City of Phoenix

Minutes

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

186061

City Council Formal Meeting

Wednesday, December 15, 2021 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, Dec. 15, 2021 at 2:34 p.m. in the Council Chambers.

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

The Mayor and Councilmembers attended the meeting virtually.

Mayor Gallego held a moment of silence to recognize the tornado losses in the mid-west and south, lives lost to COVID and Phoenix police officer Tyler Moldovan.

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

The City Clerk confirmed copies of the titles of Ordinances G-6930 through G-6931, S-48119, S-48134, S-48135, and S-48170 through S-48216, and Resolution 21981 were available to the public in the office of the City Clerk at least 24 hours prior to this Council meeting and, therefore, may be read by title or agenda item only pursuant to the City Code.

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

BOARDS AND COMMISSIONS

1 Mayor 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:

Audit Committee
Appoint Karlene Keogh Parks, filling a vacancy, for a term to expire Dec. 15, 2023, as recommended by Mayor Gallego.

Central City Village Planning Committee
Reappoint Ryan Boyd, serving his second term to expire Nov. 19, 2023, as recommended by Councilwoman Ansari.

Mayor's Human Trafficking Task Force
Appoint Lynn Cordova, as recommended by Mayor Gallego.

Phoenix Arts and Culture Commission
Appoint Sally Boyle, filling a vacancy, for a term to expire Sept. 30, 2024, as recommended by Mayor Gallego.

Phoenix Aviation Advisory Board
Appoint Ruben Alonzo, replacing Bret Aldieri, for a term to begin Dec. 17, 2021 and expire Dec. 15, 2025, as recommended by Mayor Gallego.
Appoint Sandra Ferniza, replacing Karlene Keogh Parks, for a term to begin Dec. 17, 2021 and expire Dec. 15, 2025, as recommended by Mayor Gallego.
Appoint Ron Price, replacing Susan Erlich, for a term to begin Dec. 17, 2021 and expire Dec. 15, 2025, as recommended by Mayor Gallego.

Phoenix Deferred Compensation Board/Post Employment Healthcare Board
Appoint David Mathews, replacing Lori Bays, for a term to expire Sept. 30, 2022, as recommended by Mayor Gallego.

South Mountain Village Planning Committee
Appoint Arthur Greathouse, filling a vacancy, for a term to expire Nov. 19, 2023, as recommended by Vice Mayor Garcia.

A motion was made by Vice Mayor Garcia, seconded by

Councilwoman Stark, that this item be approved. The motion carried by the following voice vote:

Yes: 8 - Councilwoman Ansari, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Garcia and Mayor Gallego

No: 1 - Councilman DiCiccio

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.

Three electronic comments were submitted for the record in support of Items 10, 14 and 19.

A motion was made by Vice Mayor Garcia, seconded by Councilwoman Stark, that Items 2-26 be recommended for approval. The motion carried by the following voice vote:

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

No: 0

2 **Liquor License - Metro Sports Bar and Billiards**

Request for a liquor license. Arizona State License Application 06070202.

Summary

Applicant
Alfonso Larriva, Agent

License Type
Series 6 - Bar

Location
10402 N. Black Canyon Highway

Zoning Classification: C-2
Council District: 1

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

The 60-day limit for processing this application is Dec. 29, 2021.

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

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

Maverick Saloon (Series 6)
9605 N. 19th Ave., Phoenix
Calls for police service: 4
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“I have been a Phoenix native my entire life. I grew up near Metro Sports Bar and went to Metro Centre weekly. I posses a 4-year degree as well as a Master's Degree in Business. I have operated many successful

businesses in the greater Phoenix area which includes a few Bars. I have no liquor violations in the last 5 years. I have not had a felony in the past 54 years, nor have been accused of any. I have not had any DUI in the past 54 years. Though I did have a speeding violation more than 10 years ago. I will make every effort to comply with Federal, State and local laws relating to the operation of this business. I currently hold other liquor license at The Maverick Saloon, Inc. and as such I am qualified to hold a liquor license."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

3 Liquor License - Mustang Foodmart

Request for a liquor license. Arizona State License Application 166285.

Summary

Applicant
JJ Bazzi, Agent

License Type
Series 10 - Beer and Wine Store

Location
3502 W. Northern Ave.
Zoning Classification: C-2
Council District: 1

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

The 60-day limit for processing this application is Dec. 20, 2021.

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.

OG Liquor (Series 9)
4820 N. 27th Ave., Phoenix
Calls for police service: 10
Liquor license violations: None

Chevron (Series 9)
3501 W. Camelback Road, Phoenix
Calls for Service: 54
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 a multi-store operator, we adhere to all the state and city laws and

regulations. I have never been in violation for any of my liquor licenses."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "It's a convenience for the community provides a tax base and employment."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Mustang Foodmart
Liquor License Map - Mustang Foodmart

This item was recommended for approval.

4 Liquor License - The Stillery

Request for a liquor license. Arizona State License Application 161868.

Summary

Applicant
William Ryan, Agent

License Type
Series 12 - Restaurant

Location
2501 W. Happy Valley Road, Ste. 12
Zoning Classification: C-2 DVAO
Council District: 1

This request is for a new liquor license for a restaurant. This location is currently licensed for liquor sales with a Series 12 - Restaurant license under a different ownership. This location requires a Use Permit to allow outdoor dining, outdoor alcohol consumption, and patron dancing. This business is currently being remodeled with plans to open in February 2022.

The 60-day limit for processing this application is Dec. 29. 2021.

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.

Stillery (Series 12)
130 S. Arizona Ave., Chandler
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"20+ years of experience in the restaurant industry. We operate five

restaurants currently, 4 in TN and 1 in Chandler, AZ."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "We will bring a welcoming, family-friendly dining experience to the community."

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

Attachments
Liquor License Data - The Stillery
Liquor License Map - The Stillery

This item was recommended for approval.

5 Liquor License - Circle K Store #2741639

Request for a liquor license. Arizona State License Application 09070146.

Summary

Applicant
Maria Burgess, Agent

License Type
Series 9 - Liquor Store

Location
2575 W. Sonoran Desert Drive
Zoning Classification: C-2 M-R
Council District: 2

This request is for a location transfer of a liquor license for a liquor store. This location is currently licensed for liquor sales with a Series 10 - Beer and Wine Store liquor license.

The 60-day limit for processing this application is Jan. 4, 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:
"Circle K requires all store personnel to attend an in-house training program. This training is designed to provide a safe and positive customer service environment. As part of the Circle K training program, we provide an Alcohol Training Program that meets the requirements of the Arizona Department of Liquor License Control. Employees must pass a test on Techniques of alcohol Management that becomes part their employee file. Store Managers are required to attend additional in-house training and obtain certification from the Arizona Department of Liquor License and Control. This certification requires submission of fingerprints and include background investigation."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: “It is Circle K's objective to provide a product, accessible in a convenient manner that meets the need of the surrounding community. Circle K's success depends on us being able to provide products that are in demand.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Circle K Store #2741639
Liquor License Map - Circle K Store #2741639

This item was recommended for approval.

6 Liquor License - Cornish Pasty

Request for a liquor license. Arizona State License Application 161278.

Summary

Applicant
Lauren Merrett, Agent

License Type
Series 12 - Restaurant

Location
18725 N. 32nd St.
Zoning Classification: C-1
Council District: 2

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

The 60-day limit for processing this application is Dec. 29, 2021.

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:
"Owner is capable reliable and qualified with multiple locations and businesses in the state of Arizona. Several have liquor licenses. They have been shown to be responsible providers of alcohol."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"The public convenience and the community will be served by providing alcohol to customers who desire alcohol in their beverages."

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 - Cornish Pasty
Liquor License Map - Cornish Pasty

This item was recommended for approval.

7 Liquor License - Smoke and Joe's Cigar Lounge

Request for a liquor license. Arizona State License Application 07070022.

Summary

Applicant
Lauren Merrett, Agent

License Type
Series 7 - Beer and Wine Bar

Location
29850 N. Tatum Blvd., Ste.115
Zoning Classification: C-2 PCD
Council District: 2

This request is for an ownership and location transfer of a liquor license for a beer and wine bar. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow outdoor alcohol consumption. This business has plans to open in January 2022.

The 60-day limit for processing this application is Jan. 2, 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 supporting this application. Spelling, grammar and punctuation in the statement are shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability and qualifications to hold a liquor license because:
"As owner I meet all requirements for capability and qualifications identified in ARS Title 4."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"The public has an interest in alcoholic beverages while at the cigar bar."

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 - Smoke and Joe's Cigar Lounge
Liquor License Map - Smoke and Joe's Cigar Lounge

This item was recommended for approval.

8 Liquor License - Special Event - Arizona Matsuri

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

Summary

Applicant
Ilene Takiguchi

Location
300 E. Indian School Road
Council District: 4

Function
Cultural Festival

Date(s) - Time(s) / Expected Attendance
Feb. 26, 2022 - 10 a.m. to 5 p.m. / 20,000 attendees
Feb. 27, 2022 - 10 a.m. to 5 p.m. / 15,000 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

9 Liquor License - Central Food Mart

Request for a liquor license. Arizona State License Application 167961.

Summary

Applicant
Jared Repinski, Agent

License Type
Series 10 - Beer and Wine Store

Location
8941 N. Central Ave.
Zoning Classification: C-2
Council District: 3

This request is for a new liquor license for a beer and wine store. This

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

The 60-day limit for processing this application is Jan. 4, 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 have been representing liquor licensed establishment in Arizona for over 15 years."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Tourism plays an important role in our local economy and liquor licensed

establishments (the sale of alcohol) is a very important aspect of tourism. Therefore, if the City of Phoenix continues to lead the State of Arizona by approving quality and diverse businesses (restaurants, bars, microbreweries, distilleries, hotel, resorts, golf courses, special events, convenience / grocery stores & gas stations) similar to this proposed liquor licensed business, all businesses will prosper."

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 - Central Food Mart
Liquor License Map - Central Food Mart

This item was recommended for approval.

10 Liquor License - La Oaxaquena Mexican Food

Request for a liquor license. Arizona State License Application 166219.

Summary

Applicant
Theresa Morse, Agent

License Type
Series 12 - Restaurant

Location
9822 N. 7th St. Ste. 5-8
Zoning Classification: C-2
Council District: 3

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

The 60-day limit for processing this application is Dec. 20, 2021.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have experience working in a restaurant and selling alcohol. We will ensure that we attend current liquor law training and require our staff to attend the class also. We want to make sure underage are not provided alcoholic beverages and sales to intoxicated persons do not occur. We will follow all city, state and county 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 is an existing restaurant with a liquor license for on-site alcohol consumption. The alcohol service is to complement the service of food. The primary purpose of the business is to operate as a restaurant. We

will continue to provide a safe atmosphere for families to enjoy mexican food."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - La Oaxaquena Mexican Food
Liquor License Map - La Oaxaquena Mexican Food

This item was recommended for approval.

11 Liquor License - Park Terrace

Request for a liquor license. Arizona State License Application 152509.

Summary

Applicant
Michael Mednansky, Agent

License Type
Series 11 - Hotel/Motel

Location
2577 W. Greenway Road
Zoning Classification: C-1
Council District: 3

This request is for a new liquor license for a resort-style senior living facility. 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 Dec. 17, 2021.

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:
"Having worked in senior living for over 25 years and being certified for basic and management liquor laws, I feel I am well qualified to manage limited consumption of alcohol by our residents, during the limited events that we will serve alcohol, my staff and I will keep a watchful eye on our residents during these periods. There safety and wellbeing is paramount to us."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"For those residents who wish to partake or cosume alcoholic beverage we will provide 2 drink maximum on Thursday's for Happy Hour for their enjoyment, In the company of their piers will enhance their comradery."

Staff Recommendation
Staff recommends approval of this liquor license.

Attachments

Liquor License Data - Park Terrace
Liquor License Map - Park Terrace

This item was recommended for approval.

12 Liquor License - Mijan Claypot Kitchen

Request for a liquor license. Arizona State License Application 165754.

Summary

Applicant
Van Chu, Agent

License Type
Series 12 - Restaurant

Location
1616 N. Central Ave., Ste. 102
Zoning Classification: DTC - Downtown Gateway
Council District: 4

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

The 60-day limit for processing this application is Dec. 15, 2021.

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 had been worked and manage restaurant for over 15 years, Sochu Home 2010-2014, Red Thai 2013-2019, Fate Restaurant 2008-2013."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"For dinner service. Paring well with foods that we serve for our guest. Also good for birthday and many anniversary celebrations."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Mijan Claypot Kitchen
Liquor License Map - Mijan Claypot Kitchen

This item was recommended for approval.

13 Liquor License - New Hong Kong Restaurant

Request for a liquor license. Arizona State License Application 153527.

Summary

Applicant
Juan Vasquez Ramirez, Agent

License Type
Series 12 - Restaurant

Location
2328 E. Indian School Road
Zoning Classification: C-2
Council District: 4

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

The 60-day limit for processing this application is Dec. 31, 2021.

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

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

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

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

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

because:
“I have worked in this environment for a long time and I have the knowledge and capability to know who to serve and when to stop. I have received the proper training.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“It will help create jobs in the community and it will contribute to the state taxes for the benefit of the State.”

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 - New Hong Kong Restaurant
Liquor License Map - New Hong Kong Restaurant

This item was recommended for approval.

14 Liquor License - Original Gravity

Request for a liquor license. Arizona State License Application 167573.

Summary

Applicant
Theresa Morse, Agent

License Type
Series 12 - Restaurant

Location
4700 N. 12th St., Ste. 101
Zoning Classification: C-2
Council District: 4

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and may currently operate with an interim permit. This location requires a Use Permit to allow patron

dancing.

The 60-day limit for processing this application is Jan. 2, 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 have experience as a server and bar back in the liquor industry. Additionally, I have recently attended current Arizona Basic and Management Liquor Law Training. Therefore, I am knowledgeable in identifying obviously intoxicated customers, underage, and know the legal quantity of alcohol that can be served to one person at one time. I am aware of the tragic vehicle collisions involving intoxicated individuals and will be vigilant to promote responsible service and a safe environment for

my customers."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "This establishment has had a restaurant liquor license to serve the local community. The primary purpose of the liquor license is to complement the food service. All employees shall attend current liquor law training to eliminate sales of alcohol to underage, obvious intoxicated persons and pass offs of alcohol from an of age to and underage customer. I want my business to be an asset to the community and work along side local community organizations."

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 - Original Gravity
Liquor License Map - Original Gravity

This item was recommended for approval.

15 Liquor License - Trans Am Cafe

Request for a liquor license. Arizona State License Application 167140.

Summary

Applicant
Octavio Mendoza, Agent

License Type
Series 12 - Restaurant

Location
1506 Grand Ave.
Zoning Classification: C-3 ACOD SNSPD
Council District: 4

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

not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow outdoor alcohol consumption as an accessory to a restaurant.

The 60-day limit for processing this application is Dec. 29, 2021.

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:
"My business partner and I have operated successful businesses. We have operated Trans Am Cafe for almost 4 years now. We have a neighborhood go to place."

The public convenience requires and the best interest of the community

will be substantially served by the issuance of the liquor license because: "Our customers have asked over the years, if we could provide beer and wine. We would like to offer this service to our patrons."

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 - Trans Am Cafe
Liquor License Map - Trans Am Cafe

This item was recommended for approval.

16 Liquor License - Arizona Grand Resort

Request for a liquor license. Arizona State License Application 06070408.

Summary

Applicant
H J Lewkowitz, Agent

License Type
Series 6 - Bar

Location
8000 S. Arizona Grand Parkway
Zoning Classification: RH M-R PCD
Council District: 6

This request is for an acquisition of control of an existing liquor license for a bar. This location is currently licensed for liquor sales. This location requires a Use Permit to allow live music, entertainment, and patron dancing as an accessory use to a bar.

The 60-day limit for processing this application is Jan. 1, 2022.

Pursuant to A.R.S. 4-203, consideration should be given only to the

applicant's personal qualifications.

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

Aunt Chilada's (Series 12)
2021 W. Baseline Road, Tempe
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:
"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:
"The Arizona Grand Resort is an all-suite luxury resort located on 164 acres, including 744 guest suites, and villas, meeting spaces and ballrooms, a 7-acre water park, an 18-hole golf course, a full-service athletic club + spa, and various dining options. Applicant would like to continue offering alcoholic beverages to guests 21 and over."

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

This item was recommended for approval.

17 Liquor License - Kura Revolving Sushi Bar

Request for a liquor license. Arizona State License Application 163244.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 12 - Restaurant

Location
1949 E. Camelback Road, Ste. 164
Zoning Classification: C-2
Council District: 6

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

The 60-day limit for processing this application is Dec. 27, 2021.

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:
"Kura Revolving Sushi Bar has offered its innovative revolving sushi concept for many years, with over 540 locations in Japan, Taiwan and the United States. Applicant would like to offer guests 21 and over the opportunity to enjoy alcoholic beverages as an incident to the fresh sushi, made with premium ingredients, served."

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 - Kura Revolving Sushi Bar
Liquor License Map - Kura Revolving Sushi Bar

This item was recommended for approval.

18 Liquor License - Rice Paddy

Request for a liquor license. Arizona State License Application 167575.

Summary

Applicant
Rice Paddy

License Type
Series 12 - Restaurant

Location
6219 N. 7th St.
Zoning Classification: C-2
Council District: 6

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow outdoor dining and outdoor alcohol consumption.

The 60-day limit for processing this application is Jan. 1, 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 serve with responsibility by rules, plus I had a bartender license. Therefore, I know what is goods and rights for me when come to serve the customers."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"I will provide the neighborhood good customer service, enjoy and relaxing environment."

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 - Rice Paddy
Liquor License Map - Rice Paddy

This item was recommended for approval.

19 Liquor License - Shinko Sushi House

Request for a liquor license. Arizona State License Application 165741.

