood associations to provide a safe and friendly environment to our clientele. Additionally, I held an active 'liquor - license' in Seattle, WA from 1998 - 2006 with zero infractions."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This is a unique restaurant selling vegan products and alcoholic beverages to complement our food. The restaurant is adjacent to our vegan convenience store providing products that are not typically available in big box stores. It is a one stop shop concept where one can dine in and subsequently shop in the adjacent vegan convenience store. All things 'Plant - Based' in one conveinent location!"

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

Attachments
Liquor License Data - Vegan & Vine
Liquor License Map - Vegan & Vine

This item was recommended for approval.

8 Liquor License - 7- Eleven #21041H

Request for a liquor license. Arizona State License Application 174282.

Summary

Applicant
Ryan Anderson, Agent

License Type
Series 10 - Beer and Wine Store

Location
4101 N. 27th Ave.
Zoning Classification: C-2
Council District: 4

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

The 60-day limit for processing this application is Feb. 16, 2022.

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:
"7-Eleven, Inc. is a major convenience store retailer in the U.S. with thousands of stores in many states, some of which are operated by corporate and some of which are operated by franchisees. This store will operate as a corporate store. 7-Eleven, Inc. has a strict, comprehensive, and successful training program and record regarding alcohol sales both inside and outside of AZ. 7-Eleven, Inc. depends on its reputation regarding responsible operation of its stores and takes liquor compliance very seriously."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This store has operated with a series 10 liquor license for years. Its customers and neighbors have grown accustomed to the one-stop shopping experience, and 7-Eleven will now be operating this location as a corporate store with the intention of improving it and making the best neighbor it can be."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - 7-Eleven #21041H
Liquor License Map - 7-Eleven #21041H

This item was recommended for approval.

9 Liquor License - Special Event - Hermandad Del Senor De Los Milagros (Mesa, AZ)

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

Summary

Applicant
Sofia Vasquez Diaz

Location
7610 W. Indian School Road
Council District: 5

Function
Dance

Date(s) - Time(s) / Expected Attendance
March 11, 2022 - 9 p.m. to 2 a.m. / 500 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

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

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

Summary

Applicant
Phillip Lester

Location

6351 N. 27th Ave.
Council District: 5

Function
Dinner

Date(s) - Time(s) / Expected Attendance
March 26, 2022 - 5 p.m. to Midnight / 500 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

11 Liquor License - Barro's Pizza

Request for a liquor license. Arizona State License Application 176091.

Summary

Applicant
Bruce Barro, Agent

License Type
Series 12 - Restaurant

Location
6135 N. 35th Ave., Ste. 101
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 Feb. 26, 2022.

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 have 21 restaurants all with Series 12 liquor licenses and have never had a citation or problem with regards to serving alcohol."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We take selling alcohol very seriously and adhere to all laws & regulations."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Barro's Pizza

Liquor License Map - Barro's Pizza

This item was recommended for approval.

12 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
Ari Levin

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

Function
Cultural Celebration

Date(s) - Time(s) / Expected Attendance
May 5, 2022 - 6 p.m. to 9:15 p.m. / 900 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

13 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
Ari Levin

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

Function
Dance

Date(s) - Time(s) / Expected Attendance
March 10, 2022 - 6 p.m. to 8:45 p.m. / 900 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

14 Liquor License - Special Event - United Phoenix Firefighters Emerald Society, Inc.

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

Summary

Applicant
Joseph Cantelme

Location
18 W. Monroe St.
Council District: 7

Function
Festival

Date(s) - Time(s) / Expected Attendance
March 17, 2022 - 8 a.m. to 2 a.m. / 1,200 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

15 Liquor License - Special Event - Trees Matter

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

Summary

Applicant
Aimee Esposito

Location
907 N. 5th St.
Council District: 8

Function
Festival

Date(s) - Time(s) / Expected Attendance
April 15, 2022 - 4:20 p.m. to Midnight / 5,000 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

16 Liquor License - R & F Liquor

Request for a liquor license. Arizona State License Application 09070729.

Summary

Applicant
Steve Delly, Agent

License Type
Series 9 - Liquor Store

Location
4727 E. Southern Ave.
Zoning Classification: C-2
Council District: 8

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

The 60-day limit for processing this application is Feb. 25, 2022.

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:
“This location has been owned and operated by our family for 24 years. We have always followed Arizona liquor laws and have never had any problems. We have proven ourselves to be conscience business owners.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“Being in business a this location for so long, our neighbors and the local community have become our regular patrons. Our neighbors know we operate a reputable business with fair prices.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - R & F Liquor
Liquor License Map - R & F Liquor

This item was recommended for approval.

17 Liquor License - Golden Margarita

Request for a liquor license. Arizona State License Application 175908.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 12 - Restaurant

Location
330 E. Roosevelt St.
Zoning Classification: DTC - East Evan Churchill
Council District: 8

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

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

The 60-day limit for processing this application is Feb. 21, 2022.

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

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

Public Opinion
Two letters protesting the issuance of this license have been received and are on file in the Office of the City Clerk. The letters are from local residents. They feel that the Golden Margarita has created an unsafe environment for the community with a history of noise complaints and shooting incidents at the location. They feel the applicant is not qualified or able to manage a liquor license.

Two letters supporting the issuance of this license have been received and are on file in the Office of the City Clerk. The letters are from a local resident and a business owner who feel the Golden Margarita brings growth and is a great addition to the neighborhood that provides great service.

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“I have been operating this establishment since 2020. Am filing under a new LLC. I will continue to abide by Title 4 laws and ensure my employees are trained in Title 4 liquor law training.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“I would like to offer my patrons the choice of having an adult beverage while enjoying a bite to eat while in the art district of downtown."

Staff Recommendation
Staff recommends disapproval of this application based on Finance and Police Department recommendations for disapproval. The Police Department disapproval is based on the applicants history of liquor violations, prior history of failing to meet the percentage of food sales required for a restaurant license, currently operating more like a bar instead of a restaurant, reported violence at the establishment, and community noise complaints. Additionally, the current applicant was previously recommended for denial for this location by the City Council at the July 1, 2021 Formal Meeting. The applicant has not demonstrated the capability, qualifications and reliability to hold and control a liquor license.

Attachments
Liquor License Data - Golden Margarita
Liquor License Map - Golden Margarita
Liquor License Police Department Recommendation - Golden Margarita

Discussion
Mayor Gallego introduce License Services Program Manager Leah Swanton to give a brief presentation.

Ms. Swanton introduced Assistant City Prosecutor Alexandra Lange and Police Department Detective Kevin Crotty. She mentioned this application was for a new liquor license at the restaurant, and added this location was previously licensed for liquor sales and may operate on an

interim permit. She noted the 60-day limit for processing this application was Feb. 21, 2022 and said staff recommended disapproval of this application based on Finance and Police department recommendations for disapproval. She talked about how the Police Department's recommendation for disapproval was based on a history of liquor license violations and operated more like a bar than a restaurant based on liquor sales. She discussed how there were reports of violence at this establishment and noise complaints, and mentioned the applicant was previously recommended for denial at the July 1, 2021 City Council Formal Meeting. She stated the applicant had not demonstrated the capability, qualifications and reliability to hold and control a liquor license.

Det. Crotty stated he was the Liquor and Abatement Liason with the Central City Precinct. He mentioned his original recommendation for denial was based on ongoing and serious violations that included neighborhood complaints related to loud and distasteful music, and added the stipulations for their use permit were that volumes should not be greater than surrounding ambient conditions. He talked about the history of the managing member of Golden Margarita, and noted he lost his ability to operate a restaurant in Scottsdale due to low food sales, and several fights that generated a police response. He suggested because there were several bars located inside the establishment, that he would say the business had more of a bar and night club atmosphere rather than a restaurant. He listed violations the Three Wise Men restaurant received, and said Gem Ray failed the audit due to low food sales of 15.69 percent and needed at least 60 percent food sales. He continued to talk about the process of Mr. Ray applying for a liquor license for Golden Margarita, and listed the different reasons neighborhood complaints were received. He concluded Mr. Ray had shown he was not capable, qualified or reliable to hold a liquor license, and added it would not be in the best interest of the community to approve this license.

Mayor Gallego announced Deborah Moranville would be first to speak, followed by Lauren Parker. She noted Ms. Moranville was not responding so Ms. Parker would be next to speak, and added both were marked in opposition of Item 17.

Ms. Moranville spoke in opposition, and added she lived in the

neighborhood where Golden Margarita was located. She said she sent in multiple videos to the Police Department showing violent crimes happening at this restaurant, and talked about friends who were past employees at Golden Margarita who are owed wages. She discussed the shootings and loud music in this area, and concluded Golden Margarita did not bring anything positive to the neighborhood.

Mayor Gallego asked City Clerk Denise Archibald if there were any additional speakers for this item.

Ms. Archibald responded there were no additional speakers.

Councilmember Garcia thanked staff and those who submitted pictures and videos, and made a motion to recommend disapproval of Item 17.

Councilwoman Stark seconded the motion.

Mayor Gallego thanked those who sent in photos and videos and those who participated in discussion on this item.

Note: One electronic comment was submitted in opposition of Item 17.

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

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Pastor and Mayor Gallego

No: 0

ORDINANCES, RESOLUTIONS, AND NEW BUSINESSES

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

Note: Electronic comments were received for the following items.

Item 18: Three in opposition.

Item 20: Two in opposition.
Item 24: One in favor.
Item 54: One in opposition.
Item 81: Four in favor.

A motion was made by Vice Mayor Pastor, seconded by Councilwoman Stark, that items 18-83 be approved or adopted, except items 27, 39-42, 49-51, 66 and 82-83. The motion carried by the following vote:

Yes:	9 -	Councilwoman Ansari, Councilman DiCiccio, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Pastor and Mayor Gallego
No:	0	

Items 18-26, Ordinance S-48322 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.

18 Settlement of Claim(s) Arangure v. City of Phoenix

To make payment of up to $3,000,000.00 in settlement of claim(s) in *Arangure v. City of Phoenix*, 18-1368-002, AU, BI, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of bodily injury claim arising from a motor vehicle accident on April 7, 2019, involving the Fire Department.

This item was adopted.

19 Settlement of Claim(s) Parvar v. City of Phoenix

To make payment of up to $40,000.00 in settlement of claim(s) in *Parvar v. City of Phoenix*, 20-1163-001, AU, BI, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of bodily injury and property damage claim arising from a motor vehicle accident on April 9, 2021, involving the Police Department.

This item was adopted.

20 **Settlement of Claim(s) Salt River Pima Indian Community v. City of Phoenix**

To make payment of $7,000,000 in settlement of claim(s) in *Salt River Pima Indian Community vs. City of Phoenix*, 20-018858, for the Water Services Department from project WS85500455. This is a settlement of an alleged trespassing of a water line at 67th and Southern avenues, involving the Water Services Department.

This item was adopted.

21 **TransUnion Risk and Alternative Data Solutions, Inc.**

For $25,000.00 in payment authority to purchase TransUnion's TLOxp Online Investigative Services for the Police Department. The services include access to an online investigative research database of public and proprietary information. TLOxp's streamlined processes provide quick turnaround of requested information. The information available in this database is vital to the role and mission of the Police Department to provide life safety efforts.

This item was adopted.

22 **Recon Robotics**

For $34,419.00 in payment authority to purchase two Throwbot 2 Kits, each containing a Throwbot 2 Robot (TB2) and an Operator Control Unit 3, for the Police Department's Crime Impact Unit's Fugitive Apprehension Investigations Detail. The TB2 is an updated robot equipped with a more precise camera and audio listening capabilities. The system enhances safety for the public and minimizes the risk of a critical incident with suspects. The TB2 affords the opportunity to accomplish multiple tasks within a tactical operation while physically displacing officers from inside a structure or hazardous area, thereby increasing the safety of all those involved. The camera system of the TB2 allows the operator to peer into locations that otherwise would require an officer to physically inspect inside a structure, such as bedrooms, attic/crawl spaces, and under beds.

This item was adopted.

23 **Hale Outdoor Products, LLC doing business as MotoShot Target Systems**

For $27,432.00 in payment authority to purchase a MotoShot Target

Elite, a moving target training system and accessories for the Police Department. A MotoShot Target Elite includes an Adaptable Platform (AP), fall response upgrades for Motoshot Robots, MotoMan three-dimensional torso with arms, and a decision-making target bi-directional target turner dedicated toggle. The MotoShot Target Elite and accessories are designed for close-quarter tactical and indoor-outdoor moving target training. The system will be used to train, prepare, and engage officers to be proficient in a real-time shooting of moving targets in different real-life environments and live firing scenarios. Additionally, the purchase of the MotoShot Elite AP will enhance officer shooting proficiency, decision-making, and public safety. Currently, the Firearms Training Detail does not have a target system capable of providing portable and modular ballistic cover to train the officers.

This item was adopted.

24 Police Ordnance Company, Inc

For $17,600.00 in additional payment authority for Contract 147152 for ARWEN 37T Launchers and Accessories for the Police Department. The equipment is a critical part of the Police Department's effort to provide life safety services to the public and for use in critical incidents and on complicated scenes. Funds are required to make additional purchases for ammunition and accessories for this system, that are needed on a regular basis and are only available from the Police Ordnance Company. The initial contract amount of $60,000.00 was underestimated and thus necessitating more funds to be added to the contract.

This item was adopted.

25 DJ Walworth Enterprises, Inc. doing business as Interstate Batteries of Arizona

For $25,000.00 in payment authority for a new contract, entered on or about Feb. 23, 2022, for a term of five years for small equipment batteries for the Parks and Recreation Department. The batteries are used for various small equipment utilized daily, such as gators, mowers, carts, and sweepers. In addition, the equipment is used to maintain 41,000 acres of desert parks and mountain preserve land with more than 200 miles of trails, 185 parks, 32 community and recreation centers, eight golf courses, and street landscapes throughout the City.

Furthermore, the contract supports the Phoenix Strategic Plan to ensure Phoenix residents have quality parks and open space.

This item was adopted.

26 City of Glendale

For $27,273.00 in payment authority for the Office of Government Relations and the Aviation Department to remit the City of Phoenix's portion of the shared cost under the Baker, Donelson, Bearman, Claldwell & Berkowitz agreement. The agreement provides West Valley Partner Communities comprehensive federal legislative consulting services to protect and enhance Luke Air Force Base.

This item was adopted.

28 Ralph Andersen & Associates

For $35,000.00 in payment authority for a new contract with Ralph Andersen & Associates, to be entered into on or about March 1, 2022, for a term of two years for executive recruitment and consulting services for the Human Resources Department. The services are needed to provide executive-level recruitment services for an Assistant Chief Information Officer position in the Information Technology Services Department. The executive search includes writing recruitment marketing materials, advertising, conducting applicant searches, identifying a diverse applicant pool, coordinating interviews, and facilitating negotiations and offer.

This item was adopted.

29 Acrolect Solutions, LLC dba Endurance Group

For $36,895.00 in payment authority for hostage rescue training for the Special Assignments Unit (SAU) for the Police Department. The training course will focus on hostage rescue and will include numerous techniques including entry tactics, threat priorities, multi-room and multi-floor sequences, distraction devices, and simultaneous entry of multiple breach points and rapid decision making. Hostage rescue training is a core function of the SAU and is imperative to promote the safety of officers and citizens. Funding for this course is available in the Police Department's budget.

This item was adopted.

30 Proposed 27th Avenue and Baseline Road Annexation (Ordinance

S-48349)

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 27th Avenue and Baseline 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 Francisco M. Badilla with Badilla and Associates Consulting Engineers L.L.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 Oct. 6, 2021, to allow the City Council to gather community comment regarding the annexation proposal. Notification of the public hearing was published in the Arizona Business Gazette newspaper, and 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 105-88-020V, located at 7416 S. 27th Avenue (**Attachment A**). The annexation area is approximately 2.25 acres (0.0035 sq. mi.) and the population estimate is three individuals.
Council District: 8

This item was adopted.

31 Amend Ordinance S-47731 for Acquisition of Real Property for Cholla Tank 4M-B2 Pipeline Improvements (Ordinance S-48331)

Request the City Council to amend Ordinance S-47731 to acquire additional parcels for Cholla Tank 4M-B2 Pipeline improvements.

Summary
Ordinance S-47731 authorized acquisition for Cholla Tank 4M-B2 Pipeline improvements. It is necessary to acquire additional real property from parcels that were not originally identified to accommodate project and construction needs. All other conditions and stipulations previously stated in the above referenced ordinance will remain the same.

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

Financial Impact
Funding for acquisition is available in the Water Services Department's Capital Improvement Program budget.

Concurrence/Previous Council Action
The City Council approved Acquisition of Real Property for Cholla Tank 4M-B2 Pipeline Improvements (Ordinance S-47731) on June 23, 2021.

Location
Near East Cholla Lane and East Vista Drive and Invergordon Road.
Council District: 6

This item was adopted.

32 Acceptance and Dedication of Right-of-Way Abandoned by Arizona Department of Transportation Resolutions 2022-01-A-008, 2021-11-A-036 and 2021-02-A-006 (Ordinance S-48350)

Request for the City Council to accept and dedicate to public use right-of-way abandoned by Arizona Department of Transportation (ADOT) Resolutions 2022-01-A-008, 2021-11-A-036 and 2021-02-A-006; further ordering the ordinance recorded.

Summary
The right-of-way is no longer needed by ADOT for state transportation purposes, and the City will accept jurisdiction, ownership and

maintenance responsibilities, subject to appurtenant, existing access control, which shall remain intact and under ADOT control. Costs of the additional maintenance are not significant.

Maps depicting the right-of-way can be found in **Attachment A**. The ADOT Resolutions will be recorded with the Maricopa County Recorder.

Location
2022-01-A-008 is located along West Dunlap and North 25th avenues, east of Interstate 17.
Council District: 5

2021-11-A-036 is located along North 16th Street between Culver and Willetta streets, north of Interstate 10.
Council District: 8

2021-02-A-006 is located along the Roosevelt Street alignment between North 41st and North 42nd streets, south of State Route 202.
Council District: 8

This item was adopted.

33 Pest Control Services - Requirements Contract - Coop 22-050 (Ordinance S-48328)

Request to authorize the City Manager, or his designee, to enter into a cooperative participating agreement with Orkin, LLC to procure pest control services for the Aviation and Housing departments. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $1,226,000.

Summary
The Aviation and the Housing Departments request to use a cooperative agreement with Orkin, LLC to provide pest control services for the City's airports and the City's large apartment buildings and structures. Orkin, LLC will provide general pest control treatment, cockroach treatment, mosquito treatment, rodent control, bed bug inspection and treatment, bee, wasp, and hornet removal, termite inspection and control, and bird and bat management. These services are necessary for the health and

safety of City staff and the public, as well as to maintain compliance with local and federal laws and requirements.

Procurement Information
In accordance with Administrative Regulation 3.10, a participating agreement is required when the City uses a cooperative agreement from another public agency. A cooperative contract was established by Sourcewell under solicitation number 042821. The contract was awarded through competitive processes consistent with the City's procurement processes, as set forth in the Phoenix City Code, Chapter 43.

The Sourcewell contract covers the purchase of pest control services as required by the Aviation and Housing departments. The contract was awarded on June 18, 2021. The use of this cooperative agreement will provide the City national discounts on these products.

Upon City Council approval of this item, a purchasing agreement(s) incorporating the City’s terms and conditions will be fully executed between the referenced vendor and the City.

The Assistant Finance Director recommends that the cooperative participating agreement with Orkin, LLC be accepted.

Contract Term
The five-year contract term will begin on or about March 15, 2022.

Financial Impact
The aggregate contract value will not exceed $1,226,000.

Funding is available in the Aviation and Housing departments’ budgets.

This item was adopted.

34 Custodial Services (Police and Human Services Department Locations) Contract - Amendment (Ordinance S-48334)

Request to authorize the City Manager, or his designee, to extend and allow additional expenditures under Contract 144491 and 144492 with ISS Facility Services and Allied Universal Janitorial Services,

respectively, to provide custodial services for the City of Phoenix Police and Human Services departments. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $808,678.

Summary

These contracts provide the City of Phoenix Police and Human Services Departments with all the necessary trained personnel, supervision, scheduling, equipment, tools, and other accessories required to perform custodial services for the general cleaning of the interiors and exteriors of certain Police Department and Human Services Department facilities. The extension of these contracts will provide continued janitorial services, which are critical to the health, safety and welfare of all users of those facilities, especially during the COVID-19 pandemic. This contract extension will allow for a new procurement to be completed without a lapse in services.

Contract Term

Upon approval, the term of both contracts will be extended through July 1, 2022. Without extension, both contracts would terminate after February 28, 2022.

Financial Impact

Upon approval of $808,678 in additional funds, the revised aggregate value of the contracts will not exceed $7,771,635. Funds are available in the Police and Human Services Departments' budgets.

Concurrence/Previous Council Action

The City Council approved:

Contracts 144491 and 144492 to provide custodial services (Ordinance S-43169) on Jan. 25, 2017;

Contracts 144491 and 144492 - Payment Authority (Ordinance S-46875) on Aug. 26, 2020; and

Contract 144492 - Amendment (Ordinance S-47156) on Dec. 2, 2020.

