City of Phoenix

Minutes

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

185935

City Council Formal Meeting

Wednesday, June 16, 2021 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, June 16, 2021 at 2:36 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.

Councilman DiCiccio disconnected from the meeting at the start of Citizen Comments.

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

An affidavit was presented to the Council by the City Clerk stating that copies of the titles of Ordinances G-6866 through G-6868, S-47639, S-47647, S-47649 and S-47658 through S-47723, and Resolutions 21929 through 21933 were available to the public in the office of the City Clerk at least 24 hours prior to this Council meeting and, therefore, may be read by title or agenda item only pursuant to the City Code.

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

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

providing comments.

BOARDS AND COMMISSIONS

1 Mayor and Council Appointments to Boards and Commissions

Summary

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

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

Assisted Housing Governing Board
Appoint Donna Magaard, replacing Ruth Wiesehan for a term to expire June 30, 2023 as recommended by Mayor Gallego.

Civil Service Board
Appoint Jose Samuel Leyvas, replacing Craig Steblay for a term to expire June 16, 2024 as recommended by Mayor Gallego.

Desert View Village Planning Committee
Appoint Barbara Reynolds, filling a vacancy on the committee for a term to expire Nov. 19, 2022 as recommended by Councilman Waring.

Human Services Commission
Appoint Jason Matthews, filling a vacancy for Category III for a term to expire June 30, 2023 as recommended by Mayor Gallego.

Industrial Development Authority Board
Appoint Aaron Marquez, replacing Charlene Tarver for a term to expire May 1, 2027 as recommended by Mayor Gallego.

Paradise Valley Village Planning Committee
Appoint Cynthia DiMassa, filling a vacancy on the committee for a term to expire Nov. 19, 2022 as recommended by Councilman Waring.

Phoenix Business and Workforce Development Board
Appoint Jeffrey Clark, replacing Yolanda Bejarano for a term to expire June 30, 2023 as recommended by Mayor Gallego.

Appoint Brendan Mahoney, filling a vacancy in the Small Business category for a term to expire June 30, 2022 as recommended by Mayor Gallego.

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.

Note: Seven electronic comments were submitted indicating their position on the following items.

Item 2 - One opposed.
Item 3 - One opposed.
Item 7 - Two opposed.
Item 9 - Three opposed.

A motion was made by Vice Mayor Garcia, seconded by Councilwoman O'Brien, that Items 2-11 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 - The Vanilla Gorilla Tap Room and Bottle Shop

Request for a liquor license. Arizona State License Application 007070005224.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 7 - Beer and Wine Bar

Location
14202 N. Scottsdale Road, Ste. 165
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 business has plans to open in July 2021.

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

Hush Public House(Series 12)
14202 N. Scottsdale Road, Ste. 167, Scottsdale
Calls for police service: 48
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:
"We currently own another business that has a liquor license in Arizona. We will continue to abide by Title 4 liquor laws."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We would like to offer our patrons and adult beverage to enjoy at our establishment."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - The Vanilla Gorilla Tap Room and Bottle Shop
Liquor License Map - The Vanilla Gorilla Tap Room and Bottle Shop

This item was recommended for approval.

3 Liquor License - N Food Mart

Request for a liquor license. Arizona State License Application 09070696.

Summary

Applicant
Yashvant Patel, Agent

License Type
Series 9 - Liquor Store

Location
12850 N. 19th Ave.
Zoning Classification: C-2
Council District: 3

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

The 60-day limit for processing this application is June 26, 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
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, Bhargav Patel, have been working at N Food Mart since 2012. I started to work as a cashier at N Food Mart under the guidance of the owner, Yashvant Patel. However, as I got experience of running the store, I took over all responsibilities of store manager, who handles all expects of the

business. Along with that, I have been taking all necessary training courses which helped me to maintain requisite of liquor license. Currently, my role at Food Mart includes all responsibilities of co owner of business (N Food Mar). Thus, I could say that I have capability, reliability and qualification to hold a liquor licenses."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

4 Liquor License - Golden Wok

Request for a liquor license. Arizona State License Application 148841.

Summary

Applicant
Juliana Yanko, Agent

License Type
Series 12 - Restaurant

Location
4651 E. Cactus Road
Zoning Classification: C-2 PCD
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 June 22, 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 hires competent, reliable staff who are responsible to follow the restrictions required by law related to serving liquor. Our training standards allow for future & current employees to be educated in safe processes regarding liquor sales. We maintain current health & safety guidelines in all aspects of our business."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Providing a liquor license to this business will allow for improved economic viability. With ongoing success of this restaurant, patrons will be able to safely enjoy alcoholic beverages with their meals while benefiting the community's options for expanded dining experiences."

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 - Golden Wok
Liquor License Map - Golden Wok

This item was recommended for approval.

5 Liquor License - MJ Mini Mart & Smoke

Request for a liquor license. Arizona State License Application 148935.

Summary

Applicant
Simon Shimon, Agent

License Type
Series 10 - Beer and Wine Store

Location
1201 W. Hatcher Road
Zoning Classification: C-2
Council District: 3

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

The 60-day limit for processing this application is June 25, 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 am a responsible owner/operater that abides and always follow all the rules and 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 is a change in ownership to an existing convenience store with a series 10 beer and wine store liquor license. I will continue to provide quality service to the neighbors of this store and to the general public."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - MJ Mini Mart & Smoke
Liquor License Map - MJ Mini Mart & Smoke

This item was recommended for approval.

6 Liquor License - Arizona Mundo Distribution

Request for a liquor license. Arizona State License Application 128097.

Summary

Applicant
Jose Ralon, Agent

License Type
Series 4 - Wholesaler

Location
3442 W. Wilshire Dr., Ste. 4
Zoning Classification: Ind. Pk.
Council District: 4

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

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

Mundo Distribution (Series 4)
2925 E. McDowell Road, Phoenix
Calls for police service: 1
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 capable and qualified to hold a Series 4 liquor license because I have one at my present location since 2017 we have had no vilations. I know the responsibility it takes to have a liquor license.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“My buisness provieds our community with diffrent products from Central america and there beer. This gives our community a little piece of there home country.”

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.

7 Liquor License - Dapper & Stout Coffee Company

Request for a liquor license. Arizona State License Application 149156.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 12 - Restaurant

Location
100 E. Camelback Road, Ste. 150
Zoning Classification: C-2 TOD-1 WSNSPD
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. A Use Permit hearing has been scheduled. This business is

currently being remodeled with plans to open in July 2021.

The 60-day limit for processing this application is June 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:
"We will train all of our employees in responsible liquor service. All employees handling alcohol will attend the Title 4 liquor law training."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We would like to offer our patrons and adult beverage to enjoy at our establishment."

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 - Dapper & Stout Coffee Company
Liquor License Map - Dapper & Stout Coffee Company

This item was recommended for approval.

8 Liquor License - El Original Mariscos Altata

Request for a liquor license. Arizona State License Application 148778.

Summary

Applicant
Jesus Altamirano, Agent

License Type
Series 12 - Restaurant

Location
5828 W. Indian School Road
Zoning Classification: C-2
Council District: 5

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

The 60-day limit for processing this application is June 21, 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 the restaurant business for 12 years during that time I also had a liquor license. Several years ago I decided to rent my restaurant (at this location) however, the tenant did not pay her rent and did not file for a liquor license. Unfortunately, it resulted in lost revenue. I locked out the tenant and decided to reopen my restaurant. I attended Basic and Management liquor law training to identify obviously intoxicated customers, I am familiar with the legal forms of ID and my staff also attended the training class."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This restaurant has been in operation for approximately 12 years. The community supports the restaurant and due to the menu, the service of alcohol complements the food service. The restaurant does not have any entertainment and the restaurant will continue to be supportive to the neighborhood and surrounding communities."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - El Original Mariscos Altata
Liquor License Map - El Original Mariscos Altata

This item was recommended for approval.

9 Liquor License - Pizza Hut #37665

Request for a liquor license. Arizona State License Application 148789.

Summary

Applicant
Theresa Morse, Agent

License Type
Series 10 - Beer and Wine Store

Location
6075 N. 19th Ave., Ste. 104
Zoning Classification: C-2
Council District: 5

This request is for a new liquor license for a restaurant/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 June 21, 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:
"The owners have extensive experience owning and managing liquor licensed establishments in AZ and other states. All employees and owners are familiar with current liquor laws and are required to take liquor law classes. The owners primary purpose is to provide food and beer & wine as an accessory to take-out pizza /wings & deliver the same. The area coaches provide oversight to all employees and establishments. Furthermore, the owners are diligent to ensure all ID is checked and alcohol is not sold to intoxicated customers."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"The owners have selected this existing store to allow customers to purchase beer or wine with their food to go only. The license permits delivery of beer/wine as well as food. The owners are mindful of the community and they support their cause to abide by all laws and participate in community action. The issuance of this license is in the best interest of the community."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Pizza Hut #37665
Liquor License Map - Pizza Hut #37665

This item was recommended for approval.

10 Liquor License - Safeway #1201

Request for a liquor license. Arizona State License Application 09070282 & 09070282S.

Summary

Applicant
Nicholas Guttilla, Agent

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

Location
4005 E. Chandler Blvd.
Zoning Classification: C-2 PCD
Council District: 6

This request is for a location transfer of a liquor license for a grocery store. This location is currently licensed for liquor sales.

The 60-day limit for processing this application is June 28, 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:
"Safeway is committed to upholding the highest standards for alcohol sales and service. Its managers and staff are trained in responsible liquor sales and service, along with other restricted sales items. Safeway is a national grocery store chain which takes its responsibility regarding liquor sales very seriously and it has a stellar compliance record in Arizona."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Placing this license at Safeway #1201 will have no adverse effect on the neighborhood or customers. There is already an existing liquor license at Safeway #1201 and the second license will eventually be moved from this location. Only one series 9 liquor license will be active at a time."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Safeway #1201
Liquor License Map - Safeway #1201

This item was recommended for approval.

11 Liquor License - Safeway #1515

Request for a liquor license. Arizona State License Application 09070386 & 09070386S.

Summary

Applicant
Nicholas Guttilla, Agent

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

Location
810 E. Glendale Ave.
Zoning Classification: C-2
Council District: 6

This request is for an ownership and location transfer of a liquor license for a grocery store. This location is currently licensed for liquor sales.

The 60-day limit for processing this application is June 28, 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:
"Safeway is committed to upholding the highest standards for alcohol sales and service. Its managers and staff are trained in responsible liquor sales and service, along with other restricted sales items. Safeway is a national grocery store chain which takes its responsibility regarding liquor sales very seriously and it has a stellar compliance record in Arizona."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Placing this license at Safeway #1515 will have no adverse effect on the neighborhood or customers. These is already an existing liquor license at Safeway #1201 and the second license will eventually be moved from this location. Only one series 9 liquor license will be active at a time."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Safeway #1515
Liquor License Map - Safeway #1515

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.

Note: Two electronic comments were received indicating their position for the following items.

Item 29 - One in favor.
Item 76 - One in favor.

A motion was made by Vice Mayor Garcia, seconded by Councilwoman Stark, that Items 12-118 be recommended for approval, except Items 13, 28, 31-39, 62, 67, 84, 86, 90, 93 and 117-118; and noting Item 77 is continued to the June 23, 2021 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 12, 14-27, Ordinance S-47658 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.

12 Tata Consultancy Services Limited

For $50,000.00 in additional payment authority for Contract 122332 for professional services for the Information Technology Services Department. The Tax Mantra system holds historical taxpayer information used by the Tax Division in Finance for research and reporting. The City Clerk Department relies on Tax Mantra to manage all regulatory license services for citizens and businesses. The additional funds are needed to perform the migration of the application to new supportable and secure hardware platform.

This item was adopted.

14 Lumen Technologies, Inc. doing business as Lumen Technologies Service Group, LLC.

For $23,420.00 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 Avenue, from Lower Buckeye to Buckeye roads.

This item was adopted.

15 AZ Locators, LLC

For $9,500.00 in additional payment authority for Contract 151225 for locator equipment and associated testing, calibration, maintenance and repairs to various locators for the Water Services Department. The locators are used to locate water pipes, cables and utilities. The cost of the contract increased due to higher utilization than anticipated.

This item was adopted.

16 EPCOR Water USA, Inc.

For $1,508,000.00 for annual payment authority for Contract 93040 to provide water and wastewater treatment services for the West Anthem service area for the Water Services Department.

This item was adopted.

17 Goldman Sachs Renewable Power Operating Company LLC doing business as Solar Star Arizona III, LLC

For $1,410,000.00 for annual payment authority for Contract 132993 to provide solar power services to the Lake Pleasant Water Treatment Plant for the Water Services Department. The 7.5-megawatt solar facility produces approximately 75 percent of the plant's power needs.

This item was adopted.

18 ANSI National Accreditation Board, LLC.

For $9,000.00 in payment authority to pay fees necessary for the Water Services Department to become an accredited Field Sampling and Measurement Organization through the American National Standards Institute American Society for Quality National Accreditation Board. Accreditation requires the environmental and drinking water field sampling procedures meet standards adopted by the National Environmental Laboratory Accreditation Conference Institute’s National Environmental Field Accreditation Program and provides additional checks to ensure effective quality field sampling systems.

This item was adopted.

19 State of Arizona Department of Environmental Quality

For $250,000.00 in annual payment authority for Fiscal Year 2021-22 permit fees and permit renewal fees for the Water Services Department. The funds will be used for annual operating permits, hazardous waste permits, quarterly disposal fees for all Water Services Department wastewater and water facilities, fees for acceptance and review of required compliance reports, fees for inspection of facilities for compliance with regulations, and fees for document review of paperwork necessary to make changes to permits.

This item was adopted.

20 Roosevelt Irrigation District

For $1,100,000.00 in annual payment authority for Contract 54170 for Fiscal Year 2021-22 water rights settlement claim costs for the Water Services Department. In 1998, the City of Phoenix entered into a comprehensive settlement agreement with Salt River Pima Maricopa Indian Community, and others, to settle Salt River Pima Maricopa Indian Community water rights claims. Part of that settlement included an ongoing three-way water exchange among the City of Phoenix, Salt River Project and the Roosevelt Irrigation District. The City of Phoenix is responsible to pay a portion of costs associated with the ongoing annual exchange.

This item was adopted.

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

For $300,000.00 in annual payment authority for Contract 63846 for Fiscal Year 2021-22 for operation and maintenance costs for the Granite Reef Underground Storage Project for the Water Services Department. The Granite Reef Underground Storage Project operates under an Intergovernmental Agreement between Salt River Project and the cities of Chandler, Gilbert, Phoenix, Mesa, Scottsdale, and Tempe. Phoenix owns 25.755 percent of the underground water storage capacity of Granite Reef Underground Storage Project and pays its proportional share of Granite Reef Underground Storage Project costs.

This item was adopted.

22 **Salt River Project Agricultural Improvement and Power District doing business as SRP**

For $130,000.00 in annual payment authority for Contract 53453 for operation and maintenance of the Central Arizona Project Salt River Project interconnection facility for the Water Services Department. The Intergovernmental Agreement between the Salt River Valley Water Users' Association, the Salt River Project Agricultural Improvement and Power District, and the cities of Chandler, Gilbert, Glendale, Mesa, Peoria, Phoenix, Scottsdale, and Tempe allows the City of Phoenix to transport water from the Central Arizona Project aqueduct to the Granite Reef Dam. The department is responsible for 38.425 percent of the operating and maintenance expenses for Fiscal Year 2021-22.

This item was adopted.

23 **Salt River Valley Water Users' Association**

For $4,600,000.00 in annual payment authority for Contract 100353 for Fiscal Year 2021-22 for water delivery and use agreement to provide wholesale water within the Salt River Reservoir District for resale by the Water Services Department. The water delivered to the City by the Association from the Salt and Verde rivers represents approximately 60 percent of the City's water supply.

This item was adopted.

24 **Salt River Valley Water Users' Association**

For $120,000.00 in annual payment authority for Agreement 107647 for delivery, ordering, accounting, and reporting of the Peninsula - Horowitz Water Entitlement for Fiscal Year 2021-22 for the Water Services Department. Peninsula, Horowitz, and Champion Irrigation Districts are located on the southwest portion of the City of Phoenix and are in the initial stages of conversion from farmland to urban usage. Under the agreement, the City receives water from the Salt River Valley Water Users' Association, treats it and delivers to urban customers within these irrigation districts.