Summary

Applicant
Theresa Morse, Agent

License Type
Series 12 - Restaurant

Location
1241 E. Chandler Blvd., Ste. 127
Zoning Classification: C-2 PCD
Council District: 6

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow outdoor alcohol consumption.

The 60-day limit for processing this application is Dec. 15, 2021.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“We the owners have experience in the restaurant industry. We and our employees will all be attending current Arizona Liquor Law training ensuring everyone is knowlegable in the acceptance forms of identification, determining false identification as well as over intoxicated customers. We will take all precautions to provide a safe environment and comply with COVID-19 sanitization and health services regulations.”

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 was a restaurant previously that likely closed due to COVID-19. We are excited to offer family atmosphere to the community for a safe dine-in experience. The previous owners also had a liquor license at this location and the community supported their business. We are looking forward to have a business in the City of Phoenix."

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 - Shinko Sushi House
Liquor License Map - Shinko Sushi House

This item was recommended for approval.

20 Liquor License - Thunderbird School of Global Management

Request for a liquor license. Arizona State License Application 167126.

Summary

Applicant
Jeffrey Miller, Agent

License Type

Series 5 - Government

Location
401 N. 1st St.
Zoning Classification: DTC - Business Core
Council District: 7

This request is for a new liquor license for an educational institution facility. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow outdoor liquor service.

The 60-day limit for processing this application is Dec. 29, 2021.

Pursuant to A.R.S. 4-203, consideration may be given only to the applicant's personal qualifications and not to the location.

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“The on site manager has completed his basic and management Title 4 Liquor Law training course. Thunderbird School employees go through extensive training to ensure all liquor laws and guidelines are followed and upheld.”

Staff Recommendation

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

This item was recommended for approval.

21 Liquor License - Nanaya

Request for a liquor license. Arizona State License Application 167128.

Summary

Applicant
I Chung Chow, Agent

License Type
Series 12 - Restaurant

Location
15 E. Monroe St., Ste. 100
Zoning Classification: DTC - Business Core
Council District: 7

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

The 60-day limit for processing this application is Dec. 29, 2021.

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.

Nanaya (Series 12)
3603 E. Indian School Road, Ste. B, Phoenix
Calls for police service: 3
Liquor license violations: None

Nanaya (Series 12)
699 S. Mill Ave., #115, Tempe
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

J Town (Series 12)
7341 E. 6th Ave., Scottsdale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have the basic and Management Title 4 training certifications and have successfully operated other restaurants with Phoenix liquor license according to the standards of the City and State."

The public convenience requires and the best interest of the community

will be substantially served by the issuance of the liquor license because: “We'd like to offer customers of our restaurant a full selection of beverages for their meals.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Nanaya
Liquor License Map - Nanaya

This item was recommended for approval.

22 Liquor License - Peter Piper Pizza #1215

Request for a liquor license. Arizona State License Application 07070035.

Summary

Applicant
Ryan Anderson, Agent

License Type
Series 7 - Beer and Wine Bar

Location
6040 S. Central Ave.
Zoning Classification: PSC
Council District: 7

This request is for an ownership transfer for a beer and wine bar. This location was previously licensed for liquor sales and may currently operate with an interim permit. This location requires a variance to allow a bar.

The 60-day limit for processing this application is Dec. 29, 2021.

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:
"Peter Piper Pizza corporately run locations are operated with the highest standard of care and compliance regarding alcohol sales. Managers and staff receive alcohol training and work hard to ensure all Title 4 regulations are 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 has been a Peter Piper Pizza location which has serviced the neighborhood and community for many years. It will now be a corporately owned location and will continue to be a good neighbor to the community. Continued alcohol service will enhance the dining experience that guest have enjoyed for years."

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 - Peter Piper Pizza #1215
Liquor License Map - Peter Piper Pizza #1215

This item was recommended for approval.

23 Liquor License - The Mixologer

Request for a liquor license. Arizona State License Application 158384.

Summary

Applicant
Justin Keller, Agent

License Type
Series 12 - Restaurant

Location
1014 N. 2nd St.
Zoning Classification: DTC - West Evans Churchill
Council District: 7

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow outdoor alcohol consumption as an accessory use. This business is currently being remodeled with plans to open in June 2022.

The 60-day limit for processing this application is Jan. 2, 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:
"As a responsible business owner in Arizona, I have proven a track record of discipline and stewardship of abiding by state and federal laws. We furthmore understand the personal responsibility of alcohol consumption as our primary business is education consumers during live cocktail experiences. With a background in cocktail and spirit education, I feel we have the perfect resume to bring our virtual experience to in person experiences. We will responsibly allow consumers to drink alcohol while ensuring compliance and safety."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Will believe The Mixologer craft cocktail bar will enhance the Roosevelt Row community because as spirit educators, we not only deliver a fun experience to our costumers, but we also educate them with knowledge about spirits and how to consume them safely. We believe our artistic ability of making high-end cocktails will inspire the local community to rethink their perception of alcohol. We wish to empower the local

community to move away from over consumption and into artistic cocktails that tell origin stories."

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

Attachments
Liquor License Data - The Mixologer
Liquor License Map - The Mixologer

This item was recommended for approval.

24 Liquor License - 7 - Eleven #26062H

Request for a liquor license. Arizona State License Application 165131.

Summary

Applicant
Ryan Anderson, Agent

License Type
Series10 - Beer and Wine Store

Location
2401 E. McDowell Road
Zoning Classification: A-1
Council District: 8

This request is for a new liquor license for a beer and wine 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 Dec. 31, 2021.

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 it the best

neighbor it can be."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - 7 - Eleven #26062H
Liquor License Map - 7 - Eleven #26062H

This item was recommended for approval.

25 Liquor License - Jim's Smoke Shop on 7th

Request for a liquor license. Arizona State License Application 165762.

Summary

Applicant
Jubran Jubran, Agent

License Type
Series 10 - Beer and Wine Store

Location
1025 N. 7th St.
Zoning Classification: C-2
Council District: 8

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

The 60-day limit for processing this application is Dec. 15, 2021.

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 License 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.

Real Deal Smoke Shop (Series 10)
835 E. Southern Ave, #1, Mesa
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Ive currently owned a beer and wine license at one of my locations in Mesa, and I previously owned a liquor license. I have never had a problem with either license."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Because I live close to apartments and housing I would facilitate the purchase of beer, wine, alcohol and because of the close proximety could potentially lower drunk drivers."

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 - Jim's Smoke Shop on 7th
Liquor License Map - Jim's Smoke Shop on 7th

This item was recommended for approval.

26 Liquor License - Kwikiez

Request for a liquor license. Arizona State License Application 156712.

Summary

Applicant
Francisco Arias Jr., Agent

License Type
Series 10 - Beer and Wine Store

Location
1701 S. Central Ave.
Zoning Classification: C-3
Council District: 8

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

The 60-day limit for processing this application is Dec. 15, 2021.

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 studied and understand the liquor Law and recenty completed the Title 4 Basic on Premise and management Liquor Law Training Certification. I also have 26 years of experience working at Grocery Stores, Convenient Stores, Restaurants, and Beer, Liquor, Tobacco Retailers."

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 a Drive Thru ONLY mini mart. This would help enforce Arizona Liquor Laws. Underage Beer Runs theft by intoxicated individuals would be eliminated. Our employees can concentrate one Drive Thru customer at a time and verify Identifiction, and provide BEER/WINE responsably."

Staff Recommendation
Staff recommends approval of this application.

Attachments

Liquor License Data - Kwikiez
Liquor License Map - Kwikiez

This item was recommended for approval.

ORDINANCES, RESOLUTIONS, AND NEW BUSINESS

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

Electronic comments were submitted for the record on the following items: one in support of Item 48; one with a neutral position on Item 53; one in opposition of Item 64; and two in support of Item 91.

A motion was made by Vice Mayor Garcia, seconded by Councilwoman Stark, that Items 27-91 be approved or adopted, except Items 31-34, 37, 60-61, 67 and 87; and continuing Item 68 to the Jan. 26, 2022 City Council Formal Meeting and Item 91 to the Jan. 5, 2022 City Council Formal Meeting. The motion carried by the following vote:

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

Items 27-30, Ordinance S-48171 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 Settlement of Claim(s) Loyoza v. City of Phoenix

To make payment of $1,500,000.00 in settlement of claim(s) in *Loyoza v. City of Phoenix*, 17-1031-001, BI, GL, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of bodily injury claim arising out of a roadway safety incident on Nov. 15, 2017.

This item was adopted.

28 **Levi, Ray & Shoup, Inc.**

For $61,426.12 in additional payment authority under Contract 103651 for annual system maintenance costs for the Retirement Department. The costs are for the public safety portion of the system only. The increased spending authority is necessary as the annual maintenance costs for this system are dependent on many factors such as the number of active/retired employees and basic system support required. The annual maintenance costs were approved by the Phoenix Fire and Police Local Retirement Boards at their Nov. 2, 2021 board meeting.

This item was adopted.

29 **IA Mechanical, Inc.**

For $21,000.00 in payment authority to purchase a silo level indicator for the Street Transportation Department to repair the existing cement silo, located at the Glenrosa Central Yard at 40th Ave. & Glenrosa. A silo level indicator is an overfill control device that will prevent the silo from being over filled, causing dust and contamination of surrounding area. Purchasing this device will bring the existing cement silo up to code per Maricopa County Dust Control Permitting rules.

This item was adopted.

30 **CenturyLink Sales Solutions Inc. doing business as Century Link**

For $23,419.87 in additional payment authority for project ST85100341 for the relocation and rework of fiber and conduit for the Street Transportation Department. The additional funds are needed for the placement of Roosevelt Irrigation District pipeline which is required for construction for the City of Phoenix on 27th Ave., from Lower Buckeye to Buckeye roads.

This item was adopted.

35 **NxT Horizon LLC Agreement for ARPA Phoenix Resilient Food System, Backyard Garden Program - Amendment 1 (Ordinance S-48211)**

Request to authorize the City Manager, or his designee, for first amendment to Contract 155313-0 with NxT Horizon LLC (NxT) to provide additional funding of $56,505 for data collection, analysis, and evaluation related to the Backyard Garden Program. Further request to authorize the City Controller to disburse all funds related to this item. Funding is

available through the City's allocation of the American Rescue Plan Act (ARPA) funding received from the federal government and is under the City's Phoenix Resilient Food System category of the strategic plan. There is no impact to the General Fund.

Summary

In response to the COVID-19 pandemic, the Office of Environmental Programs (OEP) developed a food assistance plan to address the food needs of vulnerable populations and communities impacted by COVID-19. The plan provides: 1) access to healthy foods for impacted populations; 2) infrastructure assistance regarding transportation and delivery with a focus on home delivery; 3) support for food banks, food pantries and community agencies; 4) support for increased local food production; and 5) business and employment opportunities throughout the food system spectrum.

Local Food Consumption/Production

The Backyard Food Production Pilot Project aka Backyard Garden Program

This program will empower residents to grow healthy food in their own backyards to improve health, promote physical activity, decrease food insecurity and hunger, and potentially decrease their food budgets. The program is providing approximately 92 residents with one of three gardening systems, which includes system installation, including equipment, materials, supplies and labor, and gardening training throughout the 12-month program. Program outreach materials, application, and training materials will be provided in English and Spanish.

NxT is one of three partners engaged as subrecipients for this program. NxT is a Phoenix-based organization founded by Dr. George Brooks, Jr., a nationally recognized Aquaponics expert.

Collection of data related to the Key Performance Indicators (KPIs) as well as more general information about the impact of the three garden programs is critical to understanding the efficacy of the program. Additionally, the data will help to answer the overarching research question: "Can urban agriculture promote food system justice and resilience in a desert city?" The work will be completed by post-graduate professionals with Arizona State University who are experienced in this

field. NxT will serve as the administrator of the contractors. Dr. Brooks' practical and academic expertise is beneficial for effectively and efficiently guiding the data collection for all three garden systems.

NxT will receive a total of $56,505, with $47,105 disbursed to the contractors and $9,400 to NxT for administrative fees. The additional funds will be expended by Dec. 31, 2022.

Procurement Information
Services may be procured, as needed, by using procurement in accordance with Administrative Regulation 3.10 to implement and administer programs intended to prevent, prepare for and respond to the COVID-19 national pandemic.

Contract Term
The term of the contract is extended from Oct. 31, 2022, to Dec. 31, 2022. Contracts may be extended based on continuous need and available funding, which may be exercised by the City Manager or designee.

Financial Impact
The original Subrecipient Agreement 155313-0 for NxT was authorized for $145,000. This Amendment 1 will increase the authorization by $56,505 for a new total authorization of $201,505.

Concurrence/Previous Council Action
The City Council approved the Agreement for ARPA Phoenix Resilient Food System with NxT (Ordinance S-47932) on Sept. 8, 2021.

This item was adopted.

36 Authorization to Enter into an Agreement with Prefix Health Technologies, LLC for Client Portal Use (Ordinance S-48204)

Request to authorize the City Manager, or his designee, to enter into an agreement with Prefix Health Technologies, LLC (Prefix) to grant the City access to Prefix's online client portal for the purpose of administering Emergency Rental Assistance (ERA) 2.0. The initial total value of the agreement will not exceed $350,000. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

In March 2021, the City began the ERA 1.0 program with the City administering $26.1 million through the Human Services Department (HSD) and $25 million contracted out to the Arizona Community Action Association, dba Wildfire (Wildfire). Wildfire utilized an online application portal developed by Prefix. To ensure continuity of services for residents, HSD wishes to contract with Prefix to maintain access to a portal environment, existing data and residual applications. With the City obtaining access to Prefix's online client portal, the City will be able to provide emergency rent and utility assistance to Phoenix households through administration of ERA 2.0. In order to accommodate common software industry contractual provisions, the Human Services Department also requests the City Council authorize an exception, pursuant to Phoenix City Code section 42-20, to allow the inclusion of indemnification and limitation of liability provisions in the agreement that would otherwise be prohibited by City Code Section 42-18.

Contract Term

The term of this contract will begin on or before Jan. 1, 2022, and end June 30, 2022. This contract may be extended for one six-month period through Dec. 31, 2022, based on continuous need and available funding, at the discretion of the City Manager or his designee.

Financial Impact

Initial total expenditures will not exceed $350,000. There is no impact to the General Fund. Funding will be provided through the U.S. Department of Treasury Emergency Rental Assistance Funds pursuant to the American Rescue Plan Act.

Concurrence/Previous Council Action

On Feb. 9, 2021, the City Council approved the Emergency Rental Assistance 1.0 program with Ordinance S-47291.
On June 8, 2021, the City Council discussed the Emergency Rental Assistance 2.0 program.

This item was adopted.

38 Intergovernmental Agreements with Flood Control District of Maricopa County for American Rescue Plan Act Flood Control

Projects (Ordinance S-48181)

Request authorization for the City Manager, or his designee, to enter into Intergovernmental Agreements with the Flood Control District of Maricopa County for design development, permanent public easements, temporary construction easements, right-of-way acquisition, utility coordination/relocation and construction implementation of identified flood control projects and authorize allocation of $13 million from the American Rescue Plan Act Strategic Plan for completion of these projects. Further request authorization for the City Controller to accept and disburse all funds related to this item.

Summary

According to the Federal Emergency Management Agency (FEMA), floods occur in every region of the country and include inland flooding, flash floods and flooding from seasonal storms. In the past 20 years, the Flood Control District of Maricopa County and the city of Phoenix have collaborated to construct flood control improvements estimated at $300 million. Despite those investments, continued urbanization and insufficient capital investment funding has resulted in a projected $1.75 billion of additional flood control investment needs. This was most recently highlighted in 2014 when severe flooding caused significant local property damage.

The American Rescue Plan Act (ARPA) provides an opportunity to invest federal funding and leverage additional funding from the Flood Control District of Maricopa County to complete several priority flood control projects. There are two categories of flood control mitigation projects that are recommended to achieve the greatest value of community investment with these ARPA funds. The first category are local drainage mitigation projects that are identified from storm-related flood complaints by Phoenix residents that have been investigated and verified by the City. The second category are large drainage solutions from the Flood Control District's area Drainage Master Plan.

With funding from ARPA and the Flood Control District of Maricopa County, an estimated 10-14 local drainage mitigation projects would be completed along with an estimated four large drainage solutions. Criteria used to prioritize the local drainage mitigation projects for ARPA funding

include:
Confirmed flooding causing property and structural damage;
No or minimal land acquisition required;
Projects anticipated to be less than $1.5 million in cost;
Proximity to known FEMA repetitive loss;
Consideration of socioeconomic indicators consistent with ARPA program goals; and
Environmental consideration and green infrastructure opportunities.

Financial Impact

The Public Works Department is coordinating with the Flood Control District of Maricopa County to develop an investment strategy focused on completing flood control improvements in Phoenix. The strategy would use $13 million in allocated ARPA funds to complete an estimated 10-14 local drainage mitigation projects to leverage additional Flood Control District funds for large drainage solutions.

Concurrence/Previous Council Action

The City Council approved the ARPA Strategic Plan and allocated $23 million to City infrastructure on June 8, 2021.

The City Council received an update on the potential use of $13 million of ARPA funding for stormwater flood control projects on Sept. 21, 2021.

This item was adopted.

39 Request for City Council to Call to Meet in Executive Session on Specific Dates through June 2022

Request for the City Council to call meetings for the purpose of holding an Executive Session pursuant to Arizona Revised Statutes, section 38-431.03.A, on the following dates at noon in the Central Conference Room, 12th Floor of Phoenix City Hall, 200 W. Washington St., Phoenix, Arizona.

Jan. 11
Jan. 25
Feb. 8
Feb. 22
March 15

March 29
April 12
April 26
May 3
May 17
June 7
June 28

Public Outreach
The Notice and Agenda for these Executive Sessions will be posted no later than 24 hours before each scheduled meeting.

This item was approved.

40 Proposed 19th Avenue and Happy Valley Road Annexation - Authorization to File

Request to authorize the City Manager, or his designee, to file with the Maricopa County Recorder's Office a blank petition for a proposed annexation. This annexation was requested by Nick Wood, Esq. with Snell & Wilmer, LLP 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.