This item was adopted.

35 Evofinder System Warranty and Maintenance- Requirements

Contract EXC 22-058 (Ordinance S-48340)

Request to authorize the City Manager, or his designee, to enter into a contract with Leeds Precision Instruments, Inc. to purchase the Evofinder system warranty and maintenance for the Police Department. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $156,500.

Summary

This contract will provide the Police Department with the extended warranty necessary to guarantee the Evofinder system is always maintained and running at maximum capacity.The extended warranty will provide maintenance services including necessary software updates, system hardware service, and repair of the Evofinder 3D digital bullet comparison scope system used by the Laboratory Services Bureau. The Evofinder Scanner is a 3D digital bullet comparison scope system that aids in the comparison of forensic evidence.

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

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as a result of an approved Determination Memo which cited Leeds Precision Instruments Inc. as the only vendor that can provide the Evofinder warranty and maintenance.

The Assistant Finance Director recommends that the contract with Leeds Precision Instruments, Inc. be accepted.

Contract Term

The five-year contract term will begin on or about May 27, 2022.

Financial Impact

The aggregate contract value will not exceed $156,500 and funds are available in the Police Department’s budget.

This item was adopted.

36 **Risk Management Information System and Ancillary Services - Requirement Contract - RFA 14-035 (Ordinance S-48345)**

Request to authorize the City Manager, or his designee, to extend and continue using Ordinance S-43822 under Contract 138020 with Riskonnect Clearsight, LLC for the purchase of risk management information services for the Finance Department. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed.

Summary
This contract provides the Risk Management division of the Finance Department a web-based risk management information system with secure data storage, client service and system maintenance and also includes a key bill-payment interface that is linked to the Law Department's information system and a jointly-developed transaction interface with SAP. This extension will allow additional time to establish a new agreement for this service.

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

Contract Term
Upon approval, the contract term will be extended through Mar. 31, 2023.

Financial Impact
The aggregate value of this contract will not exceed $1,325,000.00 and no additional funds are needed for the extension. Funding is available in the Finance Department's budget.

Concurrence/Previous Council Action
The contract was originally approved by City Council on March 19, 2014; supplemental actions include Ordinance S-43822 approved on Sept. 6, 2017.

This item was adopted.

37 **Korn Ferry Leadership Architect Library (Ordinance S-48342)**

Request to authorize the City Manager, or his designee, to enter into a contract with Korn Ferry (US) to obtain Leadership Architect Library training materials to be used in city wide leadership training curriculums for five years beginning on or about Feb. 16, 2022. The aggregate value of the contract shall not exceed $350,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

This contract is needed to obtain hard copy and electronic books and other materials which are used in the Human Resources Organization Development's Engaging Leader, Inspiring Leader and Emerging Leader training curriculums. These citywide classes provide supervisors and managers with an electronic and hard copy library of job-related, ability-based competencies. The library of competencies provides the tools necessary to identify which leadership competencies are most highly aligned with success across City leadership and within specific positions. Predefined job-related competences provide a framework of proficiency and a common language at all levels of the organization. The Leadership Architect Library of competencies has been the fundamental building block that Organizational Development has used to develop leadership curriculums for several years. Continued use provides continuity in leadership development and ensures curriculum is aligned with business needs.

The Water Services Department will be using this contract to purchase hard copy and electronic books and other materials for a total of $25,000 in the five-year period.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as the result of an approved Determination Memo citing Korn Ferry (US) as a special circumstance without competition, as they are the only producer of this material.

Contract Term

The five-year contract shall begin on or about Feb. 16, 2022.

Financial Impact

The aggregate five-year contract value will not exceed $350,000. Funds

are available in the Human Resources Department's budget for $325,000, and funds are available in the Water Services Department for $25,000.

This item was adopted.

38 Employee Assistance Program and Elder Care Services (Ordinance S-48354)

Request to authorize the City Manager, or his designee, to enter into a contract with ComPsych Corporation to provide an Employee Assistance Program, elder care services, and Public Safety traumatic event counseling in an amount not to exceed $5,441,465 for a five-year period. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Employee Assistance Program and Elder Care Services agreement is needed to provide a broad range of services to full-time City employees and their household members including 12 free counseling sessions for any issue of personal concern; elder care referrals and counseling; onsite critical incident stress debriefings; supervisor referrals; employee training, and, substance abuse professional services. City retirees also receive elder care services.

Public Safety personnel from the Police and Fire Departments in certain non-sworn classifications that are identified with duties that expose them to the same traumatic events as sworn personnel, are eligible to receive 36 sessions of traumatic event counseling per event. Traumatic event counseling for Police and Fire Department Public Safety personnel is required by Arizona law effective August 2018. The City expanded these benefits to include specific non-sworn classifications.

Procurement Information

RFP HR 21-004 was conducted in accordance with Administrative Regulation 3.10. The Human Resources Department received two proposals. The Notice of Solicitation was emailed to 111 vendors registered in ProcurePHX.

The offers were scored on the following criteria: Qualifications and

Experience (325 points), Method of Approach (425 points) and Price (250 points). Evaluation occurred by a six-person panel. The evaluation committee determined that one offer was within the competitive range. The competitive offeror submitted a Best and Final Offer (BAFO). After reviewing the BAFO response, it was the consensus of the evaluation committee to recommend awarding the contract to ComPsych Corporation.

The scores were as follows:
ComPsych Corporation: 791.22
Magellan Healthcare, Inc.: 466.80

The Acting Human Resources Director recommends the offer from ComPsych Corporation be accepted as the highest scored, responsive, and responsible offeror.

Contract Term
The five-year contract shall begin on or about April 1, 2022.

Financial Impact
The aggregate five-year contract value for these services shall not exceed $5,441,465. For Employee Assistance Program and Elder Care Services, $852,138 in aggregate is available in the Human Resources Department's budget, and $474,842 in aggregate is available in the Police Department's budget. For Public Safety traumatic event counseling, $880,615 in aggregate is available in the Police Department's budget, and $3,233,870 in aggregate is available in the Fire Department's budget.

This item was adopted.

43 Phoenix Starfish Place for Victims of Human Trafficking Supportive Services Contract - Amendment (Ordinance S-48338)

Request to authorize the City Manager, or his designee, to amend Contract 145543 with Community Bridges, Inc. (CBI) to extend the term of the contract for one additional year and approve funding for this vendor to continue to provide contracted services through the extended term. The contract amount will not exceed $150,000 during the extension

period, for a total contract amount not to exceed $900,000. Further request to authorize the City Controller to disburse all funds related to this item for the life of the contract. Funds are available through the City's federal Community Development Block Grant allocation from the United States Department of Housing and Urban Development. There is no impact to the General Fund.

Summary

The City contracts with CBI to provide supportive services at Phoenix Starfish Place. Under the contract, CBI provides professional, on-site staff who provide trauma informed case management services to victims of human trafficking. The program helps residents achieve housing stabilization and learn independent living skills. The current contract expires June 30, 2022.

Since March 2020, the Human Services Department (HSD) has been focused on the City's COVID-19 pandemic response. In this effort, staff members deferred previously established work plans and instead focused on developing and executing a variety of emergency pandemic response initiatives. Issuing a procurement for supportive services at Phoenix Starfish Place was one of several work plan items deferred during the pandemic. To continue to provide supportive services at Phoenix Starfish Place, HSD now requests authorization to extend the existing contract for a period of one year. Extending the current contract will allow HSD the time needed for staff to issue a competitive and thorough procurement for these services.

Contract Term

The extended contract term will begin July 1, 2022, through June 30, 2023.

Financial Impact

Expenditures will not exceed $150,000 during the extension period of the contract. Funds are available from the Community Development Block Grant. There is no impact to the General Fund.

Concurrence/Previous Council Action

On May 31, 2017, the City Council authorized staff to contract with

Community Bridges, Inc. for victims of human trafficking at Phoenix Starfish Place with Ordinance S-43586.

Location
Council District: 3

This item was adopted.

44 Head Start Birth to Five Program Interpreter Services Qualified Vendors List - RFQu-21-EDU-53 (Ordinance S-48344)

Request to authorize the City Manager, or his designee, to approve a Qualified Vendors List (QVL) and enter into agreements with eligible contractors to provide interpreter services for the Head Start Birth to Five Program. Further request to authorize the City Controller to disburse all funds related to this item for the life of the contracts. The aggregate value of all agreements will not exceed $250,000 over the life of the QVL.

Summary
The Early Head Start Home-Based Program provides family-centered services for low-income families with very young children. The program is designed to promote the development of the children and enable parents to fulfill their role as their child's primary teacher and move toward self-sufficiency. Enrolled families participate in 90-minute weekly home visits, monthly parent education opportunities and biweekly socialization events. The primary language of many of the participants is a language other than English, requiring the use of interpreters. The interpreters play a vital role in supporting the Early Head Start staff and the parents to ensure maximum benefit from the program.

Services will be delivered face-to-face in the participant's home, virtually or over the phone. The home visits, socialization sites, and parent educational opportunities are located within the City of Phoenix Head Start Birth to Five program boundaries, including the following school districts: Deer Valley; Washington; Isaac; Alhambra; Cartwright; Fowler; Pendergast; and Riverside.

The Qualified Vendor List is meant to identify highly qualified professionals with the certification, training and experience to provide the

required interpreter services for Early Head Start Home-Based families.

Procurement Information
On Nov. 5, 2021, RFQu-21-EDU-53 for Head Start Birth to Five Program Interpreter Services was issued to solicit qualified professionals for interpreter services. The solicitation was conducted in accordance with City of Phoenix Administrative Regulations 3.10 to establish a QVL. One offer was received on Dec. 10, 2021. The offer was determined to be responsive and responsible to the solicitation requirements.

The Evaluation Committee evaluated the offer based on the evaluation criteria, responsiveness to all specifications, terms and conditions, and responsibility to provide the required services. The Evaluation Criteria was as follows:

Method of Approach and Service Implementation - 300 possible points;
Experience and Qualifications - 200 possible points;
Number of Languages Offered - 200 possible points;
Evaluation of Proficiency - 200 possible points; and
Cost/Budget - 100 possible points.

The Evaluation Committee recommends the following offeror be added to the QVL:

AZ Language Solutions, LLC

Contract Term
The contract term will begin on or about March 1, 2022, and will end on Feb. 28, 2027, with no option to extend.

Financial Impact
Expenditures are not to exceed $250,000 over the life of the QVL. Funding is available from the U.S. Department of Health and Human Services, Administration of Children, Youth and Families. No additional General Funds are required.

Concurrence/Previous Council Action
On April 12, 2021, the Head Start Birth to Five Policy Council approved

the request to release the Interpreter Services RFQu.

This item was adopted.

45 Authorization to Issue a Request for Proposals for the Sale and Development of a City-Owned Property at 1121 W. Ironwood Drive

Request to authorize the City Manager, or his designee, to issue a Request for Proposals (RFP) for the sale and redevelopment of a City-owned property located at 1121 W. Ironwood Drive.

Summary

The Neighborhood Services Department (NSD) is seeking sealed proposals for the sale and redevelopment of City-owned property located at 1121 W. Ironwood Drive. The vacant parcel measures approximately 10,111 square feet, or 0.23 acres, and was purchased by the City from the State of Arizona in 2008. The purchase was made using general purpose bond funds for blight elimination and to facilitate the redevelopment of an infill home. The use of an RFP will encourage interested developers to activate a vacant parcel within the already established neighborhood. Upon City Council approval, staff will commission an appraisal to establish fair market value, payments, and other considerations to ensure public benefit. The completed appraisal will be made available to interested proposers to assist in the development of their proposal.

The proposed RFP will be publicly advertised and made available for download. A review panel will evaluate each proposal on a 1,000-point scale to evaluate the proposed development. NSD will seek City Council approval to enter into a redevelopment agreement with the proposer with the highest-rated proposal.

Concurrence/Precious Council Action

This item was approved by the Community and Cultural Investment Subcommittee on Feb. 2, 2022, by a 3-0 vote.

Financial Impact

There is no impact to the General Fund.

Location
1121 W. Ironwood Drive
Council District: 3

This item was approved.

46 Rental Rehabilitation Program Project Award (Ordinance S-48356)

Request to authorize the City Manager, or his designee, to enter into necessary loan agreements with Community Housing Partnership, Inc., and other agreements as necessary, for the completion of construction activities under the Rental Rehabilitation Program at the following five locations: 614 N. 9th St.; 1910 E. Adams St.; 1634 E. Monroe St.; 1638 E. Monroe St.; and 1905 E. Monroe St. Community Development Block Grant (CDBG) funds are available for these contract awards. Further request to authorize the City Controller to disburse funds up to $800,000.

Summary
In March 2021, the City Council approved expanding the Rental Rehabilitation Program to facilitate the preservation of single- and multi-family rental properties. The program focuses on addressing structural, and health and safety codes and standards to ensure properties are habitable and affordable. In this manner, the Rental Rehabilitation Program supports the Housing Phoenix Plan's vision of utilizing innovative and solution-oriented policies to address housing challenges citywide.

Eligible properties include single- and multi-family rental properties of up to 24 units, occupied by, or set aside for, low- and moderate-income tenants. Financial assistance of up to $40,000 per unit, with a maximum project award of $400,000, is available to eligible owners to renovate their deteriorating property.

NSD staff analyze submitted applications monthly for eligibility before they are forwarded to the Rental Rehabilitation Program's review panel. The review panel, which is comprised of City staff and experts in the affordable housing and rental property management industries, evaluates applications (based on owner capacity, management plan and history, project readiness, and financial feasibility) and recommends project

awards. The Rental Rehabilitation evaluation panel recommends funding the following five, four-unit properties up to $40,000 per unit, or $160,000 per property, for a total of $800,000.

614 N. 9th St.
1910 E. Adams St.
1634 E. Monroe St.
1638 E. Monroe St.
1905 E. Monroe St.

These awards, in addition to previously awarded projects, may exhaust the $1 million of CDBG program income reprogrammed by City Council for the expansion of the Rental Rehabilitation Program. Any additional amount will be funded with available current and prior year CDBG funds.

Financial Impact
This program is funded by the Community Development Block Grant, there is no impact to the General Fund.

Concurrence/Previous Council Action
The Community and Cultural Investment Subcommittee recommended approval of this item on Feb. 2, 2022, by a 3-0 vote.

Location
All properties are located in Council District 8.

This item was adopted.

47 Foreign-Trade Zone Application for Sunlit Arizona LLC (Resolution 21992)

Request a Resolution to authorize the City Manager, or his designee, to submit an application to the Foreign-Trade Zones Board of the U.S. Department of Commerce for Sunlit Arizona LLC, a subsidiary of United EM Holding Inc. (Sunlit), its subsidiaries, affiliates, or related entities, and to support property tax reclassification for activated Foreign-Trade Zones from property tax class 2 (or other classification) with a tax assessment ratio of 15 percent, to property tax class 6 with a tax assessment ratio of five percent pursuant to Arizona law (A.R.S. 42-12006). Also request

authorization to enter into a Foreign-Trade Zone (FTZ) Operations Agreement (Agreement) and any other necessary documentation with Sunlit, or its City-approved nominee. Further request authorization for the City Treasurer to accept funds related to this item.

Summary

The City of Phoenix, as Grantee of FTZ No. 75, has the right and authority to apply for FTZ site designations. Sunlit manufactures specialty chemicals to be used in microchip production which will help address the worldwide shortage of microchips that has led to supply chain issues with a variety of products and vehicles. Sunlit has requested an FTZ Subzone designation for property it owns located at 777 W. Alameda Rd. in Phoenix. The proposed FTZ site consists of approximately 17 acres. Building(s) expected to be constructed in Phase I will total approximately 130,000 square feet. The project will create 25 new jobs with a projected capital investment of $50M.

Property tax support letters have been provided to the City from the following applicable tax jurisdictions: Central Arizona Water Conservation District and Western Maricopa Education Center. Support letters are pending from the following applicable tax jurisdictions: Deer Valley Unified School District, Valleywise Health, Maricopa County and Maricopa Community Colleges.

City staff will prepare an Operations Agreement with Sunlit requiring the company to:

- Comply with U.S. Department of Commerce Foreign-Trade Zones Board standards
- Maintain record keeping satisfactory to the U.S. Customs and Border Protection
- Obtain business bonding and insurance satisfactory to the City and the U.S. Customs and Border Protection
- Indemnify the City against claims arising from their FTZ operations
- Pay to the City all fees pursuant to the current zone fee schedule

The Agreement will contain other terms and conditions deemed necessary or appropriate.

Contract Term

The term of the Agreement, if approved, will be for 20 years unless the FTZ designation terminates sooner. Provisions of the contract may include an option to extend for as long as the FTZ designation exists which may be exercised by the City Manager or his designee.

Financial Impact

The City will incur no costs associated with Sunlit's application; however, the property may be reclassified to a lower tax rate once Sunlit successfully activates the FTZ. FTZ Operators pay annual fees to the City, pursuant to the current zone fee schedule, to administer the FTZ.

Location

777 W. Alameda Road
Council District(s): 1

This item was adopted.

48 Adoption of Resolution Approving the Issuance of Hotel Revenue Bonds (CFC-Central Hotel, LLC Project) for Purposes of Arizona Revised Statutes, Section 35-721(B) (Resolution 21996)

Requests City Council adoption of Resolution 21996 approving the issuance of Hotel Revenue Bonds (CFC-Central Hotel, LLC Project), Series 2022, to be issued in one or more tax-exempt and/or taxable series in an aggregate principal amount not to exceed $60,000,000, solely for the purposes of complying with the Arizona Revised Statutes, section 35-721(B).

Summary

Background

On January 5, 2022, the City Council adopted Resolution 21985 granting approval of the proceedings under which The Phoenix Industrial Development Authority of the City of Phoenix, Ariz. (the "Phoenix IDA") had resolved to issue up to $60,000,000 of Hotel Revenue Bonds (the "Revenue Bonds") as required by A.R.S. 35-721(B). The proceeds from the sale of the Revenue Bonds are to be used by CFC-Central Hotel, LLC (the "Borrower"), an Arizona limited liability company, to

a) finance or refinance, as applicable, acquisition, construction, improvement, equipping and/or operation of a hotel in Phoenix, Ariz., and b) pay certain costs related to the issuance of the Revenue Bonds.

Resolution 21985 approved the proceedings of the Phoenix IDA under which the Revenue Bonds were issued. On February 10, 2022, the Phoenix IDA adopted a resolution amending such proceedings to reflect, among other things, that the project would not be subject to a ground lease.

Current Request

Because Resolution 21985 did not reflect the Phoenix IDA's subsequent proceedings, a new approval of the plan of financing and issuance of the Revenue Bonds is requested by adoption of Resolution 21996.

Concurrence/Previous Council Action

The Phoenix IDA Board previously resolved to issue the Revenue Bonds at its meeting held on December 20, 2021 and February 10, 2022. For purposes of providing the approval required by Section 147(f) of the Internal Revenue Code, the City Council adopted Resolution 21985 on January 5, 2022, which approval remains valid.

Location

The Project is located at 3150 North Central Avenue in Phoenix, Ariz.

With the exception of certain housing bonds, the Phoenix IDA can finance projects located anywhere in Arizona. In addition, the Phoenix IDA may issue bonds to finance projects outside of Arizona, if the out-of-state project provides a benefit within the State.

This item was adopted.

52 Peer Recovery Support Specialist Staffing - Requirements Contract - RFP 22-073 (Ordinance S-48325)

Request to authorize the City Manager, or his designee, to enter into contracts with Terros, Inc., dba Terros Health and EMPACT Suicide Prevention Center to purchase peer recovery support specialist staffing services for the Fire Department. Further request authorization for the

City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $23,000,000.

Summary
Peer recovery support specialist staffing services are being used to staff one member of the two-member behavioral health units. Behavioral health units are being created by the Fire Department to respond to low-acuity behavioral health and social welfare calls received by the 9-1-1 dispatch center.

Procurement Information
RFP 22-073 was conducted in accordance with Administrative Regulation 3.10. There were three offers received by the Procurement Division on Dec. 28, 2021. The notification was sent to 250 suppliers and was publicly posted and available for download from the City's website.

The proposals were scored by a five-member evaluation panel based on the following criteria:
Method of Approach - 400 points
Experience and Qualifications - 300 points
Capacity - 200 points
Price - 100 points

The Assistant Finance Director recommends that the offers from Terros, Inc, dba Terros Health and EMPACT Suicide Prevention Center be accepted as the highest scored, responsive and responsible offers that are most advantageous to the City.

Contract Term
The one-year contract terms with four one-year options to extend will begin on or about March 15, 2022.

Financial Impact
The aggregate contract value will not exceed $23,000,000. Funds are available in the Fire Department’s budget.

Concurrence/Previous Council Action
This item was scheduled for information and discussion only at the Public

Safety and Justice Subcommittee on Feb. 9, 2022.

This item was adopted.