This item was adopted.

25 **Salt River Valley Water Users' Association - Water Transportation Agreement**

For $2,500,000.00 in annual payment authority for Contract 59580 to

transfer water from the Salt River Valley Water Users' Association to the City, and for the delivery of water from the Salt and Verde rivers pursuant to water rights held by the City, for Fiscal Year 2021-22 for the Water Services Department. The department treats and delivers water for lands within the Salt River Reservoir District which have rights to the water stored and developed by the Salt River Valley Water Users' Association.

This item was adopted.

26 Water Research Foundation - Annual Payment Authority

For $265,090.00 in payment authority to the Water Research Foundation for the Water Services Department. The Foundation sponsors research to assist water utilities in providing safe and affordable drinking water. Having a membership with the organization allows Water Services staff access to the latest research and technical information used to address drinking water, wastewater, and water reclamation issues.

This item was adopted.

27 Multimedia Holdings Corporation doing business as KPNX-TV, Channel 12, 12 News, Tegna Inc, KPNX.com

For $40,000.00 in payment authority for a new contract, entered into on or about June 16, 2021, for a one-year term to conduct recruitment advertising for the Human Resources Department. The advertising campaign is expected to begin the Fall of 2021 for critical and hard-to-fill positions such as 911 Operators, Solid Waste Equipment Operators, Street Maintenance Workers and other hard-to-fill positions. Several advertising stations were contacted and 12 News was selected because it was the lowest priced, caters to all demographics, can begin the campaign the Fall of 2021 and has successfully completed advertising campaigns for the City of Phoenix. The campaign includes broadcast news, streaming content, internet sites, and community outreach.

This item was adopted.

29 (CONTINUED FROM JUNE 2, 2021) - Gila River Indian Community Gaming Grants (Ordinance S-47639)

Request to authorize the City Manager, or his designee, to apply, accept, and if awarded, enter into related agreements for up to $6,870,730.76 in new funding from the Gila River Indian Community (GRIC) under the 2021 funding cycle. Further request authorization for the City Treasurer to

accept and the City Controller to disburse funds as directed by GRIC in connection with these grants.

Summary

If awarded, these monies would be applied, as directed by GRIC, towards the following:

City Applications

Housing Department: $65,450 for the Phoenix Housing Connect Digital Literacy Training, which will develop a digital literacy training program for residents who recently received a device and two years of free internet service. Additionally, training will be provided to onsite residents interested in becoming Tech Ambassadors to assist their neighbors who need individual assistance.

Neighborhood Services Department: $203,600 (over three years) for the Love Your Block Project, which will heighten neighborhood, business and community engagement.

Office of Environmental Programs: $298,356 (over three years) for the Seeding Abundance and Growing Our Future project, which will provide equipment and training for consumers located in food deserts to grow their own food and develops new urban farmers resulting in improved health, reduced food insecurity and increased economic opportunities.

Office of Sustainability: $192,000 (over three years) for the Cool Kids Cool Corridors - A Children's Health Project, which will implement cooling strategies and vegetation to improve the public health of students.

Parks and Recreation Department: $20,100 for the Pueblo Grande Museum Outdoor Exhibits Renovation, which will renovate two outdoor exhibit areas, the reconstructed pit houses and the demonstration archeological dig site on the grounds of Pueblo Grande Museum.

Phoenix Fire Department: $76,189.42 for the Special Events Emergency Response Vehicle program, which will enhance emergency medical response capabilities within the footprint of special events with limited vehicle access due to crowd congestion or space restriction.

Phoenix Police Department: $269,043.34 for the Officer Safety Package, which will provide additional night vision goggles and protective equipment needed to effectively protect officers and citizens within the

Phoenix Metropolitan area.

Public Transit Department: $85,000 for the 302 N. 1st Avenue Parking Garage Electric Vehicle (EV) Charging Stations project, funding will be used to purchase and install six EV charging stations in the Public Transit owned 302 N. 1st Avenue (Public Transit headquarters) parking garage.

Public Transit Department: $299,850 (over two years) for the Transit Bus Shelter Safety Lighting Program, which will expedite and improve lighting systems for transit bus shelters to provide and improve customer experience and increased public safety for the transit-dependent populations in Phoenix.

Public Works Department: $9,920 for the Virtual Compost Facility Tour in the Solid Waste Section, which will fund an educational tour of a compost facility to be posted online to the public.

Non-Profit Applications

19North Community Alliance: $237,000 for the Accelerating Economic Development through Transit Oriented Development, which will implement the recommendations outlined by the City of Phoenix in the 19North Transit Oriented Development Policy Plan.

A New Leaf, Inc.: $100,000 for A New Leaf's Workforce Development Services, which will expand service capacity through a Workforce Central program office location in Phoenix to promote and assist with employment, job readiness, and economic security for community members.

Arizona Center for Nature Conservation/Phoenix Zoo: $150,000 (over three years) for The Pride Campaign-Predator Passage, the Predator Passage, the Africa Trail Expansion will be the Zoo's largest capital project to date, spanning six acres and resulting in an immersive experience for guests featuring new, up-close animal viewing of lions, hyenas, leopards, meerkats, wart hogs, fennec fox and more. To include educational components and conservation, species survival efforts.

Amanda Hope Rainbow Angels: $25,000 for the Moms Mentoring Program, which will provide mentoring for moms whose children are battling cancer and other life-threatening diseases.

Arizona Foundation for Women: $25,000 for the SHE Leads program, a Women's Leadership Development Certificate Program.

Assistance League of Phoenix: $50,000 for the Operation School Bell Wardrobes for Children in Poverty program, which will provide new school wardrobes, including a hygiene kit and new book to very low-income grade K-8 children attending over 90 Phoenix Metro Area high-poverty, Title 1 schools.

Arizona Helping Hands: $100,000 (over two years) for the Basic Needs Program, a signature program of Arizona Helping Hands by providing beds and other essential items for children in foster care so they can lead healthy and safe lives.

Arizona Humane Society: $500,000 (over two years) for Arizona Humane Society's Campaign to Transform Animal Welfare, which will transform Maricopa County from the second-worst place to be a homeless pet in the nation to the best, the Arizona Humane Society (AHS) proposes a replacement of its deteriorating Sunnyslope Campus with the Central Campus & Animal Medical Center. Working as a comprehensive system of care with the Nina Mason Pulliam Campus for Compassion, the Central Campus & Animal Medical Center will enhance AHS' life-saving abilities.

Arizona Science Center: $50,000 for the STEM Education Programs for Under Served Youth program, which will help deliver essential STEM education programs including Focused Field Trips and Science on Wheels to children from Title I schools in 2022.

Arizona Sustainability Alliance: $47,499 for the Sow It Forward: Vertical Garden Program, which will mitigate food insecurity by improving access to fresh, healthy produce and provide food and farmers market education to students in low-income and Title I K-12 schools.

Arizona Autism United: $120,000 (over two years) for the Bilingual Family Support Specialist to serve more local families affected by developmental disabilities and to strengthen access to critical service among under served communities.

Ballet Arizona: $30,000 (over three years) for the DanceAZ Program, which will deliver high-quality arts education during the next three school years, annually engaging approximately 100 low-income, under served students (grades 3-5) attending Maricopa County Title I elementary schools.

Banner Health Foundation: $500,000 (over three years) for the Center for Clinician Resiliency program, which will seek to build resiliency and reduce burnout in clinicians across their health care system. This

project will reduce the stigma of mental/behavioral health concerns and build wellness into regular routines and work flows through education and training of resiliency champions, retreats, respite opportunities and counseling.

Barrow Neurological Foundation: $50,000 for The Barrow Concussion & Brain Injury Center Domestic Violence Program, which will provide medical treatment and community outreach support, in the form of cognitive retraining and education, for the victims of domestic violence, living in shelters, in Maricopa County.

Big Brothers Big Sisters of Central Arizona: $30,000 for the Making More Matches: Getting Youth off the Wait List program, which will provide youth mentoring.

Boys & Girls Club of the Valley (BGCAZ): $100,000 for the Safe, Healthy and Successful Kids Program, which will help to improve the academic success, life skills, safety, health and well-being of at least 10,000 youth attending BGCAZ's 24 Clubs throughout the Valley.

Boys Hope Girls Hope of Arizona: $35,000 for the Scholar Success program, which will help high achieving students living in poverty get to and through college.

Children's Museum of Phoenix: $300,000 (over three years) for the Children's Museum of Phoenix's Free First Friday Nights and Innovation Fund Initiatives. This initiative opens the museum to the public for ten free nights per year serving 25,000 people, as well their Innovation Fund, which enables the museum to routinely create and update imaginative and research-based exhibits, activities and programs.

Cihuapactli Collective: $300,000 (over three years) for the Nurturing Community Wellness through Comadrismo program, which will provide capacity building and general support aimed at promoting health and wellness among urban Indigenous Peoples.

Civitan Foundation, Inc.: $125,884 for the MIDTOWN: Employment and Life-Skills Opportunities for Developmentally Disabled Arizonans, which will address the disproportionate challenges and barriers to employment, displacement from quality programs due to the pandemic, and barriers to life-skills development that intellectually and developmentally disabled Arizonans face. Funding will support a large capital project at MIDTOWN that will transform the Northeastern corner of the Coronado Neighborhood, and provide major economic

development for disabled Arizonans.

Duet: Partners in Health & Aging: $30,000 for the Support for Non-English-Speaking Kinship Families. Funding will help secure a full-time bilingual social worker to meet the increased demand of Duet's non-English speaking kinship families in crisis who need a coordinated approach to navigating the holistic needs of their families and provide case management to grand families in crisis.

Educare Arizona: $50,000 for the Child Development Association Certificate: A Two-Generation Anti-Poverty Program, which will enable low-income individuals, primarily mothers, to begin new careers while improving early childhood education for thousands of young children in Arizona.

Elevate Phoenix: $30,000 for the Improving the Lives and Futures of Low-Income Urban Youth and Families program, which will help Elevate Phoenix improve the academic success, life skills, literacy skills, health, well-being and future outcomes for low-income, at risk, urban youth and their families.

Esperanca, Inc.: $10,000 for the Health Literacy Education for Low-Income Latino Children, Adults, and Seniors program, which will support the delivery of health literacy programs regarding nutrition, physical activity, chronic disease self-management, such as diabetes, and oral health to reduce the prevalence of obesity, diabetes, and poor oral health that disproportionably affect low-income Latino children, adults, and seniors.

Foundation for Senior Living (FSL): $25,000 for the FSL Nutrition Program for Low-Income Seniors, which will support FSL's efforts to reduce food insecurity and improve the health outcomes of an estimated 1,000 unduplicated low-income seniors, adults with disabilities, and homebound adults through the provision of 70,000 hot, nutritious meals.

Furnishing Dignity: $20,000 for the Essential Home Furnishings program, which will provide complete home furnishings for low-income children, youth, adults and families successfully transitioning out of homelessness or foster care into self-reliance. Everyone deserves the comforts of home. Through in-kind donations of gently used home furnishings and community support, Furnishing Dignity's Essential Home Furnishings program makes this a reality for those on their pathway to self-sufficiency and success.

Girl-Scouts-Arizona Cactus-Pine Council: $25,000 for the Girl Scout Program, which will support Girl Scout programming that promotes academic achievement, mental wellness, and overall positive life outcomes for girls in Maricopa County.

Greater Phoenix Chamber Foundation: $100,000 (over two years) for the Workforce Collaboratives program, which will strengthen the alignment between education and businesses, addressing the talent shortage for high wage, high demand careers and improving the economic prospects of 2,000 individuals.

Greater Phoenix Urban League, Inc.: $300,000 (over three years) for the Summer Youth Empowerment Program, which will support funding for a five-year program.

Hope Community Services: $25,000 for the Horses Healing Kids Equine Therapy Program, which will expand HCS's successful equine therapy for children who have experienced extreme trauma including severe violence, neglect and/or sexual, physical and emotional abuse.

Hushabye Nursery: $28,228 for the Healthy Families, Healthy Communities program, which will provide neonatal abstinence syndrome (NAS) infant and caregiver treatment for five families.

Justa Center: $30,000 for the Improving the Health of Homeless Seniors program which will hire a full-time nurse for Justa Center's on-site clinic to provide needed services for homeless seniors in Phoenix.

Life More Abundantly: $15,000 for the Family Health and Wellness STD Testing Program, which will support staffing, STD testing kits and processing, supplies, and brochures for STD testing in the South Phoenix Community where the rates are highest and the health care resources are scarce and costly.

Lights Camera Discover: $195,000 (over three years) for the Lights Camera Discover Youth STEAM Workshops, which will allow them to purchase much needed supplies to facilitate their youth programs and assist with program implementation.

Live and Learn Program: $20,000 for the COVID-19 Relief Program, which will provide funding to continue the COVID-19 Relief Program, the program offers women in poverty a path back to stability and employment, and demand remains high.

Los Ninos Hospital Inc., DBA Innovative Home Health Nursing Services: $64,348 (over two years) for the Home Health Nursing Technology Services, which will create efficiency and improve patient care by

converting patient paper processes to patient electronic processes.

Lost Boys Center for Leadership Development: $205,500 (over three years) for the Youth Education & Leadership Development for Second-Generation Sudanese Refugees program, which will provide a breadth of educational, social, and leadership opportunities for second-generation Sudanese refugees so they may thrive within their families, schools, and Arizona communities.

Maggie's Place, Inc.: $40,000 for the Family Success Center for Homeless Pregnant Women program, which will provide supportive services to more than 250 mothers and children.

MentorKids USA: $20,000 for the iLEAD Program, which will help youth (9th - 12th grade) become leaders in their lives, their families, and their neighborhoods.

Million Dollar Teacher Project: $90,000 (over three years) for the Title 1 Tech program, which funding will be used to purchase and distribute computers, laptops, hotspots to disadvantaged students in the Phoenix metro area to facilitate their distance learning.

Native American Connections: $25,000 for the Phoenix Indian School Visitor Center, which will provide funding for the Phoenix Indian School Visitor Center, whose purpose is to tell the untold story of the Phoenix Indian School and its alumni to a wide community audience and to show how this story relates to larger history of American Indian Boarding schools and Indian history in the Southwest and nationally.

OCJ Kids: $25,000 for the Cuddle Bags Distribution program, which will reduce children's trauma after they are removed from abusive homes and as they transition into foster care.

Phoenix AKArama Foundation: $193,048 (over four years) for the Ultimate Technology Extra-Curricular Education Programs, which will provide extra-curricular educational programs for under-served communities with an emphasis on STEM education.

Phoenix Public Library Foundation: $100,000 for the Investing in Literacy, Learning and Creativity program, which will support Phoenix Public Library Foundation's Capital Campaign to bring exceptional preschool learning environments to our libraries. Funding would be used to improve and enhance Children's Place at Burton Barr Central Library. The first five years is a critical time in a child's life; 90 percent of a child's brain development happens by age five. Providing free, stimulating, and interactive environments for children is key to

supporting school readiness skills. This funding would enhance and update the Storybook Garden at Burton Barr Central Library.

ResilientME, Inc.: $40,000 (over two years) for the R's of Resilient Me program, which will provide prevention programming rooted in evidence-based practices for developing resiliency to youth transitioning from foster care, a population particularly vulnerable to homelessness and incarceration.

Rosie's House: $100,000 (over four years) for the $5 million More than Music Campaign, which will support the purchase, renovation and equipping of a permanent facility that will help Rosie's House increase enrollment and create relevant programs that encourage young people from low-income neighborhoods to think critically, solve problems in inventive ways, collaborate, and ultimately become the well-rounded intellectual talent needed to ensure Arizona's future.

Southern Arizona Association for the Visually Impaired (SAAVI): $35,000 for the Real Empowerment through Achievement and Learning (REAL) Program for Blind Children program, which will continue to expand educational programming for blind children throughout Phoenix.

SEED SPOT: $103,875 for the Accelerating Economic Recovery through Entrepreneurship program, which will ensure that entrepreneurs and small business owners in the Phoenix metro area can access the support they need to accelerate an equitable economic recovery.

SOUNDS Academy: $40,000 (over two years) for the Comprehensive Music Education program, which will extend high quality music education programming to 395 youth traditionally under-represented in classical music and under-served through music education opportunities in school.

St. Joseph the Worker: $15,000 for the Employment Without Barriers program, which will provide quality employment opportunities to individuals experiencing homelessness and those facing extreme poverty across Maricopa County.