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

Location
The proposed annexation area include parcels 210-10-008B, 210-10-008D, 210-10-008F and 210-10-008G, located at 19th Avenue and Happy Valley Road (**Attachment A**). The annexation area is approximately 5.24 acres (0.0080 sq. mi.) and the population estimate is 11 individuals.

Council District: 1

This item was approved.

41 Proposed 19th Avenue and Yearling Road Annexation (Ordinance S-48196)

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 19th Avenue and Yearling 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 Charles Eckert, Jr. with Red Hawk Development Corporation, 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 Sept. 15, 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 parcels 210-11-003F and 210-11-003G, located at 19th Avenue and Yearling Road (**Attachment A**). The annexation area is approximately 2.02 acres (0.0032 sq. mi.) and the population estimate is zero individuals.

Council District: 1

This item was adopted.

42 **Acceptance and Dedication of a Deed and Easements for Roadway and Sidewalk Purposes (Ordinance S-48182)**

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

Summary

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

Easement (a)
Applicant: Bell Canyon 2804, LLC, its successor and assigns
Purpose: Sidewalk
Location: 2804 W. Bell Road
File: FN 210095
Council
District: 1

Easement (b)
Applicant: NexMetro Broadway, LLC, its successor and assigns
Purpose: Roadway
Location: 10001 W. Broadway Road
File: FN 210096
Council
District: 7

Deed (c)
Applicant: NexMetro Broadway, LLC, its successor and assigns
Purpose: Roadway
Location: 10001 W. Broadway Road
File: FN 210096
Council
District: 7

This item was adopted.

43 **Acceptance of an Easement for Drainage Purposes (Ordinance S-48185)**

Request for the City Council to accept of an easement for drainage purposes; further ordering the ordinance recorded.

Summary

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

Easement (a)

Applicant: NexMetro Broadway, LLC, its successor and assigns
Purpose: Drainage
Location: 10001 W. Broadway R0ad
File: FN 210096
Council District: 7

This item was adopted.

44 Acquisition of Real Property from Maricopa County Flood Control District for Zone 3D/4A Infrastructure Improvements for Drought Pipeline Project 1 (Ordinance S-48179)

Request to authorize the City Manager, or his designee, to acquire all real property and related property interests by donation, purchase within the City's appraised value, or by the power of eminent domain required for Zone 3D/4A infrastructure improvements along the east side of State Route 51, north of the Dreamy Draw Dam. Further request to authorize the City Controller to disburse all funds related to this item.

Additionally, 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, as Maricopa County Flood Control District's form documents include such provisions.

Summary

Zone 3D/4A infrastructure improvements are part of the Drought Pipeline Project 1 which includes pump stations, pressure-reducing valves, and pipelines that allow the movement of Salt River and Verde River water into north Phoenix during times of shortages on the Colorado River. The acquisition of real property is required for the installation, operation, and maintenance of a 66-inch water pipeline.

The parcels affected by this project and included in this request are identified by Maricopa County Assessor's parcel number (APN) 165-12-014B located at 9102 N. 26th St.; APN 165-12-016B located at 2450 E. Dunlap Ave.; and APN 165-12-017B located along the east side of State Route 51.

Financial Impact

Funding for this project is available in the Water Services Department's Capital Improvement Program budget.

Location

Along the east side of State Route 51, north of the Dreamy Draw Dam. Council District: 3

This item was adopted.

45 Marketing Services for Aviation Comprehensive Website Redesign- State of Arizona Cooperative Contract - ADSPO16-145339 (Ordinance S-48190)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 149535 with Riester Sonoran, LLC, to provide additional funding for interactive marketing services for a comprehensive website redesign for the Aviation Department. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $500,000.

Summary

The ways in which travelers interact with the airport websites have significantly changed since the current websites were designed more than five years ago. Travelers require mobile-friendly and interactive websites that provide them with the most pertinent information seamlessly and on the go. The Phoenix Sky Harbor International, Goodyear and Deer Valley Airport current websites were designed for traditional desktop/laptop use. However, the majority of users access the airports' websites today via a mobile phone or tablet. In order to provide a world-class online experience to travelers, it is imperative that the airport websites meet those needs and are current with today's technology and traveler expectations. The airport also needs modernized web services to promote revenue-generating products and services. Redesigning the

websites will further elevate customer experience by allowing customers to find airport information via mobile and digital assistants (i.e. Siri, Google, Alexa).

The website redesign scope includes a complete rebuild of the Phoenix Sky Harbor International, Goodyear and Deer Valley Airport websites and incorporates the selection and implementation of a content management system that will provide the ability to create, manage, and approve content in a multi-site environment; deliver and present critical passenger-facing functionality including flight search, security wait times, parking information, food and beverage information, retail information, airport customer service, and customer comments will be enhanced. New indoor interactive maps and way-finding to provide travelers with pertinent airport information directly from the websites will further elevate traveler experience.

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

Contract Term
The contract term is March 21, 2019 through March 20, 2024.

Financial Impact
The initial authorization for this contract was for an expenditure not-to-exceed $3 million. Previous amendments increased the authorization for the contract by $430,960. This amendment will increase the authorization for the contract by an additional, $500,000, for a new total not-to-exceed contract value of $3,930,960.

Funding is available in the Aviation Department's budget.

Concurrence/Previous Council Action
The City Council approved:
Marketing Services Contract 149535 (Ordinance S-45442) on March 20, 2019;
Marketing Services Contract 149535 Disbursement of Funds (Ordinance S-45967) on Aug. 28, 2019;
Ordinance S-46605 on May 6, 2020;

Marketing Services Contract 149535 - Amendment (Ordinance S-47183) on Dec. 16, 2020;
Marketing Services Contract 149535 - Amendment (Ordinance S-47321) on Feb. 17, 2021; and
Marketing Services Contract 149535 - Amendment (Ordinance S-47708) on June 16, 2021.

The Phoenix Aviation Advisory Board recommended approval of this item on Nov. 21, 2019, by a 7-0 vote. The pandemic has delayed the website redesign but the Aviation Department is ready to move forward with the project.

This item was adopted.

46 Custodial Services - Requirements Contract - IFB 19-088 (A) (Ordinance S-48194)

Request to authorize the City Manager, or his designee, to allow additional expenditures and amend Contract 150078 with Bio Janitorial Services, Inc. to provide custodial services for the Finance Department. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $55,000.

Summary

In response to the COVID-19 pandemic, the Finance Department established an Emergency Preparedness Warehouse. The warehouse is still operating and maintaining personal protective equipment (PPE) inventory for use by all City departments. The Emergency Preparedness Warehouse relocated to a new location which requires custodial services. The custodial services include general cleaning of the interior and exterior of the location including floor and restroom cleaning and ancillary services for more advanced cleaning for floors and upholstery. This request will add the Finance Department as an authorized user to the existing contract in order to provide the needed services.

Contract Term

The contract term is July 19, 2019 through June 30, 2024.

Financial Impact

Upon approval of $55,000 in additional funds, the revised aggregate value of the contract will not exceed $4,285,000. Funds are available in

the Finance Department's operating budget.

Concurrence/Previous Council Action
This contract was originally approved by City Council on May 1, 2019.

This item was adopted.

47 Official and Classified Advertising Services - Requirements Contract - RFP 22-017 (Ordinance S-48202)

Request to authorize the City Manager, or his designee, to enter into a contract with The Arizona Republic and The Record Reporter to purchase Official and Classified Advertising Services for the City Clerk Department. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $400,000.

Summary
The City Clerk Department administers the placement of official and classified advertisements for departments citywide and in accordance with City Administrative Regulation 3.28, Newspaper Advertisements. These legally required advertisements include solicitations, notices of hearing, elections, and advertisements of items adopted by the City Council in the City's Official Newspaper.

The Contractors will provide all official and classified advertisements requested by various city departments through the City Clerk Department.

Procurement Information
RFP 22-017 was conducted in accordance with Administrative Regulation 3.10. There were three offers received by the Procurement Division on Sep. 19, 2021. The notification was sent to 138 suppliers and was publicly posted and available for download from the City's website.

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

Experience and Qualifications: 400
Method of Approach: 375
Price: 225

The Assistant Finance Director recommends that the offers from The Arizona Republic and The Record Reporter be accepted as the highest scored, responsive, and responsible offers that are most advantageous to the City.

Contract Term
The five-year contract term will begin on or about January 1, 2022.

Financial Impact
The aggregate contract value will not exceed $400,000. Funds are available in the Clerk's Department's budget.

This item was adopted.

48 Relocation of Owl and Nest Contents - EXC 22-046 (Ordinance S-48195)

Request to authorize the City Manager, or his designee, to enter into a contract with Wild at Heart Inc. to provide services for relocation of owl and nest contents for the Office of Environmental Programs. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $500,000.

Summary
This contract is necessary for relocation of burrowing owls. Western burrowing owls are protected under the federal Migratory Bird Treaty Act (MBTA). The MBTA prohibits harm to or take of protected species, including individuals, eggs, active nests, or parts. To avoid harm of burrowing owls as a result of City projects, the City has a permit from the U.S. Fish and Wildlife Service (USFWS) that allows us to hire a pre-approved wildlife rehabilitator to relocate burrowing owls and any nest contents so the project can move forward.

Procurement Information
In accordance with Administrative Regulation 3.10, normal competition was waived as a result of an approved determination memo which stated that under the terms of the City's permit (Permit MB93891A-0), the City is required to use Wild at Heart Inc. (a not-for-profit wildlife rehabilitator permitted by the USFWS) to relocate western burrowing owls that

otherwise would be impacted by project activities. Due to the nature of the permit, there is no other vendor that can replace or substitute for the not-for-profit wildlife rehabilitator.

The Assistant Finance Director recommends that the contract with Wild at Heart Inc. be accepted.

Contract Term
The five-year contract term will begin on or about Dec. 15, 2021.

Financial Impact
The aggregate contract value will not exceed $500,000 (including applicable taxes) with an estimated annual expenditure of $100,000. Actual annual expenses will vary depending on the number of projects with the protected species identified.

Funding will be provided on a case-by-case basis by the City department or project that requires the species relocation.

This item was adopted.

49 Pest Management with Related Products and Services Contract Amendment - 110916-ORK-A (Ordinance S-48209)

Request to authorize the City Manager, or his designee, to extend the term and allow additional expenditures under Contract 148294 with Orkin LLC for integrated pest management services at all Aviation Department facilities. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $90,000.

Summary
The Aviation Department uses a combination of methods to keep pests at an acceptable level for the health and safety of staff and passengers at its facilities, which includes Phoenix Sky Harbor International Airport, the Rental Car Center, Deer Valley Airport, Phoenix Goodyear Airport, and their owned and maintained properties. This contract provides integrated pest management services, which includes 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.

The City is working to establish a new contract for these services with Orkin. An extension of the existing contract is necessary in order to ensure the services are not interrupted during the contract negotiations process.

Contract Term
Upon approval, the contract term will be extended through June 22, 2022.

Financial Impact
The initial authorization for this contract was for an expenditure not-to-exceed $655,000. This amendment will increase the authorization for the contract by an additional $90,000, for a new total not-to-exceed contract value of $745,000.

Funding is available in the Aviation Department's budget.

Concurrence/Previous Council Action
The City Council approved Pest Management with Related Products and Services Contract 148294 (Ordinance S-44885) on July 5, 2018.

This item was adopted.

50 Disaster Recovery as a Service (DRaaS) - Requirements Contract (Ordinance S-48184)

Request to authorize the City Manager, or his designee, to enter into an agreement with SunGard Availability Services, LP to obtain Disaster Recovery as a Service (DRaaS) for the Information Technology Services Department in support of departments citywide and to remit payment to SunGard Availability Services, LP and SunGard New Holdings III, LLC. The aggregate contract value will not exceed $7,400,000. Further request to authorize the City Controller to disburse all funds related to this item.

Summary
The City of Phoenix is transitioning from a City-managed hardware and tape-based disaster recovery solution to a fully managed Disaster Recovery as a Service (DRaaS) solution. SunGard Availability Services, LP (Sungard AS) proposed a fully managed DRaaS solution that integrates with other existing cloud disaster recovery services,

establishes security protections to meet regulatory requirements, and offers effective approaches to keep City business applications and data synchronized. The services also prevent unauthorized access, disclosure, and/or modification of the City's data to preserve data integrity and residents' trust.

Procurement Information
The ITS RFP 22-001 was conducted in accordance with Administrative Regulation 3.10. The notice of solicitation was emailed to more than 300 suppliers registered in ProcurePHX and was publicly posted and available for download from the City's website. The offers were scored based on the following criteria (1,000 points maximum):

DRaaS Solution Requirements 0-350 Points;
Method of Approach 0-300 Points;
Pricing 0-200 Points; and
Qualifications and Experience 0-150 Points.

Responses were reviewed by a six-person panel, interviews/presentations were held with short-listed firms, and a Best and Final Offer (BAFO) was conducted.

Three firms responded and two were deemed non-responsive during the process. It was the consensus of the evaluation committee to recommend awarding the contract to Sungard Availability Services, LP.

The Offeror's score is as follows:

Sungard Availability Services, LP 695 Points

The Chief Information Officer recommends the offer from Sungard Availability Services, LP be accepted as a responsive and responsible offer that is advantageous to the City.

Contract Term
The four-year contract term will begin on or about Jan. 1, 2022, with up to three two-year options to extend for a maximum ten-year contract term.

Financial Impact

The aggregate contract value projected for the four-year term will not exceed $7,400,000, including applicable taxes. The funds are available in the Information Technology Services Department's and Municipal Courts' operating budgets.

This item was adopted.

51 Carrier and Broadband Provided Services (Ordinance S-48206)

Request to authorize the City Manager, or his designee, to allow additional expenditures and to extend the term of the Letters of Agreement with CenturyLink Communications, LLC dba Lumen Technologies Group, LLC, Contract 155451; Cox Arizona Telecom, LLC, Contract 155343; and Zayo Group, LLC, Contract 155342 to continue to purchase carrier and broadband provider services for departments Citywide. The additional expenditures will not exceed $3,150,000. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

City departments utilize carrier and broadband provider services for telecommunication lines, circuits and services used across the City. Services include internet, phone lines, data circuits and distributed denial of service protection. The usage of these technologies is critical to the operations of all City departments. Services are procured utilizing the State of Arizona cooperative agreements, which offer significant cost savings due to the benefit from local government pricing and volume discounts. These letters were approved as an interim agreement to allow the City to pay for monthly carrier and broadband services while the City adopts the new State of Arizona cooperative agreements. These expenses are essential to the operations of the City, as they provide telecommunication lines, circuits, and services used to satisfy a variety of needs across the City.

Contract Term

The term of these agreements will be extended through June 30, 2022. This request will allow additional time for the City to enter into and negotiate linking agreements and obtain City Council authorization to adopt them.

Financial Impact

Upon approval of $3,150,000 in additional funds, the revised aggregate value of the agreements will not exceed $6,300,000. Funds are available in various City departments' budgets.

Concurrence/Previous Council Action

These letters of agreement were originally approved by City Council on June 2, 2021, Ordinance S-47655.

This item was adopted.

52 Wireless Communications Services, Accessories, and Equipment (Ordinance S-48207)

Request to authorize the City Manager, or his designee, to allow additional expenditures and to extend the term of the Letters of Agreement with AT&T Mobility National Accounts, LLC, Contract 155219; T-Mobile USA, Inc. and Sprint Solutions. Inc., Contract 155270; and Cellco Partnership dba Verizon Wireless, Contract 155221 to continue to purchase wireless communication services, accessories, and equipment for departments Citywide. The additional expenditures will not exceed $5,137,500. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

City departments utilize mobile devices, wireless services, equipment and accessories to conduct City business every day. Equipment and services are procured utilizing the State of Arizona cooperative agreements, which offer significant cost savings due to the benefit from national government pricing and volume discounts. These letters were approved as an interim agreement to allow the City to pay for monthly cellular services and purchase equipment and accessories as needed while the City adopts the new State of Arizona cooperative agreements. These expenses are essential to the City, as devices are used by staff to provide critical services to the public in various locations throughout the valley. Currently, the City pays for services for more than 5,000 cellular phones, 6,000 air cards, 6,000 push to talk radios, 470 tablets, and various other services and equipment.

Contract Term

The term of these agreements will be extended through June 30, 2022.

This request will allow additional time for the City to enter into and negotiate linking agreements and obtain City Council authorization to adopt them.

Financial Impact

Upon approval of $5,137,500 in additional funds, the revised aggregate value of the agreements will not exceed $10,275,000. Funds are available in various City departments' budgets.

Concurrence/Previous Council Action

These letters of agreement were originally approved by City Council on April 7, 2021, Ordinance S-47458.

This item was adopted.

53 Authorization to Enter into an Agreement with Steptoe & Johnson LLP to Provide Outside Counsel Services for Department of Justice (DOJ) Investigation (Ordinance S-48214)

Request to authorize the City Attorney, through the City Manager, or his designee, to enter into a legal services agreement with Steptoe & Johnson LLP to provide legal services to assist the City during the DOJ civil pattern and practice investigation, including any potential negotiation or litigation that may result from the investigation. Further authorize the City Controller to disburse funds related to this representation and agreement not to exceed $1,000,000.

Summary

The City Attorney is authorized by the City Code to enter into agreements for legal services. Outside counsel will advise the City on any legal issues that arise in regard to the DOJ civil pattern and practice investigation according to the terms of the Agreement.

Procurement Information

Although the City Procurement Code exempts legal services from the requirement for a formal solicitation, a thorough process was completed for these legal services. The City Attorney's Office issued a Request for Proposals to all lawyers and law firms on the City's current outside counsel list, in addition to several firms that are not currently on the City's legal services list. Seven responses were evaluated by the DOJ legal civil attorneys project team. All responses were scored and a short list of

five were interviewed. Two finalists were sent for a second interview with the DOJ executive team, consisting of the City Manager, Assistant City Manager, Communications Director, Chief of Police, City Attorney and DOJ Project Manager.