53 Authorization to Extend Agreements for FY 2019 Homeland Security Grant Program Funds (Ordinance S-48355)

Request to authorize the City Manager, or his designee, to extend agreements for the FY 2019 Homeland Security Grant Program from federal fiscal year 2019 Department of Homeland Security grant funds, that include the Urban Area Security Initiative, and the State Homeland Security Grant Program 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

In September 2019, City Council approved entering into grant agreements for the award of FFY 2019 Department of Homeland Security grant funds for up to $5 million from the federal fiscal year (FFY) 2019 Department of Homeland Security Grant Program that includes funds from the Urban Area Security Initiative (UASI), and the State Homeland Security Grant Program (SHSGP), through the Arizona Department of Homeland Security (AZDoHS). The US 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.

UASI and SHSGP grant funds are used by the Police and Fire Departments 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 Terrorism Liaison Officer Program, Community Emergency Response Teams, Rapid Response Task Force, and the Metropolitan Medical Response System.

AZDoHS has requested a federal extension to the original grant period of performance for the Phoenix Police and Fire Departments to complete program objectives and expend the previously awarded federal funds.

Contract Term
The term of the grant agreements, which began on Oct. 1, 2019, through June 30, 2022, will be extended through Sept. 30, 2023.

Financial Impact
No matching funds are required and no additional funds are awarded. Grant funds will be managed through the Police and Fire Departments.

Concurrence/Previous Council Action
This item was previously approved with Ordinance S-46036 at the Phoenix City Council meeting on Sept. 18, 2019.

This item was adopted.

54 Amend Contract with Maricopa County Department of Public Health to Provide Seasonal Influenza and Other Vaccines (Ordinance S-48359)

Request to authorize the City Manager, or his designee, to execute an amendment to City Contract No. 153292 to extend the contract with the Maricopa County Department of Public Health (MCDPH) to continue to provide seasonal influenza and other vaccines. Further request authorization for the City Treasurer to accept, and the City Controller to disburse, all funds related to this item.

Summary
City Contract No. 153292 was originally approved by the City Council on Oct. 7, 2020 to provide seasonal influenza and other vaccines. MCDPH is exercising the second renewal period extending the contract through March 31, 2023.

The Phoenix Fire Department (PFD) has a long history of providing immunizations at community locations, schools, community centers and other non-medical facilities, to children and adults. The PFD has successfully immunized many Maricopa County residents in partnership with MCDPH through previous agreements.

The City has partnered with MCDPH, to provide seasonal influenza

vaccines (as well as other types of vaccines if needed) to individuals six months of age and older. The intent of this agreement is to increase access to vaccines thereby decreasing the overall spread of viruses.

Contract Term
The term of the agreement, which began Nov. 2, 2020, will be extended through March 31, 2023.

Financial Impact
No additional funds are being awarded. MCDPH will reimburse the PFD for the vaccinations on a per unit cost basis up to $100,000 over a five-year period.

Concurrence/Previous Council Action
City Contract No. 153292 was approved by the City Council on Oct. 7, 2020.

This item was adopted.

55 Telehealth Services- Requirements Contract - RFP 22-071 (Ordinance S-48360)

Request to authorize the City Manager, or his designee, to enter into a contract with MD Ally, Inc. for comprehensive turnkey Telehealth Services for the Phoenix Fire Department (PFD). Further request authorization for the City Controller to disburse all funds related to this item. The offeror will provide services free of charge to the City.

Summary
The PFD responds to thousands of behavioral health and low acuity 9-1-1 calls for service each year. These calls are received and routed for service through the Phoenix Fire Department Regional Dispatch Center (PFDRDC). The PFD seeks innovative turnkey telehealth delivery solutions from telehealth providers that can be integrated into its existing 9-1-1 procedures to enhance communication, reduce response times, deliver additional lines of care, and provide prevention strategies to maximize the PFD’s availability for the next service call.
This system shall provide a secure interactive audio/visual application, communications platform, data storage, data management functions, and

robust business intelligence tools for reporting. The contractor will use these communications and data tools to provide access to health care professionals (doctors, osteopaths, registered nurses, licensed practical nurses, licensed clinical social workers, substance use and abuse counselors, crisis intervention counselors, or other allied health professionals), that deliver crisis, mental, behavioral, and medical health services.
The PFD expects that referring 9-1-1 callers directly to outstanding care services will have the secondary benefit of reducing low acuity dispatches of PFD units (diversion at dispatch), thereby decreasing non-emergency transports.

Procurement Information

RFP 22-071 was conducted in accordance with Administrative Regulation 3.10. There were four offers received by the Procurement Division on Dec. 27, 2021. The notification was sent to 250 suppliers and was publicly posted and available for download from the City's website.

The proposal was scored by a seven-member evaluation panel based on the following criteria:

Experience and Qualifications - 400
Method of Approach - 300
Capacity - 200
Cost - 100

The Assistant Finance Director recommends that the offer from MD Ally, Inc. be accepted as the highest scored, responsive, and responsible offer most advantageous to the City.

Contract Term

The contract will begin on or about March 15, 2022, for a one-year term with four options to extend.

Financial Impact

The offeror will provide services free of charge to the City; by following the model partnering with insurance payors across the country to initiate cost savings agreements, benefits service providers and patients receive care without associated costs. There will be no financial impact to the

Phoenix Fire Department's budget.

Concurrence/Previous Council Action
This item was scheduled for information and discussion only at the Public Safety and Justice Subcommittee on Feb. 9, 2022.

This item was adopted.

56 Donation from Phoenix Police Foundation of Motorist Assist Vehicles (Ordinance S-48353)

Request to authorize the City Manager, or his designee, to accept a donation of two Toyota trucks from the Phoenix Police Foundation valued at approximately $52,000 each.

Summary
This donation is for two Toyota trucks that will be utilized by the Police Department's Motorist Assist Program. This program consists of uniformed civilians who assist motorists who have encountered vehicular problems while using city streets. Assistance provided may include, but is not limited to, pushing and starting vehicles; opening vehicle doors; providing fuel, air, or water; assisting with changing a tire/s; arranging transportation; or other assistance reasonably required to aid the temporarily stranded motorist. Personnel may be called upon to assist at vehicular accident scenes for traffic control or assist at special events. The donation of these vehicles will enable the program to enhance their assistance to the community.

The Phoenix Police Foundation is a 501(c)(3) charitable organization. The Foundation is committed to addressing unmet capital needs of the Phoenix Police Department, providing financial assistance in crisis situations and recognizing those who protect our community.

Financial Impact
Costs to the City will include standard operation and maintenance expenses. Funds are available in the Police Department's budget.

Concurrence/Previous Council Action
This item was recommended for approval by the Public Safety and

Justice Subcommittee on Feb. 9, 2022, by a 4-0 vote.

This item was adopted.

57 Fire Alarm System / Network and Fire Sprinkler / Suppression System Services - Amendment (Ordinance S-48332)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 146996 with Climatec, LLC, to provide additional funding for fire alarm, suppression and sprinkler system services for the Aviation Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the additional expenditures will not exceed $585,000.

Summary

On Feb. 21, 2018, the City Council approved Contract 146996 to provide code mandated testing and inspection services as well as repair and maintenance of both the fire alarm system and the fire sprinkler system on an as-needed basis at Phoenix Sky Harbor International Airport, Deer Valley Airport, and Goodyear Airport (Airports).

The purpose of this amendment is to provide additional funds for unforeseen expenditures due to failed sprinkler heads and various emergency repairs as well as additional National Fire Protection Association (NFPA) required inspections and repairs for fire hydrants, hose cabinets, and fire system backflows. Additionally, in March 2020, the contract was amended to add Phoenix Fire Department mandated reporting for all fire protection systems. It is now required that all fire protection system inspections be tracked by a Compliance Engine web portal which immediately reports any critical impairments directly to the Phoenix Fire Department. This new required reporting system includes filing fees and administrative fees per report which were not in effect when this contract was awarded.

Contract Term

There is no change to the current two-year term of the contract, which began on March 1, 2018 and includes three, one-year options to extend, for a five-year aggregate contract term.

Financial Impact

The initial authorization for the services contract was for an expenditure not to exceed $5.5 million. This request will increase the authorization for the contract by an additional $585,000, for a new total not-to-exceed contract value of $6,085,000. Funding is available in the Aviation Department's budget.

Concurrence/Previous Council Action

The City Council approved Contract 146996 (Ordinance S-44276) on Feb. 21, 2018.

Location

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

This item was adopted.

58 North Gateway Transfer Station, Materials Recovery Facility Fire Suppression System - RFA 22-SW-035 - Requirements Contract (Ordinance S-48330)

Request to authorize the City Manager, or his designee, to enter into an agreement with Fire Rover LLC, to install a fire protection system at the Public Works Department's North Gateway Materials Recovery Facility. Further request to authorize the City Controller to disburse all funds related to this item. This agreement will have an aggregate amount of $194,400.

Summary

This agreement will provide a comprehensive fire protection system for the Materials Recovery Facility at the North Gateway Transfer Station. It will integrate heat, smoke and flame detection using remote fire suppression services, video monitoring, and state of the art heat sensing cameras. This system will provide additional coverage to the current infrastructure for fire protection and will be monitored 24 hours-per-day, seven days-per-week by the contractor.

Procurement Information
In accordance with Administrative Regulation 3.10, normal competition was waived as the result of a determination memo, citing special circumstance, without competition.

Contract Term
This contract is to begin after receiving City Council approval and will be for one year. Provisions of the contract may include an option to extend the term up to two years, to be taken in one-year increments, which may be exercised by the City Manager or his designee.

Financial Impact
The estimated annual expenditure is $64,800, and total aggregate amount not to be exceeded over the life of the contract is $194,400.

Funding is available in the Public Works Department's budget.

Location
North Gateway Transfer Station - 30205 N. Black Canyon Hwy.
Council District: 2

This item was adopted.

59 Welding and Metal Fabrication Services - Contract Recommendation (Ordinance S-48333)

Request to authorize the City Manager, or his designee, to enter into two separate contracts with Lincoln Constructors, Inc., and Jerry R. Elliot, DBA Certi-Welders, for welding and metal fabrication services. Further request to authorize for the City Controller to disburse all funds related to this item. This item will have an aggregate amount of $520,760.

Summary
The Public Works Department is responsible for maintaining over 600 heavy-duty vehicles and equipment including tractors, front loaders, backhoes, and refuse trucks that provide critical services to City residents. The department uses welding and metal fabrication services for various operational needs including trash collection and recycling bin repairs, and repairs to City buildings and property.

Procurement Information

Invitation for Bid (IFB) 22-FSD-034 was conducted in accordance with Administrative Regulation 3.10. The Public Works Department notified 43 vendors of the bid opportunity, and received two bids. Both bids were evaluated based on responsiveness and responsibility with both vendors being recommended for award based on the following labor rates for onsite services:

Lincoln Constructors, Inc: $75.00/hr
Jerry R. Elliot, DBA Certi-Welders: $80.00/hr

Contract Term

The contract will begin on or about April 1, 2022 with an initial one-year contract term, with four option years to be exercised in increments of up to one year, for a total contract term of five years.

Financial Impact

This item will have an estimated annual expenditure of $104,152, with a total aggregate amount of $520,760.

Funding is available in the Public Works Department's budget.

This item was adopted.

60 Phoenix Sky Harbor International Airport Terminal 4 Fire Pump and Service Entrance Section Replacement - Architectural Services - AV21000107 (Ordinance S-48324)

Request to authorize the City Manager, or his designee, to enter into an agreement with SmithGroup, Inc., to provide Architectural Services that include design and possible construction administration and inspection 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 fee for services will not exceed $500,000.

Additionally, request to authorize the City Manager, or his designee, to take all action as may be necessary or appropriate and to execute all design and construction agreements, licenses, permits, and requests for utility services relating to the development, design, and construction of the project. Such utility services include, but are not limited to: electrical, water, sewer, natural gas, telecommunications, cable television, railroads and other modes of transportation. Further request the City Council to grant an exception pursuant to Phoenix City Code 42-20 to authorize inclusion in the documents pertaining to this transaction of indemnification and assumption of liability provisions that otherwise should be prohibited by Phoenix City Code 42-18. This authorization excludes any transaction involving an interest in real property.

Summary

The purpose of this project is to replace and upgrade the Phoenix Sky Harbor International Airport Terminal 4 Processor main fire pump and connected Service Entrance Section to support existing and new fire pump loads and to comply with current electrical code requirements.

As part of the Phoenix Sky Harbor International Airport Terminal 4 South 1 concourse project, SmithGroup, Inc. prepared a study of the existing Terminal 4 fire protection system and found the existing fire pump serving Terminal 4 does not currently have the capability to meet the minimum required flow and pressure for the system and will need to be replaced. In addition, the electrical service will need to be upgraded to accommodate the pump upgrade. SmithGroup, Inc. has developed 30 percent schematic documents and is uniquely qualified to complete the design to ensure compliance with all applicable codes.

As a result of this process, SmithGroup, Inc. and its subconsultants have become very familiar with the requirements and operations of Phoenix Sky Harbor International Airport Terminal 4 fire protection system and electrical service as well as operations of the facility to minimize impacts while developing and completing this work.

SmithGroup Inc.'s services include, but are not limited to: 60 percent Design Development including load studies and capacity analysis to evaluate emergency power options; prepare pre-purchase packages for

long-lead equipment; prepare 95 percent and 100 percent construction documents; cost estimating; provide Bid Phase services; possible construction administration and inspection services; and other tasks as assigned for a complete project.

Procurement Information
SmithGroup, Inc. was chosen for this project using a Direct Select process set forth in section 34-103 of the Arizona Revised Statutes (A.R.S.). The Direct Select process will reduce the time to procure architectural services as opposed to an advertised selection process; meeting the project deadline, ensuring continuity and the most efficient use of staff and funding resources.

Contract Term
The term of the agreement is five 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 agreement value for SmithGroup, Inc. will not exceed $500,000, including all subconsultant and reimbursable costs.

Funding 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 execution of any amendments. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

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

This item was adopted.

61 Amend Ordinance of Intention to form the Hedgepeth Waterline Replacement Improvement District (Ordinance S-48327)

Request City Council approval of the Amended Ordinance of Intention to form the Hedgepeth Waterline Replacement Improvement District due to design changes and increased costs.

Summary

On July 3, 2019, City Council approved Ordinance S-45902 (**Attachment A**) declaring the intention to form the Hedgepeth Waterline Improvement District and adopted preliminary plans for construction of a new distribution waterline in an area generally bounded by 51st to 43rd avenues from Loop 101 to Pinnacle Peak Road (**Attachment B**) for Project WS85503001 (ID1309). City Council authorized the cost of improvements to be assessed upon the District and authorized the work to be performed under Arizona Revised Statutes Sections 48-571 to 48-621.

The original suggested waterline design approved by City Council provided an alignment along 51st Avenue which avoids a dead-end condition in the existing section of waterline on Tonopah Drive between 51st Avenue and 49th Drive. Dead-end conditions can result in stagnant water in the pipe and can lead to the need for City of Phoenix Water Services Department (WSD) crews flushing lines manually resulting in loss of water and added maintenance costs in order to maintain water quality. The 51st Avenue alignment will encroach into the Arizona Department of Transportation (ADOT) right-of-way (ROW). WSD has engaged ADOT in detailed discussions regarding the conditions ADOT is requiring for the installation of the water line in its ROW at the Agua Fria/Loop 101 Freeway. The additional ADOT design requirements (**Attachment C**) and market conditions have increased the anticipated cost of either alignment by $1.64 million. The 51st Avenue alignment is estimated to cost $3.6 million based on the final design. In September 2021, the Street Transportation Department and WSD re-balloted the affected owners to determine if there was sufficient support to proceed given the increase to $3.6 million dollars.

The City plans to construct the 51st Avenue alignment in order to

maintain water quality by reducing stagnant water. After the revised $3.6 million project cost estimate was shared with the developers, the developers asked that the City consider the 49th Drive alternative alignment, hoping to achieve lower costs. The parties agreed that both alignments, 51st Avenue and 49th Drive, would be advertised for bids. However, only the 51st Avenue alignment will be constructed. The City will contribute the difference in funds if the 51st Avenue alignment is more expensive than the 49th Drive alignment. If the 51st Avenue alignment is less expensive than the 49th Drive alignment, the City will not contribute funds to the project.

Financial Impact

The revised improvement cost to the property owners is estimated at $3.6 million, including soft costs. The original approved estimate was $1.96 million. The estimated participation from the City of Phoenix is $0-550,800 (0-15.3 percent of final costs) depending on whether the 51st alignment is more expensive than the 49th Drive alignment. These estimates include design, right-of-way, construction, and administration costs.

Funding is available in the Water Services Department's Capital Improvement Program Budget.

Concurrence/Previous Council Action

The City Council approved the ordinance of intention to form the Hedgepeth Waterline Replacement Improvement District (Ordinance S-45902) on July 3, 2019.

Public Outreach

October 2017 - All affected property owners were petitioned and 76.2 percent approved the request to form the improvement district.

April 2018 - All affected property owners were balloted and 73.6 percent supported the waterline improvement project.

July 11, 2019 (first Thursday after Ordinance approval) - Ordinance of Intention was published in the Arizona Business Gazette.

July 18, 2019 (first Thursday following first publishing) - Ordinance of Intention was published in the Arizona Business Gazette.

Aug. 9, 2019 - Ordinance of Intention was posted every 300 feet within

the proposed improvement area.

Aug. 27, 2019 - Legal protest period for the Ordinance of Intention to form the Improvement District expired with no protests filed.

May 11, 2020 - City of Phoenix mailed an updated cost letter to all affected property owners.

April 2021 - City of Phoenix mailed ballots to all affected property owners to determine the level of support for the proposed improvements.

July 2021 - City of Phoenix mailed ballots to all affected property owners to determine the level of support for the proposed improvements given the revised project cost estimates.

Sept. 14, 2021 - City of Phoenix mailed a letter to all affected property owners explaining the ballot results that showed 68.6 percent of the property owners supported the revised project. Eight property owners rejected the proposed improvement district and four property owners did not respond to the ballot.

Location

The proposed waterline improvement district includes single-family residences and one commercial business located within an area generally bounded by 51st to 43rd avenues from Loop 101 to Pinnacle Peak Road.

Council District: 1

This item was adopted.

62 West Plaza Park Renovation - Design-Bid-Build Services - ND30010030 and PA75200609 (Ordinance S-48341)

Request to authorize the City Manager, or his designee, to accept DNG Construction, LLC as the lowest-priced, responsive and responsible bidder and to enter into an agreement with DNG Construction, LLC for Design-Bid-Build Services for the West Plaza Park Renovation project. Further request to authorize the City Controller to disburse all funds related to this item. The fee for services will not exceed $1,902,818.98.

Summary

The purpose of this project is to provide renovations and park enhancements to West Plaza Park to include new picnic ramadas,

walking pathways, basketball and sand volleyball sports courts, a fitness plaza, area lighting, and landscape and irrigation improvements.

DNG Construction, LLC's services include, but are not limited to: provide and install park furnishings and equipment; electrical and area lighting; walkways, ramps, grading and drainage, landscape and irrigation; and other improvements as required for a complete project in compliance with approved plans.

Procurement Information
The selection was made using an Invitation for Bids procurement process set forth in section 34-201 of the Arizona Revised Statutes. Three bids were received on Dec. 7, 2021 and were sent to the Neighborhood Services Department for review to determine contractor compliance and responsiveness to Community Development Block Grant program compliance and Neighborhood Services Department's Section 3 project requirements. A Disadvantaged Business Enterprise goal has not been established for this project.

The Opinion of Probable Cost and the two lowest responsive, responsible bidders are listed below:

Opinion of Probable Cost: $2,004,001.15
DNG Construction, LLC: $1,902,818.98
AJP Electric, Inc.: $2,097,188.10

Bidders who were deemed non-responsive are listed below, in alphabetical order:
Straight Arrow Contracting, LLC

The bid award amount is within the total budget for this project.

Contract Term
The term of the agreement is 170 calendar days from issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact
The agreement value for DNG Construction, LLC will not exceed $1,902,818.98, including all subcontractor and reimbursable costs.

Funding is available in the Parks and Recreation Capital Improvement Program budget, and Neighborhood Services Department's Capital Improvement Program budget using U.S. Housing and Urban Development Community Development Block Grant funds. The Budget and Research Department will separately review and approve funding availability prior to execution of any amendments. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Location
6549 N. 43rd Ave.
Council District: 5

This item was adopted.

63 2020-21 Parks Lighting Improvements Community Development Block Grant - Design-Bid-Build Services - ND30010029 (Ordinance S-48347)

Request to authorize the City Manager, or his designee, to accept Kimbrell Electric, Inc. as the lowest-priced, responsive and responsible bidder and to enter into an agreement with Kimbrell Electric, Inc. for Design-Bid-Build Services for the 2020-21 Parks Lighting Improvements Community Development Block Grant project. Further request to authorize the City Controller to disburse all funds related to this item. The fee for services will not exceed $1,957,442.48.