St. Mary's Food Bank: $100,000 for the St. Mary's Food Bank Skills Center, which will improve the lives of homeless, formerly incarcerated, and other vulnerable people by training them for jobs in the food industry or a warehouse and helping with job placement.

Televerde Foundation: $100,000 (over two years) for the Prepare

Achieve and Transform for Healthy Success (PATHS) program, a workforce development program for currently and formerly incarcerated women focusing on personal wellness, workplace readiness, employment strategies financial literacy, lifelong learning and mentoring.

The Opportunity Tree: $25,000 for the Youth Transition Program - Self Sufficiency for Youth with Intellectual and Developmental Disabilities (IDD) program, which will continue to expand the program and provide employment training for youth with IDD.

The Sagrado: $60,840 for the Conscious Development program, which will activate and replicate an outdoor meditation space created to connect community members with nature, each other, and themselves through healing arts.

Upward for Children and Families: $30,000 for the Lifting Children Upward Nursing Program, which will provide medically vulnerable children, and potentially adults, who have disabilities with on-site nursing care so they can attend Upward's Special Education School, Child Care program and Adult Day Treatment program.

USO Arizona: $90,000 (over three years) for USO Youth Programs and USO Phoenix Military Entrance Processing Station (MEPS), which will strengthen and connect military service members and their families through programs and services that boost morale, provide a sense of community, and build resiliency among children and families. Funding will support USO Arizona's youth programming including Kids Camp programs (arts, recreation, and educational programs) and services for military service members through their Phoenix MEPS location.

Valley of the Sun YMCA: $50,000 (over two years) for the Childcare, Preschool, and Meal Programs for low-income Phoenix children program, which will provide childcare, preschool, and meals to children from low-income Phoenix families.

Year Up Arizona: $20,000 for the Supporting Youth Employment and Economic Mobility: Year Up Arizona's Workforce Development Program, which will support Year Up Arizona's core Academics, Program, and Student Services program elements to prepare their students to compete for careers and thrive in a rapidly evolving economy.

The gaming compact entered into the State of Arizona and various tribes

calls for 12 percent of gaming revenue to be contributed to cities, towns and counties for government services that benefit the general public including public safety, mitigation of impacts of gaming and promotion of commerce, and economic development. The Gila River Indian Community will notify the City, by resolution, of the Tribal Council, if it desires to convey to the City a portion of its annual 12 percent local revenue-sharing contribution.

Financial Impact

There is no budgetary impact to the City of Phoenix and no general purpose funds are required. Entities that receive gaming grants are responsible for the management of those funds.

This item was adopted.

30 Ak-Chin Indian Community Gaming Grants (Ordinance S-47716)

Request to authorize the City Manager, or his designee, to apply, accept, and if awarded, enter into related agreements for up to $637,944 in new funding from the Ak-Chin Indian Community under the 2021 funding cycle. Further request authorization for the City Treasurer to accept and the City Controller to disburse funds as directed by the Ak-Chin Indian Community in connection with these grants.

Summary

If awarded, these monies would be applied, as directed by the Ak-Chin Indian Community, towards the following:

City Applications

Community and Economic Development Department: $50,000 for the Reinvest Maryvale Marketing Campaign, which will attract investment and development interest in the Maryvale Village, with the project goal to attract meaningful investment and development that will provide education, recreational and economic opportunity to the residents and visitors of Maryvale.

Housing Department: $40,000 for the Digital Literacy Program, which will allow for the development of a custom digital literacy program for residents who recently received a device and two years of free internet service. Residents will receive access to device-specific training and social activities to reduce social isolation, increase access

to tele-medicine and online access to services. Additionally, funding will be provided to onside residents interested in becoming Tech Ambassadors to assist their neighbors who need individual assistance.

Human Services Department: $30,000 for the Men All Need to be Caring, Actively-Engaged, Vested and Encouraged (M.A.N. C.A.V.E.) Fatherhood Program, which will fund the curriculum, workshops, participation support costs and the annual Helping Boys Thrive/Fatherhood Summit. Additionally, funding will support the partnership with the Native American Fathers and Families Program to provide educational information and training to support engaging fathers.

Parks and Recreation Department: $5,000 for the FitPHX Yoga and Hike program, which will fund the opportunity to host a monthly, free, FitPHX Yoga and Hike program for the community of Phoenix, Ak-Chin Indian community and surrounding communities at the South Mountain Preserve. This program will provide a pre-hike yoga class led by a contracted certified yoga teacher, followed by an instructor led interpretative hike through South Mountain Preserve that is suitable for all levels. Participants will get a well-rounded approach to health and wellness through the benefits of the yoga class and hike. After completion of the hike, participants will have the opportunity to win raffle prizes and interact with instructors and fellow participants.

Parks and Recreation Department: $47,800 for the Collaborating for Cultural Continuity: A New Plan for Permanent Exhibits at Pueblo Grande Museum, which will fund the creation of an interpretive plan and conceptual design plan for a complete redo of the permanent exhibit galleries at Pueblo Grande Museum. The plan will include the goals of 1) ensuring that the perspectives of descendant communities is clearly evident and central to exhibit interpretation; 2) delivering a holistic presentation of ancestral culture to include environmental contexts and implications for 21st Century desert life and 3) redesigning the physical gallery spaces to meet current environmental standards, improve traffic flow and better accommodate visitor groups.

Phoenix Police Department: $300,000 for The Great Outdoors - A Positive Relationship Between Police and Community program, which aims to provide a structure for children of Santa Maria Middle School

and Western Valley Middle School that will help achieve greater physical and mental health. The Phoenix Police Department and the Fowler School District are hoping to partner in providing an after-school and summer program for students at Santa Maria Middle School and Western Middle School. This program will seek to use the outdoors in as many of the activities as possible to promote physical, emotional, and mental health. During each activity, a planned "fireside discussion" will be led by one of the officers. These fireside discussions will focus on relevant topics to children that will focus on their emotional, mental, and physical health.

Non-Profit Applications

American Indian Veterans Memorial Organization: $100,000 for the American Indian Veterans Memorial, which will be built at Steele Indian School Park in Phoenix.

Arizona Helping Hands: $10,000 for the Basic Needs Program, a signature program of Arizona Helping Hands, which will provide beds and other essential items for children in foster care so they can lead healthy and safe lives.

Creighton Community Foundation: $30,000 for the Fresh in the Neighborhood program, as part of the Creighton Community Gardens Program, which seeks to transform the local food system to bring inclusive, equitable, and participatory food access to the most vulnerable communities. The program aims to build capacity and create healthy connections around food and nutrition throughout school-centered neighborhoods who suffer from a variety of systemic inequalities.

River of Dreams DBA Daring Adventures: $25,144 for the Daring Adventures: Helping People with Disabilities Reach Their Everest program, which will improve the health and wellness of individuals with disabilities. Funds will be used to increase participation for #OurEverest programming including but not limited to Glen Canyon, kayaking, hiking, cycling and camping.

The gaming compact entered into by the State of Arizona and various tribes calls for 12 percent of gaming revenue to be contributed to cities, towns, and counties for government services that benefit the general

public including public safety, mitigation of impacts of gaming, and promotion of commerce and economic development. The Ak-Chin Indian Community will notify the City, by resolution, of the Tribal Council, if it desires to convey to the City a portion of its annual 12 percent local revenue-sharing contribution.

Financial Impact

There is no budgetary impact to the City of Phoenix and no general purpose funds are required. Entities that receive gaming grants are responsible for the management of those funds.

This item was adopted.

40 Acceptance and Dedication of Deeds and Easements for Sidewalk, Roadway and Public Utility Purposes (Ordinance S-47676)

Request for the City Council to accept and dedicate deeds and easements for sidewalk, roadway and public utility 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: HumpyMelt, LLC, its successor and assigns
Purpose: Sidewalk
Location: 2932 & 2938 N. 7th Ave.
File: FN 210031
Council District: 4

Deed (b)
Applicant: CAAM House LLC, its successor and assigns
Purpose: Roadway
Location: 1908 W. Lawrence Road
File: FN 210033
Council District: 5

Easement (c)

Applicant: DOC-3311 North 44th Streets MOBs, LLC, its successor and assigns
Purpose: Public Utility
Location: 3333 N. 44th St.
File: FN 210030
Council District: 6

Deed (d)
Applicant: Choice Fund I, LLC, its successor and assigns
Purpose: Roadway
Location: 1533 E. Sierra St.
File: FN 210037
Council District: 6

Easement (e)
Applicant: Andrew Davidson and William Davidson, its successor and assigns
Purpose: Public Utility
Location: 4824 E. Willetta St.
File: FN 210016
Council District: 6

Easement (f)
Applicant: Andrew Davidson, Rachel Davidson and William Davidson, its successor and assigns
Purpose: Public Utility
Location: 4830 E. Willetta St.
File: FN 210016
Council District: 6

Easement (g)
Applicant: A5 Residential, LLC, its successor and assigns
Purpose: Public Utility
Location: 423 E. Wier Ave.
File: FN 210022
Council District: 7

Deed (h)

Applicant: Vita on McDowell, LLC, its successor and assigns
Purpose: Roadway
Location: 509 W. McDowell Road
File: FN 210028
Council District: 7

Easement (i)
Applicant: Estrella Vista Laveen Homeowners Association, its successor and assigns
Purpose: Sidewalk
Location: 8220 S. 63rd Ave.
File: FN 210040
Council District: 7

Easement (j)
Applicant: KBBS Development LLC, its successor and assigns
Purpose: Public Utility
Location: 2249 E. Desert Lane
File: FN 210027
Council District: 8

This item was adopted.

41 Authorization to Accept an Easement for Traffic Control Purposes Along West Van Buren Street, Near North 27th Drive (Ordinance S-47678)

Request to authorize the City Manager, or his designee, to accept an easement for traffic control purposes for the installation of a High-Intensity Activated Cross Walk signal located along West Van Buren Street, near North 27th Drive.

Summary
Mikael Rugi LLC, its successor and assigns, has agreed to donate an easement for the installation of a High-Intensity Activated Cross Walk (HAWK) signal and Americans with Disabilities Act pedestrian ramps to provide pedestrians a safe crossing along West Van Buren Street near North 27th Drive. The easement is approximately 64 square feet.

The parcel affected by this project and included in this request is

identified by Maricopa County Assessor's parcel number 109-27-155 located at 2730 W. Van Buren St.

Location
West Van Buren Street, near North 27th Drive.
Council District: 4

This item was adopted.

42 Grant of Easements to Salt River Project for Liberty 1A Within 23rd Avenue from Roeser Road to South of Hidalgo Avenue (Ordinance S-47675)

Request authorization for the City Manager, or his designee, to grant irrigation easements to Salt River Project within the 23rd Avenue and Roeser Road right-of-way, and the 23rd Avenue right-of-way, south of Hidalgo Avenue, for consideration in the amount of the appraised value and other consideration. Further request to authorize the City Treasurer to accept all funds related to this item.

Summary
The irrigation easements are required to connect to Salt River Project's existing irrigation lines along 23rd Avenue from Roeser Road to south of Hidalgo Avenue for irrigation flow to accommodate Liberty 1A by Lennar Communities Development, Inc. The easement at Roeser Road is approximately 431 square feet and the easement south of Hidalgo Avenue is approximately 92 square feet.

Financial Impact
Revenue will be reflective of the market value of the easement.

Location
23rd Avenue, Roeser Road to south of Hidalgo Avenue.
Council District: 8

This item was adopted.

43 Easement Exchange Between City of Phoenix and USA Department of Interior for Relocation of Irrigation Facilities within Olney Avenue Right-of-Way (Ordinance S-47671)

Request to authorize the City Manager, or his designee, to execute the necessary documents and accept a quitclaim deed for an easement

exchange between the City of Phoenix and the United States of America through its Department of the Interior, Bureau of Reclamation for the purpose of relocating irrigation facilities. Further request to authorize the City Treasurer to accept all funds related to this item.

Summary

An easement exchange is required to relocate irrigation facilities for development of the Estrella Crossings, Phases 1 and 2. The irrigation facilities are currently within the City of Phoenix's (City's) right-of-way along Olney Avenue between 55th and 59th avenues, and will be relocated to the south, partially in City right-of-way and partially on private property.

The City will convey approximately 5,663 square feet, Brookfield Holdings, LLC (Estrella Crossing) will convey approximately 74,923 square feet, and Isola Elliot, LLC will convey approximately 4,792 square feet in easements to the United States of America (USA) to accommodate the relocated irrigation facilities. In exchange, the USA will quitclaim to the City two easements within the right-of-way containing approximately 78,408 square feet.

Financial Impact

Revenue, if any, will be based on the value of the easement conveyed by the City.

Location

Along Olney Avenue, between 55th and 59th avenues.
Council District: 8

This item was adopted.

44 Grant of Public Utility Easement on City-owned Property for Construction of Well 310 (Ordinance S-47670)

Request City Council to grant a public utility easement, for consideration of $1.00, for installation of electrical facilities and a switching cabinet on City-owned property in the Arizona Public Service area, and further ordering the Ordinance recorded. The public utility easement is required for the construction of Well 310.

Summary

This public utility easement is more fully described in the legal

description within **Exhibit "A"** ("Easement Premises") to be recorded with the ordinance and will be granted to all public service corporations, and telecommunication corporations providing utility service to Well 310 (collectively "Grantee") in perpetuity, so long as Grantee uses the Easement Premises for the purposes herein specified; subject to the following terms and conditions:

Grantee is hereby granted the right to construct, reconstruct, replace, repair, operate and maintain utility facilities together with appurtenant fixtures for use in connection therewith (collectively "Grantee Facilities") to, through, across and beyond Grantor's property within the Easement Premises. Subject to the notice requirements provided in paragraph "I," Grantee shall at all times have the right of full and free ingress and egress to and along the Easement Premises for the purposes herein specified. Grantee acknowledges and accepts that Grantee shall share the Easement Premises with other Grantees and shall use such Easement Premises with other Grantees in accordance with and consistent with industry standards and customs for shared use. Grantor agrees to coordinate the location of Grantee's Facilities within the Easement Premises and to pay costs for relocation of Grantee's Facilities as provided in paragraph "F."

Grantor shall not locate, erect or construct, or permit to be located or erected or constructed, any building or structure within the limits of the Easement Premises. However, Grantor reserves all other rights, interests, and uses of the Easement Premises that are not inconsistent with Grantee's easement rights herein conveyed and which do not interfere with or endanger any of the Grantee Facilities. Notwithstanding the foregoing, Grantor shall not have the right to lower by more than one foot or raise by more than two feet the surface grade of Easement Premises without the prior written consent by the Grantee whose facilities will be affected by the change of elevation.

Grantee shall not have the right to use the Easement Premises to store gasoline or petroleum products, hazardous or toxic substances, or flammable materials; provided however, that this prohibition shall not apply to any material, equipment or substance contained in, or a part of, the Grantee Facilities, provided that Grantee must comply with all applicable federal, state and local laws and regulations in connection therewith. Additionally, the Easement Premises may not be used for

the storage of construction-related materials or to park or store construction-related vehicles or equipment except on a temporary basis to construct, reconstruct, replace, repair, operate, or maintain the Grantee Facilities.

Grantor shall maintain an appropriate three-foot clear area around all edges of all equipment pads for Grantee Facilities in addition to a clear operational area that extends 10 feet immediately in front of all transformer or switching cabinet openings, within the Easement Premises. No obstruction, trees, shrubs, fixtures, or permanent structures shall be placed or permitted by Grantor within said areas. Grantee is hereby granted the right to trim, prune, cut, and clear away trees, brush, shrubs, or other obstruction within said areas.

Grantee shall exercise reasonable care to avoid damage to the Easement Premises and all improvements thereon and agrees that following any work or use by Grantee within the Easement Premises, the affected area, including without limitation, all pavement, landscaping, concrete and other improvements permitted within the Easement Premises pursuant to this easement will be restored by Grantee to as close to original condition as is reasonably possible, at the expense of Grantee.

Grantor reserves the right to require the relocation of Grantee Facilities to a new location within Grantor's property; provided however, that: (1) Grantor pays the entire cost of redesigning and relocating existing Grantee Facilities to the new location; and (2) Grantor provides Grantee with a new and substantially similar public utility easement at no cost to Grantee. After relocation of Grantee Facilities to the new easement area, Grantee shall abandon its rights to use the Easement Premises granted in this easement without cost or consequence to Grantor.