Contract Term

The term of this agreement is for the duration of legal services, as required for the DOJ investigation, and any negotiation of any DOJ findings, court appearances or litigation related to the DOJ investigation, as needed and directed by the City.

Financial Impact

The contract value will not exceed $1,000,000 and funds are available in the Law Department's budget.

This item was adopted.

54 Software Services Agreement with Relativity (Ordinance S-48215)

Request to authorize the City Manager, or his designee, to enter into a contract with Relativity ODA LLC (Relativity) for e-discovery software to assist the City in responding to the request for documents from the Department of Justice (DOJ), in an amount not to exceed $335,000. Also requesting a waiver of Phoenix City Code, section 42-18. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

Relativity offers a cloud based e-discovery software tool. Many law firms and government organizations use e-discovery software to organize, sort, redact, bates label and categorize document production for litigation. The City has relied upon outside counsel and vendors for this function. The DOJ investigation will require a large volume of document sorting and native file categorizing. The City currently does not have the capacity to process and redact this type of volume document production without reverting all files into Adobe Acrobat, which is time consuming and not conducive to efficient redaction, indexing or sorting.

Relativity is cloud-based software. Relativity is asking for limitation of liability and exceptions to the City's indemnification clauses, which requires a waiver of the Phoenix City Code, section 42-18. The risk to the

City is low since the City controls the data and this software is not specific to the City.

This software will save City staff hours in production time and will also assist the City to organize, index, redact and search the documents. The Law Department has worked with the Information Technology Services Department on a Business Investment Request (#4399), which has been approved.

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

Procurement Information

In accordance with Administrative Regulation 3.10, seven quotes were obtained and Relativity was the best value to the City. The cloud provides unlimited data, with no restrictions and does not need City of Phoenix technology resources. The cost of the software is based on an average of five licensed users per month, with training and unlimited support for three years, and $15,000 one-time fee for initial training. The three year contract option saves the City approximately $60,000 from an annual contract and $100,000 over the monthly pay-as-you-go option. However, with data storage and processing as part of the charges the City will incur, the total cost is an estimate.

Contract Term

The contract term is three years, starting on Dec. 16, 2021.

Financial Impact

The contract value will not exceed $335,000 and funds are available in the Law Department's budget.

This item was adopted.

55 Request to Retroactively Accept and Disburse Nina Mason Pulliam Charitable Trust Grant Funds (Ordinance S-48192)

Request to authorize the City Manager, or his designee, to retroactively accept a grant award in the amount of $22,800 from the Nina Mason Pulliam Charitable Trust. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this

item.

Summary

The Nina Mason Pulliam Charitable Trust has donated holiday funds to the City of Phoenix Human Services Department for several years. The funds are to be used to assist low-income individuals and families by removing housing barriers through rental assistance and eviction prevention services. The donation will allow the Human Services Department to assist approximately 20 individuals and families to remain housed during the upcoming holiday season. Notice of the grant award was received on Oct. 27, 2021, with a requirement to sign and accept the grant by Nov. 5, 2021.

Financial Impact

No General Funds are required to receive this funding of $22,800 from the Nina Mason Pulliam Charitable Trust.

This item was adopted.

56 Request to Retroactively Accept and Disburse Virginia G. Piper Charitable Trust Holiday Funds (Ordinance S-48193)

Request to authorize the City Manager, or his designee, to retroactively accept a holiday grant award of $15,000 from the Virginia G. Piper Charitable Trust. Further request to authorize the City Treasurer to accept and the City Controller to disburse the funds.

Summary

A Virginia G. Piper Charitable Trust grant has been awarded to the Human Services Department to support holiday-related activities that address the material or social/emotional needs of families. Funds are to be distributed equally ($5,000) for each calendar year 2021, 2022 and 2023 holiday seasons. The donation will allow the Human Services Department to provide gift cards in the amount of $25 to families in need. Notice of the grant award was received on Oct. 12, 2021, and funds have been transferred to the City of Phoenix.

Financial Impact

There is no General Fund impact.

This item was adopted.

57 Amend Contract with The Arizona Community Action Association,

Inc. dba Wildfire to Accept Additional Local Utility Funds (Ordinance S-48198)

Request to authorize the City Manager, or his designee, to amend Contract 154902 with The Arizona Community Action Association, Inc. dba Wildfire (Wildfire), to accept additional emergency utility assistance funding in an amount not to exceed $27,933 for a new contract total of $316,870. Further request to authorize the City Treasurer to accept and the City Controller to disburse all funds related to this item. There is no impact to the General Fund.

Summary

Funds provided to the City of Phoenix Human Services Department through Wildfire will be used to assist low-income individuals and families to remain stably housed by removing barriers to self-sufficiency through emergency utility assistance. This funding will allow the City of Phoenix to provide emergency financial assistance services to approximately 1,225 households.

Contract Term

The term of the contract is for one year, from July 1, 2021 through June 30, 2022.

Previous Council Action

On June 2, 2021, the City Council authorized contract 154902 in the original amount of $288,937 via Ordinance S-47643.

Financial Impact

The new contract total shall not exceed $316,870. There is no impact to the General Fund.

This item was adopted.

58 **Playground and Outdoor Fitness Products/Services - Requirements Contract - 030117-LTS (A) (Ordinance S-48188)**

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 147930 with Miracle Recreation Equipment Company to provide a wide range of playground equipment, accessories and services for the Parks and Recreation Department. Further request authorization for the City Controller to disburse all funds

related to this item. The additional expenditures will not exceed $2 million.

Summary

The additional funds will ensure the update of aging equipment at various park locations. Renovations for project priorities such as new playground equipment and ramadas have caused the contract to reach its current spending limit. The project estimates were higher due to the drastically increased cost of concrete and other building materials over the last two years. At this time, the Miracle Recreation Equipment contract does not have enough funds to complete future projected updates planned through the end of the contract term.

Contract Term

The contract term is May 1, 2018 through April 30, 2023.

Financial Impact

Upon approval of $2 million in additional funds, the revised aggregate value of the contract will not exceed $4 million. Funds are available in the Parks and Recreation Department's budget.

Concurrence/Previous Council Action

This contract was originally approved by City Council on April 18, 2018.

This item was adopted.

59 Arizona Governor's Commission on Service and Volunteerism Funding for AmeriCorps Members (Ordinance S-48210)

Request authorization for the City Manager, or his designee, to apply for grant funding with the Arizona Governor's Commission on Service and Volunteerism for AmeriCorps Program funding through the National AmeriCorps Office. If awarded, to accept, and enter into an agreement in an amount of up to $325,000 per year for three years for a contract total not to exceed $975,000 over the life of the contract. Further request authorization for the City Treasurer to accept and the City Controller to disburse all funds related to this item.

Summary

The Volunteer PHX Office is seeking to apply to the National AmeriCorps Grant through the State Commission in the Governor's Office of Youth, Faith and Family. Funds will provide AmeriCorps members to assist in

the day-to-day operations of city programs, such as Human Services, Library, Youth and Education, Office of Sustainability, Office of Heat Response and Mitigation, and other programs that fall in line with the grant focus areas of Economic Opportunity, Education, Environmental Stewardship, and Healthy Futures.

The office intends to seek funding to operate an AmeriCorps Program commencing September 2022 that will place approximately 26 AmeriCorps members per year, in various department programs citywide. The application due date is December 23, 2021.

Financial Impact

The requested grant amount is $975,000 (approximately $325,000 per year for three consecutive years) includes staff, volunteer stipends, training, supplies, and site-preparation costs for implementing the proposed programs throughout the city.

This item was adopted.

62 (CONTINUED FROM DEC. 1, 2021) - Fire Hydrant Repair and Replacement Program - Construction Administration and Inspection Services - WS85500394 (Ordinance S-48135)

Request to authorize the City Manager, or his designee, to enter into an agreement with Tristar Engineering and Management, Inc. to provide Fire Hydrant Repair and Replacement Program Construction Administration and Inspection Services for the Water Services Department. 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 $1.5 Million.

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

property.

Summary

The purpose of this project is to provide support for the Fire Hydrant Repair and Replacement Job Order Contracting (JOC) program by ensuring the JOC contractor's assessment, maintenance, repair and/or replacement of fire hydrants is completed to the required standards and to document all activities performed by the JOC. The Water Services and Fire departments presented to the Transportation, Infrastructure and Planning Subcommittee on Nov. 17, 2021 regarding the Fire Hydrant Repair and Replacement Program and the planned use of the JOC to address the backlog in fire hydrant replacements.

Tristar Engineering and Management, Inc.'s services include, but are not limited to: weekly inspection of fire hydrant replacements and repairs; lab and field materials testing; resident engineering services; contract administration; monitoring job progress; review and certification of progress payments and Job Order Agreements; collecting asset management data from the JOC and providing it to staff per City requirements; preparation of records; public information and public relations services, and other services as required for a complete project.

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. Two firms submitted proposals and are listed below.

Selected Firm

Rank 1: Tristar Engineering and Management, Inc.

Additional Proposer

Rank 2: GHD, Inc.

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 Tristar Engineering and Management, Inc. will not exceed $1.5 million, including all subconsultant and reimbursable costs.

Funding is available in the Water Services Department's Capital Improvement Program budget. The Budget and Research Department will separately review and approve funding availability prior to 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 Transportation, Infrastructure and Planning Subcommittee received a presentation on the Fire Hydrant Maintenance, Repair and Replacement Program on Nov. 17, 2021.

This item was adopted.

63 Amend Ordinance S-47071 for Acquisition of Real Property for Installation of Fire Hydrants from Roma Avenue to Indian School Road, Between 24th and 27th Streets (Ordinance S-48175)

Request the City Council to amend Ordinance S-47071 to acquire additional real property for installation of fire hydrants from Roma Ave. to Indian School Rd., between 24th and 27th streets.

Summary

Ordinance S-47071 authorized acquisition of real property for installation of fire hydrants as part of a water main replacement project to bring the area into compliance with current spacing design standards. Water Services has identified four alternate locations for hydrant installation within the design. All other conditions and stipulations previously stated in the above referenced ordinance will remain the same.

The additional properties impacted by this project and included in this request 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 Ordinance S-47071 on Nov. 18, 2020.

Location
Roma Avenue to Indian School Road, between 24th and 27th streets.
Council District: 6

This item was adopted.

64 Active Bystandership for Law Enforcement Training (Ordinance S-48197)

Request to authorize the City Manager, or his designee, approval to enter into an agreement with Georgetown Law Center for Innovations in Community Safety to provide Active Bystandership for Law Enforcement Training for the Phoenix Police Department. The training, created by Georgetown University Law Department, will be held for all levels of sworn and civilian employees of the Police Department. Further request authorization for the City Controller to disburse all funds related to this item. The training will cost $20,000.

Summary
The Georgetown Innovative Policing Program, partnering with global law firm Sheppard Mullin, created the Active Bystandership for Law Enforcement (ABLE) Project to prepare officers to successfully intervene to prevent harm and to create a law enforcement culture that supports peer intervention. The ABLE Project delivers practical, scenario-based training for police agencies in the strategies and tactics of police peer intervention. Law enforcement officers are frequently faced with high-stress, high-stake decisions. ABLE believes it is the responsibility of every officer to act to prevent mistakes, prevent misconduct, and promote their fellow officers' health and wellbeing. ABLE training is based on a professionally-designed curriculum that draws on decades of social science research and uses adult-based learning methods to deliver this learning effectively. The training employs evidence-based practices to give officers the tools and skills they need to perform an

intervention. ABLE also teaches the science behind the skills, so that officers have a better understanding of why the training works and thus can use it more effectively. Active bystandership has proven effective in reducing harm in the medical profession, in the airline industry, and on college and university campuses.

The Phoenix Police Department (PPD) has applied and been accepted into the ABLE Program and will begin training in January of 2022. To accelerate the roll out of the program to the entire Department, the PPD is requesting Train-the-Trainer (TTT) training by ABLE Project staff to designated personnel identified for this effort. The TTT instructors will begin their training in January of 2022, with the training for the entire Department starting in February of 2022. In addition to the on-site TTT training session, ABLE will provide basic technical assistance, proprietary ABLE Project training curriculum, and program materials for the training course to all the PPD employees.

Contract Term

A Memoranda of Understanding with Georgetown Law Center for Innovations in Community Safety will be signed for a 12 month period from date of signature and can be extended as needed.

Financial Impact

This training will cost $20,000 and the 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 Dec. 8, 2021 by a vote of 4-0.

This item was adopted.

65 Donation from Phoenix Police Foundation (Ordinance S-48199)

Request to authorize the City Manager, or his designee, to accept a donation of one CORE Under Door Camera from the Phoenix Police Foundation valued at $9,809.48. Further request authorization for the City Treasurer to accept all funds related to this item.

Summary

This donation is for one CORE Under Door Camera that will be utilized by

the Police Department's Tactical Support Bureau K-9 Unit. This camera, in conjunction with CORE Pole Cameras already in use, will give officers the ability to inspect around corners and into confined spaces prior to sending an officer or canine. These cameras have proven invaluable and have kept officers safe when clearing areas that are difficult or impossible to see prior to occupying, helps to mitigate the "surprise" on the other side of the closed door, and lessen the chances of a lethal encounter.

The use of the two different camera types provides the officer with a forward and upward look into the room being inspected. The camera is also equipped with high intensity infrared illumination for non-illuminated rooms/areas, and will provide immediate intelligence on the layout of the room and if any barriers exist or threats within the room prior to entering.

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

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 Dec. 8, 2021 by a vote of 4-0.

This item was adopted.

66 FLIR Equipment, Parts and Services - Requirements Contract - RFA 19-011B (Ordinance S-48183)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 152013 with FLIR Surveillance Inc. for the purchase of a Star SAFIRE 380X-HD Stabilized Turret FLIR System, accessories, maintenance, and repairs for the Police

Department's Air Support Unit. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $940,000.

Summary

This contract provides the Police Department's Air Support Unit with a Star SAFIRE 380-HD Stabilized Turret FLIR System, parts, accessories, warranties, labor, and repairs for the Air Support's Astar Helicopter and PC12 Pilatus Airplane. This equipment assists pilots in detecting warm objects against cooler backgrounds when searching for suspects involved in criminal activity during poor or obstructed visibility. Additional funds are needed to purchase an upgraded replacement of the FLIR camera to provide better surveillance for making critical decisions while operating large scale events, surveillance, and tracking.

Contract Term

The contract term is March 18, 2020 through February 28, 2025.

Financial Impact

Upon approval of $940,000 in additional funds, the revised aggregate value of the contract will not exceed $1,740,000. Funds are available in the Police Department’s budget.

Concurrence/Previous Council Action

This contract was originally approved by City Council on March 18, 2020.

This item was adopted.

68 (CONTINUED FROM NOV. 17, 2021) - 40-Foot Heavy Duty Transit Bus Contract Award Recommendation (Ordinance S-48119)

Request to authorize the City Manager, or his designee, to enter into a contract with GILLIG, LLC to manufacture and deliver replacement 40-foot heavy-duty local transit buses for the Public Transit Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $145,023,384.

Summary

A Request for Proposals (RFP #PTD20-003) was issued to solicit this five-year contract with a transit vehicle manufacturing firm to manufacture and deliver 40-foot heavy-duty local transit buses that use compressed

natural gas (CNG) or biodiesel as the fuel source. City Council approved the issuance of this solicitation at their Feb. 17, 2021 formal meeting. Buses will be ordered based on the Public Transit Department's replacement schedule for local buses that have met or exceeded their useful life under Federal Transit Administration guidelines.

The Public Transit Department will also issue a solicitation for the procurement, evaluation and use of zero and near-zero emission buses, if approved by Council. The City's most recent and previous testing of alternate transit vehicles demonstrated that CNG buses provided the best low-emissions option that also operates safely, effectively and reliably on long routes in the Phoenix climate. However, the "Green Transit" technology procurement will solicit the most up-to-date, environmentally friendly buses, including electric, hybrid or other alternative propulsion vehicles available for additional testing and on a long-term basis. The contract award recommended in this item will allow the City to replace buses that have exceeded their useful life and have reduced reliability and efficiency, while continuing to explore, evaluate and move forward with the alternative-powered buses as technologies advance and become available.

Procurement Information

RFP #PTD20-003 was issued on April 15, 2021, with two firms submitting proposals for consideration. An evaluation committee of qualified staff from Public Transit Department and Valley Metro was appointed to conduct detailed evaluations of all proposals received, establish a competitive range, and select a proposer to receive the contract award.

A technical advisory team was also established to provide technical assistance to the evaluation committee based on the advisors' knowledge and experience with transit vehicle manufacturing and long-term maintenance practices. The technical advisory team's role was to review the technical portions of each proposal for compliance with RFP specifications.

Each RFP was evaluated and scored based on the following criteria (1,000 points total possible):

Design, Quality, and Production Process (up to 400 points);
Price (up to 400 points); and
Warranty (up to 200 points).

Two proposals were received from the following firms:
GILLIG, LLC; and
New Flyer.

The evaluation recommendations were reached by consensus in consideration of published selection criteria, with the committee selecting GILLIG, LLC for award. The following summarizes the results:

Proposers	Total points
GILLIG, LLC	820
New Flyer	775

In accordance with Phoenix City Code section 43-14(J), a contract shall be awarded to the most highly-rated, responsible firm whose offer conforms in all material respects to the requirements and criteria outlined in the solicitation. Accordingly, the Public Transit Department’s Procurement Officer recommends the award to GILLIG, LLC.

Included in the RFP's pricing schedule was the following language: "The estimated quantities shown on the enclosed Price Schedules are estimates only, contingent upon availability of appropriated funds and subject to change during the term of the Contract. The City is not obligated to make purchases in these exact amounts." As such, Public Transit Department staff will continue exploring other viable technologies that meet the region's operational needs and look for opportunities to transition to other proven propulsion technologies.