Summary
The purpose of this project is to improve the area and sports lighting at five local parks: Central Park; El Prado Park; Nevitt Park; Palomino Park and Sweetwater Park, using U.S. Housing and Urban Development Community Development Block Grant (CDBG) funds.

Kimbrell Electric, Inc.'s services include, but are not limited to: removal

and installation of ball field lighting structures including underground electrical conduit runs; removal of poles/lighting structures and installation of lighting structures including concrete foundations; replacement of interior and exterior light fixtures on the restroom buildings; installation of underground electrical conduit to the new lighting structures; and provide other improvements as required for a complete project in compliance with approved plans.

Procurement Information
The selection was made using an Invitation for Bids procurement process set forth in section 34-201 of the Arizona Revised Statutes. Three bids were received on Dec. 14, 2021 and were sent to the Neighborhood Services Department for review and to determine contractor compliance and responsiveness to CDBG program compliance and Neighborhood Services Department's Section 3 project requirements.

The Opinion of Probable Cost and the two lowest responsive, responsible bidders are listed below:

Opinion of Probable Cost: $2,046,180.00
Kimbrell Electric, Inc.: $1,957,442.48
Hawkeye Electric, Inc.: $2,056,999.87

Bidders who were deemed non-responsive are listed below, in alphabetical order:
Sellers and Sons, Inc.

The bid award amount is within the total budget for this project.

Contract Term
The term of the agreement is 170 calendar days from issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The agreement value for Kimbrell Electric, Inc. will not exceed $1,957,442.48, including all subcontractor and reimbursable costs.

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

Location
Central Park - 140 E. Tonto St.
El Prado Park - 6428 S. 19th Ave.
Nevitt Park - 6815 S. 44th Way
Palomino Park - 15815 N. 30th St.
Sweetwater Park - 13230 N. 44th St.

Council Districts: 2, 3 and 8

This item was adopted.

64 Citywide Civil Construction - Job Order Contracting Services - 4108JOC203 (Ordinance S-48348)

Request to authorize the City Manager, or his designee, to enter into separate master agreements with three contractors, to provide Citywide Civil Construction Job Order Contracting services. Further request to authorize execution of amendments to the agreements as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed $25 million for each master agreement, for a total fee for services that will not exceed $75 million.

Additionally, request to authorize the City Manager, or his designee, to take all action as may be necessary or appropriate and to execute all design and construction agreements, licenses, permits, and requests for utility services relating to the development, design, and construction of the project. Such utility services include, but are not limited to: electrical;

water; sewer; natural gas; telecommunications; cable television; railroads; and other modes of transportation. Further request the City Council to grant an exception pursuant to Phoenix City Code 42-20 to authorize inclusion in the documents pertaining to this transaction of indemnification and assumption of liability provisions that otherwise should be prohibited by Phoenix City Code 42-18. This authorization excludes any transaction involving an interest in real property.

Summary

The Job Order Contractors (JOC) will be used on an as-needed basis to provide Citywide Civil Construction Job Order Contracting Services. Additionally, the JOC contractors will be responsible for fulfilling Small Business Enterprise program requirements.

Procurement Information

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

Contract Term

The term of each master agreement is for up to five years, or up to $25 million, whichever occurs first. Work scope identified and incorporated into the master agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the master agreement. No additional changes may be executed after the end of the term.

Financial Impact

The master agreement value for each of the JOC contractors will not exceed $25 million, including all subcontractor and reimbursable costs. The total fee for all services will not exceed $75 million.

Request to authorize the City Manager, or his designee, to execute job order agreements performed under these master agreements for up to $4 million each. In no event will any job order agreement exceed this limit

without Council approval to increase the limit.

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

This item was adopted.

65 Phoenix Deer Valley Airport Precision Approach Path Indicator System Upgrade - Engineering Services - Amendment 1 - AV31000091 (Ordinance S-48352)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 152896 with Lean Technology Corporation, to provide additional Engineering Services for the Phoenix Deer Valley Airport Precision Approach Path Indicator System Upgrade project. Further request to authorize execution of amendments to the agreements as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The additional fee for services included in this amendment will not exceed $100,000.

Summary

The purpose of this project is to upgrade the existing two-box Federal Aviation Administration Precision Approach Path Indicator system to a four-box LED Precision Approach Path Indicator System at Phoenix Deer Valley Airport. Phoenix Deer Valley Airport's four existing Precision Approach Path Indicators utilize a two-light system. These lights provide information to the pilot for the approaching aircraft whether the aircraft is above or below the ideal glide path to the runway. A four-light system provides the pilot with more precise information. The proposed four-light system enhances a pilot's situational awareness and increases safety.

This amendment is necessary because the initial authorization was insufficient to cover all design and construction administration and inspection services. This amendment will provide additional funds to the

agreement.

Lean Technology Corporation's additional services include, but are not limited to: completing design, and generating and updating existing drawings and specifications as required; providing inspections; review of construction submittals for project compliance; review and approve pay requests and change orders; conduct substantial completion inspection; issue letter of Substantial completion; and conduct warranty walk and inspection.

Contract Term

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

Financial Impact

The initial agreement for Engineering Services was approved for an amount not to exceed $108,000, including all subconsultant and reimbursable costs.

This amendment will increase the agreement by an additional $100,000, for a new total amount not to exceed $208,000, including all subconsultant and reimbursable costs.

Aviation Department has received two Arizona Department of Transportation grants for this project. Funding 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 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 152896 (Ordinance S-46895) on Sept. 2, 2020.

Location
Phoenix Deer Valley Airport - 702 W. Deer Valley Road
Council District: 1

This item was adopted.

67 Liquid Slide Out Asphalt Release Product - Requirements Contract - RFA 17-082A - Amendment (Ordinance S-48362)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 144624 with Brody Chemical Inc., to provide additional time to the contract for the purchase of Liquid Slide Out Asphalt Release Product for the Street Transportation Department. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are requested as part of this amendment.

Summary
The purpose of this amendment is to extend the contract to allow additional time for a new solicitation to be developed.

Brody Chemical, Inc. provides the liquid slide out asphalt release product, Slippery Wizard, which is used to clean large, specialized asphalt equipment and asphalt tools utilized by the Street Transportation Department. The asphalt release agent prevents the asphalt from adhering to equipment and tools and preserves the life of the equipment.

Contract Term
This amendment will extend the date of the contract term from Feb. 28, 2022 through Feb. 28, 2023.

Financial Impact
The initial authorization for Contract 144624 was for an expenditure not-to-exceed $360,000. No additional funds are requested with this amendment as remaining funds authorized by previous Council action are available.

Funding is available in the Street Transportation Department’s budget.

Concurrence/Previous Council Action
The City Council approved Liquid Slide Out Asphalt Release Product Contract 144624 (Ordinance S-43245) on Feb. 15, 2017.

This item was adopted.

68 Wastewater Facilities Job Order Contract Program Engineering Support Services - WS90100001, WS90100094, WS90100100 & WS90100105 (Ordinance S-48323)

Request to authorize the City Manager, or his designee, to enter into an agreement with Water Works Engineers, LLC, to provide Engineering Support Services that include design and construction administration and inspection services for the Wastewater Facilities Job Order Contract Program Engineering Support Services project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed $3.2 million.

Additionally, request to authorize the City Manager, or his designee, to take all action as may be necessary or appropriate and to execute all design and construction agreements, licenses, permits, requests for utility services relating to the development, design, and construction of the project. Such utility services include, but are not limited to, electrical, water, sewer, natural gas, telecommunications, cable television, railroads and other modes of transportation. Further request the City Council to grant an exception pursuant to Phoenix City Code 42-20 to authorize inclusion in the documents pertaining to this transaction of indemnification and assumption of liability provisions that otherwise should be prohibited by Phoenix City Code 42-18. This authorization excludes any transaction involving an interest in real property.

Summary
The purpose of this project is to provide engineering support services for the Wastewater Facilities Job Order Contract (JOC) Program at the 91st Avenue Wastewater Treatment Plant.

Water Works Engineers, LLC's (Water Works) services include, but are

not limited to, design and construction administration and inspection services for various project types as identified by City staff for implementation under the JOC program. These projects differ in size, scope, and complexity. Frequently, the work performed under the JOC program requires some level of design effort as well as construction administration and inspection services. Additionally, coordination with appropriate regulatory agencies such as Maricopa County, City of Phoenix Planning & Development Department, Arizona Department of Environmental Quality and Arizona Department of Water Resources is necessary.

The 91st Avenue Wastewater Treatment Plant is owned by the Sub-Regional Operating Group (SROG) and operated by the City of Phoenix.

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

Selected Firm
Rank 1: Water Works Engineers, LLC

Additional Proposers
Rank 2: Wilson Engineers, LLC
Rank 3: GHD, Inc.
Rank 4: Kimley-Horn and Associates
Rank 5: ProTech Services, LLC

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

Financial Impact
The agreement value for Water Works will not exceed $3.2 million, including all subconsultant and reimbursable costs.

Funding is available in the Water Services Department's Capital Improvement Program budget using SROG funds.

Concurrence/Previous Council Action
The SROG Advisors authorized the project on Jan. 13, 2022., by a vote of 5-0.

The SROG Managers authorized the project on Feb. 9, 2022, by a vote of 5-0.

Location
91st Avenue Wastewater Treatment Plant
Council District: 7

This item was adopted.

69 91st Avenue Wastewater Treatment Plant Electrical Job Order Contract Engineering Support Services - WS90100001, WS90100094, WS90100100 & WS90100105 (Ordinance S-48326)

Request to authorize the City Manager, or his designee, to enter into an agreement with EIC Engineers, LLC, to provide Electrical Job Order Contract Support Services that include: design and construction administration and inspection services for the 91st Avenue Wastewater Treatment Plant Electrical Job Order Contract Engineering Support Services project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed $2.1 million.

Additionally, request to authorize the City Manager, or his designee, to take all action as may be necessary or appropriate and to execute all design and construction agreements, licenses, permits, and requests for

utility services relating to the development, design, and construction of the project. Such utility services include, but are not limited to: electrical, water, sewer, natural gas, telecommunications, cable television, railroads and other modes of transportation. Further request the City Council to grant an exception pursuant to Phoenix City Code 42-20 to authorize inclusion in the documents pertaining to this transaction of indemnification and assumption of liability provisions that otherwise would be prohibited by Phoenix City Code 42-18. This authorization excludes any transaction involving an interest in real property.

Summary

The purpose of this project is to provide design and construction administration and inspection services for electrical, instrumentation and control replacements or upgrades at the 91st Avenue Wastewater Treatment Plant.

EIC Engineers, LLC's services include, but are not limited to: design and construction administration, and inspection services for various projects dealing with electrical, instrumentation and control equipment being replaced or upgraded as identified by City staff for implementation under the Job Order Contract (JOC) Program. These projects differ in size, scope and complexity. Frequently, the work performed under the JOC Program requires some level of design effort as well as construction administration and inspection services. Additionally, coordination with appropriate regulatory agencies such as Maricopa County, City of Phoenix Planning and Development Department, Arizona Department of Environmental Quality, and Arizona Department of Water Resources is necessary.

The 91st Avenue Wastewater Treatment Plant is owned by the Sub-Regional Operating Group (SROG) and operated by the City of Phoenix.

Procurement Information

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

agreement is awarded. Three firms submitted proposals and are listed below.

Selected Firm
Rank 1: EIC Engineers, LLC

Additional Proposers
Rank 2: M3 Engineering and Technology Corporation
Rank 3: Pre-Tech Services, LLC

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

Financial Impact
The agreement value for EIC Engineers, LLC will not exceed $2.1 million, including all subconsultant and reimbursable costs.

Funding is available in the Water Services Department's Capital Improvement Program budget using SROG funds.

Concurrence/Previous Council Action
The SROG Advisors authorized the project on Jan. 13, 2022, by a vote of 5-0.

The SROG Managers authorized the project on Feb. 9, 2022, by a vote of 5-0.

Location
91st Avenue Wastewater Treatment Plant
Council District: 7

This item was adopted.

70 Deer Valley Water Treatment Plant Finished Water Pump Station

and Chemical Facility Rehabilitation and Refurbishment - Construction Manager at Risk Preconstruction Services - WS85100050, WS85100056 and WS85263300 (Ordinance S-48329)

Request to authorize the City Manager, or his designee, to enter into an agreement with PCL Construction, Inc. to provide Construction Manager at Risk Preconstruction Services for the Deer Valley Water Treatment Plant Finished Water Pump Station and Chemical Facility Rehabilitation and Refurbishment project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed $300,000.

Summary

The purpose of this project is to increase the water to be moved from the Deer Valley Water Treatment Plant (WTP) to water infrastructure in north Phoenix to supplement and provide resiliency for the water system. The City of Phoenix Water Services Department completed a study to determine how to supplement the water system in the event there are restrictions placed on Colorado River water delivered through the Central Arizona Project (CAP). The City of Phoenix treats CAP water at the Union Hills and Lake Pleasant WTPs which supply water to north Phoenix. If there are restrictions, both WTPs would be impacted and there would be a shortfall in the areas serviced by the two WTPs. Improving the pump stations at Deer Valley WTP will help to supplement water to north Phoenix in that event.

PCL Construction, Inc. (PCL) will begin in an agency support role for Construction Manager at Risk Preconstruction Services. PCL will assume the risk of delivering the project through a Guaranteed Maximum Price agreement.

PCL's services include, but are not limited to, being responsible for construction means and methods, and will be required to solicit bids from prequalified subcontractors to perform the work, provide detailed cost estimation and knowledge of marketplace conditions, provide construction phasing and scheduling that will minimize interruption to City

operations, as well as provide alternate systems evaluation and constructability studies. A Small Business Enterprise goal will be established for this project upon substantial completion of Preconstruction Services and prior to the start of construction.

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

Selected Firm
Rank 1: PCL Construction, Inc.

Additional Proposers
Rank 2: McCarthy Building Companies, Inc.
Rank 3: MGC Contractors, Inc.
Rank 4: J.R. Filanc Construction Company
Rank 5: MWH Constructors, Inc.
Rank 6: Felix Construction Company

Contract Term
The term of the agreement is five years from issuance of the Notice to Proceed. Work scope has been identified and incorporated into the agreement. Prior to the end of the term the parties may agree that work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact
The agreement value for PCL Construction, Inc. will not exceed $300,000, including all subcontractor and reimbursable costs.

Funding is available in the Water Services Department's Capital Improvement Program budget. The Budget and Research Department will separately review and approve funding availability prior to execution of any amendments. Payments may be made up to agreement limits for all

rendered agreement services, which may extend past the agreement termination.

Location
Deer Valley Water Treatment Plant
Council District: 1

This item was adopted.

71 Total Organic Carbon Analyzers Agreement - Request for Award (Ordinance S-48343)

Request to authorize the City Manager, or his designee, to enter into an agreement with YSI, Inc. to provide Total Organic Carbon Analyzers for the purpose of testing natural organic material that exists in surface water. Further request to authorize the City Controller to disburse all funds related to this item. This agreement will not exceed $400,000.

Summary
The purpose of this agreement is to support the City of Phoenix Water Services Department laboratories, which provide on-site support for the drinking water plants, with the ability to purchase Total Organic Carbon analyzers required to measure natural organic material that exists in surface water.

YSI's services include, but are not limited to, development and creation of customized Total Organic Carbon Analyzer equipment, consumables and the maintenance services required to maintain proper operation.

Procurement Information
The recommendation was made using an Invitation for Bids procurement process in accordance with City of Phoenix Administrative Regulation 3.10.

One vendor submitted a bid and is listed below. The bid was found to be responsive and responsible.

Selected Bidder
YSI, Inc.: $400,000

Contract Term
The agreement will begin on or about Feb. 16, 2022, for a five-year term.

Financial Impact
The agreement value for YSI, Inc. will not exceed $400,000.

Funding is available in the Water Services Department Operating Budget.

This item was adopted.

72 Non-hazardous Liquid Waste Removal Agreement - Request for Award (Ordinance S-48346)

Request to authorize the City Manager, or his designee, to enter into an agreement with MP Environmental Services, Inc., to provide non-hazardous liquid waste removal services for the purpose of remaining in compliance with the City's stormwater program and permit. Further request to authorize the City Controller to disburse all funds related to this item. This agreement will not exceed $360,000.

Summary
The purpose of this agreement is to provide non-hazardous liquid waste removal on an as-needed basis. Non-hazardous liquid waste is disposed of from Water Services Department Water Treatment Plants to an approved facility. This service is necessary to remain in compliance with the City's stormwater program and permit.

MP Environmental's services include but are not limited to testing, removal, transporting, and disposal of non-hazardous liquid waste from multiple Water Services Department Water Treatment Plants.

Procurement Information
The recommendation was made using an Invitation for Bid procurement process in accordance with City of Phoenix Administrative Regulation 3.10.

Two vendors submitted bids, one bid was received late. One bid was found to be responsive and responsible.

Selected Bidder
MP Environmental Services, Inc. $19,500

Contract Term
The agreement will begin on or about Feb. 16, 2022, for a six-year aggregate term with no options to extend.

Financial Impact
The agreement value for MP Environment Services, Inc. will not exceed $360,000.

Funding is available in the Water Services Department Operating budget.

This item was adopted.

73 Modification of Stipulation Request for Ratification of Jan. 19, 2022 Planning Hearing Officer Action - PHO-3-21--Z-111-01-8(7) - Northwest Corner of 75th Avenue and Baseline Road

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Jan. 19, 2022. This ratification requires formal action only.

Summary
Application: PHO-3-21--Z-111-01-8(7)
Existing Zoning: R1-8, R-3A, C-1
Acreage: 39.67

Owner: 75 Baseline LLC and Coplen 64 LLC
Applicant: Cassandra Ayres, Beus Gilbert McGroder
Representative: Paul E. Gilbert, Beus Gilbert McGroder

Proposal:
1. Review of conceptual building elevations per Stipulation 2.

Concurrence/Previous Council Action
Village Planning Committee (VPC) Recommendation: The Laveen

Village Planning Committee heard this case on Jan. 10, 2022, and recommended approval by a vote of 7-0.
Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on Jan. 19, 2022, and recommended approval with a modification and an additional stipulation. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

Location
Northwest corner of 75th Avenue and Baseline Road.
Council District: 7
Parcel Address: N/A

This item was approved.

74 Modification of Stipulation Request for Ratification of Jan. 19, 2022 Planning Hearing Officer Action - PHO-3-21--Z-6-04-7 - Southeast Corner of 107th Avenue and Lower Buckeye Road

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Jan. 19, 2022. This ratification requires formal action only.

Summary
Application: PHO-3-21--Z-6-04-7
Existing Zoning: C-2
Acreage: 2.29

Owner: QuikTrip Corporation
Applicant/Representative: Lauren Proper Potter

Proposal:
1. Review of commercial elevations per Stipulation 7.
2. Technical corrections to Stipulations 3, 4 and 8.

Concurrence/Previous Council Action
Village Planning Committee (VPC) Recommendation: The Estrella Village Planning Committee heard this case on Jan. 18, 2022, and

recommended approval with a modification by a vote of 5-0.
Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on Jan. 19, 2022, and recommended approval with a modification and additional stipulations. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

Location
Southeast corner of 107th Avenue and Lower Buckeye Road.
Council District: 7
Parcel Address: N/A

This item was approved.

75 Final Plat - 17 North - PLAT 210084 - Southeast Corner of I-17 and Dynamite Boulevard

Plat: 210084
Project: 20-2966
Name of Plat: 17 North
Owner: James F. McDonald, Trustee of the McDonald Family Trust; Fred A. Bishop, a single man; Fred A. Bishop and Victoria A. Fodale, husband and wife; Margie Lauree Wick, Trustee of the Wick Family Trust; and The Pentad CO-OP, a joint venture.
Engineer: James A. Loftis, RLS
Request: A 272 Lot Subdivision Plat
Reviewed by Staff: Feb. 3, 2022
Final Plat requires Formal Action Only

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

Location
Generally located at the southeast corner of I-17 and Dynamite Boulevard.
Council District: 2

This item was approved.

76 Final Plat - Alta Bluewater - PLAT 210053 - Northwest Corner of Camelback Road and Arizona State Route 51 Highway

Plat: 210053
Project: 19-4369
Name of Plat: Alta Bluewater
Owner: Alta Bluewater, LLC
Engineer: Brian J. Diehl, RLS
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Dec. 22, 2021
Final Plat requires Formal Action Only

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

Location
Generally located at the northwest corner of Camelback Road and the Arizona State Route 51 Highway.
Council District: 6

This item was approved.

77 Final Plat - Bethany at 14th - PLAT 210093 - South of Bethany Home Road and West of 14th Place

Plat: 210093
Project: 20-1702
Name of Plat: Bethany at 14th
Owner: Silver Stage Capital, LLC
Engineer: John Hook, RLS
Request: An 8 Lot Residential Subdivision Plat
Reviewed by Staff: January 18, 2022
Final Plat requires Formal Action Only

Summary
Staff requests that the above plat be approved by the City Council and

certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

Location
Generally located south of Bethany Home Road and west of 14th Place.
Council District: 6

This item was approved.