Each public service corporation and telecommunication services corporation as a Grantee shall coordinate and work with other Grantees in the use of the Easement Premises. In the event that a third party or other Grantee requests the relocation of existing Grantee Facilities to a new location (whether or not) within the Easement Premises, the requesting party shall pay the entire cost of redesigning and relocating the existing Grantee Facilities.

Grantee shall not have the right to transfer, convey or assign its interests in this easement to any individual, corporation, or other entity without

the prior written consent of Grantor, which consent shall not be unreasonably withheld. Grantee shall notify Grantor of any proposed transfer, conveyance or assignment of any rights granted herein at address listed below.

Except in emergencies or exigent circumstances such as service restoration, Grantee agrees to contact Grantor at least one business day prior to Grantee's entrance onto the Easement Premises where the Easement Premises are located: (1) on a site that includes Aviation Department facilities; (2) water and wastewater treatment facilities; (3) Police Department headquarters located at 620 W. Washington St.; (4) Fire Department headquarters located at 150 S. 12th St.; (5) City Hall located at 200 W. Washington St.; (6) City Court Building located at 300 W. Washington St.; (7) Calvin C. Goode Building located at 251 W. Washington St.; (8) Transit Operations Center located at 320 N. 1st Ave. or West Transit Facility located at 405 N. 79th Ave.; or (9) in a secured or fenced area.

Location

56th St. and Pinnacle Peak Road.
Council District: 2

This item was adopted.

45 Grant a Temporary Construction Easement to Lennar Communities Development, Inc. on City-owned Property at Lindo Park (Ordinance S-47681)

Request authorization for the City Manager, or his designee, to grant a temporary construction easement (TCE) to Lennar Communities Development, Inc. on City-owned property at Lindo Park.

Summary

An approximate 5,000-square-foot TCE is required for Lennar to construct a storm drainpipe and headwall. The storm drain improvements will allow off-site water runoff from the neighborhood to the south of the park and along S. 23rd Avenue into the existing detention basin located at Lindo Park. The permanent improvements will tie into the City's larger drainage system to mitigate flooding in this area.

Location

2230 W. Roeser Road, identified by Maricopa County Assessor parcel numbers 105-65-004D and 105-65-692.
Council District: 8

This item was adopted.

46 Acquisition of Real Property for Roadway Improvements Along 48th Street Between the Pointe Parkway West Traffic Circle and Baseline Road (Ordinance S-47704)

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 roadway improvements along 48th Street between the Pointe Parkway West traffic circle and Baseline Road. Further request to authorize dedication of land with roadway and/or public improvements to public use for right-of-way purposes via separate recording instrument. Additionally request to authorize the City Controller to disburse all funds related to this item.

Summary
The City entered into Development Agreement 143841 with Pointe South Mountain Business Park Association (Association) for the construction of public improvements including the build out of 48th Street as a public roadway. The Association worked with the City to secure dedications from existing owners and members of the Association. Acquisition of real property is required to obtain the property rights needed to begin construction.

The parcel affected by this project and included in this request is identified by Maricopa County Assessor's parcel numbers 301-15-142B, 301-15-143, 301-15-144 located along 48th Street and the Highline Canal and 301-14-043 located at 8201 S. 48th St.

Financial Impact
Funding is available in the Street Transportation Department's Capital Improvement Program budget.

Concurrence/Previous Council Action
The City Council approved:

Development Agreement 143841 (Ordinance S-42241) on Jan. 6, 2016; and
Acceptance and Dedication of Land (Ordinance S-47122) on Nov. 18, 2020.

Location
48th Street between the Pointe Parkway West traffic circle and Baseline Road.
Council District: 6

This item was adopted.

47 Acquisition of Real Property for South Mountain Park Preserve at 23rd Avenue and Sunrise Drive (Ordinance S-47680)

Request to authorize the City Manager, or his designee, to acquire real property and related property interests by donation, purchase within the City's appraised value, or by the power of eminent domain, for South Mountain Preserve to be designated as "Mountain Preserve" in accordance with the provisions of Chapter XXVI of the City Charter. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
The acquisition of 39 acres will add land to South Mountain Preserve. The property includes scenic views, connections to the Preserve to the south of the property, multiple drainage washes and desert flora and fauna. The property to be acquired is identified by Maricopa County Assessor's parcel number (APN) 300-16-035G located at 2333 W. Sunrise Drive**.**

Financial Impact
Funding is available in the Parks and Recreation Department's Capital Improvement Program budget using PPPI funds.

Location
23rd Avenue and Sunrise Drive
Council District: 8

This item was adopted.

48 Acquisition of Real Property for Traffic Control Purposes Along

32nd Street, North of Palm Lane (Ordinance S-47673)

Request to authorize the City Manager, or his designee, to acquire all real property and related property interests required by donation, purchase within the City's appraised value, or by the power of eminent domain for the installation of a High-Intensity Activated Cross Walk (HAWK) signal located along 32nd Street, north of Palm Lane. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

Acquisition is required for the installation of a HAWK signal located along 32nd Street, north of Palm Lane. Improvements include a new pedestrian signal, pavement, curb, gutter and construction of an Americans with Disabilities Act accessible sidewalk.

The parcels affected by this project and included in this request are identified by Maricopa County Assessor's parcel number 120-21-105D located at 2012 N. 32nd St. and 120-21-102A located at 2002 N. 32nd St.

Financial Impact

Funding is available in the Street Transportation Department's Capital Improvement Program budget.

Location

32nd Street, north of Palm Lane.
Council District: 8

This item was adopted.

49 Communication Tower Inspection, Maintenance, and Repair - IFB 18-112A - Amendment (Ordinance S-47660)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 148450 with Arizona West Builders and Communications Inc. to provide additional funding for the purchase of Communication Tower inspection, maintenance, and repair services for the Information Technology Services Department in support of the Regional Wireless Cooperative. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures for services included in this amendment will not exceed

$1.5 million.

Summary

Arizona West Builders and Communications Inc. (AZW) provides tower maintenance, support and equipment that is needed for public safety radio communication sites throughout the valley. The Regional Wireless Cooperative (RWC) has two radio tower sites that need to be relocated. The first site relocation will require that AZW provide the shelter, generator, and labor services. The second site will require AZW to provide a new tower, shelter, generator, and engineered design build. The RWC is budgeting for these sites in the Fiscal Year 2022 budget.

Failure to maintain, replace, or relocate communication tower equipment would negatively impact the radio communications infrastructure which provides critical public safety communications throughout the region.

Contract Term

The agreements term will remain unchanged, ending on Aug. 31, 2023.

Financial Impact

The initial authorization for the Communication Tower Inspection, Maintenance and Repair agreement was for an expenditure not-to-exceed $250,000. This amendment will increase the authorization for the agreement by an additional $1.5 million, for a new total not-to-exceed agreement value of $1.725 million.

Funding is available in the Information Technology Services Department’s budget. The cost of services is recovered from RWC member organizations.

Concurrence/Previous Council Action

The City Council approved Agreement 148450 (Ordinance S-44996) on Sept. 19, 2018.

This item was adopted.

50 CoStar Realty Information, Inc. - Three-Year Subscription (Ordinance S-47665)

Request to authorize the City Manager, or his designee, to enter into an agreement with CoStar Realty Information, Inc. to provide a three-year

subscription for online access to real property market data. Further request to authorize the City Controller to disburse all funds related to this item. The agreement value will not exceed $381,139.68, plus applicable taxes.

Summary

The CoStar Realty Information, Inc. database subscription renewals are for the Community and Economic Development, Aviation and Finance departments to provide online access to comprehensive market data, information and reports on commercial property sales, listings, and leases. The information is used extensively to research market data to support the disposal, acquisition and leasing of real property; provide the tools necessary to complete appraisals, appraisal reviews and valuation services; manage existing contracts and development of new business transactions for revenue contract services; and assist business developers, investors and companies interested in relocating to or investing in Phoenix. A three-year subscription provides for a two percent cost savings from the prior annual subscription.

Procurement Information

An exception to the procurement process was determined to select the vendor set forth in City of Phoenix Administrative Regulation 3.10. A direct selection was made because there is only one known capable supplier of goods or services due to the unique nature of the requirement.

Contract Term

The agreement will begin on or about June 16, 2021, for a three-year term.

Financial Impact

The fee for the initial year of the agreement is $121,497.24 with 4.5 percent annual increases for a total amount not to exceed $381,139.68, plus applicable taxes. Funding is available in the Community and Economic Development, Aviation and Finance departments' budgets.

This item was adopted.

51 Panasonic Toughbooks, Tablets, Accessories, and Services - Requirements Contract - City of Tucson 12-0471A (Ordinance

S-47667)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 146072 with Panasonic System Communications Company (PCS) Mobile and Mobile Concepts Technology LLC for the purchase of Panasonic toughbooks, tablets, accessories and services for citywide use. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $3,528,000.

Summary

These contracts provide Panasonic toughbooks, tablets, accessories and services to all City of Phoenix departments, primarily the Police, Fire and Water Services departments. The devices are used as public safety measures to help employees collect, organize and transfer data faster, more efficiently and in real-time. The devices allow police officers to run license plates, scan fingerprints, and check records car side, so they never leave a subject unattended. Purchases of replacement Toughbooks and equipment vehicle installations have increased in the last two years due to staffing level demands in all departments.

Contract Term

The contract term is Aug. 1, 2017 through July 31, 2022.

Financial Impact

Upon approval of $3,528,000 in additional funds, the revised aggregate value of the contract will not exceed $14,028,000. Funds are available in various Department’s budgets.

Concurrence/Previous Council Action

This contract was originally approved by City Council on June 28, 2017.

This item was adopted.

52 Purchase Vantage F3 Robot - EXC 21-118 (Ordinance S-47669)

Request to authorize the City Manager, or his designee, to enter into a contract with Transcend Robotics Inc. to purchase one Vantage V3 Robot for the Police Department. Further request an exception to

Phoenix City Code 42-18 for Limitation of Liability and Indemnification. Transcend Robotics Inc. and City agree that liability is to be limited to $2,000,000 as negotiated. Also, request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $18,794.

Summary

The Special Assignments Unit is responsible for handling all violent and potentially violent incidents, particularly involving barricaded subjects. Often, armed subjects barricade and hide inside structures and fail to comply with officers' commands to surrender. Use of the Vantage robot will help locate, communicate, and disarm these suspects. This robot is essential because it will help officers provide maximum safety for both suspects and the public. The Vantage F3 Robot provides a safe means of communication with subjects that are barricaded by using its two-way communications system. Pricing includes the robot, controller unit, controller & accessory transport case, robot battery, small batteries, chargers, backpack, boosters and a High Gain Antenna (HGA) Antenna. This booster HGA antenna allows the use of the robot at extended distances.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as a result of an approved Determination Memo which stated the Special Assignments Unit has used different robots in the past and found that many of them fail due to distances, mechanical failures, cannot navigate stairs or through the debris. This Vantage Tactical F3 robot and accessories is the only tool that defeats those issues. Transcend Tactical is the only manufacturer of this robot. This robot was chosen based on its mission capabilities, to include an accessory kit and HGA antenna.

The Deputy Finance Director recommends that the contract with Transcend Robotics Inc. be accepted.

Contract Term

Contract term is for one year beginning on or about June 16, 2021.

Financial Impact

The aggregate contract value will not exceed $18,794. Funds are available in the Police Department's budget.

This item was adopted.

53 Automated Fingerprint Identification System - State of Arizona ADSPO13-038750 (B) (Ordinance S-47679)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 145675 with Idemia Identity & Security USA, LLC for the purchase of automated fingerprint identification system and related services for the Phoenix Police Department. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $209,848.

Summary

This contract was established for the Police Department's Information Technology Bureau to purchase automated fingerprint system equipment and related services, to provide support to the Arizona Automated Fingerprint Identification System (AZAFIS) network located at various bureaus and precincts throughout the City. The additional funding is requested to purchase the final year of maintenance and support renewal of the AZAFIS system. Original funds were depleted because the contract proved to be useful for other divisions within the Police Department, which purchased essential commodities and services against the contract. This contract is essential to ensure that the digital fingerprint capture system remains compatible with the existing AZAFIS network. Idemia Identity & Security USA, LLC is the only company to perform maintenance services on the digital capture systems. This product is used by Police Headquarters, Central Booking, the Crime Lab, Police Precincts and Substations with digital fingerprint capture systems.

Contract Term

The contract term is Aug. 15, 2018 through June 27, 2022.

Financial Impact

Upon approval of $209,848 in additional funds, the revised aggregate value of the contract will not exceed $1,051,952. Funds are available in

the Police Department's budget.

Concurrence/Previous Council Action
This contract was originally approved by City Council on June 28, 2017, and additional expenditures were approved by City Council on June 24, 2020.

This item was adopted.

54 Vector Manhole Cockroach Treatment Agreement - Amendment (Ordinance S-47682)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 148627 with Peoria Pest Control for the purchase of additional cockroach remediation services for the Water Services Department. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $40,000.

Summary
This agreement is necessary to provide sewer manhole cockroach remediation services for the health and protection of the general public and for the City employees who maintain the sewer system. Additional funds are needed due to usage that has been higher than originally anticipated as a result of improved contractor productivity, the addition of 3,500 new structures in the sanitary sewer system and increased treatment for public health. The contractor will provide the labor, material, and equipment required to treat over 90,000 manholes in the City's sewer system.

Contract Term
The agreement term is from Nov. 1, 2018 through Oct. 14, 2021 and will remain unchanged.

Financial Impact
The initial authorization for Vector Manhole Cockroach Treatment was for an expenditure not-to-exceed $817,000. This amendment will increase the authorization for the agreement by an additional $40,000, for a new total not-to-exceed agreement value of $857,000.

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

Concurrence/Previous Council Action
The City Council approved Vector Manhole Cockroach Treatment Agreement 148627 (Ordinance S-45051) on Oct. 17, 2018.

This item was adopted.

55 Archaeology Consulting and Historic Preservation Services for Citywide Projects - RFQu 18-185A (Ordinance S-47684)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contracts (148369) with Transcon Environmental, Inc.; (148374) AECOM; (148349) Motley Design Group, LLC; (148350) Ryden Architects, Inc.; (148367) Environmental Planning Group, LLC; (148376) HDR Engineering, Inc.; (148368) Westland Resources, Inc.; (148354) Desert Archaeology, Inc.; (148377) SWCA Environmental Consultants; (148355) PaleoWest Archaeology; (148365) Terracon Consultants, Inc.; (148375) Archaeological Consulting Services, Ltd; (148352) Northwind Resource Consulting; (148373) AZTEC Engineering Group, Inc.; (148353) Logan Simpson; (148351) Northland Research, Inc.; (148366) Jacobs Engineering Group; and (148372) with EcoPlan Associates, Inc., for the purchase of archaeology consulting and historic preservation services for various City departments. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $8,200,000.

Summary
Since approximately 1990, the City of Phoenix has enlisted archaeological and historic preservation consultants to conduct investigations that identify cultural resources and evaluate or mitigate impacts to sensitive cultural resources resulting from a variety of City-sponsored projects. These projects are completed for various City departments and use different funding sources that require specific compliance procedures in order to meet city, state, and federal archaeological and historic preservation policies and regulations. Services provided will include, but are not limited to, archaeological and historic property surveys, archaeological monitoring of ongoing

construction sites to conduct archaeological feature recordation and sampling, testing and data recovery excavations, artifact analyses, evaluation and assessment of archaeological discoveries, and preparation of documents for federal reporting purposes. Services will be used on a Citywide basis with the Parks and Recreation, Neighborhood Services, Housing, Planning and Development, and Aviation departments being the majority users.

Additional funding is needed to accommodate archaeological and historic preservation compliance requirements under the Arizona Antiquities Act, the National Historic Preservation Act, and the City of Phoenix Historic Preservation Ordinance. Nine of the current projects exceeded their original estimated cost because of project areas being expanded by the project managers or because of additional findings after excavation began*,* exceeding expectations. Once excavation begins on these projects, the cost can double or even triple based on what is found. It is correct to say there were unforeseen expenses during the lifetime of these contracts and new projects were required.

The additional funding for this contract will ensure sufficient funding to continue ongoing critical Citywide Archaeology projects and necessary services for the remaining term of the contract.