Financial Impact
The term of the awarded contract shall be five years with an aggregate value of $145,023,384. Buses are funded 85 percent with federal funds and 15 percent with regional funds. The Public Transit Department estimates purchasing a maximum of 265 buses over the five-year period. Funds are available in the Public Transit Department's five-year Capital Improvement Program.

Concurrence

The Transportation, Infrastructure and Planning Subcommittee recommended approval of this item on Oct. 20, 2021 by a vote of 3-1.

This item was continued to the Jan. 26, 2022 City Council Formal Meeting.

69 Bus Advertising and Transit Street Furniture Revenue Service Contracts - Amendment (Ordinance S-48208)

Request to authorize the City Manager, or his designee, to execute amendments to Contracts: 143743 with Clear Channel Outdoor, Inc.; and 143744 with Lamar Transit, LLC, to extend both contracts for a period of six months, from Jan. 1, 2022 to June 30, 2022, with one option for an additional six-month extension.

Summary

In October 2016, the City awarded the bus advertising contract to Clear Channel Outdoor, Inc. and the transit-street-furniture advertising contract to Lamar Transit, LLC for revenue-generating advertising services, which includes the installation, maintenance, and restoration of advertising on buses and transit furniture. The contracts were each authorized for a five-year term.

In July 2021, a revenue contract solicitation (RCS PTD21-002) was issued to contract for transit street furniture and bus advertising services. A notice of recommended award was posted in October 2021. In response to the notice, the Public Transit Department (PTD) received Public Records Requests (PRRs) from offerors for proposals submitted, which requires the City to afford each offeror the opportunity to seek protective orders for their confidential information. This process has extended the solicitation timeline and PTD seeks to extend the current contracts by six months, with one option to extend an additional six months, to ensure that services continue as PTD finishes procuring the new advertising services contract. These extensions would allow sufficient time to conclude the procurement process (including processing the PRRs and addressing protests, if any) and to facilitate a seamless transition for award of the new contract.

Contract Term

These amendments will extend the end date of the contracts' terms from Dec. 31, 2021 to June 30, 2022, with an option, if needed, to further extend that end date from June 30, 2022 to Dec. 31, 2022.

Financial Impact

Original contract terms are as follows for each month:

Clear Channel Outdoor, Inc. pays 66 percent of net sales revenue (or the monthly portion of its minimum annual guarantee of $1.26 million, whichever is higher) to the City for bus advertising sales; and

Lamar Transit, LLC pays 68.25 percent of net sales revenue (or the monthly portion of its minimum annual guarantee of $2 million, whichever is higher) to the City for transit-street-furniture advertising sales.

Concurrence/Previous Council Action

The City Council approved:

Bus Advertising Services Contract 143743 and Transit Street Furniture Advertising Services Contract 143744 Oct. 5, 2016; and

Amendment to Public Transit Furniture Advertising Revenue Contract 143744 on July 1, 2020.

This item was adopted.

70 Roofing Analysis Consultant - Requirements Contract - RFP 21-004 (Ordinance S-48176)

Request to authorize the City Manager, or his designee, to enter into a contract with Bluefin LLC, Tremco Roofing, Inc., and Western Roof Evaluation Corporation to purchase Roofing Analysis and Consultative Services for citywide use. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $360,000.

Summary

The City of Phoenix requires roofing consulting services to inspect and assess current roofing structures of City-owned buildings to ensure roofs are properly maintained and repaired in accordance with building codes for the safety of occupants, employees, and the public. In addition, a roofing assessment is necessary for building maintenance to ensure that buildings meet the City's building codes and are available to the public.

The Contractor will perform consultative roofing services for City-owned buildings that include comprehensive assessments of a building's roof structure to produce a Building Assessment Survey and Evaluation (BASE) Study and Specification Document. The BASE Study and Specification Document will outline the work that needs to be completed by City-contracted roofing suppliers. In addition, the Contractor will conduct periodic on-site quality assurance inspections to ensure the roofing contractor's work is in accordance with the BASE Study and Specification Document.

Procurement Information
RFP 22-004 was conducted in accordance with Administrative Regulation 3.10. There were four offers received by the Procurement Division on July 28, 2021. The notification was sent to 376 suppliers and was publicly posted and available for download from the City's website. These contracts will be for multi-department use, with the Public Works and Water Services departments being the primary users.

The proposals were scored by a three-member evaluation panel based on the following criteria:

Experience and Qualification - 400
Method of Approach - 325
Price - 275

The Assistant Finance Director recommends that the offers from Bluefin LLC, Tremco Roofing, Inc., and Western Roof Evaluation Corporation be accepted as the highest scored, responsive and responsible offers that are most advantageous to the City.

Contract Term
The five-year contract term will begin on or about Dec. 15, 2021.

Financial Impact
The aggregate contract value will not exceed $360,000.

Funding is available in the Public Works and Water Services departments' budgets.

This item was adopted.

71 Blank Out Signs - Requirements Contract - IFB 16-201 - Amendment (Ordinance S-48173)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 143159 with SES America, Inc., to extend the term through Oct. 31, 2022, for the purchase of "blank out" signs for the Street Transportation Department. No additional funds are requested with this amendment.

Summary

The contract is required to purchase "blank out" signs as needed for traffic control during construction projects performed by the Street Transportation Department. "Blank out" signs are illuminated signs, which reinforce traffic signals or other traffic control devices, and discourage undesirable or unsafe motorist movements. "Blank out" signs can be illuminated at all times providing easily visible messages in all weather and daylight conditions, or can be illuminated only when traffic control conditions warrant their activation. The Street Transportation Department uses blank out signs for a variety of situations, but primarily to provide signage for turning movement restrictions and for additional warning around light rail train operations.

This amendment is necessary because the solicitation process for a new contract had to be canceled. This contract extension will allow time for a new competitive process and award of contract.

Contract Term

Upon approval, the contract term will be extended through Oct. 31, 2022.

Financial Impact

The initial authorization for the contract was for an expenditure not-to-exceed $1.625 million. No additional funds are requested with this amendment.

Concurrence/Previous Council Action

The City Council approved:

Blank Out Signs Contract 143159 (Ordinance S-42778) on July 1, 2016; and

Blank Out Signs Contract 143159 - Amendment (Ordinance S-47692) on June 16, 2021.

This item was adopted.

72 Milwaukee Brewers Baseball Club Ceremonial Signs

Request City Council approval to install two ceremonial street name signs and a sign topper recognizing the Milwaukee Brewers Baseball Club at the intersections of 53rd Avenue and Indian School Road, 53rd and Clarendon avenues and Maryvale Parkway.

Summary

The Street Transportation Department received a request to install two ceremonial street name signs and a sign topper recognizing the Milwaukee Brewers Baseball Club (Brewers). The Brewers are the first Major League Baseball team to call the American Family Fields of Phoenix, formally known as Maryvale Baseball Park, home for spring training. The location is currently the only Phoenix-based spring training facility.

The Brewers have hosted spring training games at the Phoenix facility since 1998. The Brewers completed a $60 million renovation in 2019, offering to the community an updated space for community events, a Learning Lounge at the facility for Phoenix youth, and professional baseball festivities. In addition, the Brewers contribute annually to the City's Kool Kids program, which provides free open swim admission to youth at City of Phoenix pools.

The ceremonial street name signs will be mounted on the existing traffic signal poles at the northwest and southeast corners of 53rd Avenue and Indian School Road. The ceremonial sign topper will be mounted on the existing sign post at the northwest corner of 53rd/Clarendon Avenue and Maryvale Parkway. See **Attachment A** for an illustration and map of the proposed locations for these signs. The signs will be mounted after Dec. 31, 2021, and in coordination with the requestor.

Financial Impact

The fabrication, installation and maintenance costs of the signs will be funded by the Milwaukee Brewers Baseball Club.

Location
53rd Avenue and Indian School Road, and 53rd and Clarendon Avenues and Maryvale Parkway
Council District: 5

This item was approved.

73 Painting of Traffic Signal Poles (Ordinance S-48174)

Request to authorize the City Manager, or his designee, to enter into a contract with Fabiani Painting & Decorating, LLC for the painting of traffic signal poles and components for the Street Transportation Department. Further request to authorize the City Controller to disburse all funds related to this item. The agreement value will not exceed $4 million.

Summary
The Street Transportation Department has utilized a contracted vendor to paint traffic signal poles, mast arms, controller cabinets and other related equipment within the Phoenix city limits on an as-needed basis for more than 25 years. Phoenix residents report traffic signal poles that need re-painting due to graffiti, paint peeling, storm or vehicular damage, and other unexpected incidents. The contracted vendor supplies the paint, labor, materials, equipment, and transportation necessary to perform the work.

Procurement Information
Invitation for Bid (IFB) 63-2203 was conducted in accordance with Administrative Regulation 3.10. Three offers were received by the Street Transportation Department on Oct. 25, 2021. The offers were evaluated based on price, responsiveness, terms and conditions, and responsibility to provide the required goods and services. The offer from Fabiani Painting & Decorating, LLC was deemed to be fair and reasonable. The Street Transportation Department recommends that the offer from Fabiani Painting & Decorating, LLC be accepted as the lowest priced, responsive, and responsible offer.

Fabiani Painting & Decorating, LLC: $363,885
Pro Tech Painting LLC: $415,700
Muscat Painting & Decorating: $936,647

Contract Term

The five-year term shall begin on Jan. 1, 2022, and end on Dec. 31, 2026. Provisions of the contract include an option to extend the contract up to five additional years, for a total of ten years, which may be exercised by the City Manager or his designee.

Financial Impact

The total contract value including all option years will not exceed $4 million. The estimated annual expense is $400,000 per year.

Funding is available in the Street Transportation Department's Capital Improvement Program and Operating budgets.

This item was adopted.

74 Grand Canal Phase III - Engineering Services - Amendment 1 - ST87600131 (Ordinance S-48177)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 153853 with J2 Engineering & Environmental Design, LLC to provide additional engineering services for the Grand Canal Phase III project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The additional fee for services included in this amendment will not exceed $50,000.

Summary

The purpose of this project is to install a pathway for pedestrians and bicycle use and incorporate public art, landscaping, and neighborhood access points along the Grand Canal between 47th and 75th avenues.

This amendment is necessary because additional design services are needed for retrofitting pedestrian crossings that are located on top of existing bridge decks or approach slabs for neighborhood connections in the corridor. This amendment will provide additional time and funds to the agreement.

Contract Term

The term of the agreement amendment is 200 calendar days 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 $600,000, including all subconsultant and reimbursable costs.

This amendment will increase the agreement by an additional $50,000, for a new total amount not to exceed $650,000, including all subconsultant and reimbursable costs.

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

Concurrence/Previous Council Action

The City Council approved Engineering Services Agreement 153853 (Ordinance S-47337) on March 3, 2021.

Location

Grand Canal between 47th and 75th avenues
Council Districts: 4 and 5

This item was adopted.

75 Pavement Maintenance Job Order Contract Program Support Construction Inspection On-Call Services (Ordinance S-48178)

Request to authorize the City Manager, or his designee, to enter into separate agreements with the five consultants listed below, to provide Pavement Maintenance Job Order Contract Program Support Construction Inspection On-Call Services for the Street Transportation Department. 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 total fee for services will not exceed $7.5

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 On-Call consultants will be responsible for providing Pavement Maintenance Job Order Contract Program Support Construction Inspection On-Call services that include, but are not limited to: work under the direction of the Street Transportation Department Construction Inspection Supervisor; perform inspections on a per project basis; monitor and document construction progress; inspect construction operations and materials used by contractor; observe, record, and review performance tests; review and coordinate requests for information, submittals and change orders; and provide other services as required to support successful completion of the work and City's interest.

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. Nine firms submitted proposals and are listed below.

Selected Firms

Rank 1: Consultant Engineering, Inc.
Rank 2: AECOM Technical Services, Inc.
Rank 3: Wood, Patel & Associates, Inc.

Rank 4: Tristar Engineering and Management, Inc.
Rank 5: Ritoch-Powell & Associates Consulting Engineers, Inc.

Additional Proposers
Rank 6: Civil Solutions Engineering & Management, LLC
Rank 7: Quality Testing, LLC
Rank 8: Consor Engineers, LLC
Rank 9: Stercoll Energy Services Limited

Contract Term
The term of each agreement is up to two years, or up to $1.5 million, whichever occurs first. 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 total value for each of the On-Call consultants will not exceed $1.5 million, including all subconsultant and reimbursable costs. The total fee for all services will not exceed $7.5 million.

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

This item was adopted.

76 Aviation Stormwater Consulting Services - Engineering Services - 6663111072, 6663112072, 6663113072 and 6663111093 (Ordinance S-48187)

Request to authorize the City Manager, or his designee, to enter into an agreement with CDM Smith, Inc. to provide Engineering Services that include assessment, inspection and support services for the Aviation Stormwater Consulting 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 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 purpose of this project is to provide Stormwater Pollution Prevention Program (SWPPP) services for the City's Aviation Department in accordance with the 2020 Environmental Protection Agency's (EPA's) Multi-Sector General Permit (MSGP), the current and any future update of the Arizona Department of Environmental Quality’s (ADEQ's) MSGP, the City’s Municipal Separate Storm Sewer System (MS4) Permit and the City and business partners are subject to Construction General Permit (CGP) and Pesticide General Permit (PGP) requirements. Services may be required at all three City of Phoenix Airports: Phoenix Sky Harbor International Airport, Phoenix Deer Valley Airport and Phoenix Goodyear Airport.

CDM Smith's services include, but are not limited to: assist with running a Pollution Prevention Team (PPT) comprised of more than 100 members including Aviation staff and Aviation’s business partners; develop and perform annual updates to the SWPPPs; perform annual and/or educative site compliance inspections of co-permittee and non-permittee facilities; observe and report on at least one de-icing event monthly between Nov. 1 and Feb. 28, annually, or as needed; update existing stormwater databases; assist with review of future or proposed stormwater and de-icing regulations from the EPA and/or the ADEQ and provide written recommendations; update Aviation’s SWPPPs as needed

to meet MSGP or MS4 or CGP or PGP requirements or to support compliance with other permits; perform annual compliance inspections; prepare and track PPT, Notices of Intent, Notices of Termination, No Exposure Certifications, and letters of termination to reflect PPT changes and updates; provide 24-hour/7-day a week staff trained in Hazardous Waste Operations for assistance for emergency response oversight for spills; conduct drainage surveys and GIS mapping at commercial and/or general aviation airports; conduct public meetings and training to multiple stakeholders; develop project newsletters and training presentations; and other tasks as required.

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. One firm submitted a proposal and is listed below.

Selected Firm
Rank 1: CDM Smith, Inc.

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 CDM Smith, Inc. will not exceed $2 million, 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
Sky Harbor International Airport - 3400 E. Sky Harbor Blvd.
Deer Valley Airport - 702 W. Deer Valley Road
Goodyear Airport - 1658 S. Litchfield Road
Council Districts - 1, 8 and Out of City

This item was adopted.

77 Salt River Project Construction License for Waterline on Dobbins Road, 43rd to 35th Avenues - WS85500428-1 (Ordinance S-48191)

Request to authorize the City Manager, or his designee, to enter into a Construction License with Salt River Project for a waterline installation on Dobbins Road from 43rd to 35th avenues. Further request the City Council to authorize a change to indemnification to authorize inclusion in the document pertaining to this transaction of indemnification and assumption of liability provisions that are prohibited by Phoenix City Code 42-18.

Summary
The purpose of this license is to allow the City to install a waterline that will include irrigation crossings on Dobbins Road from 43rd to 35th avenues. This work is in conjunction with City Project WS85500428-1.

Contract Term
The term of the Construction License is one year, effective when the City begins construction, expected to be late December 2021.

Financial Impact
There is no financial impact to the City of Phoenix for this license.

Location
Dobbins Road, 43rd to 35th avenues
Council Districts: 7 and 8

This item was adopted.

78 Authorize Amendment to Contract 144231 with RW Staffing Solutions, LLC to Provide Environmental Project Specialist Services (Ordinance S-48201)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 144231 with RW Staffing Solutions, LLC, to: extend the term through Dec. 31, 2022; provide additional funding; add the Parks and Recreation Department to the agreement; and to provide environmental project specialist services for the Street Transportation and Parks and Recreation departments. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures included in this amendment will not exceed $385,000.

Summary

This contract currently provides environmental project specialists (not on an on-call basis) for the Street Transportation Department's natural/cultural resources environmental program.

The Street Transportation Department has been utilizing a consultant to ensure compliance with all Arizona Department of Environmental Quality (ADEQ) permits required under the federal Clean Water Act (CWA). ADEQ requires that these permits be renewed every five years. The contractor, RW Staffing, LLC, will provide development of stormwater pollution prevention plans; consultation under the Endangered Species Act; and National Historic Preservation Act training and inspections. The Parks and Recreation Department also has a need for these services and requested to be added to this contract during the current procurement. Due to staffing shortages, additional time is needed to allow the Street Transportation Department’s Procurement team time to complete a new procurement. The additional funding to Contract 144230 will enable the Parks and Recreation Department to engage the vendor for these services, ensuring continued compliance with ADEQ requirements. This service is critical in facilitating the management of the environmental aspects for predesign, design, construction, operations, and/or maintenance projects being conducted by and through Street Transportation and Parks and Recreation departments with the intent of the City achieving full compliance with applicable environmental regulations.

Procurement Information

The current contract was procured in accordance with Administrative Regulation 3.10.

Contract Term

The contract term will be extended one year, with no additional options, ending on Dec. 31, 2022.

Financial Impact

The initial authorization for the Environmental Project Specialists contract was for an expenditure not-to-exceed $1.7 million. This amendment will increase the authorization for the contract by an additional $385,000, for a new total not-to-exceed a contract value of $2,085,000.

Funding for this amendment is available in the Street Transportation and Parks and Recreation Services departments' budgets.