78 Waiver of Federal Patent Easement - ABND 210058 - 31st Avenue and Pinnacle Vista Drive (Resolution 21993)

Abandonment: ABND 210058
Project: 20-2345
Applicant: K. Hovnanian Homes
Request: 33-foot Federal patent easement reservations located on the northeast corner of 31st Avenue and Pinnacle Vista Drive and 17-foot right-of-way dedicated on APN: 205-01-007C.
Date of Decision/Hearing: Dec. 28, 2021

Summary
ABND 210058 entails a waiver of federal patent easement and an abandonment of right-of-way. While heard as part of the same abandonment request, the resolutions need to be written differently and therefore two separate requests to City Council exist for the same case (this one, and LN 21-3561). This request is for the waiver of the City's interest in the federal patent easement. Both resolutions are to be recorded together with the Maricopa County Recorder on the same day, at the same time. The sequence of the recording of the two resolutions is not significant.

Location
31st Avenue and Pinnacle Vista Drive.
Council District: 1

Financial Impact
None. No consideration fee was required as a part of this federal patent easement waiver, although filing fees were paid.

This item was adopted.

79 Abandonment of Right-of-Way - ABND 210058 - 31st Avenue and Pinnacle Vista Drive (Resolution 21994)

Abandonment: ABND 210058
Project: 20-2345
Applicant: K. Hovnanian Homes
Request: 33-foot Federal patent easement reservations located on the northeast corner of 31st Avenue and Pinnacle Vista Drive and 17-foot right-of-way dedicated on APN: 205-01-007C.
Date of Decision/Hearing: Dec. 28, 2021

Summary
ABND 210058 entails a waiver of federal patent easement and an abandonment of right-of-way. While heard as part of the same abandonment request, the resolutions need to be written differently and therefore two separate requests to City Council exist for the same case (this one, and LN 21-3531). This request is for the abandonment of the dedicated right-of-way. Both resolutions are to be recorded together with the Maricopa County recorder on the same day, at the same time. The sequence of the recording of the two resolutions is not significant.

Location
31st Avenue and Pinnacle Vista Drive.
Council District: 1

Financial Impact
None. No consideration fee was required as a part of this right-of-way abandonment, although filing fees were paid.

This item was adopted.

80 Extend Conservation Easement for 612 N. 5th Ave. (Ordinance S-48339)

Request to authorize the City Manager, or his designee, to amend the Conservation Easement on 612 N. 5th Ave. to extend the term an additional 15 years.

Summary

In 2007, the property owner, RAN Holdings, LLC, received a $10,000 Exterior Rehabilitation grant from the City of Phoenix Historic Preservation (HP) Office to repair and replace windows, repair masonry, and replace the roof of the historic duplex at the front of this property. In exchange for the grant funds, the City received a conservation easement on the property, which remains in effect until June 26, 2022. The conservation easement requires that the historic character of the property be preserved and that the City review and approve exterior changes to the property.

In August of 2021, the property owner's representative filed a Certificate of Appropriateness application to allow the construction of a new detached three-story, four-unit building with a rooftop deck and roof screening structure at the rear of the subject property. On September 23, 2021, the HP Hearing Officer approved the application subject to the stipulation that the building height be reduced to two stories to maintain similarity in height to historic structures in the vicinity. The applicant appealed the decision to HP Commission, which heard the case on October 18, 2021, and continued the hearing to November 15, 2021 and December 20, 2021. At the December hearing, the HP Commission voted 5-1 to modify the HP Hearing Officer's decision and approve the three-story structure with rooftop garden in conjunction with the proposed recording of an extension of the current conservation easement for an additional 15 years.

Prior to the December 20, 2021 hearing, the property owner's representative delivered to the City an amendment to the deed of conservation easement signed by the property owner. The amendment extends the term of the conservation easement 15 years so it will expire on June 26, 2037. Subject to City Council approval, the amendment will be signed by staff and recorded with the Maricopa County Recorder.

Concurrence/Previous Council Action

The Historic Preservation Commission recommended approval of this item on Dec. 20, 2021.
The Economic Development and Equity Subcommittee recommended unanimous approval on Jan. 26, 2022.

Location
612 N. 5th Ave.
Council District: 7

This item was adopted.

81 Amend City Code - Ordinance Adoption - Rezoning Application PHO-4-21--Z-47-19-7- Approximately 800 Feet South of the Southwest Corner of 59th Avenue and Baseline Road (Ordinance G-6963)

Request to authorize the City Manager, or his designee, to approve the Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Jan. 19, 2022.

Summary
Application: PHO-4-21--Z-47-19-7
Existing Zoning: C-2 HGT/WVR
Acreage: 8.16

Owner: Laveen Baseline LLC
Applicant: Laveen Baseline LLC
Representative: Wendy Riddell, Berry Riddell LLC

Proposal:
1. Review of site plan, landscape plan, and elevations per Stipulation 24.

Concurrence/Previous Council Action
Village Planning Committee (VPC) Recommendation: The Laveen Village Planning Committee heard this case on Jan. 10, 2022 and recommended approval by a vote of 7-0.
PHO Action: The Planning Hearing Officer heard this case on Jan. 19, 2022 and recommended approval with a modification and additional stipulations. See **Attachment A** for the full list of Planning Hearing Officer recommended stipulations.

Location

Approximately 800 feet south of the southwest corner of 59th Avenue and Baseline Road.
Council District: 7
Parcel Address: N/A

This item was adopted.

Item 27, Ordinance S-48322 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.

27 National Association of Housing and Redevelopment Officials

For $17,007.00 in payment authority for National Association of Housing and Redevelopment Officials (NAHRO) annual membership for the Housing Department. NAHRO provides important support through training, advocacy, networking, and best practices. Membership ensures the City is informed about proposed regulatory changes that may impact the financial and operational sustainability of the City's Housing Department, as well as legislative updates to keep staff informed in advance of action being taken. The membership is paid by federal funds with no impact to the General Fund.

Discussion
Vice Mayor Pastor made a motion to adopt Item 27.

Councilwoman Stark seconded the motion.

Mayor Gallego commented she had the opportunity to attend events, and noted there had been great dialogue about best practices in housing. She stated the City had been able to share what they had done so far, and concluded this was a positive membership.

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

Yes: 7 - Councilwoman Ansari, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Vice Mayor Pastor and Mayor Gallego

No: 2 - Councilman DiCiccio and Councilman Waring

39 **Request to Amend Contract to Allow for Pass-Through American Rescue Plan Act Funds and Increase the Landlord Incentive Program Payment Amount (Ordinance S-48358)**

Request to authorize the City Manager, or his designee, to amend Contract 147189 with Quadel Consulting and Training (Quadel) to add contract authority of $1 million in pass-through funding from the City of Phoenix-allocated American Rescue Plan Act (ARPA) funds for the Housing Department's Landlord Incentive Program, and authorize increasing the Landlord Incentive Program payment amount from $500 to $2,000 per incentive, not to exceed the previously allocated $1 million ARPA funding. Further request to authorize the City Controller to disburse all funds related to this item. There is no impact to the General Fund.

Summary

Due to the COVID-19 pandemic, on Aug. 26, 2020, City Council authorized utilizing federal CARES Act funding to initially launch the Landlord Incentive Program to help combat the shrinking number of units and fewer affordable housing opportunities for Phoenix Section 8 Housing Choice Voucher (HCV) holders. The program incentivizes Phoenix landlords to make their properties available to HCV holders by offering landlords a one-time $500 payment for executing a Section 8 Housing Assistance Payment (HAP) contract. Due to the program's success, on Sept. 7, 2021, the City Council approved $1 million of the first tranche of the City's allocation of ARPA funding to replenish the funds for the Landlord Incentive Program at $500 per incentive payment.

On Jan. 26, 2022, at the request of the Economic Development and Equity (EDE) Subcommittee, the Housing Department presented disbursement rates for three varying payment amounts should the incentive payment be increased to $1,000, $1,500, and $2,000, to fully expend the $1 million at a higher rate (**Attachment A**). The EDE

Subcommittee discussed the options and the fact that increasing the payment amount would further incentivize landlords to join the program or make additional units available to voucher holders to help sustain/increase the affordable housing stock options in the community.

Quadel is the current administrator of the City's Section 8 Housing Choice Voucher program and manages the Landlord Incentive Program. Authorization to amend the Contract allows for the City-allocated ARPA funding as a pass through to landlords for the incentive program.

Financial Impact

Funding is available through the City's allocation of ARPA funding, $1 million of the first tranche approved for the Housing Department's Landlord Incentive Program. There is no impact to the General Fund.

Concurrence/Previous Council Action

On March 21, 2018, City Council approved awarding Quadel Contract 147189-0, per Ordinance S-44361.

On Aug. 26, 2020, City Council approved $500,000 of federal CARES Act funding to launch the Landlord Incentive Program, per Ordinance S-46887.

On Sept. 7, 2021, City Council approved $1 million of City-allocated ARPA funding to continue the Landlord Incentive Program, at the City Council Policy Session.

On Jan. 26, 2022, the Economic Development and Equity Subcommittee discussed and gave direction to increase the Landlord Incentive Program payment amount from $500 to $2,000. The item was posted for information and discussion only. No formal action was taken.

Discussion

Vice Mayor Pastor made a motion to adopt Item 39.

Councilwoman Stark seconded the motion.

Stacy Champion indicated she was neutral on this item, and asked for more specific information related to this item. She listed several questions she had on information regarding wait lists and other items, and talked about how several of the units owned by landlords were in

disrepair.

Mayor Gallego thanked the Economic Development and Equity Subcommittee for having a robust discussion on this in leading to the development of this policy.

Vice Mayor Pastor requested to ask staff questions. She asked if staff could give answers to questions raised by Ms. Champion. She questioned what the City would do to market this new program, and how were the conditions of these homes.

Housing Director Titus Mathew replied Housing and Urban Development (HUD) standards were needed to be followed by the City to ensure that all Section 8 housing vouchers had to pass quality inspection standards. He stated the Housing Department did outreach to landlords to provide housing to voucher holders and the City advertised on socialserve.com.

Vice Mayor Pastor asked if Mr. Mathew could explain the Landlord Incentive Voucher Payment Program.

Mr. Mathew explained the incentive payment was created in September 2020 for any new housing assistance payment contract for new or existing landlords that took in new Section 8 housing vouchers. He stated the proposal today would increase the $500 incentive to $2,000 to give the voucher holders a competitive advantage to find a rental unit.

Vice Mayor Pastor thanked Mr. Mathew, and talked about the importance of the increase for this program.

Mayor Gallego thanked Vice Mayor Pastor for her work on this program, and noted she looked forward to supporting this item because of how competitive the housing environment was.

Note: One electronic comment was submitted on Item 39 in favor.

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

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Pastor and Mayor Gallego

No: 0

Discussion

Mayor Gallego stated items 40-42 were related and were extensions of existing contracts to help vulnerable populations including those experiencing homelessness.

Vice Mayor Pastor made a motion to adopt items 40-42.

Councilwoman Stark seconded the motion.

Stacy Champion indicated she was neutral on items 40-42, and commented on Item 40 that Southwest Behavioral Health portion would promote criminalizing those experiencing homelessness. She talked about Item 41, and said veterans experiencing homelessness decreased nationwide but increased in Phoenix. She discussed Item 42, and mentioned how un-housed senior women were being helped.

Councilman DiCiccio said specific things on homelessness could be done, and commented too much compassion could lead to individuals remaining unsheltered. He stated everyone needed to be treated with compassion and kindness, but at some point the City needed to make decisions to get people off of the street. He stated some of the providers in these items were not providing enough information needed for the City, and added the City needed to work on providing a path for individuals to get off of the street.

Vice Mayor Pastor asked staff about a situation regarding finding housing related to Item 40.

City Manager Jeffrey Barton said Human Services Director Marchelle Franklin and Special Projects Administrator Scott Hall could address that including Deputy City Manager Gina Montes.

Ms. Franklin responded to the questions from Ms. Champion regarding Chicanos por la Causa (CPLC) and said if there were any specific examples of individuals or families looking to access services that she would like that information to follow up.

Vice Mayor Pastor mentioned the issues were with the website and not being able to find the link for emergency housing.

Ms. Franklin replied the specific contract for the City with CPLC, those beds were set aside for families experiencing homelessness who are encountered by first responders so they can immediately provide those services. She talked about how general services provided by CPLC, and noted if a link wasn't working on the website to go to additional services that she would need to follow up on that.

Vice Mayor Pastor commented her understanding of the emergency beds were that they were a referral, and these families would not be able to find them online.

Ms. Franklin responded that was correct based on the current contract the City had with CPLC.

Vice Mayor Pastor thanked Ms. Franklin for clarifying, and asked about a plan for homeless veterans related to Item 41.

Ms. Franklin said Special Projects Administrator Scott Hall would address that plan.

Mr. Hall replied he had been part of the ending homelessness for veterans support group for the past eight years, and had been back working for the City for two months. He talked about how ending veteran homelessness was a regional effort, and noted it was correct that the number of veterans experiencing homelessness had increased across the city, county, state and country. He mentioned the Department of Veterans Affairs had pulled back a few years prior from the Built for Zero campaign, and stated it was still a priority of the City to end veteran homelessness. He said the contract with Veteran Connections was successful and commented the City would want to continue their partnership.

Vice Mayor Pastor thanked Ms. Champion for working with un-housed senior women, and mentioned Ms. Champion would reach out to her office regarding these women and her office would try their best to help.

A motion was made by Vice Mayor Pastor, seconded by Councilwoman Stark, that items 40-42 be adopted. The motion carried by the following vote:

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Pastor and Mayor Gallego

No: 0

40 Homeless and Victim Services Contracts - Amendments (Ordinance S-48335)

Request to authorize the City Manager, or his designee, to execute an amendment to agreements with: Chicanos Por La Causa Contract 147432; Community Bridges, Inc. Rapid Rehousing Contract 147511; Native American Connections, Inc. Contract 147431; Southwest Behavioral Health Services, Inc. Contract 147433; and Arizona Coalition to End Sexual and Domestic Violence Contract 147434 to extend the term and allow additional expenditures for homeless and victim services. Further request to authorize the City Controller to disburse all funds related to this item for the life of the contracts. The aggregate value of the contracts will not exceed $865,637 during a one-year extension period.

Summary

Throughout the COVID-19 pandemic, the Human Services Department (HSD) has been focused on developing, establishing and executing emergency services contracts to support residents who have been negatively impacted by the COVID-19 pandemic. Dedication of resources to the emergency services contracts meant staff was unable to provide the necessary time to develop the procurement for the homeless and victim services. As such, HSD is requesting to extend the existing contracts for one year to conduct a new procurement for these services. The procurement process may take from six months to a year, depending on the complexity of the services needed. This extension would provide HSD staff sufficient time to conduct the procurement process.

The City is currently contracted with the following vendors for the services identified below:

Victim Services
Arizona Coalition to End Sexual and Domestic Violence - $200,000
This contract provides oversight, coordination, and operation of a 24-hour hot line for emergency shelter screening and housing vouchers assistance for individuals and families experiencing domestic violence, sexual violence, or sex trafficking in Maricopa County.

Emergency Crisis Shelter for Families
Chicanos Por La Causa, Inc. - $166,818
This contract provides emergency shelter operations and services for families identified by the City of Phoenix Police, Fire, and Human Services departments.

Rapid Rehousing Bridge Support for Individuals Moving from Homelessness to Permanent Housing
Community Bridges, Inc. - $174,665
This contract provides bridge support for individuals moving from unsheltered homelessness to permanent housing.

Rapid Rehousing Support Services for Unaccompanied Youth
Native American Connections, Inc. - $97,650
This contract provides rapid rehousing support services for unaccompanied youth.

Navigation and Wrap Around Services for Justice Involved Individuals Experiencing Homelessness
Southwest Behavioral Health - $226,504
This contract provides navigation and support to persons charged in Phoenix Municipal Court with repeat misdemeanor offenses related to their homelessness.

Contract Term
The term of the extension will be July 1, 2022, through June 30, 2023.

Financial Impact

Aggregate expenditures will not exceed $865,637 during the extension period of the contracts. Funds are available from a combination of Emergency Solutions and Community Development Block grants, and City of Phoenix General Funds upon annual budget approval.

Concurrence/Previous Council Action

On May 2, 2018, the City Council approved the initial contracts for Arizona Coalition to End Sexual and Domestic Violence, Chicanos Por La Causa, CBI-Rapid Rehousing, Native American Connections, Inc., and Southwest Behavioral Health with Ordinance S-44540.

On May 15, 2019, the City Council approved exercising the extension options for Arizona Coalition to End Sexual and Domestic Violence, Chicanos Por La Causa, CBI-Rapid Rehousing, Native American Connections, Inc., and Southwest Behavioral Health through June 30, 2021; and added additional funding to Southwest Behavioral Health with Ordinance S-45647.

On Nov. 4, 2020, the City Council authorized a contract extension for Arizona Coalition to End Sexual and Domestic Violence, Chicanos Por La Causa, CBI-Rapid Rehousing, Native American Connections, Inc., and Southwest Behavioral Health through June 30, 2022, with Ordinance S-47035.

This item was adopted.

41 Veteran Navigation and Coordination Services Contract - Amendment (Ordinance S-48336)

Request to authorize the City Manager, or his designee, to execute an amendment to an agreement with Community Bridges, Inc. (CBI) Contract 143959 to extend the term for an additional year and approve additional funding to this vendor to provide veteran navigation and coordination services. Further request to authorize the City Controller to disburse all funds related to this item for the life of the contract. Expenditures will not exceed $125,000 during the extension period. Funds are available in the General Funds upon annual budget approval.

Summary

Throughout the COVID-19 pandemic, the Human Services Department (HSD) has been focused on developing, establishing and executing emergency services contracts to support residents who have been negatively impacted by the COVID-19 pandemic. Dedication of resources to the emergency services contracts meant staff was unable to provide the necessary time to develop the procurement for Veteran navigation and coordination services. As such, HSD is requesting to extend the existing contract for one year to conduct a new procurement for these services. The procurement process may take from six months to a year, depending on the complexity of the services needed. This extension would provide HSD staff sufficient time to conduct the procurement process.

The City's current contract with CBI supports full-time navigators who work to engage and connect homeless Veterans to permanent housing. It also supports coordination services to include management and prioritization of a regional Veterans By-Name List to ensure the most vulnerable Veterans are prioritized for service.

Contract Term
The extended contract term will be July 1, 2022, through June 30, 2023.

Financial Impact
Expenditures will not exceed $125,000 during the extension period of the contract. Funds are available in the General Fund upon annual budget approval.

Concurrence/Previous Council Action
On Nov. 3, 2016, the City Council authorized staff to contract with CBI for Veteran navigation and coordination services with Ordinance S-42987.

On June 5, 2019, the City Council authorized exercising the remaining contract extension options through Jun. 30, 2021, with Ordinance S-45713.

On Nov. 4, 2020, the City Council authorized a contract extension through June 30, 2022, with Ordinance S-47035.

This item was adopted.

42 Outreach and Engagement for Persons Experiencing Homelessness Contract - Amendment (Ordinance S-48337)

Request to authorize the City Manager, or his designee, to execute an amendment to an agreement with Community Bridges, Inc. Contract 145545 to extend the term for an additional year and approve funding for this vendor to continue to provide outreach and engagement services for individuals experiencing homelessness through the extended term. Further request to authorize the City Controller to disburse all funds related to this item for the life of the contract. The total value of the contract extension will not exceed $1,175,000 Funding is contingent upon the City's annual Community Development Block Grant (CDBG) allocation from the U.S. Department of Housing and Urban Development (HUD), the approval of the HUD Annual Action Plan, and the Phoenix City Council annual budget adoption.

Summary

Throughout the COVID-19 pandemic, the Human Services Department (HSD) has been focused on developing, establishing and executing emergency services contracts to support residents who have been negatively impacted by the COVID-19 pandemic. Dedication of resources to the emergency services contracts meant staff was unable to provide the necessary time to develop the procurement for outreach and engagement for individuals experiencing homelessness. As such, HSD is requesting to extend the existing contract for one year to conduct a new procurement for these services. The procurement process may take from six months to a year, depending on the complexity of the services needed. This extension would provide HSD staff sufficient time to conduct the procurement process.

The City’s current contract with CBI supports navigation teams who assist persons experiencing homelessness and further supports the PHX C.A.R.E.S. program.

Contract Term

The extended contract term will be July 1, 2022, through June 30, 2023.

Financial Impact

Expenditures will not exceed $1,175,000 during the extension period of the contract. Funding is contingent upon the City's annual CDBG allocation from HUD, the approval of the HUD Annual Action Plan and the Phoenix City Council annual budget adoption.

Concurrence/Previous Council Action
On June 7, 2017, the City Council authorized staff to contract with Community Bridges, Inc. for outreach and engagement for person experiencing homelessness with Ordinance S-43631.

On Nov. 29, 2017, the City Council authorized additional funds be added to the contract with Ordinance S-44114.

On June 6, 2018, the City Council authorized additional funds be added to the contract with Ordinance S-44630.