Contract Term
The contract term is Sept. 14, 2018 through Sept. 13, 2023.

Financial Impact
Upon approval of $8,200,000 in additional funds, the revised aggregate value of the contract will not exceed $15,070,000. Funds are available in various Departments' budgets.

Concurrence/Previous Council Action
This item was originally approved by City Council on Aug. 29, 2018.

This item was adopted.

56 Landscape Sprinkler and Irrigation Supplies - COOP 21-069 (Ordinance S-47686)

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

cooperative agreement with Sprinkler World of Arizona, Inc. to purchase landscape sprinkler and irrigation supplies and parts for the Parks and Recreation and Aviation departments. A cooperative agreement was established by the City of Mesa under solicitation number 2020041. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate agreement value will not exceed $1,575,000.

Summary

The cooperative agreement will provide an array of sprinkler and irrigation supplies and parts used to repair and maintain various types of irrigation systems located in landscape areas owned or maintained by the City. The landscape sprinkler and irrigation supplies and parts provided through the cooperative agreement will ensure that all grass, trees, and shrubbery at various locations are watered to enhance and maintain their quality.

Procurement Information

In accordance with Administrative Regulation 3.10, a participating agreement is required when the City uses a cooperative agreement from another public agency. The cooperative agreement was awarded through competitive processes consistent with the City's procurement processes, as set forth in the Phoenix City Code, Chapter 43.

The City of Mesa agreement covers the purchase of landscape sprinkler and irrigation supplies as required by the Parks and Recreation and Aviation Departments. The agreement was awarded on Oct. 22, 2019. The use of this cooperative agreement will provide the City national discounts on these products. Additionally, review of pricing and availability from registered small and local business indicates that this cooperative agreement offers the best value to the City.

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

Both the American Bar Association and National Institute of Government Purchasing endorse the use of cooperative agreements by municipalities and other public institutions. An established best practice in government

procurement, cooperative agreements provide extensive benefits to procurement officials by leveraging volume purchasing for maximum cost benefit and ensuring best value.

The Deputy Finance Director recommends that the cooperative agreement with Sprinkler World of Arizona, Inc. be accepted.

Contract Term
The five-year agreement term will begin on or about June 1, 2021.

Financial Impact
The aggregate agreement value will not exceed $1,575,000. Funding is available in the Parks and Recreation and Aviation departments' budgets.

This item was adopted.

57 Armored Car Services (Citywide) - Requirements Contract RFP 21-097 (Ordinance S-47688)

Request to authorize the City Manager, or his designee, to enter into a contract with Brinks Incorporated to purchase Armored Car Services for citywide use. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $2,000,000.

Summary
This contract will provide armored car services for citywide departments, to include scheduled pick-up and delivery of sealed bank deposits from designated City of Phoenix locations to designated financial institutions. Items to be transported to and delivered from the designated financial institutions include currency, parking meter coin, validated deposit slips, checks, and other miscellaneous items. The armored car services will provide fiduciary responsibility of the City’s funds while providing safe, secure transportation and protection between City departments and the designated financial institutions.

Procurement Information
RFP 21-097 was conducted in accordance with Administrative Regulation 3.10. There were two offers received by the Procurement Division on April 9, 2021. The notification was sent to 65 suppliers and

was publicly posted and available for download from the City's website.

The proposals were scored by a three-member evaluation panel based on the following criteria worth 1,000 points:

Approach to Scope of Work - 400 points
Company History, Experience and Qualifications - 300 points
References and Past Performance - 150 points
Cost (Section VI - Bid Price Schedule) - 150 points

The offeror scores are as follows:

Brinks Incorporated - 690 points
Garda World Cash Services - 553.9 points

The Deputy Finance Director recommends that the offer from Brinks Incorporated 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 July 1, 2021.

Financial Impact
The aggregate contract value will not exceed $2,000,000. Funds are available in various departments' budgets.

This item was adopted.

58 Blank Out Signs - Requirements Contract IFB 16-201 - Amendment (Ordinance S-47692)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 143159 with SES America, Inc. to extend the term through Jan. 31, 2022, for the purchase of blank out signs for the Street Transportation Department. No additional funding is requested.

Summary
This agreement is required to purchase blank out signs 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.

A competitive solicitation was previously issued to enter into a new agreement but it had to be cancelled. This amendment will allow time to update the scope of work and perform another competitive process to award a new agreement.

Contract Term
This amendment will extend the agreement term through Jan. 31, 2022.

Financial Impact
This amendment will not change the $1.625 million authorized value of the agreement. Funding is available in the Street Transportation Department's budget.

Concurrence/Previous Council Action
The City Council approved Agreement 143159 (S-42778) on July 1, 2016.

This item was adopted.

59 Alcohol Film Foam - Requirements Contract - IFB 21-040 (Ordinance S-47700)

Request to authorize the City Manager, or his designee, to enter into a contract with Matlick Enterprises, Inc. DBA United Fire Equipment Company to provide 3% low viscosity alcohol film foam for the Fire Department. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $710,000.

Summary
The Fire Department (PFD) Special Operations Division requires the use of foam product to provide fire and vapor suppression for Class B fuel

fires where water cannot be used. Common applications of this foam product are for industrial chemical and petroleum facilities, fuel or chemical storage tanks, railroad cars, and other flammable liquids that require Class B foam. The foam product physically blankets and blocks oxygen supply to these types of fires to suppress, cool, and prevent additional spreading. The aggregate contract value will not exceed $710,000.

Procurement Information

IFB 21-040 was conducted in accordance with Administrative Regulation 3.10. There were four offers received by the Procurement Division on March 17, 2021 which were evaluated on price, responsiveness to specifications, and responsibility to provide the required goods and services. The bid notification was sent to 112 suppliers and was publicly posted and available for download from the City's website. One offer was deemed non-responsive to the requirements of the solicitation.

United Fire Equipment Company (Tyco): $9,207.60
United Fire Equipment Company (Phos-Chek): $9,510.25
Momar: $11,129.85

The Deputy Finance Director recommends that the offer from United Fire Equipment Company (Tyco) be accepted as the lowest-priced, responsive, and responsible offer.

Contract Term

The five-year contract term shall begin on or about July 1, 2021.

Financial Impact

The aggregate contract value will not exceed $710,000. Funds are available in the Fire Department's operating budget.

This item was adopted.

60 Marketing Services - ADSPO16-145339B (Ordinance S-47708)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 149535 with RIESTER Sonoran LLC for the purchase of interactive marketing services for citywide use. Further request authorization for the City Controller to disburse all funds

related to this item. The additional expenditures will not exceed $50,960. There is no impact to the General Fund; funds are available in the Downtown Community Reinvestment Fund.

Summary

This contract provides interactive marketing services including website design, advertising and public relations services for the City. Additional funds are needed to supplement Community and Economic Development Department's (CED) preliminary budget for website design services.

With this contract, CED is currently working with RIESTER on design updates for the department's website, phoenix.gov/econdev. This effort has two purposes: to improve the way users interact and use the website and to change the appearance of the website to focus on showcasing and "selling" Phoenix to CED customers with a business attraction focus. Technology has greatly changed the way the public utilizes websites since the City created the current template for department usage and CED would like to create a unique and enhanced site experience while remaining a .gov site. The initial budget estimate did not account for all the necessary design changes identified through the scoping process.

Contract Term

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

Financial Impact

Upon approval of $50,960 in additional funds, the revised aggregate value of the contract will not exceed $3,430,960. There is no impact to the General Fund. Funds are available in the Downtown Community Reinvestment Fund.

This item was adopted.

61 Fabrication and Installation of Parks Signs - City of Mesa Contract 2015302 (A) (Ordinance S-47718)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 148523 with Sierra Signs, Inc. to provide the fabrication and installation of signage 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 $400,000.

Summary

The additional funding is needed to update current public parks signage with new information regarding the Parks and Recreation Department's code of conduct. As part of this effort, the department also will include Spanish text which is critical to ensuring the Spanish-speaking community is able to understand the rules of public parks throughout the City.

Contract Term

The contract term is Oct. 1, 2018 through Sept. 30, 2021.

Financial Impact

Upon approval of the $400,000 in additional funds, the revised aggregate value of the contract will not exceed $970,000. Funds are available in the Parks and Recreation Department's budget.

Concurrence/Previous Council Action

The contract was originally approved by City Council on Aug. 29, 2018.

This item was adopted.

63 Authorization to Enter into Agreements for Outside Legal Counsel Services (Ordinance S-47701)

Request to authorize the City Manager, through the City Attorney, or his designee, to enter into legal services agreements with various law firms and lawyers to provide outside counsel services to the City on an as-needed basis as determined by the City Attorney. Further request to authorize the City Controller to disburse funds in an amount not to exceed $19 million in total over the two-year period for FY 2021-22 and FY 2022-23 for purposes of this ordinance.

Summary

The existing list of qualified firms and attorneys that currently provide legal services to the City on an as-needed basis expires June 30, 2021. The Law Department issued a Request for Qualifications (RFQ) for law firms and lawyers to submit qualifications to be on the list of qualified

legal counsel for the City for a variety of areas of legal practice, for the next two years. The Law Department received 60 responses to the RFQ and determined that 58 firms and attorneys who submitted met the minimum requirements and have been approved to be placed on the attached list to be engaged to represent the City on a case-by-case basis (**Attachment A**). The two firms who were not on the list did not agree to the City's standard terms and the City Attorney will negotiate agreements with those two firms which currently represent the City on a limited basis in specialized areas of law.

The City Code authorizes the City Attorney to enter into agreements to provide legal services for the City of Phoenix. Upon approval of this request by the City Council, the City Attorney will enter into agreements, as needed, with firms from the attached list of approved respondents to the RFQ. As needed, the City Attorney may also contract for other legal services, including services of attorneys, expert witnesses, and other legal advisors or consultants consistent with the authority granted in the Phoenix City Code, sections 2-10 and 43-2.

Contract Term

The contract term will be from July 1, 2021 through June 30, 2023.

Financial Impact

The amount requested represents an increase of approximately $300,000 over the actual expenditures of $18.7 million during the current two-year period of FY 2019-2021.

The individual agreements with outside counsel set forth specific rates and fees for legal services, in accordance with proposals submitted during the procurement. The agreements will include a prompt-payment discount of 2 percent.

Funds are available in various department budgets, including the Law Department and Self-Insured Retention Fund. Payments will be made from affected funding sources, primarily from the Self-Insured Retention Fund or the General Fund on an individual case or legal assignment basis.

This item was adopted.

64 Fiscal Year 2022 Legal Representation Services Contracts (Ordinance S-47717)

Request to authorize the City Manager, or his designee, to enter into agreements with legal services providers to provide representation services to indigent defendants in Phoenix Municipal Court for Fiscal Year 2022. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the agreements will not exceed $3.8 million.

Summary

The Public Defender's Office, through its contract holders, provides legal representation services to indigent individuals charged with criminal offenses in Phoenix Municipal Court. These services are provided in Phoenix Municipal Court courtrooms, and 365 days a year at the Fourth Avenue Jail.

Procurement Information

On May 13, 2021 the City of Phoenix Public Defender Review Committee met to review resumes and applications of attorneys and legal support service providers for provision of legal defense services in Phoenix Municipal Court. The review process included applications from current contract holders as well as individuals seeking to obtain a contract for the first time. The Committee approved a list of those who meet the minimum qualification requirements and who would be eligible for consideration for a contract. The approved list contains more names than available contracts due to the necessity of having attorneys available should an unexpected opening occur during the course of the contract year. This procedure facilitates continuity in providing legal services and minimizes delay in processing and resolution of cases.

Contract Term

Contract period is one year starting July 1, 2021, and ending June 30, 2022.

Financial Impact

These agreements will have a financial impact of up to $3.8 million.

Funding is available in the Public Defender's Office's operating budget.

This item was adopted.

65 2021-22 Housing and Urban Development Consolidated Plan Annual Action Plan Amendment to Include Additional Community Development Block Grant Funding (Ordinance S-47714)

Request City Council approval of an amendment to Ordinance S-47526 to amend the 2020-24 Consolidated Plan and 2021-22 Annual Action Plan broad activity areas to include an increase of $244,067 in Community Development Block Grant funds and the submission of the plan to the U.S. Department of Housing and Urban Development (HUD).

Summary

The 2021-22 Annual Action Plan defines strategies to address housing and community development needs in the City of Phoenix for the coming year. The plan contains the application requirements of four federal formula grants HUD utilizes to provide critical funds to entitlement cities like Phoenix. The four programs are: Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), Emergency Solutions Grants (ESG), and Housing Opportunities for Persons with AIDS (HOPWA). Funds for these four programs are allocated annually by HUD to the City based on population and other socio-economic indicators. On May 5, 2021, the City Council approved the draft plan, including the initial CDBG award of $16,562,413. On May 13, 2021, HUD released a formal notification providing an additional $244,067 in CDBG funds to the City of Phoenix, for a total of $16,806,480, and amended the Annual Action Plan Submission deadline to June 16, 2021.

Staff recommends maintaining the original percentage distribution allocation in the broad categories of 65 percent for Critical Core Department Programs ($158,644 increase), 15 percent for Public Services ($36,610 increase), and 20 percent for Program Management, Coordination, and Support ($48,813 increase). This would increase the totals for each of these categories to the following:

Critical Core Department Programs: $10,924,212
CDBG Program Management, Coordination, and Support: $3,361,296
Public Services: $2,520,972

Total CDBG Funding: $16,806,480 (a total increase of $244,067)

Public Outreach

The Annual Action Plan Process was approved by the City Council on Nov.18, 2020. A survey was distributed by multiple City departments and posted on the Neighborhood Services Department's webpage on Feb. 18, 2021, to obtain community and stakeholder input relative to the priorities identified through the 2020-24 Consolidated Plan process. The survey was offered in English and Spanish and over 200 responses were received. On March 4, 2021, a HUD required, virtual, public hearing was held to share the survey results and obtain additional public input to assess community needs throughout Phoenix. Residents and neighborhood leaders provided input regarding housing, social services, neighborhood revitalization, and community development. Additionally, residents who were unable to attend the public hearing had the opportunity to submit comments via e-mail or voicemail. This information, along with a needs assessment, formed the basis for the 2021-22 Annual Action Plan.

A draft of the 2021-22 Annual Action Plan was made available on April 5, 2021, for an advertised 30-day public comment period and a second HUD-required, virtual, public hearing was conducted on April 22, 2021, to obtain community stakeholder input relative to the draft. The goal of the Annual Action Plan process, per HUD requirements, is to ensure comprehensive community planning, and coordinated service delivery to meet critical housing and community development needs.

HUD did not require an additional public comment period or public hearing for the release and allocation of the additional $244,067 in CDBG funds.

Concurrence/Previous Council Action

Ordinance S-47526, with the original CDBG allocation, was adopted by the City Council on May 5, 2021, and recommended for City Council approval by the Land Use and Livability Subcommittee on April 21, 2021 by a 3-0 vote.

This item was adopted.

66 **Development Agreement with Metrowest Development, LLC for Sale and Development of 814 N. 5th Ave. (Ordinance S-47691)**

Request to authorize the City Manager, or his designee, to enter into a development agreement and other agreements as necessary, with Metrowest Development, LLC, or its City-approved designee, for the sale and development of a City-owned property located at 814 N. 5th Ave. in downtown Phoenix. Further request to authorize the City Treasurer to accept funds related to this item. The sale of the property will generate one-time revenue of $345,000 in sales proceeds to the City.

Summary

The Developer submitted its proposal in response to the City's Request for Proposals (RFP) for the disposition and redevelopment of an approximately 7,000-square-foot, City-owned vacant lot located at 814 N. 5th Ave. in downtown Phoenix (Site). The Site was previously developed with a small multi-family building, which was purchased with U.S. Department of Housing and Urban Development Community Development Block Grant (CDBG) funds by the Neighborhood Services Department (NSD) in the early 2000s to facilitate revitalization through blight elimination in the Roosevelt Neighborhood. In November 2005, the structure suffered severe fire damage and was subsequently demolished.

The Developer proposes to relocate and rehabilitate the historic home known as the Seargeant-Oldaker House to the Site. The Seargeant-Oldaker House is currently located at 649 N. 3rd Ave. If relocation of the historic home is unsuccessful, the Developer will build a home on the Site that is consistent with the character of the area. The Developer has agreed to purchase the Site for $345,000, which is the appraised value and the minimum purchase price listed in the RFP.