Concurrence/Previous Council Action

The City Council approved the Environmental Project Specialists Contract 144231 (Ordinance S-43047) on Nov. 30, 2016.

This item was adopted.

79 Commercial Building Plan Review Consulting Services - 8560202000 (Ordinance S-48213)

Request to authorize the City Manager, or his designee, to enter into separate agreements with: Brown & Associates Certified Inspection Service, Inc.; and SAFEbuilt Arizona, Inc., to provide Commercial Building Plan Review Consulting Services for private developer projects for the Planning and Development Department. 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 for each agreement will not exceed $500,000.

Additionally, request to authorize the City Manager, or his designee, to take all action as may be necessary 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 contract is to decrease plan review turn-around times. Phoenix continues to see unprecedented levels of growth and development activity is the highest it has been in 10 years. Plan review submittals for commercial development projects have increased 32 percent from last year with a 100 percent increase in commercial projects over 50,000 square feet in area. Additionally, the current labor market has made it difficult to hire positions with critical technical skills like planners and engineers. Due to these circumstances, turn-around times for plan reviews for large commercial projects have slipped from 45 days to 61 days on average. Several other large commercial development projects are anticipated to be submitted for review in the upcoming months.

The Planning and Development Department has on-call plan review contracts with five firms and they are providing all the available resources they can at this time. Additional services have been requested from those firms for several months, but they cannot provide the additional resources needed.

Brown & Associates Certified Inspection Service, Inc.’s and SAFEbuilt Arizona, Inc.'s services include, but are not limited to: performing commercial building plan review services for private development projects for conformance with the Phoenix Building Construction Code, Phoenix Fire Code, and other City adopted codes and ordinances. Categories of plan review include architectural, structural, plumbing, mechanical, electrical, energy and fire. Oversight of the reviews will be done by Planning and Development Department staff to ensure accurate reviews.

Procurement Information

Brown & Associates Certified Inspection Service, Inc. and SAFEbuilt Arizona, Inc. were chosen for this project using a Direct Select process set forth in section 34-103 of the Arizona Revised Statutes. The Direct Select process will reduce the time to procure plan review services as

opposed to an advertised selection process, will ensure reduction in turn-around time for reviews, and will provide continuity of services. The Planning and Development Department did widespread outreach to other known firms with this area of expertise, however, only two had available staff that could begin work immediately.

Contract Term

The terms of the agreements are one year from the issuance of the Notice to Proceed. Work scope identified and incorporated into the agreements prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreements. No additional changes may be executed after the end of the terms.

Financial Impact

The individual agreement values for Brown & Associates Certified Inspection Service, Inc. and SAFEbuilt Arizona, Inc. will not exceed $500,000 each, including all subconsultant and reimbursable costs.

Funding is available in the Planning and Development Department's special revenue (Development fund) operating 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 agreements limits for all rendered agreement services, which may extend past the agreements termination.

Concurrence/Previous Council Action

The City Council approved Residential and Commercial Projects Building Plan Review On-Call Services Agreements 151709 - 151713 (Ordinance S-46401) on March 4, 2020.

This item was adopted.

80 Support for Formation of Terrace View Trail Irrigation Water Delivery District (Resolution 21981)

Request to adopt a resolution to support formation of the Terrace View Trail Irrigation Water Delivery District through Maricopa County. The proposed Irrigation Water Delivery District includes the single-family residential properties bounded by Thomas Road to the south, Earll Drive to the north, 19th Avenue to the west, and 15th Avenue to the east. This

action has no financial impact to the City of Phoenix.

Summary

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

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

This request has been reviewed by the Street Transportation and Water Services departments.

Financial Impact

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

Public Outreach

On Sept. 24, 2021, the City received a formal written request from City of Phoenix resident Thomas Davis, representative for the Terrace View Trail neighborhood, to pursue City Council approval to form an IWDD with Maricopa County (**Attachment B**).

Location

The proposed IWDD includes the single-family residential properties bounded by Thomas Road to the south, Earll Drive to the north, 19th Avenue to the west, and 15th Avenue to the east.
Council District: 4

This item was adopted.

81 OnBase Document Management System Upgrade Agreement -

Amendment (Ordinance S-48172)

Request to authorize the City Manager, or his designee, to execute an amendment to previous Council authorization, provided by Ordinance S-47785 with Databank IMX, Inc., for OnBase document management software upgrade and database migration services to provide additional funding and time to the contract. Further request a waiver of Phoenix City Code section 42-18 to allow a limitation of liability provision. Additionally request to authorize the City Controller to disburse all funds related to this item. The additional expenditures included in this agreement will not exceed $500,000.

Summary

This contract provides the Water Services Department (WSD) with OnBase software upgrade and data migration services away from the current system, LibertyNet. The software is necessary to maintain department records as well as to track documents for disposal in compliance with records retention schedules for the State, Maricopa County, City and department. Databank IMX, Inc.'s services include, but are not limited to records management software configuration; personal services for data migration; training; and annual maintenance.

The purpose of this amendment is to add an option to extend for five years, due to the importance of this software in maintaining WSD's document management services. The previous software was in place for 20 years. WSD has determined that adding an option to extend will be in the City's best interest based on market research, historical usage, and the criticality of the software to support operations. Additionally, WSD requests an exception to Phoenix City Code section 42-18 to allow a limitation of liability provision that would limit Databank’s liability to $1 million over the life of the contract, and to the amount of fees expended in the previous twelve months for any individual claim.

Contract Term

The initial contract was to begin on or about Aug. 1, 2021 for a five-year term. This amendment will change the agreement to begin on or about Dec. 15, 2021 for a five-year term, with one five-year option to extend.

Financial Impact

The initial authorization for OnBase document management software upgrade and database migration services was for an expenditure not to exceed $500,000. This amendment will increase the authorization for the contract by an additional $500,000, for a new total not-to-exceed contract value of $1,000,000.

Funding is available in the Water Services Department's Operating and Capital Improvement Program budgets.

Concurrence/Previous Council Action

The City Council approved OnBase Document Management System Upgrade Agreement Ordinance S-47785 on July 1, 2021.

This item was adopted.

82 Oracle Software License and Maintenance Services in Support of Water Services Department Critical Business Applications (Ordinance S-48180)

Request to authorize the City Manager, or his designee, to enter into an agreement with Oracle America, Inc. under Oracle Master Agreement 142562-AR-001, to obtain additional software licenses, maintenance, and support services for the Water Services Department's existing Oracle platform. 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 $314,417 (including tax).

Summary

The purpose of this agreement is to obtain additional licenses and support for the Water Services Department (WSD) Technology Services Division's existing Oracle platform. The purchase will provide Oracle products related to Customer Care & Billing (CC&B), Mobile Workforce Management - Dispatcher (MWM), and Oracle Utilities Customer Self Service Base (OUCSS) true-up to bring the department into compliance with licensing requirements and provide growth capacity for the next five years.

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

Contract Term
The period of performance for these services will be in accordance with the Master Agreement term, which expires on April 21, 2026.

Financial Impact
The agreement value for Oracle America, Inc. will not exceed $314,417 (including tax).

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

Concurrence/Previous Council Action
The City Council approved Oracle Master Agreement 142562-AR001 (Ordinance S-47326) on Feb. 17, 2021.

This item was adopted.

83 Spoils Hauling Services Agreement - Request for Award (Ordinance S-48186)

Request to authorize the City Manager, or his designee, to enter into an agreement with Vanco Trucking, LLC to provide spoils hauling services for the purpose of keeping the distribution yards free of construction spoils. Further request to authorize the City Controller to disburse all funds related to this item. The agreement will not exceed $1,173,565.

Summary
The purpose of this agreement is to provide spoils hauling services for the Water Services Department's Water Distribution Division.

Vanco Trucking, LLC's services include, but are not limited to: removing and disposing of construction spoils from several distribution yards for transport to the landfill; cleaning the work area; and development of a hauling schedule for the distribution yards.

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

3.10.

Two vendors submitted bids and are listed below. All bids were found to be responsive and responsible.

Selected Bidder:
Vanco Trucking, LLC: $234,713.00

Other Bidder:
Bio Janitorial Service: $681,183.18

Contract Term
The agreement will begin on or about Feb. 1, 2022, for a five-year aggregate term with no options to extend.

Financial Impact
The agreement value for Vanco Trucking, LLC will not exceed $1,173,565.

Funding is available in the Water Services Department Operating budget.

This item was adopted.

84 Modification of Stipulation Request for Ratification of Nov. 17, 2021 Planning Hearing Officer Action - PHO-6-21--Z-100-89-1(2) - Approximately 410 Feet West of the Southwest Corner of Tatum Boulevard and Bell 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 Nov. 17, 2021. This ratification requires formal action only.

Summary
Application: PHO-6-21--Z-100-89-1(2)
Existing Zoning: PSC
Acreage: 0.60

Owner: Tatum Venture LLC
Applicant/Representative: Ed Bull, Burch & Cracchiolo PA

Proposal:
1. Modification of Stipulation 2 regarding substantial conformance to the site plan dated December 9, 2012 and elevations presented, and that the development be limited to no more than four freestanding pads.

Concurrence/Previous Council Action
Village Planning Committee (VPC) Recommendation: The Paradise Valley Village Planning Committee opted not to hear this request.
Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on Nov. 17, 2021, and recommended approval with a modification. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

Location
Approximately 410 feet west of the southwest corner of Tatum Boulevard and Bell Road
Council District: 2
Parcel Address: N/A

This item was approved.

85 Modification of Stipulation Request for Ratification of Nov. 17, 2021 Planning Hearing Officer Action - PHO-4-21--Z-13-88-8 - Approximately 160 Feet West of the Northwest Corner of 17th Street and Portland Street

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 Nov. 17, 2021. This ratification requires formal action only.

Summary
Application: PHO-4-21--Z-13-88-8
Existing Zoning: C-2 SP
Acreage: 1.66

Owner: New Hope in Christ Church
Applicant: Alagram Capital LLC
Representative: Brian Cassidy

Proposal:

1. Modification of Stipulation 1 regarding general conformance to the site plan date stamped Aug. 1, 2014.
2. Deletion of Stipulation 1.a regarding a common architectural theme and landscaped pedestrian walkways.
3. Deletion of Stipulation 2 regarding a maximum of 150,000 square feet.
4. Deletion of Stipulation 3 regarding a maximum of three stories.
5. Modification of Stipulation 4 regarding dedication of right-of-way.
6. Deletion of Stipulation 4.a regarding additional right-of-way along 16th Street.
7. Deletion of Stipulation 4.b regarding additional right-of-way abutting local streets.
8. Deletion of Stipulation 6 regarding an alternative development concept.

Concurrence/Previous Council Action

Village Planning Committee (VPC) Recommendation: The Central City Village Planning Committee heard this case on Nov. 8, 2021 and recommended approval, by a 12-0 vote.
Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on Nov. 17, 2021, 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

Approximately 160 feet west of the northwest corner of 17th Street and Portland Street
Council District: 8
Parcel Address: N/A

This item was approved.

86 Final Plat - Sterling Vista - PLAT 210060 - Northeast Corner of 31st Avenue and Pinnacle Vista Drive

Plat: 210060
Project: 20-2345
Name of Plat: Sterling Vista
Owner: Funk Family Enterprises, LLC
Engineer: Michael D. Pollock, RLS
Request: A 57 Lot Residential Plat

Reviewed by Staff: Nov. 18, 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 northeast corner of 31st Avenue and Pinnacle Vista Drive.
Council District: 1

This item was approved.

88 Final Plat - Harmony at the Park Two - PLAT 210067 - South of Villa Avenue and West of 20th Street

Plat: 210067
Project: 20-907
Name of Plat: Harmony at the Park Two
Owner: City of Phoenix Housing Department
Engineer: Richard A. Stockman, RLS
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Nov. 19, 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 south of Villa Avenue and west of 20th Street.
Council District: 8

This item was approved.

89 Amend City Code - Ordinance Adoption - Rezoning Application PHO-2-21--Z-47-19-7 - Approximately 650 Feet North of the Intersection of 59th Avenue and South Mountain Avenue (Ordinance G-6930)

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 Nov. 17, 2021.

Summary

Application: PHO-2-21--Z-47-19-7
Existing Zoning: C-2 HGT/WVR
Acreage: 10.74

Owner: Laveen Baseline LLC
Applicant: Michael Trueman
Representative: Tanya Aksamentova

Proposal:
1. Modification of Stipulation 1 regarding general conformance to the Conceptual Master Site Plan date stamped October 23, 2019.
2. Review of site plan, landscape plan, and elevations by the Planning Hearing Officer per Stipulation 33.
3. Modification of Stipulation 34 regarding a minimum 10 percent common area open space.

Concurrence/Previous Council Action

Village Planning Committee (VPC) Recommendation: The Laveen Village Planning Committee heard this case on Nov. 8, 2021 and recommended approval by a vote of 11-0.
PHO Action: The Planning Hearing Officer heard this case on Nov. 17, 2021 and recommended approval with additional stipulations. See **Attachment A** for the full list of Planning Hearing Officer recommended stipulations.

Location

Approximately 650 feet north of the intersection of 59th Avenue and South Mountain Avenue
Council District: 7
Parcel Address: N/A

This item was adopted.

90 Amend City Code - Ordinance Adoption - Rezoning Application PHO-3-21--Z-47-19-7 - West of the Intersection of 59th Avenue and

South Mountain Avenue (Ordinance G-6931)

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 Nov. 17, 2021.

Summary
Application: PHO-3-21--Z-47-19-7
Existing Zoning: R-4
Acreage: 23.27

Owner: Laveen Baseline LLC
Applicant: Michael Trueman
Representative: George Pasquel III, Withey Morris PLC

Proposal:
1. Review of site plan, landscape plan, and elevations by the Planning Hearing Officer per Stipulation 33.
2. Modification of Stipulation 35 regarding a minimum 25 percent of surface parking areas shaded by trees.

Concurrence/Previous Council Action
Village Planning Committee (VPC) Recommendation: The Laveen Village Planning Committee heard this case on Nov. 8, 2021 and recommended denial as filed and approval with additional stipulations, by a vote of 10-1.
PHO Action: The Planning Hearing Officer heard this case on Nov. 17, 2021 and recommended approval with additional stipulations. See **Attachment A** for the full list of Planning Hearing Officer recommended stipulations.

Location
West of the Intersection of 59th Avenue and South Mountain Avenue
Council District: 7
Parcel Address: N/A

This item was adopted.

91 Public Hearing - Certificate of Appropriateness - Appeal of Historic Preservation Commission's Decision on Certificate of

Appropriateness Application HPCA 2100117 - 309 W. Monte Vista Road in the Willo Historic District

Request to hold a public hearing of a Certificate of Appropriateness Decision by the Historic Preservation (HP) Commission on Certificate of Appropriateness Application HPCA 2100117 for 309 W. Monte Vista Road in the Willo Historic District for a request to construct a two-story, 1,152-square-foot garage/yoga studio at the southwest corner of the lot with an elevated walkway to the main house. Requested City Council action is to uphold, reverse or modify the HP Commission's Certificate of Appropriateness decision.

Summary

On Sept. 21, 2021, the HP Hearing Officer held a public hearing to review this application, which was filed by the property owners, Bruce MacArthur and Jennifer Hunter. The Hearing Officer approved the Certificate of Appropriateness subject to the following stipulations:

That the north and south elevations be included in the final Certificate of Appropriateness plan submittal, along with a perspective view of the historic house and proposed building from the sidewalk northwest of the property.

That the access to the building, by either walkway or staircase, be chosen before final Certificate of Appropriateness submittal.

That all window egress, general building code and zoning issues be settled before the final Certificate of Appropriateness submittal.

The Hearing Officer's decision was appealed on Sept. 24, 2021, by Tom Doescher, Chairperson of the Willo Zoning Committee. The HP Commission was scheduled to hear the case on Oct. 18, 2021, but continued it to Nov. 15, 2021 at the owners' request. At the November hearing, the Commission voted 5-4 to uphold the Hearing Officer's decision with a modification to Stipulation 2, "That the exterior access to the second story of the new structure be exterior stairs rather than a walkway connecting the new structure to the historic home."

On Nov. 19, 2021, Mr. Doescher, on behalf of the Willo Neighborhood Association Governing Board, appealed the Commission's decision, sending the case to the City Council.

Staff finds that the proposed work meets the Standards for Consideration of a Certificate of Appropriateness set forth in Section 812.D of the Zoning Ordinance. While the proposed two-story structure is taller than the main house, it meets the guideline for new construction which states that "where changes in size must occur, the visual impact of the new construction should be minimized by stepping back the new construction from the historic building." The new structure is located as far to the rear of the lot as is possible and is designed to be as low as possible at 20 feet in height with 8-foot ceiling plates and a minimum of 12 inches between floors for utilities. There are several examples of two-story structures present in this section of Willo that were constructed during the historic era (1910-1956) at 325 W. Monte Vista Road, 317 W. Cypress St. and 314 W. Cypress St., as well as other examples constructed after the historic era at 314 W. Monte Vista Road and 320 W. Cypress St.

Staff recommends that the City Council uphold the HP Commission's Nov. 15, 2021 decision to approve with the following three stipulations:
1. That the north and south elevations be included in the final Certificate of Appropriateness plan submittal, along with a perspective view of the historic house and proposed building from the sidewalk northwest of the property.
2. That the exterior access to the second story of the new structure be exterior stairs rather than a walkway connecting the new structure to the historic home.
3. That all window egress, general building code and zoning issues be settled before the final Certificate of Appropriateness submittal.

Financial Impact
There is no financial impact to the city.

Concurrence/Previous Action
The HP Hearing Officer approved the Certificate of Appropriateness on Sept. 12, 2021 with three stipulations.
The Hearing Officer's decision was appealed on Sept. 24, 2021 by the Willo Neighborhood Association.
The HP Commission voted 5-4 to uphold the Hearing Officer's decision, with a modification to Stipulation 2, on Nov. 15, 2021.