On Oct. 21, 2020, the City Council authorized an administrative correction to Ordinances S-44114 and S-44630 to reflect the correct annual funding allocation with Ordinance S-46993.

This item was adopted.

49 27th Avenue Corridor Community Safety and Crime Prevention Plan (Ordinance S-48351)

Request to authorize the City Manager, or his designee, to add six new positions to the Law Department/City Prosecutor's Office, four new civilian positions to the Police Department, and two new positions to the Neighborhood Services Department to support the 27th Avenue Corridor Community Safety and Crime Prevention Plan (Plan), which is a pilot project to address community safety in a collaborative manner, leveraging technology as well as community-based resources. Also request authorization to increase budgeted resources for the Prosecutor’s Office and the Street Transportation and Neighborhood Services departments for the remainder of the fiscal year for the implementation of the Plan. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

The Neighborhood Services, Police, Public Transit, Street Transportation, and Human Services Departments, along with the Law Department/CityProsecutor's Office, are working collaboratively through this pilot project to improve the safety and quality of life along the 27th Avenue Corridor adjacent to I-17. The 27th Avenue corridor is consistently a source of violent crime, prostitution, drug use, trespassing, blight, and other quality of life concerns. Ease of access to I-17, in combination with some poorly managed hotels, motels and apartment complexes creates an environment where crime can flourish with few impediments, which creates an undue burden for the residents along the corridor. The uniqueness of the 27th Avenue Corridor, coupled with limited resources, requires modern technological solutions as well as collaborative partnerships to positively impact the quality of life for the community members and businesses in this area. Staff has identified the following areas along 27th Avenue to focus the initiative:

Focus Areas

Midtown Corridor
Indian School Road;
Camelback Road*;
Bethany Home Road*;
Glendale Avenue*;
Northern Avenue;

North Corridor
Metrocenter Mall; and
Bell Road.

Mobile Hot Spot Package*
A mobile technology package to provide additional focus to areas based on current need or displacement as the Plan is implemented. These additional resources will allow the ability to focus on all areas of the corridor between Indian School Road and Bell Road in an agile manner, as determined by data and community input.

**Added to the Plan based on feedback at and following the Public Safety and Justice Subcommittee meeting in January 2022.*

The City will be partnering with Arizona State University (ASU) to conduct a pre- and post-intervention study of the areas and monitor performance measurements. For this study, the focus areas above will run from 15th to 35th avenues to account for any displacement that occurs due to the intervention of the initiative.

This initiative focused on the 27th Avenue corridor is intended to be phase one of community safety and crime prevention efforts planned along I-17. A second phase, pending inclusion in the approved FY 2022-23 budget, would follow to include focus areas along the 19th Avenue corridor. Beginning with phase one, Cactus Park and Desert Horizon Precincts, along with the other departments, will collaborate closely on the implementation. Both precincts will be included in the planning and review from inception. Implementing in two phases will enable departments to successfully hire the additional staff, procure and install equipment, coordinate with the community and implement other elements. Phase two resources will be proposed to the City Council in the City Manager's 2022-23 Trial Budget.

To address these community concerns, the departments have set out to achieve the following within the key focus areas of the 27th Avenue Corridor:

Improve the safety of area residents, businesses, patrons and students;

Build upon the City’s relationships with area community groups and business partners;

Increase coordination of resources to residents experiencing homelessness, mental/behavioral health issues and/or those victimized by human trafficking; and

Reduce violent and quality of life crimes at key intersections along the corridor.

Strategy Areas

The City Manager's Office will coordinate the multi-department effort over a proposed two-year pilot period with three strategies to address community concerns within the corridor.

Outreach, Education and Partnerships

To develop and foster ongoing collaboration with key stakeholders, the

outreach, education and partnerships strategy will include leveraging strategic coordination activities to engage and inform the community.

Provide presentations to community organizations and schools.
Collaborate with ASU for pre- and post-intervention study and performance measurements.
Facilitate coordination between businesses through the North Ocotillo Business Alliance, D27 Business Alliance, the Violence Impact Coalition, and the Metro District Community Collaboration for their respective areas and encourage collaboration amongst the groups.
Coordinate with area partners to conduct area clean ups bi-monthly along 27th Avenue.
Install additional lighting in the I-17 underpasses.
Map the locations of current City activity in focus areas, including active Authority to Arrest documents, blight cases, and PHX C.A.R.E.S. cases to inform action steps.
Add focus areas to the PHX C.A.R.E.S. “hot spot” list for more weekly, proactive outreach efforts.
Incorporate mental health outreach efforts when upcoming contracts are approved.

Prevention and Intervention

To proactively address community issues and concerns, the prevention and intervention strategy will include monitoring and reporting of blight and working with the community to identify solutions and inform service approach.

Engage and activate community groups.
Promote Crime Prevention Through Environmental Design (CPTED) principals with community members, groups and businesses to enhance neighborhood safety.
Monitor and address criminal activity at bus stops and review bus stop cleaning activities, signage and amenities.
Conduct proactive monthly common blight inspections, graffiti and shopping cart removals.
Ensure outreach teams obtain additional information from clients during outreach to inform service approach.
Identify and work with local partners to identify ways they can support the

City's efforts to address drug-related issues (e.g., New Freedom, Community Medical Services, Southwest Behavioral and Health Services, Phoenix Rescue Mission).

Identify potential alleys, as appropriate, to recommend further expansion of the Gated Alley Program Pilot.

Conduct CPTED audits within focus areas and ensure staff assigned to this area are properly trained in CPTED principles.

Work with property owners on solutions for ongoing issues.

Work with business owners to provide resource information on and within their businesses regarding where to get help.

Enforcement

To decrease violent crime and address quality of life concerns with limited staffing availability, modern technological solutions are necessary to support the Phoenix Police Department's field operations and violent crime follow-up investigations. The enforcement strategies will include portable solutions to work in conjunction with partnering departments on the initiative.

Provide increased undercover operations to include narcotics, human trafficking, and the Neighborhood Engagement Team.

Introduce bike-mounted officers and police assistants.

Utilize portable technology solutions including gunshot detection capabilities, mobile license plate readers, and temporarily installed fixed cameras.

Dedicate Community Prosecution staff to work with law enforcement, other City departments, and the community to provide resources and education in the administration of justice.

City Departments will employ a coordinated approach to address properties with blight and zoning issues that are contributing to the overall identified crime that is having a negative impact in the area.

Provide focused Code Enforcement efforts in the focus areas.

Identify vacant buildings and ensure they are secured to City specifications.

Promote Authority to Arrest and proper signage for private properties.

Identify opportunities for additional enforcement tools like Drug-free zones near schools.

Performance Measurements

The City is collaborating with ASU to study the areas pre- and post-intervention. The success of the initiative will be measured through the following performance indicators:

Calls for police service in focus areas;
Types of calls for police service in focus areas;
Resident/merchant perceptions of problems in focus areas;
Complaints or commendations from the community about the new responses to the problems;
Visible signs of disorder in focus areas;
Referrals of individuals-in-need to social services and uptake of those referrals;
Ease of procuring illegal drugs in focus areas (i.e., search time);
Reduction in drug crimes;
Reduction in overdoses;
Reduction in violent crime;
Achieve a voluntary code enforcement compliance rate of at least 90 percent in the focus corridor areas;
Assessments of vacant structures completed within 90 days (of filling the proposed Neighborhood Inspector I position);
Initiate any appropriate property abatement cases within 48 hours of assessment inspection;
Four neighborhood clean-ups conducted;
Two CPTED audits conducted per month; and
Improved coordination, communication, and education with law enforcement partners and the community in the administration of justice.

Financial Impact

The total cost for the implementation of the initiative is $4,146,881 for the first year, and $1,642,011 annually thereafter. The cost for the current fiscal year for the proposed additions will be absorbed in the current 2021-22 Budget. The full-year costs will be built into the fiscal year 2022-23 Budget. A summary of the resources for each department are outlined in **Attachment A**.

Concurrence/Previous Council Action
The Public Safety and Justice Subcommittee discussed this item at the Jan. 12, 2022, meeting. The Subcommittee recommended the item for City Council approval, with direction to staff to conduct further research and provide information on additional focus areas, with a vote of 3-1.

Location
Council Districts: 1, 4 and 5

Discussion
Councilwoman Guardado made a motion to adopt Item 49, and thanked Vice Mayor Pastor for her partnership on this item.

Vice Mayor Pastor seconded the motion.

Nadine Alauria spoke in favor, and said she was excited to see this collaboration with several City departments. She talked about the technology that would be used to keep citizens and police officers safe, and mentioned she would like to see this implemented along 19th Avenue where her business is located.

Anne Ender spoke in favor and stated she was the President of Operation Blue Ribbon. She stated this plan was long overdue to be implemented, and talked about neighborhood leaders neighborhood block watches and other members of the community volunteering their time to protect their neighborhoods. She said this plan would help promote public safety.

Mario Barajas translated for Celea Juellen, who spoke in favor of Item 49. She mentioned she belonged to the Valley Enterprise Association and added she was grateful this item was on the agenda as she lived in this neighborhood. She talked about the need for lighting and striping on the streets, and added there was a need for investment in this area.

Debra LaPlante spoke in favor, and said she was the Vice President of North Glen Square Neighborhood Association. She talked about the need for increased police support, and added their organization worked with the Police Department to make this neighborhood a safe place. She

commented this was a model project that could be replicated in other areas.

Cynthia Graber spoke in favor, and mentioned she was a member of the Violence Impact Project Coalition. She requested the 19th Avenue Corridor be included in this plan, and added resources were available to fund this.

Dave Jenkins spoke in favor, and talked about making this neighborhood safer through the investment in this item.

Mr. Barajas translated for Julissa Machado, who spoke in favor of Item 49. She said she lived in this area for nine years, and discussed her concerns with crime in the neighborhood. She commented it should be a priority to make this area safer.

Judy Mitchell spoke in favor and stated there was a serious prostitution problem in this area. She described what issues had been going on in the neighborhood, and said vehicles were constantly stopping traffic on the road.

Mr. Barajas translated for Judith Ordnleas, who spoke in favor. She mentioned she was a member of a local block watch organization, and talked about what she had seen happen in this neighborhood. She noted she had lived in this area for 10 years, and said there was a need for more lights and cameras in the neighborhood. She commented this item would be a huge impact for the community, and discussed what her family experienced every night.

Micaela Quihuis spoke in favor, and said she resided near the corner of 27th Avenue and Bethany Home Road for about two years. She talked about what her daughter had seen happen in this area, and talked about what she has done to add security to her home.

Mr. Barajas translated for Annabelle Ramirez, who spoke in favor of Item 49. She said she had been living in this area for 18 years, and added there had always been crime in the neighborhood but it had become more exaggerated now. She commented Grand Canyon University had

not helped security in the area as promised, and suggested the University had made the neighborhood worse.

Mr. Barajas translated for Maithe Ramirez who spoke in favor. She said she had lived in the area for 20 years and seen the problems described by previous speakers. She stated the neighborhood needed to be cleaned up to make the area safer.

Dana Shaw spoke in favor, and noted she was from Grand Canyon University. She talked about her excitement for this program, and thanked Councilwoman Guardado for her efforts in making sure safety of the community was important. She discussed the programs available in the Maryvale area, and added she was excited to contribute to make this area safe.

Mr. Barajas translated for Laura Rodriguez, who spoke in favor of Item 49.

City Clerk Denise Archibald announced Ms. Rodriguez was no longer connected to the meeting.

Jeff Spellman spoke in favor, and noted he was with the Violence Impact Project Coalition. He thanked Council for their support, and said there were hundreds of comments from residents on this item. He talked about Councilwoman Guardado's staff meeting with residents along 27th Avenue, and said residents were tired of dealing with the problems in their neighborhood. He commented police resources were needed not just to keep residents safe, but also to keep police officers safe.

Craig Tribken spoke in favor, and thanked Council especially Councilwoman Guardado for her work on this. He thanked other staff, and talked about the issues of small businesses and neighborhoods dealing with homelessness. He stated this was a huge step forward for Phoenix in addressing the problem of homelessness.

Darlene Vallo spoke in favor, and thanked Mayor Gallego and Councilwoman Guardado. She talked about how her parish would go out on Saturdays and pray for those experiencing homelessness, and

discussed the issues in the area she patrolled regarding prostitution and drug use.

Mr. Barajas translated for Xyra Flores, who spoke in opposition to Item 49. They said the people this item was directed towards would actually harm them instead of help them, and suggested the police should be focused on other crimes in the community.

Katie Gibson-McLean spoke in opposition and mentioned she was a Public Defender for Maricopa County. She commented the City should not be criminalizing sex workers or those experiencing mental health problems, and added problems should be addressed proactively rather than reactively. She listed other ways this money could be invested, and took issue with the plan saying this would push issues to other neighborhoods.

Stacy Champion indicated she was neutral on Item 49, and talked about her concerns regarding criminalization and racial profiling. She commented this plan did not address the root causes of homelessness.

Father Fernando Camou spoke in favor, and noted he was the Pastor at St. Simon and Jude Cathedral on 27th Avenue. He described the community he served, and discussed the community's support towards any initiatives to solve the issues in this area. He commented he did not know the best approach to this, but he would support anything to help the 27th Avenue area.

Mr. Barajas translated for Laura Rodriguez who spoke in favor of Item 49. She noted she was a home owner and business owner in the area, and described the crime that occurred in her community.

Councilwoman Guardado spoke in Spanish thanking parents and families that reached out to her office regarding their experiences living in this area. She commented her office had met with over 200 residents since this item was introduced at the Public Safety and Justice Subcommittee, and talked about the problems expressed by residents on a daily basis in this community. She said business owners felt unsafe operating in this area, and explained how she understood how residents in this community

felt because of her own personal experiences. She discussed the introduction of Project Haven to help those experiencing homelessness, and added she supported this item for this neighborhood.

Mayor Gallego thanked Councilwoman Guardado for her hard work and passion.

Councilwoman Ansari applauded Councilwoman Guardado for her efforts to get this item to where it is today. She expressed support for voting in favor of this item, and said she hoped this pilot plan would be successful because there were other hotspots in the city like this area. She thanked all of those who were involved in getting this item to where it was today.

Councilman Waring mentioned he knew a business owner in the general area of this neighborhood, and described what that owner had to deal with outside of his business on a day-to-day basis. He said he hoped this pilot plan could be implemented in other areas of the city, and added he did not want to see the issues facing this neighborhood be pushed into another neighborhood.

Assistant City Manager Lori Bays said Assistant Police Chief Steve Martos was available for comment.

Mr. Martos talked about an analogy of a balloon effect regarding crime displacement, and said this would allow the City to determine where crime may occur around the area of the pilot program.

Councilman Waring stated he would like a report on how this pilot program will work, and noted other areas in the city experience similar issues. He commented people would not accept the status quo, and suggested much of the activity occurring in this area was criminal. He said he would support this item, and asked for reports on how to address these issues in other areas of the city.

Mayor Gallego asked City Clerk Denise Archibald if there were other registered speakers available.

Ms. Archibald confirmed there were other registered speakers available.

Mayor Gallego mentioned Council would hear from those speakers after Vice Mayor Pastor.

Vice Mayor Pastor stated she would make her comments after hearing from the other registered speakers.

Councilmember Garcia said he would wait to speak after hearing from the other registered speakers.

Councilwoman O'Brien noted she shared the same concerns as other councilmembers, and thanked Councilwoman Guardado for her work on this item. She stated this was a concern for Council District 1, and expressed a solution would be needed for other parts of the city. She talked about the need to work with regional partners, and thanked City departments for installing brighter lights under Interstate 17 to allow for more safety for children walking to school.

Mayor Gallego inquired if the other registered speakers were available to speak.

Ms. Archibald replied those speakers were trying to connect to the meeting and were not yet available.

Mayor Gallego asked Councilmember Garcia and Vice Mayor Pastor if they would like to make their comments now.

Vice Mayor Pastor spoke in Spanish thanking those who worked on this plan, and mentioned she had been working on this with her office for a while. She mentioned she spoke with former City Manager Ed Zuercher about his vision for this plan, and he said the plan would start from 27th Avenue and Indian School Road up to Northern Avenue. She thanked staff for bringing back and including 27th Avenue and Indian School Road in this plan. She discussed the need to stop human trafficking and drug use, and added if the City did not make an effort in this area, that businesses would leave to other cities. She thanked Councilwoman Guardado for her efforts on this item, and the Council District 5 staff for organizing community meetings.

Councilmember Garcia mentioned he grew up in a community similar to what was described by residents, and said he was in opposition to this item because it would criminalize vulnerable populations and would create more inequality and fear. He asked for more resources in housing, mental health and health care and added areas in the north and east parts of the city had more resources than this area. He suggested what the residents were asking for would better help this area rather than giving more money to the Police Department. He requested more resources and prevention programs to better address the issues in this area, and suggested other solutions would benefit the community.

Mayor Gallego asked if Petra Padilla was available to speak.

Ms. Archibald responded Ms. Padilla was available.

Mr. Barajas translated for Nizchma Munoz who spoke in Spanish in favor of Item 49, and clarified she was online. She thanked Councilwoman Guardado and the Council for their rapid response on this issue, and described the current issues she would see in this area. She talked about the difficulty of raising children in this area.

Mr. Barajas translated for Petra Padilla who spoke in Spanish in favor of Item 49. She mentioned she was a business owner on 27th Avenue, and described how she felt unsafe in the area along with her customers. She asked for police to patrol the area, and added this would help her business be more successful.

John Ramos spoke in favor, and expressed concern with gunfire in the neighborhood. He talked about the noise and speeding from vehicle traffic, and asked Council to vote in favor of this plan.

Mayor Gallego thanked those who spoke on this item.

Councilman Waring commented the two women who spoke earlier made great points on protecting their children. He described two experiences he recently had see those who experienced drug abuse, and suggested this should not become normal in the city. He stated this plan would

address the problems raised by those who spoke, and asked for the City to do more in other areas too.

Note: 86 electronic comments were submitted on Item 49, noting 79 were in favor, six indicated no position and one indicated a neutral position.

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

Yes:	7 -	Councilwoman Ansari, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Pastor and Mayor Gallego
No:	1 -	Councilmember Garcia
Absent:	1 -	Councilman DiCiccio

50 Hatcher Road Community Safety Plan (Ordinance S-48361)

Request to authorize the City Manager, or his designee, to add one new civilian position to the Police Department and increase budgeted resources for the Street Transportation Department for the remainder of the fiscal year for increased street cleanings to support the Hatcher Road Community Safety Plan (Plan). Further request to authorize the City Controller to disburse all funds related to this item.

Summary

The Neighborhood Services, Police, Public Transit, Street Transportation, and Human Services Departments, along with the Law Department/City Prosecutor’s Office, are working collaboratively to improve the safety and provision of resources along Hatcher Road in west Sunnyslope. Staff has identified the following area along Hatcher Road to focus the initiative:

Focus Area

Hatcher Road, from 7th to 19th avenues.

To address these community concerns, the departments have set out to achieve the following:

Improve the safety of area residents, businesses, and patrons;

Build upon the City's relationships with area community groups and business partners to provide additional resources to the community, including residents experiencing homelessness; and
Reduce quality of life crimes at key intersections along Hatcher Road and protect vulnerable community residents from victimization.

Strategy Areas

The City Manager's Office will coordinate the multi-department effort over a proposed two-year pilot period in three strategic areas to address community concerns.

Outreach, Education and Partnerships

To develop and foster ongoing collaboration with key stakeholders, the outreach, education and partnerships strategies will include leveraging strategic coordination activities to engage and inform the community.

Provide presentations to community organizations and schools.
Facilitate coordination between businesses.
Coordinate with area partners to conduct area clean ups bi-monthly.
Map the locations of current City activity in the focus area, including blight cases and PHX C.A.R.E.S. cases to inform action steps.
Add the focus area to the PHX C.A.R.E.S. "hot spot" list for more weekly, proactive outreach efforts.
Work collaboratively with local service providers to improve service delivery while minimizing negative impacts to neighborhood residents and businesses.

Prevention and Intervention

To proactively address community issues and concerns, prevention and intervention strategies will include working with the community to identify solutions and inform service approach.

Engage and activate community groups.
Promote Crime Prevention Through Environmental Design (CPTED) principals with community members, groups and businesses to enhance neighborhood safety.
Monitor bus stop cleaning activities, signage and amenities.

Conduct proactive monthly common blight inspections, graffiti and shopping cart removals.
Ensure outreach teams obtain additional information from clients during outreach to inform service approach.
Identify and work with local partners to identify ways they can support the City's efforts to provide resources for drug-related issues (e.g., New Freedom, Community Medical Services, Southwest Behavioral and Health Services, Phoenix Rescue Mission).
Conduct CPTED audits within focus areas and ensure staff assigned to this area are properly trained in CPTED principles.
Work with property owners on solutions for ongoing issues.
Work with business owners to provide resource information on and within their businesses regarding where to get help.

Enforcement

To decrease crime and address quality of life concerns with limited staffing availability, modern technological solutions are necessary to support the Phoenix Police Department's field operations. The enforcement strategies will include portable solutions to work in conjunction with partnering departments on the initiative.