This project will preserve a threatened historic building, resolving a significant community concern. In addition, an unproductive vacant lot in the Historic Roosevelt Neighborhood will be activated and an opportunity for new downtown residents will be created, which are both outcomes supported by the City Council-adopted Downtown Strategic Plan. Furthermore, this project will put a vacant City property back into private

and taxable use. The City will only transfer title of the Site when permits to relocate and renovate the home are paid for and approved. The City intends to enter into an agreement to allow the Developer to complete some utility work and site preparation prior to the closing of the transaction.

Procurement Information
The City received two proposals for the North Fifth Avenue Parcel Sale and Redevelopment Request for Proposals (RFP-CED20-NFA), which was issued on Sept. 29, 2020. The proposals were evaluated by a panel comprised of representatives from the development community and City staff from the Community and Economic Development, Planning and Development, and Neighborhood Services departments. On Jan. 8, 2021, the panel recommended the City begin negotiations with Metrowest Development, LLC, the top-ranked proposer.

Financial Impact
The sale of the Site will generate a one-time $345,000 sales proceed to the City, and will put the 0.16-acre property back into private ownership, which will generate net new property tax revenues. The proceeds will be returned to the CDBG program managed by NSD. There is no impact to the General Fund.

Public Outreach
Staff presented this proposal to the Downtown Voices Coalition on April 10, 2021, the Roosevelt Action Association on April 20, 2021, and the City's Central City Village Planning Committee on April 12, 2021.

Concurrence/Previous Council Action
This item was recommended for approval by the Land Use and Livability Subcommittee at the May 19, 2021 meeting by a vote of 3-0. However, the legislative file incorrectly stated that the purchase price of the Site was $350,000 instead of the correct amount of $345,000. The price has been corrected for this requested action.

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

This item was adopted.

68 Authorization to Apply for FY 2021 Homeland Security Grant Program Funds (Ordinance S-47705)

Request to authorize the City Manager, or his designee, to apply for, and accept, if awarded, up to $5,200,000 from federal fiscal year (FFY) 2021 Department of Homeland Security grant funds that include the Urban Area Security Initiative (UASI) and the State Homeland Security Grant Program (SHSGP) through the Arizona Department of Homeland Security. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary

The Department of Homeland Security distributes Homeland Security Grant funds to enhance the ability of regional authorities to prepare, prevent and respond to terrorist attacks and other disasters. UASI and SHSGP grant funds are used by the Fire and Police departments to purchase equipment and vehicles, conduct training and exercises, perform assessments of critical infrastructure sites, and implement target hardening measures to protect critical infrastructure. Programs funded under the Homeland Security Grant Program include: Terrorism Liaison Officer program, Community Emergency Response Teams, Rapid Response Task Force and the Metropolitan Medical Response System. The Fire and Police departments have received Homeland Security Grant awards since 2003. In 2020, the total grant award from both UASI and SHSGP totaled $5,200,000; $4,200,000 from UASI and $1,000,000 from SHSGP.

Contract Term

The grant period of performance begins Oct. 1, 2021 and ends Sept. 30, 2024.

Financial Impact

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

Concurrence/Previous Council Action

This item was recommended for approval at the Public Safety and Justice Subcommittee meeting on March 10, 2021.

This item was adopted.

69 Adopt Computer Aided Dispatch Service Fees and Charges for Fiscal Year 2021-22 (Ordinance S-47715)

Request authorization for the City Manager to adopt the Fiscal Year 2021-22 Computer Aided Dispatch (CAD) fees and Regional Wireless Network 800 MHz Infrastructure payments to be charged to (1) the cities of Avondale, Buckeye, Chandler, El Mirage, Glendale, Goodyear, Maricopa, Peoria, Scottsdale, Surprise, Tempe, and Tolleson; (2) the fire districts of Buckeye Valley, Daisy Mountain, Harquahala, and Sun City; (3) the Towns of Guadalupe and Paradise Valley; (4) Arizona Fire & Medical Authority; and (5) Dignity Health. Authorization is requested to allow the City Treasurer to accept and, for the City Controller to disburse these funds.

Summary

In 2019, the City Council approved Intergovernmental Agreements (IGAs) with each of the above fire jurisdictions, which included CAD fees and charges to be updated annually as "**Exhibit A**" (attached). The City of Phoenix has Automatic and/or Mutual Aid Agreements with these jurisdictions and provides dispatching for their fire and emergency medical units. Each CAD member pays a dispatching fee for each call dispatched, as well as charges for equipment and network maintenance.

Financial Impact

The General Fund revenue to be generated from these IGAs for FY 2021-22 is estimated at $8,327,533 and is intended to offset a portion of the operating costs of the City's Regional Dispatch Center, including salaries of Dispatch Center staff. The $5,061,778 balance of the funds collected pays for communications system and equipment maintenance and modernization.

This item was adopted.

70 Request Authorization for Sale of Canine Fred (Ordinance S-47694)

Request authorization for the City Manager, or his designee, to approve the sale of Police canine Fred to Officer Mike Burns for $1. Officer Burns is assigned to the Tactical Support Bureau's Canine and Specialty Vehicle Detail and has requested to retire and purchase his assigned

canine Fred in accordance with A.R. 4.21. Officer Burns will be retiring from the Police Department on July 31, 2021.

Summary

Police service dog Fred is about six and half years old, and has been assigned to the Police Department's Canine Unit since November 2016. He has been assigned to Officer Burns for the past three years after having worked with another handler for approximately a year and a half prior. Canine Fred is a handler-sensitive canine which requires a strong bond. Therefore, transitioning him to a new handler will be extremely difficult, time consuming and may not be successful. Currently, the Canine Unit does not have an operational need to retain canine Fred, nor is it anticipated there will be a need for him in the near future.

This request is for the authorization of the sale of Police service canine Fred for $1. The purchase of canine Fred is being made by Officer Mike Burns, who agrees to accept full responsibility and liability for him until his death.

This item was adopted.

71 Request Authorization for Sale of Canine Keno (Ordinance S-47696)

Request authorization for the City Manager, or his designee, to approve the sale of Police canine Keno to Officer Donald Peelman for $1. Officer Peelman is assigned to the Tactical Support Bureau's Canine and Specialty Vehicle Detail and has requested to retire and purchase his assigned canine Keno in accordance with A.R. 4.21. Officer Peelman will be retiring from the Police Department on July 31, 2021.

Summary

Canine Keno is 11 years old and has served the Phoenix Police Department and the citizens of Phoenix with unwavering bravery and distinction in his capacity as a police service dog since 2011.

This request is for the authorization of the sale of Police canine Keno for $1. Officer Peelman has requested to retire and purchase canine Keno and has agreed to accept full responsibility and liability for him until his death.

This item was adopted.

72 **Agreement with Arizona State University in Support of FY 2020 Community Policing Development Micro Grant (Ordinance S-47719)**

Request authorization for the City Manager, or his designee, to allow the Police Department to enter into an intergovernmental agreement with the Arizona Board of Regents on behalf of Arizona State University (ASU), that will act as a research partner in support of the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS) FY 2020 Community Policing Development Micro Grant in an amount not to exceed $33,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Police Department was awarded $88,516 from the U.S. Department of Justice, COPS office through the FY 2020 Community Policing Development Micro Grant. The grant and disbursement of grant funds was approved by City Council on April 1, 2020, under Ordinance S-46511. The grant requires the Police Department to work with a research partner to analyze data and produce project-related reports regarding the grant project. The Police Department has partnered with ASU on similar projects in the past. This agreement will reimburse ASU, an amount not to exceed $33,000, during the contract term, to asses the impacts of the community policing program on police-community relationships from both youth perceptions of police and police perceptions of youth and the community. The City will be reimbursed for applicable ASU expenses through the COPS office grant.

Contract Term

The contract term is Aug. 1, 2020 through July 31, 2021.

Financial Impact

The Community Policing Development grant provides up to a maximum of $33,000 in funding to reimburse ASU as the grant research partner.

This item was adopted.

73 **Agreements for High Intensity Drug Trafficking Area Grant Funds (Ordinance S-47720)**

Request authorization for the City Manager, or his designee, to allow the Police Department to enter into various agreements with the Office of National Drug Control Policy and the Maricopa County Sheriff's Office for up to $2,500,000 in funding through the 2022-23 High Intensity Drug Trafficking Area (HIDTA). Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary

The Police Department has applied for and accepted HIDTA funds annually for more than 14 years. Historically, HIDTA funds are used to support and enhance the Police Department's Drug Enforcement Bureau's investigations into illegal narcotic distribution enterprises in the Phoenix area and throughout Arizona. These complex investigations usually involve partnerships with other local, state and federal law enforcement agencies. The investigations focus on identifying and disrupting drug organizations, most of which have connections with the Mexican and Columbian drug cartels.

The Arizona Alliance Planning Committee HIDTA Executive Board makes all of the HIDTA funding decisions. The Police Department is requesting approval to accept funds and enter into various agreements for any HIDTA funds made available during the funding period. Funding reimburses the City for salary, overtime, 15 percent of the associated fringe benefits and operational supplies associated with the drug trafficking investigations.

Contract Term

The contract term is for two years beginning Jan. 1, 2022 through Dec. 31, 2023.

Financial Impact

Permission is requested to accept up to $2,500,000 through the various funding sources to receive HIDTA funds. Cost to the City is in-kind resources only.

This item was adopted.

74 Asis Foundation Grant to Fund Patrol Officer Bicycles (Ordinance

S-47721)

Request retroactive authorization for the City Manager, or his designee, to allow the Police Department to apply for, accept, and enter into an agreement with the ASIS Foundation. Funding provided under this grant will not exceed $4,000. Further request authorization for the City Treasurer to accept, and the City Controller to disburse, all funds related to this item.

Summary

The purpose of this grant is to provide funding to purchase and maintain new bicycles for the Cactus Park Precinct officers in support of the Neighborhood Safety Initiative and other safety-related programs.

Contract Term

The contract term is for one year from date of award.

Financial Impact

The amount of funding available is $4,000. No matching funds are required.

This item was adopted.

75 Authorization to Enter into Agreement with Team Kids in Support of FY 2020 Community Policing Development Micro Grant (Ordinance S-47722)

Request authorization for the City Manager, or his designee, to allow the Police Department to enter into an agreement with Team Kids in support of the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS) FY 2020 Community Policing Development Micro Grant in an amount not to exceed $55,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Police Department was awarded $88,516 from the U.S. Department of Justice, COPS office through the FY 2020 Community Policing Development Micro Grant. The grant and disbursement of grant funds was approved by City Council on April 1, 2020, under Ordinance S-46511. Funding provided under this grant will be used to implement the Team Kids Challenge program in public elementary schools. The goal of

the program is to bring police officers and children together to build developmental assets and more positive perceptions of law enforcement.

Contract Term
Aug. 1, 2020 through July 31, 2021.

Financial Impact
The Community Policing Development grant provides up to a maximum of $55,000 in funding to reimburse Team Kids.

This item was adopted.

76 North Phoenix Police and Fire Infrastructure Pilot Study - RFP 21-034 (Ordinance S-47672)

Request to authorize the City Manager, or his designee, to enter into an agreement with Matrix Consulting Group, LLC, to conduct an infrastructure pilot study, for the City of Phoenix Fire and Police Departments. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate agreement value will not exceed $245,500.

Summary
The agreement is necessary to provide the Planning and Development Department implementation strategies for Phoenix Police and Fire Department's assets in the City's northern areas. The consultant will conduct a study to include a comprehensive review and analysis to help determine capital facility requirements and associated funding needs to serve new development. The outcomes of this study are expected to inform future updates to the Fire and Police Infrastructure Improvements Plan that supports Fire Protection and Police Impact Fees, as well as other public safety infrastructure and financial plans. The request for proposal was limited in scope to the Fire Department however after further discussion and analysis by staff it was determined that including the Police Department would be in the best interest of the City. As a result of this determination, procurement staff worked with Planning, Police, Fire, and the selected vendor to expand the scope to include the Police Department. The attached memo (**Attachment A**) provides the amended scope of work for the infrastructure pilot study.

Procurement Information

Request for Proposal, RFP 21-034 for North Phoenix Police/Fire Infrastructure Pilot Study for the Planning and Development Department, was conducted in accordance with Administrative Regulation 3.10. The notification was sent to 1,047 vendors and was publicly posted and available for download from the City's website. There was one offer received by the Procurement Division on March 26, 2021. The proposal was scored by a five-member evaluation panel based on the following criteria:

Conformance with Scope of Work, Project Approach, Methodology (400 points);
Firm Experience and Personnel Qualifications (300 points);
Cost (200 points); and
Project Schedule and References (100 points)

The Deputy Finance Director recommends acceptance of the offer from Matrix Consulting Group, LLC, as the highest scored, responsive and responsible offer that is most advantageous to the City.

Contract Term

The one-year agreement term shall begin June 1, 2021 through May 31, 2022.

Financial Impact

The aggregate agreement value will not exceed $245,500. Funding is available in the Planning and Development, Fire and Police Department's budgets.

Location

The pilot study includes the area north of Northern Avenue.
Council Districts: 1, 2, 3, 5 and 6.

This item was adopted.

77 (CONTINUED FROM JUNE 2, 2021) - Citywide Asbestos and Lead Abatement Job Order Contracting Services - 4108JOC198 (Ordinance S-47647)

Request to authorize the City Manager, or his designee, to enter into separate master agreements with four contractors to provide Citywide Asbestos and Lead Abatement Job Order Contracting services. Further request to authorize execution of amendments to the agreements as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The total fee for services will not exceed $10 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 Contractors' services will be used on an as-needed basis to provide Citywide Asbestos and Lead Abatement Job Order Contracting (JOC) that includes abatement, transport and disposal, documentation, "put back" of materials, and other environmental services as requested.

These Agreements are essential to the health, safety, and welfare of the public and critical operations for the City.

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: East Valley Disaster Services Inc.
Rank 2: Comprehensive Risk Services, LLC
Rank 3: Spray Systems of Arizona Inc.
Rank 4: Southwest Hazard Control, Inc.

Additional Proposers
Rank 5: ATI Holdings, LLC
Rank 6: Viking Specialty Services, LLC
Rank 7: Kary Environmental Services, Inc.
Rank 8: Belfor Environmental, Inc.
Rank 9: Square One Builders LLC

Contract Term
The term of each master agreement is for up to four years, or up to $2.5 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 $2.5 million, including all subcontractor and reimbursable costs. The total fee for all services will not exceed $10 million. The value for each job order agreement performed under this master agreement will be up to $1 million each. In no event will any job order agreement exceed this limit without Council approval to increase the limit.

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

This item was continued to the June 23, 2021 City Council Formal Meeting.

78 Luggage Cart Service Lease Agreement at Phoenix Sky Harbor International Airport (Ordinance S-47659)

Request to authorize the City Manager, or his designee, to enter into a Luggage Cart Service Lease Agreement with APS USA LLC at Phoenix Sky Harbor International Airport for five years, with no options to extend the term. The Aviation Department will collect eight percent of gross sales from cart rentals, and the free luggage carts program provided for passengers utilizing the Rental Car Center and the federal inspection station will have an annual cost of $320,000.

Summary

Phoenix Sky Harbor International Airport (PHX) is America's Friendliest Airport when it comes to customer service. As the largest economic engine in the State of Arizona, PHX strives to deliver a world-class experience to every customer, every day. The agreement for airport luggage cart rental services will provide passengers with an option to manage their luggage on demand through PHX to their destinations.

The service is provided at all terminals, parking locations, and Phoenix Sky Train stations. The service will also offer free luggage carts to our passengers using the Phoenix Rental Car Center and international passengers using the federal inspection station.

The current contract with Smarte Cart expires on June 30, 2021 and has an annual cost of $405,000. On Dec. 9, 2020, the City Council approved the issuance of a revenue contract solicitation (RCS 21-014) for luggage cart services.

Procurement Information

On Feb. 11, 2021, the Aviation Department issued an RCS to select a service provider to provide the required luggage cart rental services. On March 19, 2021, two proposals were received - - one from the current provider, Smarte Cart, was deemed non-responsive and one from APS USA LLC that was deemed responsive. Smarte Cart's response was deemed non-responsive because Smarte Cart refused to accept the terms of the RCS and submitted material exceptions, including mandatory payment terms.