The HP Commission's decision was appealed on Nov. 19, 2021 by the Willo Neighborhood Association.

Location
309 W. Monte Vista Road
Council District: 4

This item was continued to the Jan. 5, 2022 City Council Formal Meeting.

31 (CONTINUED FROM DEC. 1, 2021) - Amendment to Pay Ordinance S-47689 to Authorize Premium Pay Under the American Rescue Plan Act of 2021 to Eligible City Employees (Ordinance S-48170)

Request City Council approval of amendments to Pay Ordinance S-47689 to authorize payment under the American Rescue Plan Act of 2021 (ARPA) of five hundred dollars ($500) in premium pay to eligible full-time employees and two hundred fifty dollars ($250) in premium pay to eligible non-seasonal part-time employees in Units 1, 2, 3, 4, 5, 6, 7, and 8, and authorize payment under ARPA of one thousand five hundred dollars ($1,500) to eligible full-time employees and seven hundred fifty ($750) to eligible non-seasonal part-time employees in Units 1, 2, 3, 4, 5, 6, 7, and 8, who are fully vaccinated for COVID-19 by January 18, 2022 (**Attachment A**).

Summary
The City was awarded approximately $396 million in ARPA funds. The City received its first payment ($198 million) in May 2021. The City is currently scheduled to receive approximately $198 million in additional ARPA funds for Fiscal Year 2022-23.

The City is permitted to use ARPA funds to pay additional compensation, or “premium pay,” to eligible workers performing essential work during the COVID-19 public health emergency. Premium pay is intended for the workers who have been and continue to be relied on to maintain continuity of operations of essential critical infrastructure sectors, including those who are critical to protecting the health and wellbeing of their communities.

Under the Interim Final Rule, “essential work” is work that is not performed by teleworking from a residence that involves regular

in-person interactions with the public or co-workers of the individual who is performing the work or regular physical handling of items that were handled by or are to be handled by the public or the individual's co-workers.

The proposed change to Section 11 [Assignment Pay, Differential, Standby and Other Additional Compensation] of the current Pay Ordinance (S-47689) would permit the payment of five hundred dollars ($500) in "premium pay" under ARPA to eligible full-time City employees in Units 1, 2, 3, 4, 5, 6, 7, 8 and the payment of two hundred fifty ($250) in "premium pay" under ARPA to eligible non-seasonal part-time City employees in Units 1, 2, 3, 4, 5, 6, 7, and 8. This proposed change would also permit the payment of one thousand five hundred dollars ($1,500) in "premium pay" under ARPA to eligible full-time City employees in Units 1, 2, 3, 4, 5, 6, 7, 8 and permit the payment of seven hundred fifty dollars ($750) in "premium pay" under ARPA to eligible non-seasonal part-time City employees in Units 1, 2, 3, 4, 5, 6, 7, 8, if the employee is fully vaccinated for COVID-19 by January 18, 2021.

These payments are expected to total approximately $25 million to $29 million.

Financial Impact
The cost of all actions taken related to this ordinance would be paid for from ARPA funds allocated to the City.

Concurrence/Previous Council Action
The Pay Ordinance (S-47689) was approved by Council on June 16, 2021.

Discussion
Chief Counsel David Benton stated members of the public may speak for up to two minutes on agenda items and gave direction on appropriate decorum when providing comments.

A motion was made and seconded to approve this item.

Steve Beuerlein, President of United Phoenix Fire Fighters Association Local 493 and a Phoenix Fire Captain, stated their position was aligned

with the International Association of Fire Fighters regarding vaccinations. He expressed they encouraged everyone to get the vaccine, but oppose a vaccine mandate for members that refused to receive a vaccine or did not qualify for an exemption. He remarked this program was a great approach to increase the City's numbers and asked Council to approve this item.

Tony Dudzinski, a captain paramedic with the Phoenix Fire Department, said premium pay should be given to all employees regardless of vaccination status. He asked that Council not divide employees and vote no on this item.

Marysa Leyva spoke in opposition and questioned if this premium pay was additional money for officers who already received a $7,500 hiring bonus. She expressed concerns regarding giving additional money to staff, particularly police officers, for this purpose which she felt was a misuse of COVID funding.

Brett Aiken remarked this was a great gesture for employees that worked during the pandemic; however, this money was in violation of City Administrative Regulation 2.35. He also claimed employees could face discrimination for not disclosing their medical information. He expressed all employees were essential and should receive either the $1,500 or $500 regardless of being vaccinated or providing their vaccination card. He urged the City Manager to be a leader and show that each employee was equal, and asked that Council make a statement for the record if voting yes on this item.

The following electronic comments were submitted for the record on this item: 11 in support, 32 in opposition and 2 with no position.

Vice Mayor Garcia stated he was proud to support this item as it showed that Council appreciated their hard work. He thanked employees who were vaccinated and requested those who had not to be vaccinated to keep everyone healthy.

Councilman DiCiccio asked if the federal government required individuals to be vaccinated or if it was the discretion of Council.

Deputy City Manager Lori Bays replied the federal government through the ARPA legislation does not require employees to be vaccinated to receive premium pay, but it was an optional decision for Council.

Councilman DiCiccio said he was voting against this item, though he thought individuals should receive this money, especially fire fighters and police officers. He mentioned he sent a letter to the City Manager requesting an Executive Session to determine if the City can oppose the vaccine mandate on its own.

Councilwoman Ansari stated she was proud to support this item as all essential workers would receive premium pay through ARPA funds. She thanked all employees as the City could not have made it through the pandemic without them, and she hoped this incentive encouraged employees to get vaccinated to protect the public.

Councilwoman Guardado thanked all employees for their flexibility and hard work. She also said she was proud to support this item as this money would help staff to keep our City safe and keep moving the City forward.

Mayor Gallego said she supported this item, noting the City also did a nine percent compensation package increase for employees. She indicated hospitals were having a difficult time with more COVID beds compared to last year when there was no vaccine. She expressed she wanted to protect healthcare workers and encouraged everyone to get vaccinated. She pointed out this premium pay does not go to elected officials, executive staff or managers.

Prior to her vote, Councilwoman Pastor conveyed several colleagues were out in the field when COVID first started helping employees get vaccinated and tested. She expressed she took great pride being in the forefront of protecting employees and was voting yes.

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

Yes: 6 - Councilwoman Ansari, Councilwoman Guardado, Councilwoman Pastor, Councilwoman Stark, Vice Mayor Garcia and Mayor Gallego

No: 3 - Councilman DiCiccio, Councilwoman O'Brien and Councilman Waring

32 Request Authorization to Enter into Contract with Partnership for Economic Innovation (Ordinance S-48212)

Request authorization for the City Manager, or his designee, to enter into contract with the Partnership for Economic Innovation (PEI) to provide administrative and customer support services to city programs. The term of the contract will begin on or about Jan. 1, 2022 and end Dec. 31, 2024. The total agreement will not exceed $17 million over the life of the agreement. Further request authorization for the City Controller to disburse all funds related to this item. There is no impact to the General Fund. Funding is available through the City's allocation of the American Rescue Plan Act (ARPA) received from the federal government.

Summary

The City’s ARPA Strategic Plan includes programs designed to address the negative economic impacts in the community due to the COVID-19 pandemic. Several programs will provide direct financial assistance to participants to assist with essential household needs. Since City Council approval of the strategic plan on June 8, 2021, staff has researched and interviewed vendors who can provide a debit card solution for direct financial assistance to residents. Staff focused on vendors capable of implementing a streamlined process and support the reporting requirements required by the US Treasury. After a thorough analysis, staff identified PEI as the most capable vendor to provide this outlet and is best equipped to begin services in January 2022.

Currently, PEI, in partnership with the Greater Phoenix Economic Council, Maricopa Association of Governments, Arizona State University, and the Institute for Digital Progress, is focused on developing and deploying technology solutions rooted in connectivity, mobility, equity, and sustainability, and works with cities across the metro area, including the City of Phoenix, to find regional solutions to community challenges. PEI is positioned to assist the city with two programs in the ARPA Strategic

Plan. Due to their regional presence, there are opportunities to partner with PEI on other city programs in the future.

City Council approved $12 million of ARPA funds to initiate the Family Assistance Resource Program, formally known as the Financial Assistance for Phoenix Families Program as part of the City's ARPA Strategic Plan. On Sept. 21, 2021, City Council approved the program as follows:

Provide 1,000 households with children a $1,000 stipend for 12 months beginning in January 2022.
Households that have applied to the Emergency Rental Assistance Program and households of City-owned public housing properties, including residents with Section 8 vouchers, will be chosen via a lottery system.
Participants must agree to allow general purchasing information to be shared with the City to track and report on the progress of the program, as encouraged by the US Treasury.

PEI will work with a program manager to supply reloadable and replaceable debit cards to selected participants. A customer service line will be available where participants can call and ask both technical and programmatic questions. The customer services resources will be available in both English and Spanish. Additionally, PEI will provide administrative staff during the launch of the program to provide in-person events to distribute the debit cards and answer preliminary questions. PEI will assign a dedicated staff member to work closely with the City of Phoenix to ensure the program is running effectively. Deliverables consist of quarterly reports on various performance metrics and a comprehensive program evaluation at the end of the 12-month period. Finally, none of the city-allocated funds will be used for administrative services or other associated overhead costs. All requested funds allocated by City Council will go directly to program participants.

PEI will also assist with the debit card portion of the Workforce Wraparound Tuition/Apprentice Program, approved by City Council on Sept. 21, 2021. A component of the program includes a monthly stipend of $1,000 to eligible participants to assist with transportation and other

personal expenses to support individuals while completing their programs at a Maricopa County Community College. Those individuals with young children will receive an additional $500 per month to cover childcare expenses. Funding for this portion of the program is up to $5 million. Similarly, all allocated funds will go directly to program participants.

Contract Term

The term for the contract will begin on or about Jan. 1, 2022 and end Dec. 31, 2024, with two one-year renewal options.

Financial Impact

Total funding will not exceed $17 million. There is no impact to the General Fund as funding is available through the City's allocation of the ARPA received from the federal government.

A motion was made by Vice Mayor Garcia, 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 Garcia and Mayor Gallego
No:	0	
Conflict:	1 -	Councilwoman Pastor

33 Request for Additional Contract Authority for Funding from the U.S. Department of Housing and Urban Development to be Distributed in Accordance with the American Rescue Plan Act and the CARES Act (Ordinance S-48189)

Request to authorize the City Manager, or his designee, to add $12 million in pass-through funding from the U.S. Department of Housing and Urban Development (HUD) to Contract 147189-0 with Quadel Consulting, LLC (Quadel) to assist individuals and families experiencing homelessness as part of the American Rescue Plan Act (ARPA) and Coronavirus Aid, Relief, and Economic Security (CARES) Act. Further request to authorize the City Treasurer to accept and the City Controller to disburse all funds related to this item.

Summary

The City Council authorized Quadel to administer and manage the operation of the City's Section 8 Housing Choice Voucher (HCV) Program. This administration includes the management of Housing Assistance Payments funding received from HUD that is passed through to landlords of the Section 8 program.

The Housing Department received an additional $12 million for 390 Emergency Housing Vouchers and implementation costs from HUD, to be distributed in accordance with PIH 2021-15, to assist individuals and families experiencing homelessness as part of ARPA and in accordance with PIH 2020-08 and the CARES Act for eligible Coronavirus-related activities that were not formerly eligible as regular HCV administrative costs.

Financial Impact

There is no impact to the General Fund. This item is federally funded through the ARPA and CARES acts.

Previous Council Action

On March 21, 2018, Quadel was awarded Contract 147189-0 in Ordinance S-44361.

A motion was made by Vice Mayor Garcia, 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 Pastor, Councilwoman Stark, Vice Mayor Garcia and Mayor Gallego
No:	1 -	Councilman Waring

34 Authorization to Enter Into Agreements with Chicanos Por La Causa, Inc., Foundation for Senior Living, Pilgrim Rest Foundation, Inc., and Diocesan Council for the Society of St. Vincent de Paul to Disburse Emergency Rent and Utility Assistance (ERA) Funding (Ordinance S-48203)

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

agreements with Chicanos Por La Causa, Inc., Foundation for Senior Living, Pilgrim Rest Foundation, Inc., and Diocesan Council for the Society of St. Vincent de Paul (collectively “Subrecipients”) in an aggregate amount not to exceed $35 million for distribution of emergency rental and utility assistance to low-income and/or unemployed populations experiencing financial hardship due to the COVID-19 pandemic. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

On Sept. 24, 2021, the U.S. Treasury Department issued guidance to ERA Program grantees on how to request reallocated excess ERA 1.0 funding. Human Services Department staff are recommending the City of Phoenix request an additional $35 million in ERA 1.0 funds to be distributed through the Subrecipients. The Subrecipients successfully distributed millions in ERA funding through the City's prior contract with the Arizona Community Action Association, dba Wildfire, and have demonstrated continued capacity and interest to distribute additional funding. Human Services Department staff recommendations allocating up to $10 million to each Subrecipient to allow staff flexibility to allocate more funding to Subrecipients with the capacity to more quickly distribute funds, while maintaining the $35 million aggregate cap for all agreements. The term of these agreements will begin on or about Jan. 1, 2022 and end Dec. 31, 2022. Each contract may be extended for up to two one-year periods, through Dec. 31, 2024, based on continuing need and availability of funding.

Financial Impact

Aggregate expenditures will not exceed $35 million. Each Subrecipient may be allocated up to $10 million, depending on performance and availability of funding. There is no impact to the General Fund. Funding is provided through the U.S. Department of Treasury Emergency Rental Assistance Program pursuant to the Consolidated Appropriations Act of 2021.

Concurrence/Previous Council Action

On Feb. 9, 2021, the City Council approved the Emergency Rental Assistance 1.0 program with Ordinance S-47291.

Discussion

A motion was made and seconded to approve this item.

Patrick Masoya, president of the Refugee and Immigrant Community for Empowerment (RICE), asked that Council not approve this item. He conveyed his agency was part of the selection process for this program but was not chosen. He expressed these agencies would not be able to sustain the demand communities were facing. He requested there be a second review because the metric used in the selection process was not proportional.

A motion was made by Vice Mayor Garcia, 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 Pastor, Councilwoman Stark, Vice Mayor Garcia and Mayor Gallego

No: 1 - Councilman Waring

37 Authorization to Enter into Contracts to Provide Refugee, Asylee and Immigrant Services (Ordinance S-48205)

Request to authorize the City Manager, or his designee, to enter into agreements with the International Rescue Committee, Inc. (IRC) and the Haitian American Center for Social Economic Development - Arizona (HACSED) to provide refugee, asylee and immigrant services to Phoenix residents impacted by the COVID-19 pandemic. The total for each agreement is $1.5 million, with an aggregate amount of $3 million. Further request to authorize the City Controller to disburse all funds related to this item for the life of the contract.

Summary

The IRC is a recognized leader and provider of refugee, asylee and immigrant programming and services within the Phoenix community. Funding of up to $1.5 million provided to the IRC will assist to mitigate the impacts of the COVID-19 pandemic by maintaining critical humanitarian aid through IRC’s Phoenix Welcome Center, and by increasing access to English as Second Language (ESL) classes, citizenship education and food assistance programs for eligible

residents. Funding of up to $1.5 million provided to HACSED will support the establishment of infrastructure in the form of a Welcome Center that will eliminate barriers, raise the level of comfort, and facilitate a more humane operation for refugees, asylees and immigrants seeking assistance within the City of Phoenix. Direct services include ESL classes, employment services and short-term transitional housing for eligible residents.

Due to the ongoing COVID-19 pandemic and increased number of newly arriving immigrants and refugees to Phoenix, the need for these services has increased substantially.

Contract Term
The term for each agreement will be one year from or about Jan. 1, 2022, through Dec. 31, 2022, with two one-year options to extend through Dec. 31, 2024, to be exercised at the discretion of the City Manager or his designee.

Financial Impact
Aggregate expenditures will not exceed $3 million over the life of the agreements. Funding breakdown for each contract is as follows:

IRC: $1.5 million
HACSED: $1.5 million

There is no impact to the General Fund. Funding is available through the City's allocation of the federal American Rescue Plan Act funding and is under the City's Financial Assistance for Phoenix Refugee and Asylee Community category of the strategic plan.

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

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

60 Disposition of City-Owned Former First National Bank of Arizona

Building Located at 1 S. 24th St. (Ordinance S-48200)

Request to authorize the City Manager, or his designee, to enter into agreements with One South 24th Street Development Group, LLC, or its City-approved designee (Developer), for the sale and redevelopment of City-owned property located at 1 S. 24th St. Further request to authorize the City Treasurer to accept all funds related to this item. The sale of the property will result in a one-time cash payment of $240,000, which will be deposited into the City's Aviation Department Fund.

Summary

The City of Phoenix Aviation Department owns Maricopa County Assessor Parcel Number (APN) 121-62-041A, located at 1 S. 24th St. (Site). The Site is approximately 1.55 acres and includes the vacant former First National Bank of Arizona Building (Building). The Building, comprised of approximately 5,460 square feet, was originally designed by Kenneth Oberg, built in 1966, and is eligible for historic designation.

On June 20, 2018, City Council authorized the Community and Economic Development Department (CEDD) to issue a Request for Proposals (RFP) for the sale and adaptive reuse of the Site, and on Sept. 17, 2018, RFP-CED18-FNB was issued.

On Dec. 16, 2018, a fire incident occurred in the Building, resulting in a loss of life and damage to the Building’s interior and roof. This incident occurred before the RFP process was completed. Key dates and actions that followed, include:
January 2019: RFP-CED18-FNB canceled with intent to reissue;
June 2019: Fire Damage Investigation and Final Report completed; and
May 2020: Building Conditions Assessment and Report completed.

The City received an insurance recovery for the loss and will sell the Site as-is. On Oct. 30, 2020, RFP-CED18-FNB was canceled with no intent to reissue due to changes in the Site’s condition. Staff recommended conducting direct negotiations for the sale of the Site. On Feb. 17, 2021, City Council authorized CEDD to conduct direct negotiations for the disposition of the Site and stipulated the placement of a 30-year declaration of restrictive covenants on the Site prior to any sale and/or required the sale be conditioned on a 30-year conservation easement.