Utilize portable technology solutions including temporarily installed fixed cameras.
Provide focused Code Enforcement efforts in the focus area.

Financial Impact

The total cost for the implementation of the Plan is $167,206 for the first year, and $111,702 annually thereafter. The cost for the current fiscal year for the proposed additions will be absorbed in the current 2021-22 Budget. The full-year costs will be built into the fiscal year 2022-23 Budget. A summary of the resources for each department are outlined in **Attachment A**.

Location

Hatcher Road, from 7th to 19th avenues.
Council District: 3

Discussion

Nadine Alauria spoke in favor, and mentioned she was a long-time business owner on Hatcher Road. She talked about encampments and drug use increasing in the Sunnyslope area, and said this made it harder to attract new employees and customers. She commented she would like to see children be able to walk safely on Hatcher Road, and discussed the need for more funding for effective outreach to prevent these issues from happening.

Stacy Champion indicated she was neutral on this item, and suggested the City could not police their way out of these issues. She suggested the City could spend money on more public restrooms.

Cynthia Graber spoke in favor and noted her family had lived in the area for over 60 years. She talked about keeping children, elderly and police officers safe and discussed what she would see on a day-to-day basis regarding drug use and other activity.

Stacia Hurst spoke in favor and added she was a homeowner and the Chair of a local block watch group. She commented you did not need to own or have a home to be a steward of the community.

Caroline Lobo spoke in favor and mentioned she was a home owner and business owner in the Sunnyslope area for over 20 years. She said she supported the previous item, and discussed how the community could work together with the other plan on 27th Avenue. She said she had similar experiences mentioned by councilmembers, and added business in the area were having difficulty attracting customers. She asked for more funding to help clean up the community on a more frequent basis.

Par Shahpar and Steve Pamperin spoke in favor, and said they were the head of their Ocotillo Hills Block Watch. She said they had been getting more involved in their community, and acknowledged the issues along Hatcher Road were complicated. She advocated for more support services, and mentioned the conditions along Hatcher Road would be better with this safety plan.

Craig Tribken spoke in favor of the safety plan.

Councilwoman Stark made a motion to approve Item 50.

Vice Mayor Pastor seconded the motion.

Councilwoman Stark said this plan would lead with services, clean-ups and code enforcement. She mentioned there were individuals experiencing homelessness in the Sunnyslope area, and added there had been work done to find a shelter in the community. She discussed how residents and business owners wanted to see this area improve and she talked about how non-profits in the area wanted to engage and help in this community. She thanked residents and business owners in Sunnyslope.

Mayor Gallego thanked Councilwoman Stark for her hard work on this item.

Prior to his vote, Councilmember Garcia stated he had similar concerns with this item as he did with Item 49. He thanked Councilwoman Stark for her work on this item, and noted his concern was with criminalizing those experiencing homelessness. He declared he would be voting no.

Note: 19 electronic comments were submitted on Item 50, noting 17 were in favor and two were in opposition.

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

Yes:	7 -	Councilwoman Ansari, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Pastor and Mayor Gallego
No:	1 -	Councilmember Garcia
Absent:	1 -	Councilman DiCiccio

51 Request to Enter Into an Intergovernmental Agreement with Arizona State University for the 27th Avenue Corridor Public Safety Initiative (Ordinance S-48357)

Request to authorize the City Manager, or his designee, to allow the Police Department to enter into an Intergovernmental Agreement with the

Arizona Board of Regents on behalf of Arizona State University (ASU), School of Criminology and Criminal Justice Department, for the 27th Avenue Corridor Public Safety Initiative. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate value of this agreement will not exceed $52,581.

Summary

In response to a request for research and technical assistance from the City of Phoenix and the Police Department, ASU will work collaboratively with key City officials to develop and evaluate new responses to crime and disorder concerns in selected areas of the City, to include major intersections along the 27th Avenue corridor as well as other identified areas of concern within proximity of the corridor.

The analysis of the project will define the parameters of the focus areas, gather, and analyze police data to understand and substantiate the public safety problems in these areas. The project will entail interviewing key police and City officials knowledgeable about these areas, to understand the precise public safety concerns and develop testable explanations for what is causing or contributing to them.

ASU will further assist the Police Department and other City officials to explore possible new responses to these problems so that decision-makers can decide upon a plan of action. This will include reviewing published research and other reports about the relative effectiveness of response options.

ASU will help document the action plan’s development and implementation so that there is a clear record of what actions were taken and what challenges, if any, there were to implement; will assess the effectiveness of the implemented responses to improve public safety in the target areas, as well as look for any evidence of displacement of the problems to other areas or conversely, added benefits to public safety experienced outside the target areas; and will encourage the Police Department and other City officials to engage with the communities affected by the problems to develop an action plan and implement and measure its impact.

Contract Term
The agreement will be valid for two years from the date of execution of all parties.

Financial Impact
Funding for this project is available in the Police Department's budget.

Discussion
Vice Mayor Pastor made a motion to adopt Item 51.

Councilwoman Stark seconded the motion.

Cynthia Graber spoke in favor, and talked about how calls for service were not the only variable to determine crime severity. She commented on the wait time to respond to calls for service, and added she was concerned with the safety for police officers. She described criminal activity and drug use she would see on a daily basis.

Prior to his vote, Councilmember Garcia said he agreed with Ms. Graber that reports should go beyond calls for service. He stated the City should look for other ways to help people and mentioned the City should be more serious about gathering data and information regarding criminal activity and for providing resources.

Note: Five electronic comments were submitted on Item 51, noting four were in favor and one was in opposition.

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

Yes:	8 -	Councilwoman Ansari, Councilman DiCiccio, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Pastor and Mayor Gallego
No:	1 -	Councilmember Garcia

66 Adoption of Vision Zero Strategy Resolution for the City of Phoenix (Resolution 21995)

Request City Council approval of a resolution to adopt the Vision Zero strategy for the City of Phoenix and incorporate Vision Zero goals into the Comprehensive Road Safety Action Plan.

Summary

On Jan. 25, 2022, City Council was provided with an update on the development of the Street Transportation Department's Comprehensive Road Safety Action Plan (RSAP) to improve safety on Phoenix roadways. The City Council approved Phoenix to become part of the Vision Zero Network and incorporate Vision Zero into the goals of the RSAP. The proposed resolution provided as **Attachment A** adopts the Vision Zero strategy with the goal of eliminating all traffic fatalities on Phoenix roadways.

Road Safety Action Plan

The RSAP will be a comprehensive safety plan applying a data-driven, decision-making process to identify and prioritize transportation safety improvements with a “Four E's” approach (Evaluation, Education, Engineering, and Enforcement). Phoenix's existing efforts on the RSAP closely align with the framework of a Vision Zero Action Plan, with its emphasis on meaningful community engagement, equity, and data-driven, systems-based strategies to improve road safety for all Phoenicians.

Vision Zero Network

The Vision Zero Network is a U.S.-based non-profit organization that advocates for cities to adopt the core philosophy of Vision Zero: that traffic-related deaths and serious injuries are preventable. The Vision Zero Network recognizes cities that take action adopting this approach to road safety as a "Vision Zero Community." One of the key steps toward this recognition is a political commitment to adopt the goal of eliminating all traffic-related deaths. To date, fifty-one cities in the United States have been recognized by the Vision Zero Network.

Financial Impact

There is no financial impact to the City for adoption of this resolution.

Concurrence/Previous Council Action

The Citizens Transportation Commission:
Recommended City Council approval of the development of the RSAP on Jan. 28, 2021, by a vote of 15-0; and
Received an update on the RSAP on Oct. 28, 2021.

The Transportation, Infrastructure and Innovation Subcommittee:
Recommended City Council approval for the development of the RSAP on Feb. 3, 2021, by a vote of 4-0.

The Transportation, Infrastructure and Planning Subcommittee:
Received an update on the RSAP on Oct. 20, 2021, with a request to provide a recommendation to Council regarding the Vision Zero strategy.

The City Council:
Approved the development of the RSAP, completion of near-term projects, and additional staffing resources on March 2, 2021; and
Received an update on the development of the RSAP and approved moving forward with the Vision Zero strategy and incorporation of Vision Zero goals into the RSAP on Jan. 25, 2022, by a vote of 7-2.

Public Outreach
Street Transportation Department staff developed a Public Involvement Plan, which established an interactive website featuring a community engagement survey that will remain live through February 2022, and interactive participation in citywide and Council District-specific meetings. The first citywide virtual meeting was held on Nov. 16, 2021, and the following Council-hosted public meetings were held or have been scheduled to date:

Virtual meeting on Dec. 2, 2021 with Council member Guardado;
In-person coffee talk on Dec. 8, 2021, and virtual meeting on Feb. 1, 2022 with Council member Stark;
In-person coffee talk on Jan. 28, 2022 with Council member O'Brien;
In-person community event on Feb. 12, 2022 with Council member Ansari;
Virtual coffee chat on Feb. 16, 2022 with Vice Mayor Pastor;
Virtual meeting scheduled for Feb. 24, 2022 with Council member

Garcia.

Discussion

Councilwoman Stark made a motion to adopt Item 66.

Vice Mayor Pastor seconded the motion.

Stacy Champion spoke in favor and asked for the City to properly implement complete streets. She commented she would hear everyday about pedestrians being hit and other accidents.

Councilman DiCiccio stated there were three ways the City could help towards the goal of Vision Zero; increasing yellow light timing, street lights in older neighborhoods and fixing the condition of roads in the city. He said the real problem the city had involved individuals walking in the middle of blocks to cross the street, and talked about recent experiences he had with this issue.

Councilwoman Ansari mentioned she was excited to vote for this item again, and said the City should act on this example Councilman DiCiccio gave. She stated this item would open up many doors for the City to receive federal funding, and added this would help save lives and open up streets in the city to other forms of transportation.

Councilman Waring discussed how lighting in certain parts of the city were an issue, and gave an example of this issue in areas within Council District 2. He talked about a recent experience he had on Bell Road with individuals walking in the middle of the road.

Mayor Gallego asked if Councilman Waring disconnected from the meeting.

City Clerk Denise Archibald confirmed Councilman Waring had disconnected.

Mayor Gallego said Councilwoman Stark would speak next, and acknowledged she had been a great leader on this issue.

Councilwoman Stark stated there were some issues the City could address right away, and talked about setting up scramblers in the downtown area around the Arizona State University campus. She said the yellow light timing subject was controversial among engineers, and asked if staff could speak on that topic or if there was anything else the City could do to address concerns raised by Councilman DiCiccio. She stated Phoenix led the country in red light and pedestrian fatalities.

Street Transportation Director Kini Knudsen mentioned the City had been working on the issues Councilman DiCiccio brought up the Road Safety Action Plan that was approved last year, and said the funding from that allowed the City to focus on three intersections where traffic incidents occur the most. He talked about yellow light timing, and noted there were debates on the benefits of increasing the timing of yellow lights. He said he would brief councilmembers on why the City has not moved forward with increasing yellow light timing, and stated the current timing of yellow lights met current standards.

Councilman Waring said individuals who walk into the road not at a crosswalk, would be responsible for the result of that action. He described another incident he observed with an individual crossing the street not at a light, and added he was not sure how it could be explained to individuals doing this that what they were doing was wrong.

Councilman DiCiccio commented he was open to ideas on how to improve road safety, and mentioned other cities that have made changes to help road safety. He requested the City test changing yellow light timing to keep pedestrians safe.

Mayor Gallego said the City worked on pedestrian and bicyclist safety, and mentioned there was more work to do. She talked about staff work on research and implementation of safety features at intersections, and listed other examples the City had done to protect pedestrians on roads through research and projects. She thanked those who worked on these projects and added there was more work to be done.

Councilman DiCiccio stated Phoenix had the least amount of yellow light time based on an ABC 15 study, and suggested meeting with the City of

Peoria on this topic because they had a half-a-second longer time for their yellow lights.

Prior to her vote, Councilwoman Guardado noted she would vote yes, and asked Mr. Knudsen if the City could put more research into the yellow light timing.

Prior to her vote, Councilwoman O'Brien stated it was important for individuals to understand that walking into roads was unsafe. She stated Vision Zero would give the City federal funding to make roadways safer, and concluded she would vote yes.

Prior to her vote, Vice Mayor Pastor commented the City had done great work in improving safety for pedestrians and bicyclists, but more work needed to be done. She said she would vote yes and added she hoped the issues mentioned earlier could be evaluated.

Note: 21 electronic comments were submitted on Item 66, noting two were in favor, 17 were in opposition and two indicated no position.

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

Yes:	7 -	Councilwoman Ansari, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Vice Mayor Pastor and Mayor Gallego
No:	2 -	Councilman DiCiccio and Councilman Waring

82 **(CONTINUED FROM JAN. 5, 2022 AND REMANDED BACK TO PLANNING COMMISSION ON FEB. 3, 2022 BY CITY COUNCIL ON JAN. 26, 2022) - Public Hearing and Ordinance Adoption - Amend City Code - Rezoning Application Z-69-20-6 (Autem Row PUD) - Approximately 300 Feet West of the Northwest Corner of 16th Street and Maryland Avenue (Ordinance G-6943)**

Request to hold a public hearing on a proposal to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-69-20-6 and rezone the site from R-O (Residential Office - Restricted Commercial District) to PUD

(Planned Unit Development) to allow multifamily residential.

Summary
Current Zoning: R-O (Residential Office - Restricted Commercial District)
Proposed Zoning: PUD (Planned Unit Development)
Acreage: 0.89 acres
Proposal: Multifamily residential

Owner: East Maryland, LLC
Applicant: AUTEM Development
Representative: John Oliver and William E. Lally, Esq., Tiffany & Bosco, PA

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Camelback East Village Planning Committee heard this case on May 4, 2021 for information only. The Camelback East Village Planning Committee heard this case on Oct. 5, 2021 and recommended denial, by a vote of 8-3.
PC Action: The Planning Commission heard this case on Nov. 4, 2021 and continued the case to Dec. 2, 2021. The Planning Commission heard this case on Dec. 2, 2021 and recommended approval, per the Addendum B Staff Report with modified and additional stipulations, by a vote of 8-1.
The applicant appealed the Planning Commission recommendation on Dec. 9, 2021.
CC Action: The City Council heard this case on Jan. 5 and Jan. 26, 2022, and remanded the case back to the Planning Commission due to a sign posting (public notification) error.
PC Action: The Planning Commission heard this case on Feb. 3, 2022 and recommended approval, per the staff memo dated Feb. 3, 2022, with a modified stipulation, by a vote of 8-0.

Location
Approximately 300 feet west of the northwest corner of 16th Street and Maryland Avenue.
Council District: 6
Parcel Address: 1536 and 1538 E. Maryland Ave.

Discussion

Deputy City Manager Alan Stephenson gave a brief presentation, and said this item was a rezoning application at the northwest corner of 16th Street and Maryland Avenue that would change the zoning from residential office to a multi-family residential development. He mentioned staff recommended approval of this application per the staff memo from Feb. 3, 2022 and added the Camelback East Village Planning Committee heard this case and recommended denial by an 8-3 vote, and the Planning Commission recommended approval. He stated because of a notice error this case was brought back to the Planning Commission where the item was heard and recommended for approval on Feb. 3, 2022 per the staff memo that included an additional stipulation to require additional parking space.

Mayor Gallego opened the public hearing.

After mentioning there were no individuals willing to speak on the item, Mayor Gallego closed the public hearing.

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

Yes:	9 -	Councilwoman Ansari, Councilman DiCiccio, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Pastor and Mayor Gallego
No:	0	

83 Police Department Unmanned Aircraft System (Drones) (Ordinance S-48363)

On Feb. 14, 2022, Councilwoman Ann O’Brien, Mayor Kate Gallego and Council members Debra Stark and Jim Waring submitted a memo to City Manager Jeff Barton requesting an Add-On item for the Feb. 16 Formal for the “purchase of drones for the Phoenix Police Department” **(Attachment A)**. According to the Rules of Council Proceedings, Rule 2(c), the City Manager will place this item on the Feb. 16, 2022 Formal

agenda **(Attachment B)**.

Request to authorize the City Manager, or his designee, to allow the Police Department to create and deploy a small Unmanned Aerial System (sUAS)/Unmanned Aircraft System (UAS) "drone" program, including the purchase of drones from an approved vendor, using a cooperative agreement as necessary. This equipment, which is critical for the safety of department personnel, will be used during high-risk tactical incidents to conduct highly detailed and complex investigations and support major planned/unplanned events. Further request to authorize the City Controller to disburse all funds related to this item. The cost for this purchase shall not exceed $516,400.

Summary
The City of Phoenix presented a phased UAS ("drone") program to the Public Safety and Justice subcommittee in January 2022 where the first phase of the program was approved, authorizing the Fire Department to implement a drone program. The Police Department was included in phase three of the program at that time, which was not yet approved. This action would effectively include the Police Department in phase one, authorizing the Police Department to implement a drone program.

Over 1,500 public safety agencies across the country utilize sUAS technology and 1,103 of those agencies are law enforcement. At least 36 agencies in Arizona have implemented sUAS technology in support of their respective public safety missions.

The Phoenix Police Department has identified several specific work units within the department where the use of sUAS technology will have the greatest impact and opportunity for success. These work units have been identified below.

The Tactical Support Unit will utilize this technology during high-risk tactical incidents, where on-scene intelligence is crucial to the safety of department personnel. The ability to deploy sUAS to gather aerial intelligence or determine a suspect’s location significantly reduces risk and exposure of a tactical operator having to be placed in harm’s way to collect similar intelligence.

Application of this technology also improves suspect safety as it provides visual capabilities allowing tactical operators to communicate with the suspect prior to contact, minimizing direct confrontation during high-risk, high-stress encounters. Direct communication can be used to provide specific instructions to the suspect and to facilitate de-escalation efforts and hazard avoidance.

The Violent Crimes Bureau (Homicide Unit), Vehicular Crimes Unit, and the Laboratory Services Bureau will utilize this technology to enable investigators to conduct high definition photography, videography, and crime scene mapping; increasing efficiency and accuracy in evidence collection and crime scene management. Application of sUAS technology will enable investigators to conduct crime scene mapping in most cases in about 8-10 minutes, with larger more complex scenes taking approximately 25 minutes based on individual crime scene dynamics. This represents a time savings of approximately 40-60 percent as compared to the current conventional methodology.

The Homeland Defense Bureau will deploy this technology as a real-time aerial platform in support of major planned/unplanned events or significant incidents. The use of sUAS will provide department leadership information to make more effective operational decisions involving the deployment of department resources and personnel.

The impact of not funding, equates to an increased risk for tactical operators while the lack of real-time intelligence can adversely impact operational decision-making in the field; diminishes the command and controlled decision-making for the deployment of resources and personnel during high-profile events; and the ability for the department's Homicide Unit, Vehicular Crimes Unit, and the Laboratory Services Bureau to utilize this technology to provide a wide variety of investigative support tools that adversely impact their ability to conduct aerial photography, videography, crime scene mapping, and reconstruction as a substantial component to crime scene management.

The utilization of sUAS technology by law enforcement for investigative support has become the "gold standard" and is nationally recognized as

the institutionalized best practice for conducting these highly detailed and complex investigations. The use of sUAS technology is a significant time saver for detectives on scene and reduces the amount of time spent on scene and impacts the public by shortening road closure times due to on-scene investigations.

Timeline

Currently the Department has a training lesson plan drafted, and expects to provide pilot training during procurement of the necessary equipment. Prior to use and deployment of the sUAS, standard operating procedures must be drafted and approved, and the department must obtain all relevant and appropriate approvals, in addition to obtaining the required waivers and licensing. It is estimated that the program can be enacted within 3-6 months. The Police Department also has a draft policy, which is currently being reviewed by the legal team, including a contracted privacy law attorney and the Department will provide updates to the City Council or its subcommittee as requested.

Financial Impact

Funding for this program will be built into the FY2021-22 and FY2022-23 general fund budget.

Discussion

Mayor Gallego announced Council would first hear from the public on this item.

Mary Crozier spoke in favor and said she was the President of the North Central Phoenix Homeowners Association. She talked about the issue of the Police Department being understaffed while the city continued to grow and commented crime rates have gone up while response times have gone down. She suggested the City should look at any alternatives to help the Police Department and stated drone technology would be able to help.

Anne Ender spoke in favor and noted she was the President of Operation Blue Ribbon. She suggested drones were a critical resource for the Police Department, and talked about a situation where the Police Department needed to borrow a drone from the City of Glendale in

responding to a crime. She asked Council to vote in favor of this item to give the Police Department resources to provide safety for the community.

Stacy Champion indicated she was neutral on the item, and add her concern was with the parameters on how and where these drones would be used. She asked for clear parameters for the use of drones.

Lieutenant Ben Leuschner spoke in favor and mentioned he was the President of the Phoenix Police Sergeants and Lieutenants Association. He stated this technology would keep police officers safe and said the solution to concerns about technology should not be banning technology, but rather the new technologies would be used in accordance with the law and due process rights of all citizens. He talked about how the Police Department had used robots for years and how that was implemented to stop sending police officers into harms way.