On April 14, 2021, an evaluation panel met and evaluated the responsive respondent based on the published evaluation criteria:

Respondent's Experience and Qualifications	(400 points)
Management Plan	(300 points)
Operation Plan	(150 points)
Maintenance Plan	(150 points)

After a local and national outreach effort and a competitive solicitation, APS USA LLC is recommended for award of the Luggage Cart Service Lease Agreement with 827 out of 1,000 points.

The City's Transparency Policy is in effect until the agreement resulting from this RCS is awarded by the City Council.

Contract Term
The term is five years with no options to extend the term.

Financial Impact
The Aviation Department will collect eight percent of gross sales from cart rentals, and the free luggage carts program provided for passengers utilizing the Rental Car Center and the federal inspection station will have an annual cost of $320,000. Funding for the agreement is available in the Aviation Department's Budget.

Concurrence/Previous Council Action
The Phoenix Aviation Advisory Board recommended this item for approval on May 20, 2021 by a vote of 8-0.

Public Outreach
Public outreach included local and national advertising, industry specific advertising, and a pre-proposal meeting was held on Feb. 19, 2021.

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

This item was adopted.

79 Aviation Plumbing, Rooter, Jetting and Backflow Related Services -

Agreement Recommendation (Ordinance S-47668)

Request to authorize the City Manager, or his designee, to enter into an agreement with PM Plumbing & Mechanical, Inc. to provide supplemental plumbing repairs, gas system repairs, rooter services, sewer line cleaning/jetting preventative maintenance, and backflow preventer testing services on an as-needed basis. Further request to authorize the City Controller to disburse all funds related to this item. The value of the agreement will not exceed $1,725,000.

Summary

PM Plumbing & Mechanical, Inc. will provide supplemental labor, materials, and equipment for the plumbing, rooter, jetting, and backflow preventer testing services throughout Phoenix Sky Harbor International Airport and its surrounding airport properties, Phoenix Deer Valley Airport, and Phoenix Goodyear Airport. This agreement will be utilized on an as needed basis anytime an immediate or emergency response requires specialized skills, tools, or equipment beyond the scope for general in-house plumbing tasks. Having immediate access to a qualified and specialized contract vendor is critical in order to resolve any situation in which a specialized service is required. This agreement is essential to maintain safe operations at our airports and provide a high level of service to our passengers and business partners.

Procurement Information

The Invitation for Bid (IFB) 21-027 was conducted in accordance with Administrative Regulation 3.10. Bids were requested for two groups: Group 1 was for plumbing repair, rooter, Jetting, and related services, and Group 2 was for backflow preventer testing, maintenance, and repair related services. One vendor submitted bids for both Groups and the bids were found to be responsive and responsible.

Selected Bidder - Group 1
PM Plumbing & Mechanical, Inc.

Selected Bidder - Group 2
PM Plumbing & Mechanical, Inc.

Contract Term

The term of the agreement is five years, which will begin on or about July 1, 2021 with no options to extend the terms.

Financial Impact
The value of the agreement will not exceed $1,725,000. Funding is available in the Aviation Department's Operating budget.

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

This item was adopted.

80 American Airlines Cargo Transfer Point Land Lease - Amendment (Ordinance S-47697)

Request to authorize the City Manager, or his designee, to execute an amendment to American Airlines Cargo Transfer Point Lease Agreement 146359 at Phoenix Sky Harbor International Airport to add five, one-year options to extend the term of the Lease that may be exercised at the sole discretion of the Director of the Aviation Department.

Summary
The City’s existing Lease Agreement 146359 (Lease) with American Airlines (AA) is for approximately 85,233 square feet of land at Phoenix Sky Harbor International Airport (Airport) that supports AA’s operation of a cargo transfer point (C-Point). AA’s C-Point operation was to be relocated during the initial term to enable the construction of Terminal 3’s (T3) second North Concourse. Due to the impact of the COVID-19 pandemic, the Airport's construction of the new T3 Concourse has been delayed indefinitely. The Aviation Department and AA would like to amend the term to allow AA’s continued use of the existing C-Point until it is required to relocate.

Contract Term
The amendment will add five one-year options to extend the term that may be exercised at the sole discretion of the Director of the Aviation Department.

Financial Impact

Rent for the first year of the extended term will be approximately $86,213 ($1.01 per square feet), plus applicable tax. Rent will be adjusted annually thereafter according to the Consumer Price Index using the Phoenix-Mesa index. Total anticipated rent over the five-year extended term, if all options are exercised, will be approximately $431,068.

Concurrence/Previous Council Action

The City Council approved Lease Agreement 146359 (Ordinance S-37523) on Nov. 17, 2010.

Location

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

This item was adopted.

81 United Parcel Service Inc. Ground Lease at Phoenix Sky Harbor International Airport (Ordinance S-47702)

Request to authorize the City Manager, or his designee, to enter into a ground lease for up to 43,560 square feet (approximately one acre) with United Parcel Service, Inc. at Phoenix Sky Harbor International Airport for a term of five years with two five-year options to extend the term.

Summary

United Parcel Service, Inc.(UPS) is an air cargo operator in the South Air Cargo (SAC) facility at Phoenix Sky Harbor International Airport. UPS currently occupies approximately 30,000 square feet (0.68 acres) of undeveloped graveled property under a temporary parking lot license agreement for the staging and storage of tractor trailers during peak season at 2908 E. Old Tower Road. UPS also currently occupies approximately one acre in the East Tonto Lot under a ground lease for employee parking. UPS shuttles employees from the East Tonto Lot to the SAC at its own expense.

UPS now desires to lease and develop the undeveloped graveled property occupied under the license for employee parking. UPS will develop the property into a paved employee parking lot following City Code within the first two years of the lease term. During the lease term,

the undeveloped gravel property will only be used for tractor trailer staging and storage. After the property is developed into a paved parking lot, UPS will be allowed to have employees park on the property. UPS will then utilize the East Tonto Lot for tractor trailer staging and storage.

Contract Term
The term is five years with two five-year options to extend the term, which may be exercised at the sole discretion of the Director of Aviation Services.

Financial Impact
Rent for the first year of the term will be approximately $45,738 ($1.05 per-square-foot). Rent will be adjusted annually using the Phoenix-Mesa-Scottsdale Consumer Price Index, but not to exceed three percent. Total anticipated revenue over the term, if all options are exercised, is approximately $686,070.

Concurrence/Previous Council Action
The Phoenix Aviation Advisory Board recommended this item for approval on May 20, 2021, by a vote of 8-0.

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

This item was adopted.

82 Swissport Fueling Inc. Facility Lease at Phoenix Sky Harbor International Airport (Ordinance S-47703)

Request to authorize the City Manager, or his designee, to enter into a facility lease agreement for up to 5,760 square feet (three bays) of cargo bay space with Swissport Fueling, Inc. at Phoenix Sky Harbor International Airport for a term of five years.

Summary
Swissport Fueling, Inc. is a ground service operator that provides ground service equipment maintenance for airlines at Phoenix Sky Harbor International Airport (PHX). Swissport currently occupies 1,920 square feet (one bay) of cargo bay space in the West Air Cargo (WAC) Building A, Bay 13. Swissport wants to relocate and expand by entering into a new

facility lease agreement for three bays in the WAC. Swissport will use two bays for maintenance and a third bay will be improved for office, breakroom, and restroom facilities.

Contract Term
The term is five years with no options to extend the term.

Financial Impact
Rent for the first year of the term will be up to $70,502.40 ($12.24 per-square-foot). Rent will be adjusted annually based on PHX's Rates & Charges program. Total anticipated revenue over the term will be approximately $352,512.

Concurrence/Previous Council Action
The Phoenix Aviation Advisory Board recommended this item for approval on May 20, 2021, by a vote of 8-0.

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

This item was adopted.

83 Facility and Ground Leases for PGT Trucking, Inc. (Ordinance S-47706)

Request to authorize the City Manager, or his designee, to enter into a facility lease and a ground lease with PGT Trucking, Inc. at Phoenix Sky Harbor International Airport for one year with one, one-year option to extend the terms. Total rent over the terms of the leases, if options are exercised on both leases, will be approximately $115,412.

Summary
PGT Trucking, Inc. (PGT) hauls freight to locations throughout the United States. PGT has recently expanded its operations in the Phoenix area and requires office and trailer parking space to support its operations. PGT has requested to up to 2,067 square feet of office space and up to 33,560 square feet of land for parking.

Contract Term
The terms will be one year with one, one-year option to extend the terms.

Financial Impact

Rent for the first year of the facility lease will be approximately $1,872 per month ($10.87 per-square-foot per year). Rent for the first year of the ground lease will be approximately $2,937 per month ($1.05 per-square-foot per year). Rent will be adjusted based on the Phoenix-Mesa-Scottsdale Consumer Price Index if the options to extend the terms are exercised. Total rent over the terms of the leases, if options are exercised on both leases, will be approximately $115,412.

Concurrence/Previous Council Action

The Phoenix Aviation Advisory Board recommended this item for approval on May 20, 2021, by a vote of 8-0.

Location

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

This item was adopted.

85 Distributed Antenna System at Phoenix Sky Harbor International Airport (Ordinance S-47713)

Request to authorize the City Manager, or his designee, to enter into an agreement with AT&T Services, Inc. for the design, implementation, and operation of an airport Distributed Antenna System to improve cellular service for all passengers, business partners, and workers at Phoenix Sky Harbor International Airport. AT&T will pay the City a $750,000 first-year minimum annual guarantee with a three percent annual increase during the agreement term and any option periods exercised by the City.

Summary

The cellular service at Phoenix Sky Harbor International Airport (PHX) is spotty and inconsistent because of the physical structures in and around the airport campus. Terminal buildings, parking garages, and other structures make it difficult to receive optimal cellular service inside the terminals and concourses.

On average, approximately 123,000 passengers pass though PHX facilities per day (pre-COVID-19). A strong and reliable cellular service is essential to provide passengers a world-class experience that enables

them to stay connected with friends, family, and work while traveling. Historically, wireless-service providers have tried to address structural impediments by strategically locating outdoor cell towers. This method has made marginal improvements for voice calls. But most cellular traffic today consists of data, video, and streaming services. These services cannot be improved by modifying or adding legacy outdoor towers. And with the launch of 5G technology, passengers expect the next-generation wireless experience while in our facilities. The Federal Communications Commission's designated frequency spectrum allocation for 5G makes it almost impossible to provide ultra-high bandwidth 5G service inside airport terminals and other facilities by relying on common outdoor cell towers.

A Distributed Antenna System (DAS) will help provide the necessary infrastructure to deliver world-class 4G and 5G cellular service to PHX passengers. The DAS will ensure adequate coverage and the capacity needed to support a high-speed wireless experience (such as for streaming, media, video, and online gaming). This connection quality is becoming the expectation that passengers demand while at the airport. The system will also facilitate next-gen applications and services, such as the Internet of Things (IoT), Virtual/Augmented Reality, and others within the PHX environment.

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

Procurement Information

The Aviation Department issued a Revenue Contract Solicitation (RCS 21-008) for design, build, operation, management, and maintenance of a DAS on Dec.17, 2020. Five responses were received on March 2, 2021. Two respondents were deemed non-responsive.

Evaluation criteria for the responsive and responsible respondents included:

Method of approach to design, build and operate a DAS (350 Points)

Revenue to the City (300 Points)

Qualifications and experience of respondent and key personnel (250 Points)

Business plan (100 Points)

The evaluation panel recommends AT&T Services, Inc. (AT&T) for award as the best value to the City based on the following consensus scores:
AT&T - 890 Points
Crown Castle Fiber, LLC - 850 Points
Boingo, LLC - 827 Points

Contract Term
The agreement term will be 10 years with two one-year options to extend the term. The options may be exercised at the Director of Aviation Services' sole discretion.

Financial Impact
AT&T will pay the City a $750,000 first-year minimum annual guarantee with a three percent annual increase during the agreement term and any option periods exercised by the City.

Concurrence/Previous Council Action
The Phoenix Aviation Advisory Board recommended approval of this item on May 20, 2021 by a vote of 8-0.

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

This item was adopted.

87 Original and Aftermarket Refuse Truck Parts Agreements (Ordinance S-47685)

Request to authorize the City Manager, or his designee, to enter into separate agreements with: Amrep Manufacturing Company, LLC; Balar Holding Corp. dba Balar Equipment; BTE Body Company, Inc.; Short Equipment, Inc.; and Wastebuilt Environmental Solutions, LLC, for Original Equipment Manufacturer (OEM) and aftermarket refuse truck parts. Further request to authorize the City Controller to disburse all funds related to this item. The total aggregate amount is $10 million over the life of the agreements.

Summary

The Public Works Department is responsible for maintaining approximately 285 refuse collection trucks. The City-owned refuse trucks require ongoing repairs and maintenance to ensure they are safe, efficient, and reliable for operation to provide refuse collection services to City residents. These agreements will allow OEM and aftermarket refuse truck parts to be purchased for regular maintenance and necessary repairs of the refuse truck fleet.

Procurement Information

Invitation for Bid 22-FSD-005 was conducted in accordance with Administrative Regulation 3.10. Five offers were received by the Public Works Department Procurement Services on April 14, 2021. The offers were evaluated based on price, responsiveness to all specifications, terms and conditions, and responsibility to provide the required services. The offers submitted by Amrep Manufacturing Company, LLC; Balar Holding Corp. dba Balar Equipment; BTE Body Company, Inc.; Short Equipment, Inc.; and Wastebuilt Environmental Solutions, LLC were deemed fair and reasonable.

The Award Recommendation can be found in **Attachment A**.

Contract Term

The one-year term of the agreements will begin on or about Aug. 1, 2021. The agreements will contain four, one-year options to extend the term, for a total agreement term of up to five years if all options are exercised.

Financial Impact

The aggregate value of the agreements, including all option years, is $10 million, including all applicable taxes, with an estimated annual expenditure of $2 million. Funding is available in the Public Works Department's budget.

This item was adopted.

88 Energy Management Control Systems Repair Services Contract (Ordinance S-47693)

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

separate agreements with: Arizona Comfort Zone, LLC; Harris Arizona, LLC; and Pueblo Mechanical & Controls, to provide Energy Management Control Systems Repair Services to be used on an as-needed basis. Further request to authorize the City Controller to disburse all funds related to this item. The total aggregate amount is $1.25 million over the life of the contracts.

Summary

The Public Works Department is responsible for maintaining the Energy Management Control Systems at various City locations. These systems control and monitor energy consuming devices including heating and cooling equipment, fans, and pumps. The City owns and maintains multiple facilities complete with Building Automation Systems (BAS) that control central plant chillers, air distribution systems, and associated equipment. There are several City-owned facilities with aging equipment that require these systems to be repaired.

Procurement Information

Invitation for Bid 22-FMD-007 was conducted in accordance with Administrative Regulation 3.10. Four offers were received by Public Works Department Procurement Services on March 24, 2021. The offers were evaluated based on price, responsiveness to all specification, terms and conditions, and responsibility to provide the required services. The offers submitted by Arizona Comfort Zone, LLC; Harris Arizona, LLC; and Pueblo Mechanical & Controls were deemed to be fair and reasonable.

Arizona Comfort Zone, LLC bid total is $237.50
Harris Arizona, LLC bid total is $277.00
Pueblo Mechanical & Controls bid total is $287.50

Contract Term

The initial agreement term is for three years beginning on or about Aug. 1, 2021 with two, one-year options to extend the term, for a total agreement term of up to five years if all options are exercised.

Financial Impact

The aggregate value of the agreements, including all option years, is $1.25 million, including all applicable taxes, with an estimated annual

expenditure of $250,000. Funding is available in the Public Works Department's budget.

This item was adopted.

89 Heating, Ventilation and Air Conditioning Filter Maintenance Service and Supply - Agreement Recommendation (Ordinance S-47698)

Request to authorize the City Manager, or his designee, to enter into an agreement with American Air Filter Company, Inc. dba AAF International for air filter replacement services and purchase of air filters. Further request authorization for the City Controller to disburse all funds related to this item. The total aggregate amount is $11.5 million over the life of the agreement.

Summary

The Public Works Department is responsible for maintenance of various City buildings across the Valley. The awarded vendor will provide the City with Heating, Ventilation and Air Conditioning (HVAC) filter replacement services, and supply air filters to allow City staff to change filters as-needed. Due to the City's COVID-19 requirements, all filters have been upgraded to Minimum Efficiency Reporting Value (MERV) 13 rather than MERV 10 to help with filtration of indoor air. This agreement will aid in the citywide effort to maintain quality air in City buildings to support our community, residents, and employees.