On April 30, 2021, CEDD received four offers to purchase and redevelop the Site. Of the four offers received, the Developer's activation concept for the Site presented the best value to the City. CEDD staff has completed negotiations with the Developer based on the proposed project submitted, and recommends moving forward.

Proposed business terms include:
Developer will purchase the Site as-is for $240,000 paid in cash.
Developer will also provide no-cost contractual services to the benefit of the Aviation Department in an amount not less than $240,000 over a five-year period.
Prior to close of escrow, Developer will enter into a Disposition and Redevelopment Agreement with the City.
Prior to transfer of ownership from the City to the Developer, the City will record a 30-year Declaration of Restrictive Covenants on the Site.
Prior to close of escrow, Developer will agree to and sign an avigation easement with the City.

Financial Impact
The disposition of the Site will result in a one-time sales cash payment of $240,000 that will be deposited into the City's Aviation Department Fund. There is no impact to the General Fund.

Concurrence/Previous Council Action
The Economic Development and Equity Subcommittee recommended approval of this item on Nov. 16, 2021, by a vote of 4-0.

Public Outreach
Staff presented proposed business terms and scope of possible development to the Eastlake Park Neighborhood Association on Sept. 20, 2021, the 24 Sky Harbor Business Alliance on Sept. 28, 2021, the City's Central City Village Planning Committee on Oct. 11, 2021 and to the City's Historic Preservation Commission on Oct. 18, 2021.

Location
1 S. 24th St.
Council District: 8

NOTE: Due to a potential conflict of interest, Mayor Gallego did not participate in this item. Vice Mayor Garcia assumed the Chair.

A motion was made by Councilwoman Guardado, 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 Pastor, Councilwoman Stark, Councilman Waring and Vice Mayor Garcia

No: 0

Conflict: 1 - Mayor Gallego

61 **(CONTINUED FROM DEC. 1, 2021) - Fire Hydrant Repair and Replacement Program - Job Order Contracting Services - 4108JOC189 (Ordinance S-48134)**

Request to authorize the City Manager, or his designee, to enter into separate master agreements with three contractors to provide Fire Hydrant Repair and Replacement Job Order Contracting (JOC) services for the Water Services Department. 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 total fee for services will not exceed $19.23 million.

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

Summary

The JOC contractors' services will be used on an as-needed basis to provide Fire Hydrant Repair and Replacement Job Order Contracting services for assessment, maintenance, repair and/or replacement of fire

hydrants and other associated work citywide. The Water Services and Fire departments presented to the Transportation, Infrastructure and Planning Subcommittee on Nov. 17, 2021 regarding the Fire Hydrant Repair and Replacement Program and the planned use of this contract to address the existing backlog in fire hydrant replacements. All three contractors will be used to ensure that the backlog is completed as soon as possible. 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. Four firms submitted proposals and are listed below.

Selected Firms

Rank 1: WaCo, LLC

Rank 2: Hydra Contracting, LLC

Rank 3: Talis Construction Corporation

Additional Proposers

Rank 4: Blucor Contracting, Inc.

Contract Term

The term of each master agreement is for up to five years, or up to $6.41 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 values for each of the JOC contractors will not exceed $6.41 million, including all subcontractor and reimbursable costs. The total fee for all services will not exceed $19.23 million. The value for each Job Order Agreement (JOA) performed under this master

agreement will be up to $2 million each. In no event will any JOA exceed this limit without Council approval to increase the limit.

Funding is available in the Water Services Department Capital Improvement Program budget. 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.

Concurrence/Previous Council Action
The Transportation, Infrastructure and Planning Subcommittee received a presentation on the Fire Hydrant Maintenance, Repair and Replacement Program on Nov. 17, 2021.

Discussion
NOTE: Mayor Gallego resumed as Chair.

Councilwoman Pastor said she appreciated staff working on this item and wished to make a motion.

Councilwoman Pastor made a motion to approve this item stipulating the term of each master agreement is for up to one year to substantial completion or up to $3.4 million, whichever occurs first. Councilwoman Guardado seconded the motion.

Mario Ayala stated he supported the revised structure of this contract, but still disagreed with contracting out the work of the bargaining unit though he understood the importance of this service to the community. He requested internal staff be used to perform this work in the future and encouraged the Water Department to look to the union as a partner that wanted to be part of the solution. He said he also wanted to continue meeting with the Water Department for status updates on the fire hydrant backlog and explore opportunities for internal staff to assist with the overall objective of bringing fire hydrants back to operable conditions. He asked that Council support the amended motion.

Chris Idelbird, vice president of AFSCME Local 2384, stated he was concerned about the inoperable condition of fire hydrants as it was a

safety issue for firefighters and the public. He remarked he had a vested interest that the members be afforded the opportunity to do this work. He said he understood the need to bring in outside contractors to speed up the process of replacing non-working fire hydrants. He supported modifications to the original dollar amount and length of time for this contract work as well as allow members to resume this work in the near future. He requested the City use its available resources to fill the vacancies to avoid these issues in the future. He urged Council to approve the contract as currently written.

James McKenna commented he understood the importance of fire hydrants and the need for them in emergency situations, so he saw the need for this contract to repair fire hydrants that were out of service. He claimed the vacancies in the Water Department contributed to the number of fire hydrants that were out of service. He said he wanted the Water Services Department to invest in its own infrastructure in the future by filling the vacant positions and retaining those employees.

Councilwoman Guardado recalled when she first became a council member and there was a need to replace fire hydrants. She said Council had to ask Water Services Department staff work to complete the replacement quickly. She conveyed it was important to use City employees who are part of the City workforce with good pay, union representation, affordable family healthcare and respect on the job, this was to ensure the quality of work was performed. She stated that two years ago there was a training skills issue on this project and she wanted to know what efforts had taken place by the Department to upscale the training of current employees to get this project done.

Assistant Water Services Director Brandy Kelso affirmed the Department had been diligently working to train employees on repairing and replacing of fire hydrants. She conveyed the Department had fire hydrant manufacturers come in and provide on-site training with tips and tricks on how to repair and replace them efficiently.

Councilwoman Guardado asked how many people were trained. She also questioned how many staff did the Water Services Department need then and how many staff are required now.

Ms. Kelso replied there were three areas in this division: leaks and breaks, valves and the hydrant program. She indicated the hydrant program had about 24 positions that did the PMs, repairs and replacement, noting there were some vacancies year to year.

Deputy City Manager Karen Peters added a study was completed over the past couple years to understand how much of this work could continue to be done in-house. She stated as a result of that study staff had significantly shifted the contract request so existing staff will continue to handle all repairs. She pointed out this contract was strictly for a backlog of replacement, noting once that was cleared the Department had sufficient and trained staff to handle all repairs and replacement as they happen.

Councilwoman Guardado expressed she was concerned because the City was still looking at outsourcing as an option. She asked what efforts were being done to recruit, hire and train new City employees to repair and replace fire hydrants. She said she also wanted to know how many people were upscaled or moved on to better positions.

Ms. Kelso replied the Department had been working over the past year, along with Unit II leadership, to streamline its utility tech program with continuous open recruitments and moving people through the process. She stated she did not have the exact number of new hires in the utility tech program over the past year, but she would provide that information to Council. She conveyed there were significant vacancies in that area, noting one to two employees were lost every pay period with most being promoted within the City.

Councilwoman Guardado questioned if the Department was having an issue hiring people for these positions.

Ms. Kelso responded yes because the current market was very competitive. She said six to eight months ago they were getting about 200 applicants through the utility tech advertisements for recruitment whereas the last recruitment was 50 applicants.

Councilwoman Guardado asked how many current City employees had been working and repairing fire hydrants.

Ms. Kelso reiterated there were about 24 employees in the fire hydrant program.

Councilwoman Guardado questioned if there were other staff being trained.

Ms. Kelso responded there were 6-10 trainees in the program, noting they were trained in all aspects of the division to perform the full range of duties.

Councilwoman Guardado inquired when the Water Services Department leadership became aware that the repair and replacement of hydrants reached a critical stage.

Ms. Peters replied staff had been working to address this issue for several years, noting staff's recommendation was the fastest and most efficient way to remedy this public safety concern.

Councilwoman Guardado asked when was the decision made to shift from City employees repairing and replacing hydrants to outsource the work.

Ms. Peters responded some of this work had been contracted out for many years prior to the City spending down the contract authority. She conveyed once that authority was exhausted staff looked to identify another solution, so staff's recommendation was to contract out only the replacement of the backlog. She emphasized once the backlog was eliminated the City would no longer contract out.

Councilwoman Guardado expressed she was concerned about voting for an item when leadership had not performed the work asked of them. She said she understood the importance of keeping the city safe and would be voting yes on this item, but she wanted to know if the City could offer a hiring incentive similar to other critical positions.

City Manager Jeffrey Barton recalled that Council recently approved the retention bonuses which could be used for this group since this was a critical function with significant turnover. He noted this could be evaluated between the department and Human Resources. He stressed that Council had his commitment this contract would be for one year and any backlog left after that point staff would have to answer to him. He also affirmed staff allocated to this program was sufficient to maintain the existing work once the backlog was exhausted, so this work would belong to Unit II moving forward.

Councilwoman Guardado said she trusted this work would get done under his leadership which was why she was voting yes.

Vice Mayor Garcia thanked Councilwoman Guardado for her line of questioning. He also thanked Councilwoman Pastor and the units for getting together and resolving this matter. He stated he supported the motion as this could be a safety issue for employees and the public, but he did not support outsourcing since City employees could do this job. He said he looked forward to the compensation studies to see if the City could be a more competitive employer and raise employee wages. He expressed concern that it got to this point and did not want it to happen again in the future, noting he appreciated Mr. Barton's commitment.

Councilman DiCiccio requested the motion be repeated.

Councilwoman Pastor restated her motion was to approve this item stipulating the term of each master agreement is for up to one year to substantial completion or up to $3.4 million, whichever occurs first. She then questioned when the study that staff mentioned earlier was done.

Ms. Kelso replied she completed the study about a month to two months ago.

Councilwoman Pastor asked if pipeline duties were rearranged based on that study.

Ms. Kelso responded the analysis was on how many outstanding items there were and how quickly staff could get it done. She conveyed it was

determined that repairs could be done by existing staff within one year; however, the replacement backlog could take staff several years which was the reason for this one-year contract.

Councilwoman Pastor said she appreciated the study in order to get the city back on track, but she pointed out the backlog had been in existence since 2016. She recalled that Council had been direct in the past on how to move forward on this backlog which was now at a critical state. She acknowledged there was a plan now, but stated the issue was hiring and she thought more encouragement was needed for the utility tech program so staff would be available for this situation. She said she understood it would take a year to get through the backlog and wanted to know how many of the 50 applicants went into these positions.

Ms. Kelso replied she was unsure as some of them were still in the process since it took 12 to 16 weeks because trainees needed a CDL permit which could take 3 to 5 weeks to obtain before they start the program. She stated she would work with Human Resources and provide that data to Council as requested.

Councilwoman Pastor agreed it was important to provide that information to all council members since there were only 24 and more people were needed to do the backlog. She asked how many staff were needed to maintain the program once the backlog was completed.

Ms. Kelso responded that was part of the analysis and confirmed the current staffing level could maintain the expected repairs and replacements moving forward.

Councilwoman Pastor questioned how many fire hydrants there were in the city.

Ms. Kelso replied there were 57,000 hydrants.

Councilwoman Pastor restated 24 people could maintain 57,000 hydrants, but she questioned why staff could not do the backlog.

Ms. Kelso responded it was three portions, noting preventative

maintenance (pm) was a one-person job and could accomplish about 1,000 per week. She remarked over the last few years as staff was maintaining them the backlog in repair and replacement came down. She stated repairs took a two-person crew and they were able to maintain the current backlog, but replacement was a three-person crew who could only do five hydrants a week. She conveyed 92 additional hydrants were identified last year and staff assigned to that task could maintain them.

Councilwoman Pastor said she was interested in that analysis because her math showed it was 2,375 hydrants per employee. She sought clarification that it takes an employee longer to fix an inoperable hydrant.

Ms. Kelso affirmed that was correct as replacement took quite a bit more time and effort because it was more like construction whereas maintenance took less time.

Councilwoman Pastor asked if it was possible to have a replacement crew, plus the 24 people that were currently maintaining hydrants.

Ms. Kelso clarified the program consisted of 24 people total, noting 12 were doing preventative maintenance and the other 12 were split between repair and replacement. She added two crews were dedicated to replacement, but they also helped with valve replacement since it was similar work.

Councilwoman Pastor stated she wanted to see a plan in the future on how the City was going to maintain hydrants because more than 24 employees were needed since it was not working now. She said she appreciated that hydrants needed to be up to standard, but this was supposed to be resolved two to three years ago and now it was at a critical state.

Councilwoman Ansari said she supported the amended motion and thanked staff as well as the union for helping her understand the history of this issue. She expressed she hoped staff proactively monitored projects to make sure good paying jobs were kept in-house. She remarked she looked forward to seeing if hiring or retention incentives could be used for these positions.

A motion was made by Councilwoman Pastor, seconded by Councilwoman Guardado, that this item be adopted as amended, stipulating the term of each master agreement is for up to one year to substantial completion or up to $3.4 million, whichever occurs first. The motion carried by the following vote:

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

No: 0

67 Police Records Management System (RMS) - Requirements Contract - ITR 22-052 (Ordinance S-48216)

Request to authorize the City Manager, or his designee, to enter into a contract with Motorola Solutions to purchase a Police Records Management System (RMS) for Phoenix Police Department (PPD). Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $8,500,000.

Summary

The PPD urgently needs to fast-track and replace its current, heavily customized Records Management System (RMS) with a Commercial-Off-The-Shelf (COTS) technology for a new state-of-the-art RMS system. The RMS solution will provide an innovative, flexible, and sustainable solution that supports the critical needs of a 21st-century law enforcement agency and its associated justice partners to deliver superior service for the community they serve. In addition, updated technology will help the City's goal to become and remain compliant with National Incident Based Reporting System (NIBRS) and Department of Justice (DOJ) standards, offer new or enhanced capabilities and more efficient processes, including records and documents, Data Warehouse/Business Intelligence, and potential use of Artificial Intelligence (AI).

The Contractor can provide an initial on-premise based solution. This includes all modules supplied by the contractor and includes the following

City's existing RMS required environments: development, test, staging, training, and production, as well as a plan with future opportunities for a hybrid or cloud-based infrastructure solution.

Procurement Information
An Invitation to Respond (ITR) 22-052 was conducted in accordance with Administrative Regulation 3.10. The notification was sent to 460 suppliers. Six firms met minimum qualifications and were invited to respond. Of those, one withdrew from the process.

The three highest scoring responsible vendors were invited to the demonstrations. A seven-member panel evaluated and scored the demonstrations and submittals based on the following criteria (1,000 total points):

Functional Requirements: 350
Project Approach and Plan: 200
Support Capacity (SLAs): 150
Experience: 125
Security and Technology: 100
Pricing & Licensing Cost: 75

Motorola Solutions received the highest score of 748 points. The remaining vendor scores are listed as follows:
Vendor 2: 674 points; and
Vendor 3: 553 points.

The Assistant Finance Director and Chief Information Officer recommend that the offer from Motorola Solutions be accepted as the highest scored, responsive, and responsible offer that is most advantageous to the City.

Contract Term
The five-year contract term will begin on or about Dec.15, 2021.

Financial Impact
The aggregate contract value will not exceed $8,500,000, which includes an estimated cost of $7,500,000 plus a $1,000,000 contingency amount.

Funding will be identified in the Police Department's budget.

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

Prior to his vote, Councilman DiCiccio said he was voting no. He recalled a contract came to Council several years ago for the same thing, but some colleagues as well as officers raised concerns about it. He expressed taxpayers should be held liable, especially with these additional funds, for this error.

Prior to his vote, Councilman Waring agreed with Councilman DiCiccio's comments; however, the system had to be fixed so he was voting yes.

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

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

87 Final Plat - Encanto Row - PLAT 210088 - Southwest Corner of 19th Avenue and Thomas Road

Plat: 210088
Project: 18-1642
Name of Plat: Encanto Row
Owner: Cryptomonde, LLC
Engineer: Dennis F. Keogh, RLS
Request: A 6 Lot Residential Plat
Reviewed by Staff: Nov. 16, 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 southwest corner of 19th Avenue and Thomas Road.

Council District: 7

Discussion

A motion was made and seconded to approve this item.

Mark Rodriguez spoke in support of this item.

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

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

No: 0

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

000 CITIZEN COMMENTS

Chief Counsel David Benton 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.

Anne Ender, president of Operation: Blue Ribbon, expressed some council members had jeopardized the Phoenix Police Department under the cover of transparency. She said residents were fighting for their right to public safety and asked that Council show support for the Police Department.

Faith Kearns stated she supported the petition for the homeless submitted by Elizabeth Venable. Ms. Kearns mentioned she had watched her things and other people's belongings get thrown away by police officers. She asked that officers be more respectful of homeless people, especially during the cleanings.

Mayor Gallego confirmed with City Manager Jeffrey Barton that the citizen petition was received.

Frank Urban spoke in support of the petition submitted by Elizabeth Venable. He said he also had his things thrown away by police officers while he was homeless. He expressed police should be more respectful of homeless people, particularly people who were disabled, and not give a time limit to move their belongings.

Elizabeth Venable spoke in support of the citizen petition she submitted which requested that Council reconfigure the clean-ups around CASS and throughout the city so that homeless people's belongings were not thrown away.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 3:49 p.m.

MAYOR

ATTEST:

CITY CLERK

SM

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the formal session of the City Council of the City of Phoenix held on

the 15th day of December, 2021. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 15th day of May, 2024.

CITY CLERK