Katie Gibson McLean spoke in opposition, and asked for a very thorough and detail policy to be enacted for this item. She talked about how robots already provided utility for police officers, and commented she wasn't sure what the police officers would need drones for in preventing a situation. She discussed her issue with the public's right to privacy and gave examples of these drones being used in other parts of the country.

Larry Whitesell spoke in favor, and stated he shared the same concerns as others regarding public safety and privacy. He said he supported this item because it would make it possible for police officers to do their job while protecting the public and the police officers themselves.

Cynthia Graber spoke in favor, and commented it was time for Council to show their support for police officers by approving this item.

Angela Ojile spoke in favor and noted she was the Chair of the Madison Pioneers and Common Sense Coalition. She discussed how police officers and the public needed this technology at some point and added this technology can help save lives.

Councilwoman O'Brien made a motion to adopt Item 83 with direction to

staff to return to the Public Safety and Justice Subcommittee to discuss the policy that will be used by the Police Department and to hold community meetings in each Council District for input. She said she had concerns regarding privacy and added she looked forward to seeing the policy created by the Police Department.

Councilwoman Stark seconded the motion.

Councilwoman Guardado made a substitute motion to send this item back to the Public Safety and Justice Subcommittee to review what the policy would look like, and to ultimately be brought back to Council. She commented she wanted to support this item, but had concerns regarding privacy. She said she had questions regarding the memorandum of understanding and wanted to talk to the unions to see how this would affect the department.

Councilmember Garcia seconded the motion.

Councilwoman Ansari noted she was confused on the difference between both motions.

Mayor Gallego explained the motion made by Councilwoman O'Brien would start the procurement process quickly, and her understanding of that motion was that privacy policy and the procurement process would happen simultaneously. She said Councilwoman Guardado's motion would stop the procurement process until the privacy policy was created.

Councilwoman Guardado responded that was correct.

Councilwoman Stark requested confirmation that the City would still have to go through the procurement process, and because that would take time the Public Safety and Justice Subcommittee could work on the privacy policy. She talked about looking at policies created by other cities, and asked how long this would take.

Executive Assistant Chief Michael Kurtenbach stated the City had looked at polices from other agencies in the valley, and noted there were over 1,100 police agencies in the country that used this technology with 36 in

Arizona. He mentioned Commander Brian Lee had a draft policy available, and talked about a section in that policy that highlighted privacy and civil liberties. He said the policy clearly outlined the circumstances the Police Department could use this technology, and that privacy and civil liberties would be held.

Councilwoman Stark commented neighboring cities used drone technology, and inquired if Mr. Kurtenbach had heard of any abuse of using this technology in other cities.

Mr. Kurtenbach responded he had not seen or heard of any abuse of this technology. He discussed how this technology was not available in previous incidents involving the Police Department, and said other technology in use by the Police Department had limitations.

Councilwoman Stark asked how long it would take if the Public Safety and Justice Subcommittee worked on the policy for this item to go through the procurement process.

Assistant City Manager Lori Bays replied the process would take a minimum of three months, and would more than likely be a six month process to enter into a cooperative agreement. She mentioned this would be a lengthy process, and would allow for time to work on the privacy policy.

Councilwoman Stark stated Council should approve Councilwoman O'Brien's motion, and said she would not support Councilwoman Guardado's motion.

Councilwoman O'Brien asked Mr. Kurtenbach how drone technology would improve safety for citizens.

Mr. Kurtenbach answered police officers want to resolve situations as peacefully as possible, and discussed how not having technology in situations involving an armed suspect in a building would only mean that more police officers would have to enter that building. He said introducing this technology would give police officers a visual interpretation of the situation and would allow for police officers to have open communication

with the armed suspect to deescalate the situation. He stated drone technology would be the best way to relay information to police officers to make informed decisions.

Councilwoman O'Brien asked for confirmation that drone technology would help deescalate situations and improve safety for suspects.

Mr. Kurtenbach confirmed that was correct, that it improved the safety of everyone involved. He talked about lessons he learned early on in his profession regarding time and distance, and added drone technology would allow for time and distance to peacefully resolve situations.

Councilwoman O'Brien questioned how long it would take for the Police Department to get a drone from a different municipality.

Mr. Kurtenbach responded it depended on each municipality and could be anywhere from one to two hours, and noted these situations were when minutes and seconds mattered most.

Councilwoman O'Brien thanked Mr. Kurtenbach.

Councilmember Garcia stated he had many concerns with this item, and said he had not seen the 15-page draft drone policy. He commented he did not feel comfortable giving the Police Department funding for drones without Council knowing the policies that would be implemented. He suggested this request was reactionary based on recent incidents involving police officers, and advocated for preserving the constitutional rights of people by having privacy and civil rights parameters before these drones are purchased.

Councilwoman Guardado mentioned she also had many concerns regarding this item, and commented there were councilmembers who had not seen the draft drone policy. She said she was not sure how any councilmembers would feel comfortable approving this item without being briefed on what the policy looked like, and confirmed she would help with drafting this policy. She stated she wanted to be supportive of this item, but noted this would need to go through the right process.

Note: Councilman DiCiccio disconnected from the meeting.

Councilwoman Ansari discussed an incident involving police officers and an armed suspect from the past Friday, and thanked those police officers for their heroism. She said any actions made by Council should be well-thought, and asked about the process of requesting a drone from the City of Glendale and how much quicker the response time would be if the City had it's own drone readily available.

Mr. Kurtenbach explained these drones would not only be used in tactical situations, but also in event management and in an investigative capacity. He gave an example of a motor vehicle accident, and mentioned using drone technology could open up roadways faster by mapping a collision scene in minutes rather than just performing a ground investigation. He discussed the recent incident involving police officers and an armed suspect, and said using drone technology would've allowed the police officers to know where that suspect was in the home faster and could've prevented police officers from being shot at. He commented those police officers were heroes.

Note: Councilman DiCiccio reconnected to the meeting.

Councilwoman Ansari stated this item was on the Public Safety and Justice Subcommittee agenda a month prior, and asked for clarification on what the City would do regarding guidelines on the use of drones and how community input could be implemented. She requested a friendly amendment to ensure community meetings are held in each Council District for community input.

Ms. Bays responded the original plan was to implement a phased approach, and confirmed with approval of this item the plan could move forward as intended with community engagement. She noted the Police Department would be moved up in the phased plan to be with the Fire Department, but said the drones purchased would not be available for several months. She stated during that time, the community engagement portion of the plan could be implemented, and clarified she would be happy to share the draft policy plan with councilmembers who had not seen the draft policy plan. She talked about the research and preparation

to get to this point, and confirmed community feedback can be implemented with the adjustments suggested by Council.

Councilwoman Ansari requested confirmation that the Police Department would not be able to utilize these drones until the community engagement process was complete.

Ms. Bays replied that was correct, because that was scheduled in the timeline for this item. She noted approval today would start the procurement process that would take several months, and mentioned training for staff on the use of drones would happen during this time along with community engagement that was requested.

Councilwoman Ansari inquired about the amount of community meetings, and suggested there could be one meeting per Council District.

Ms. Bays responded the City could hold engagement events in each Council District, and added the City intended to do a community outreach effort that included virtual and in-person meetings regarding implementation and the roll-out plan. She commented staff would hold the amount of meetings requested by Council.

Councilwoman Ansari questioned if the original motion would allow this item to come back to Council after going back to the Public Safety and Justice Subcommittee.

Ms. Bays answered if the original motion were adopted, that would include the purchase of the drones and an implementation program with a stipulation that this item would go back to the Public Safety and Justice Subcommittee to further discuss the policy and would not require coming back to full Council to take further action.

Mayor Gallego asked Councilwoman O'Brien if she would accept the friendly amendment in her motion.

Councilwoman O'Brien replied she was comfortable with that friendly amendment.

Councilwoman Ansari suggested those meetings should happen within 60 days of receiving the drones for the community to provide input.

Councilman DiCiccio said this was a serious issue, and added he was worried based on the comments he heard relating to protecting civil rights and civil liberties. He talked about using monitoring technology on those who engage in protests and asked if it was right to use this technology even if it was easier to use. He stated he was concerned about the draft policy, and commented he would never vote for something without having all of the information with him. He mentioned he would be voting for the substitute motion, and said a strong policy would need to be implemented first before the City utilizes this technology. He questioned who received this draft policy.

Mr. Kurtenbach stated he tried to engage with each Council office earlier that morning to brief them on this item, and suggested the Police Department did not hide this policy from anyone. He said this policy was drafted thoughtfully based on the law, and added they were respecting the direction from Council that this would be included in Phase 3.

Councilman DiCiccio questioned which councilmembers received the draft policy.

Mr. Kurtenbach replied the draft policy was shared with Council Districts 4 and 5, and added Council District 7 may have received the draft policy as well.

Councilman DiCiccio commented he had not read the draft policy.

Mayor Gallego clarified Council would not be voting on the draft policy today.

Councilman DiCiccio asked Mr. Kurtenbach if the Police Department had known if the City of Glendale had abused their drone technology or not.

Mr. Kurtenbach replied he did not know if that was fact.

Councilman DiCiccio took issue with voting for this item without looking at

the draft policy, and advocated for preserving personal liberties of people and respecting constitutional rights. He said he would be supporting Councilwoman Guardado's motion.

Vice Mayor Pastor clarified Mr. Kurtenbach and Chief Bartos visited her office that morning, and discussed the draft policy for drone technology. She asked if she could have the draft policy for her to review, and confirmed with Ms. Bays that she could keep the draft policy for her review. She talked about the need for community and Council feedback from other councilmembers, and inquired how this feedback would be incorporated into the draft policy she reviewed. She suggested she was told councilmembers could provide feedback on the draft policy, but that feedback may not be incorporated into the policy.

City Manager Jeffrey Barton clarified Council delegates policy direction to the City Manager, and mentioned he would welcome feedback and constructive criticism from Council in drafting a policy. He stated the City had been looking at drone technology for over five years and added councilmembers were aware of this. He talked about how the City reviewed procedures and implementation from other municipalities for years, and said City departments have been working on policies for implementing drone technology. He commented the recent incident involving police officers accelerated this process, and acknowledged the concerns from councilmembers. He stated he understood the need to protect the rights of citizens and the need to make sure staff had the tools needed to keep them safe. He noted the City's privacy attorney was available to work with to solidify the final version of the policy.

City Attorney Cris Meyer commented Mr. Barton explained this well, and stated Council was the legislative body and would set the direction of aspects for a policy. He said it was ultimately up to Mr. Barton to carry out the direction from Council in the policy created.

Vice Mayor Pastor asked if the feedback request needed to be in the motion, or if Council could give direction to staff.

Mr. Meyer replied Council could give direction to staff, and noted the item presented would proceed with the procurement.

Vice Mayor Pastor requested confirmation that Council could give direction to the City Manager or Assistant City Manager if the procurement of the drones went through.

Mr. Meyer confirmed that was correct.

Councilman Waring commented Mr. Kurtenbach was an honorable person and trusted colleague, and expressed appreciation for his efforts. He talked about how drones were not a new discussion for Council, and questioned if each motion would bring this item back to the Public Safety and Justice Subcommittee.

Mr. Barton responded that was correct.

Councilman Waring discussed why these drones would not be available immediately, and talked about the bidding process. He mentioned the City could not buy the drones tomorrow.

Mr. Barton said that was correct.

Councilman Waring commented the City would not be losing out on timing of implementing these drones, and described a dangerous situation where drone technology could be used. He stated at some point drone technology would be used by the City, and asked for confirmation that all councilmembers would be able to provide feedback on the draft policy.

Mr. Barton confirmed that was correct and clarified even with acquiring drones through a cooperative agreement, the City would need to evaluate the drones to meet the City's needs. He stated there would be no weaponized drones, and mentioned the security concerns with drone technology that would be considered.

Councilman Waring commented drone technology was constantly changing and gave an example of using body camera technology that was implemented. He said the incident the week prior had put more attention on the use of drone technology and mentioned Phoenix was not

the first municipality to consider the use of drones in a public safety setting. He talked about how the distribution of the draft policy could've been handled better, and noted there was time for Council to review the information provided in the agenda and during this discussion. He asked if there was time to review information on the drone technology before implementation.

Ms. Bays replied there was time before the City would purchase the drones, and clarified Vice Mayor Pastor was the only councilmember to request the draft policy. She stated it was her intention to distribute the draft policy to all councilmembers after this meeting and mentioned feedback from councilmembers and members of the community on the draft policy will be implemented in the final version.

Councilman Waring noted members of the Public Safety and Justice Subcommittee received a briefing on this item, as well as the Mayor. He stated he was comfortable moving forward on this item, and acknowledged he understood why some councilmembers may not be comfortable. He expressed appreciation for the effort from staff on this item, and suggested it was not a good reason to hold this item up because councilmembers had not yet read the draft policy. He talked about the reasons why the process to get this drone program started would take a long time, and asked councilmembers to read the draft policy once available to get started with this process as soon as possible.

Councilwoman Guardado asked if chief of staff for council district offices act as councilmembers and the role they play.

Mr. Barton responded a chief of staff for council district offices were delegates to councilmembers, and if they were delegated to take information from councilmembers then they would be taking information on behalf of councilmembers. He stated chief of staff did not have the authority to direct the City Manager to act or to vote on items, and noted they could stand in for councilmembers and be briefed on information needed for councilmembers.

Councilwoman Guardado said her understanding was that her chief of staff was with Vice Mayor Pastor and did not receive a copy of the draft

policy after requesting it, and that it was just shown to them. She talked about a conversation she had with Mr. Barton about the need for all councilmembers to be briefed, and not just those serving on certain subcommittees. She commented all of this confusion could have been avoided if all councilmembers were briefed and given copies of the draft policy. She discussed the issues on not being able to vote on the policy once this item goes back to the Public Safety and Justice Subcommittee and added she agreed with Councilwoman Ansari on the need for a public process. She stated she would be happy to add to her motion a public feedback process mentioned by Councilwoman Ansari, and said she could include a specific date on when this could be brought back to Council. She asked Councilmember Garcia if he would be comfortable with bringing this item back to the March 23, 2022 City Council Formal Meeting.

Mr. Barton said he acknowledged what Councilwoman Guardado discussed, and noted they had that conversation before. He clarified this item was not brought forward by him or staff as this was added to the agenda the day before. He commented staff would do their best to brief councilmembers before meetings, and mentioned items like this can come up quickly. He stated staff did their best to brief councilmembers before the meeting and added if a draft policy was requested and not received that should not have happened. He said it was not the intent of staff to try and hide something, and clarified this item was added last minute by a councilmember with a three or four-person memo signed to ask for this item to be put on the agenda.

Councilmember Garcia stated he agreed with the amendment made to Councilwoman Guardado's motion. He said he asked for the draft policy at the Public Safety and Justice Subcommittee a month prior, and noted there wasn't a draft policy created at that time. He talked about a 10-point list of drone uses that was provided to him, and requested to look at the draft policy. He suggested drones had been used at protests already, and added drones had already been used or borrowed from other municipalities without a policy in place. He commented he was confused that now drones would not be used until a policy is developed, and questioned if there were uses that the drones could perform that the community would want and how that did not make sense. He talked about

how the process of the body cameras with stakeholder meetings worked well, and mentioned this process could be applied to drone technology. He questioned if an ordinance would be needed to ensure guidelines for citizens constitutional rights, and asked for specific policy to be implemented before procurement.

Councilwoman O'Brien commented the difference between the original motion and substitute motion was that the original motion would ask for both processes to happen at the same time, and noted the conversation on drone technology started seven years prior. She stated it was the duty of Council to keep citizens safe while protecting their right to privacy, and to provide employees with resources they need to do their job. She talked about prior incidents involving police officers, and asked when enough would be enough. She suggested it would be responsible of Council to provide the resources needed for police officers to do their job.

Mayor Gallego said she agreed with Councilwoman O'Brien, and talked about how this was a chance to invest in technology to help police officers. She mentioned she would be supporting Councilwoman O'Brien's motion, and expressed appreciation for City staff's leadership with help on creating a draft policy and Mr. Kurtenbach's service.

Councilman DiCiccio suggested previous Council's had not passed this item because they could not come up with a policy to ensure the civil rights of individuals, and added this draft policy would not change that. He stated because this item was rushed, that it had not been vetted and discussed how it was an issue to vote on something that Council did not fully know. He mentioned he agreed with Councilmember Garcia that the City did not know what type of drones would be purchased, and added the motion made by Councilwoman Guardado was the most logical of the two motions. He commented it would be easy to bring in a constitutional attorney to talk with each councilmember about their concerns with this, and noted he would not vote for something without knowing the full ramifications of the item.

Vice Mayor Pastor asked about providing direction to staff early on in this process.

Mr. Meyer answered Council could give direction to staff, and added it would take the full Council direction to address the questions raised during this discussion.

Vice Mayor Pastor inquired if she could provide dialogue at that moment.

Mr. Meyer replied yes depending on what that would be.

Vice Mayor Pastor requested prior to the use of drones, she would like for the Police, Fire and Parks and Recreation departments that staff complete community engagement in every Council District within 60 days; incorporate Council and community feedback into the policy; provide Council an updated draft policy for review and implementation; and have a constitutional lawyer or privacy attorney with every councilmember on their concerns regarding civil liberties. She said her goal was to ensure the protection of civil liberties to be protected.

Councilwoman O'Brien requested Vice Mayor Pastor to repeat her points mentioned in her request of staff.

Vice Mayor Pastor repeated the points she mentioned in her request of staff.

Councilwoman Stark mentioned there were municipalities already using drone technology, and said she did not see complaints regarding civil liberties. She suggested the Department of Justice released policies for police departments on the use of drone technology in 2015, and added those policies talked about the First and Fourth amendments. She stated Council needed to move forward on this, and said within the next six months there could be meaningful discussion.

Prior to her vote, Councilwoman Ansari noted she would be supporting the original motion with the friendly amendment on community input. She said she would have sufficient time to provide her feedback on the usage guidelines and to conduct stakeholder engagement in Council District 7.

A motion was made by Councilwoman Guardado, seconded by

Councilmember Garcia, that this item be sent to the Public Safety and Justice Subcommittee to solidify the policy and bring back to City Council on March 23, 2022, with direction for staff to have at least one community meeting in each Council District for input before drones are used. The motion failed by the following vote:

Yes 4 - Councilman DiCiccio, Councilmember Garcia, Councilwoman Guardado and
Vice Mayor Pastor

No 5 - Councilwoman Ansari, Councilwoman O'Brien, Councilwoman Stark,
Councilman Waring and Mayor Gallego

Mayor Gallego mentioned Council would next vote on the original motion made by Councilwoman O'Brien with the friendly amendment made by Councilwoman Ansari.

Prior to her vote, Councilwoman Ansari said she would be voting yes because she wanted to make sure all public safety departments had the right equipment and technology to serve residents. She talked about the benefits of drones, and advocated for ensuring the Fourth amendment rights of citizens are protected. She said she would read through the policy she received and thanked staff for their work on this item.

Prior to her vote, Councilwoman O'Brien thanked staff for working on this item on a very tight schedule.

Prior to his vote, Councilman Waring apologized to staff for the rushed nature of this item.

Prior to her vote, Vice Mayor Pastor commented the time frame would allow for Council and staff time to accomplish the goals for this item, and added it was important for Council to be engaged in this policy.

Prior to her vote, Mayor Gallego said she looked forward to developing a policy that protected public safety and privacy.

Note: 47 electronic comments were submitted on Item 83, noting 40 were in support and seven were in opposition.

A motion was made by Councilwoman O'Brien, seconded by Councilwoman Stark, that this item be adopted with direction to staff to return to the Public Safety and Justice Subcommittee to discuss the policy that will be used by the Police Department and to hold community meetings in each Council District for input. The motion carried by the following vote:

Yes: 6 - Councilwoman Ansari, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Pastor and Mayor Gallego

No: 3 - Councilman DiCiccio, Councilmember Garcia and Councilwoman Guardado

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

000 CITIZEN COMMENTS

Note: Councilman DiCiccio disconnected from the meeting.

City Attorney Cris Meyer 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. He advised the Arizona Open Meeting Law permits the City Council to listen to the comments, but prohibits council members from discussing or acting on the matters presented.

Cynthia Graber asked for Council to unite and stand behind police officers, and discussed a recent incident involving police officers. She thanked Mayor Gallego and councilmembers, specifically Councilwomen Guardado and Stark for taking the initiative to save neighborhoods.

Jeremy Thacker submitted a citizen's petition regarding public comments during City Council meetings. He talked about a previous citizen's petition he submitted related to golf courses that did not meet the requirements of a citizen's petition to be placed on an agenda.

Stacy Champion talked about the need to use technology to engage in the public process during public meetings. She discussed the need for in-person

public meetings, and asked when those would happen in the future.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 7:02 p.m.

MAYOR

ATTEST:

CITY CLERK

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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 16th day of February, 2022. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 12th day of June, 2024.

CITY CLERK