Procurement Information

Invitation for Bids (IFB) 22-FMD-008 was conducted in accordance with Administrative Regulation 3.10. Five groups were identified in the bid submittal. Groups 1 - 4 are for supply and filter replacement at multiple locations, with Group 5 being the supply of filters only. The offers were evaluated based on price, responsiveness to specifications, and responsibility to provide the required goods and services.

The award recommendation can be found in **Attachment A**.

Contract Term

The initial one-year term shall begin on or about Sept. 1, 2021, with four option years to extend in increments of up to one year, for a total agreement term of five years.

Financial Impact

This agreement will have an estimated annual expenditure of $2.3 million, with a total aggregate amount of $11.5 million over the life of the agreement. Funding is available in the Public Works Department's budget.

This item was adopted.

91 Intergovernmental Agreement with Arizona State Land Department for Roadway Improvements near Norterra Parkway and Jomax Road (Ordinance S-47699)

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the Arizona State Land Department (ASLD) to utilize ASLD owned property for an interim storm water retention basin associated with the Jomax Road widening project located at the north west corner of Norterra Parkway and Jomax Road. The City will apply for a Special Land Use Permit and pay associated cost for the permit, as well as perform routine maintenance of the interim basin as outlined within the IGA. 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.

Summary

The Street Transportation Department is constructing a roadway widening project for the north side of Jomax Road between I-17 Freeway and Norterra Parkway. The City has reached an agreement with ASLD to allow the north half roadway storm water runoff to be retained in an interim retention basin on ASLD owned land. The City agrees to assume general maintenance responsibility of the basin for weed and litter control as outlined with in the IGA until such time that the land is auctioned by ASLD, at which time the permit shall expire and the successful bidder will operate and control the land and be responsible for overall maintenance as required by the City of Phoenix, Storm Water Design Manual.

Financial Impact

The total fee for the Special Land Use Permit application is $1,800 with a $300 renewal fee due in two years.

Location
Northwest Corner of Norterra Parkway and Jomax Road.
Council Districts: 1 and 2

This item was adopted.

92 Authorization to Enter into Development Agreement with AZ Deer Valley Industrial LP (Ordinance S-47709)

Request to authorize the City Manager, or his designee, to enter into a Development Agreement with AZ Deer Valley Industrial LP, for the installation of public roadway infrastructure, and necessary public easement dedications, on behalf of the City related to the north half street of Pinnacle Peak Road from Central Avenue to 7th Street. Further request to authorize the City Controller to disburse funds related to this item. The value of the agreement will not exceed $2 million.

Summary
The City of Phoenix, in 2007, entered into Development Agreement (DA) 122225 with Airpark 80, LLC for Improvements to and Realignment of Pinnacle Peak Road, Central Avenue to Seventh Street, which was recorded in the Official Records of Maricopa County, Arizona on Sept. 21, 2007, as Document 2007-1046057, pursuant to which, the City agreed to design and construct certain public infrastructure improvements to the north side of Pinnacle Peak Road between Central Avenue and 7th Street. AZ Deer Valley Industrial LP (Developer) has since acquired the subject parcel from Airpark 80, LLC and has requested to complete the north half roadway improvements of Pinnacle Peak Road as outlined in the previous Development Agreement on behalf of the City in advance of the City's scheduled Capital Improvement Project currently budgeted in Fiscal Year 2024.

Developer will publicly procure the roadway design and construction in accord with A.R.S. Title 34 requirements in order to seek reimbursement for the City responsible improvements in an amount not to exceed $2 million.

Contract Term
Developer shall use commercially reasonable efforts to complete the construction of the Public Infrastructure Improvements by no later than

Dec. 31, 2024. Developer acknowledges that if it has not completed the construction of the Public Infrastructure Improvements by Dec. 31, 2024, the City shall have the right to terminate this Agreement by recording a notice of termination in the Official Records of Maricopa County, Ariz.

Financial Impact
Funding is available through the Street Transportation Department's Capital Improvement Program.

Concurrence/Previous Council Action
The City Council approved DA 122225 (Ordinance S-34293) on July 2, 2007.

Location
Pinnacle Peak Road, Central Avenue to 7th Street
Council Districts: 1 and 2

This item was adopted.

94 Vactor Services Agreement - Request for Award (Ordinance S-47666)

Request to authorize the City Manager, or his designee, to enter into an agreement with Pipeline Video Inspection dba AIMS Companies, to provide vactor services for the purpose of keeping sewer lines, process pipelines and storm drains clean and free of debris that could cause blockage. Further request to authorize the City Controller to disburse all funds related to this item. The agreement amount will not exceed $3,726,250.

Summary
The purpose of this agreement is to provide vactor services for facility sewer lines, which are not infrastructure in the City's sanitary sewer collection system, decant stations, process pipelines, process tanks, storm drains, basin/rock trap, process liquid holding structure, process liquid conveying structure, flood irrigation lines, interceptor tanks and pool filter/settling tank.

AIMS Companies services include, but are not limited to: providing Closed-Circuit Television (CCTV) recording or still photographs of the interior of the cleaned sewer/process pipelines as requested by the City,

removing flood irrigation line blockages in 12- to 24-inch concrete pipes and removal of pool filter sand and sand traps, disposal of materials and cleaning up spills or leaks.

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

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

Selected Bidder
Pipeline Video Inspection dba AIMS Companies: $224,775

Other Bidders
StormWater Pros, LLC: $246,300
Ancon Services: $249,857.20
Lincoln Constructors, Inc: $338,000

Contract Term
The agreement will begin on or about Sept. 1, 2021, for a five-year aggregate term with no options to extend.

Financial Impact
The agreement value for Pipeline Video Inspection dba AIMS Companies will not exceed $3,726,250.

Funding is available in the Water Services and Parks and Recreation departments' operating budgets.

This item was adopted.

95 16-Inch Zone 1 Carver to Elliot Roads from 51st to 35th Avenues - Construction Manager at Risk Preconstruction Services - WS85500440 (Ordinance S-47674)

Request to authorize the City Manager, or his designee, to enter into an agreement with PCL Construction, Inc. to provide Construction Manager at Risk Preconstruction Services for the 16-Inch Zone 1 Carver to Elliot roads from 51st to 35th avenues 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 $30,000.

Summary

The purpose of this project is to install approximately 11,339 feet of 16-inch combination transmission and distribution pipe, valves, fittings, hydrants and service connections. Particular care must be exercised in the area of existing and abandoned El Paso Natural Gas lines and a City of Phoenix 54-inch water transmission main, as well as Salt River Project (SRP) irrigation canals, ditches, and pipes in the area. Additionally, the right of way is split between the City of Phoenix and Maricopa County.

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

PCL's services include, but are not limited to: providing a detailed cost estimate and knowledge of marketplace conditions, provide project planning and scheduling, provide for construction phasing and scheduling that will minimize interruption and to City operations and to provide alternate systems evaluation and constructability studies. A Small Business Enterprise goal will be established for this project upon substantial completion of Preconstruction Services and prior to the start of construction.

This Agreement is essential to the health, safety, and welfare of the public and critical operations for the City.

Procurement Information

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

Selected Firm
Rank 1: PCL Construction, Inc.

Additional Proposers
Rank 2: Achen-Gardner Construction, LLC
Rank 3: Hunter Contracting Co.
Rank 4: TALIS Construction Corporation
Rank 5: B&F Contracting, Inc.
Rank 6: Haydon Building Corp.

Contract Term
The term of the agreement is 260 calendar days from issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact
The agreement value for PCL will not exceed $30,000, including all subcontractor and reimbursable costs.

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

Location
Carver to Elliot roads from 51st to 35th avenues
Council District: 8

This item was adopted.

96 Arizona Public Service Trenching Agreement for Electrical Service to City of Phoenix Pressure Reducing Valve Station - WS85500455 (Ordinance S-47677)

Request to authorize the City Manager, or his designee, to enter into a Trenching Agreement with Arizona Public Service to provide new

electrical service for a Pressure Reducing Valve station located near 51st Avenue and Union Hills Drive for City of Phoenix project WS85500455. Further request 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. There is no financial impact to the City of Phoenix.

Summary

The City is constructing a pressure reducing valve station that will require new electrical service for operational purposes. The Trenching Agreement is required by Arizona Public Service (APS) in order to proceed with electrical design, as well as installation of necessary facilities to provide power for the City's requested needs and is being executed with a zero dollar cost.

Contract Term

The term of the agreement will begin on or about June 16, 2021, and will expire when the project is completed and accepted.

Financial Impact

There is no financial impact to the City of Phoenix.

Location

Near 51st Avenue and Union Hills Drive
Council District: 1

This item was adopted.

97 Biosolids Removal Services Agreement - Amendment (Ordinance S-47683)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 147292 with Synagro of California, LLC, to provide additional funding to the contract. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $2,596,000.

Summary

Biosolids are a byproduct of the wastewater treatment process. Synagro of California, LLC is responsible for transporting, reusing and disposing of digested biosolids for the Water Services Department 23rd Avenue

and 91st Avenue Wastewater Treatment Plants (WWTP).

This amendment is necessary due to an increase in the volume of biosolids being processed at the 91st Avenue WWTP. Load fees are based on weight and frequency, both of which have increased.

Financial Impact

The initial agreement for Biosolids Removal Services was authorized for a fee not-to-exceed $12 million. An amendment increased the authorization for the agreement by $741,000, for a total value not-to-exceed $12,741,000. This amendment will increase the authorization for the agreement by an additional $2,596,000, for a new total not-to-exceed agreement value of $15,337,000.

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

Concurrence/Previous Council Action

The City Council approved:

Biosolids Removal Services Agreement 147292 (Ordinance S-44478) on April 18, 2018; and

Biosolids Removal Services Agreement 147292 - Amendment (Ordinance S-46608) on May 20, 2020.

This item was adopted.

98 Enter into Agreement with Salt River Project to Cost Share for Northern Mexican Garter Snake for Operations of Modified Roosevelt Dam (Ordinance S-47687)

Request to authorize the City Manager, or his designee, to enter into an agreement with Salt River Project to share costs for requirements related to the Northern Mexican Garter Snake, a threatened species, proportional to Phoenix’s allotted New Conservation Space storage in Modified Roosevelt Dam’s total storage. This will be in alignment with the Modified Roosevelt Dam incidental take permit and associated Roosevelt Habitat Conservation Plan to obtain coverage under the Endangered Species Act for the Northern Mexican Garter Snake for operations of Modified Roosevelt Dam. Further request to authorize the City Controller to disburse all funds related to this item. The agreement value will not

exceed $150,000.

Summary

In 2003, the Fish and Wildlife Service issued Salt River Project (SRP) an incidental take permit under Section 10 of the Endangered Species Act for certain listed species for operation of the Modified Roosevelt Dam. In 2010, near Theodore Roosevelt Lake, the Northern Mexican Garter Snake was found in the vicinity. In 2014, the Northern Mexican Garter Snake was listed as a threatened species. SRP has obtained a research permit to perform scientific research to better understand the Northern Mexican Garter Snake's long-term survival needs in the vicinity of Theodore Roosevelt Lake. The research permit provides short-term coverage for the incidental take of Northern Mexican Garter Snake from operation of the Modified Roosevelt Dam's Active Conservation Space and New Conservation Space storage. The Water Services Department will share costs associated with the long-term survival of the Northern Mexican Garter Snake. In doing so, in collaboration with SRP, the City of Phoenix will safeguard the continued availability of Phoenix's allotted New Conservation Space storage.

Procurement Information

In accordance with City of Phoenix Administrative Regulation 3.10, competitive procurement was waived as a result of a Determination Memo citing there is an unusual nature of the goods or services that require a specific vendor due to SRP's network of private and public partners funding the project for the Northern Mexican Garter Snake. SRP provides a one-of-a-kind opportunity for the City to fund collaborative projects that positively impact Phoenix's allotted New Conservation Space storage and environmental improvements.

Contract Term

The agreement will expire upon the completion of the project or the full expenditure of Phoenix's $150,000 share of the cost, whichever occurs first.

Financial Impact

The agreement value of the agreement is not to exceed $150,000.

Funding for this agreement is available in the Water Services

Department's Operating budget.

This item was adopted.

99 Liquid Copper Sulfate - Request for Award (Ordinance S-47711)

Request to authorize the City Manager, or his designee, to ratify existing purchase orders and enter into an agreement with TR International Trading Company to provide liquid copper sulfate as an emergency alternative product to acidified copper sulfate used for water treatment. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority, and for the City Controller to disburse all funds related to this item. The expenditures will not exceed $192,111.

Summary

The purpose of this agreement is to purchase liquid copper sulfate as an alternative product to acidified copper sulfate for the Water Services Department (WSD) Water Production Division's 24th Street and Val Vista Water Treatment Plants (WTPs). During the warmer summer months (May through October), the WTPs normally use acidified copper sulfate crystals to suppress algae growth in treated water. Algae growth is primarily triggered by the high summer temperatures and sun exposure.

WSD has an existing agreement with Chemrite, Inc. (Agreement 153960) to provide acidified copper sulfate. On April 20, 2021, Chemrite, Inc. notified WSD that acidified copper sulfate was no longer available in the marketplace due to shortages of key raw materials. In response, WSD determined that it would be in the best interest of the City to obtain an alternative product to suppress algae growth (liquid copper sulfate) before the inventory of acidified copper sulfate was completely depleted.

Procurement Information

WSD issued a Request for Information (RFI) to identify the availability of liquid copper sulfate and subsequently obtained a quote for the product. An emergency determination was obtained to purchase the liquid copper sulfate from TR International Trading Company.

An exception to the procurement process was determined to select the contractor set forth in City of Phoenix Administrative Regulation 3.10. A direct selection was made because there exists a threat to public health,

welfare or safety where the normal procurement sourcing methods and payment authorization was not followed.

Contract Term
The agreement's term will begin on or about June 16, 2021 and extend to Oct. 31, 2021.

Financial Impact
The agreement value for TR International Trading Company will not exceed $192,111. Funding is available in the Water Services Department's operating budget.

This item was adopted.

100 Final Plat - Norterra PUD Parcel 22 - PLAT 200626 - Southwest Corner of Jomax Road and 19th Avenue

Plat: 200626
Project: 15-3108
Name of Plat: Norterra PUD Parcel 22
Owner(s): US Relp Norterra East, LLC
Engineer: Thomas R Gettings
Request: 162 Lot Detached Single Family Subdivision
Reviewed by Staff: May 12, 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 southwest corner of Jomax Road and 19th Avenue
Council District: 1

This item was approved.

101 Final Plat - Red Hawk Garage Suites-DV - PLAT 200588 - Southeast Corner of 15th Ave and Happy Valley Road

Plat: 200588

Project: 18-1700
Name of Plat: 200588
Owner(s): Red Hawk Garage Suites-DV LLC
Engineer: David S. Klein
Request: 1 Lot Commercial Plat
Reviewed by Staff: May 13, 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 southeast corner of 15th Ave and Happy Valley Road
Council District: 1

This item was approved.

102 Final Plat - Hopewell 7th Pinnacle - PLAT 200632 - Northwest Corner of 7th Street and Pinnacle Peak Road

Plat: 200632
Project: 20-2549
Name of Plat: Hopewell 7th Pinnacle
Owner(s): AZ Deer Valley Industrial, LP
Engineer(s): Keako, Inc.
Request: 2 Lot Commercial Plat
Reviewed by Staff: May 11, 2021
Final Plat requires Formal Action Only

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

Location
Generally located at the northwest corner of 7th Street and Pinnacle Peak

Road
Council District: 1 and 2

This item was approved.

103 Final Plat - 11th Avenue Subdivision - PLAT 200628 - Northeast Corner of 11th Avenue and Sunland Avenue

Plat: 200628
Project: 19-4421
Name of Plat: 11th Avenue Subdivision
Owner(s): Lexington Communities, LLC
Engineer(s): Keogh Engineering, Inc.
Request: A 11 Lot Residential Plat
Reviewed by Staff: May 6, 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 11th Avenue and Sunland Avenue.
Council District: 7

This item was approved.

104 Final Plat - Laveen 23 - PLAT 200604 - North of Vineyard Road and East of 43rd Avenue

Plat: 200604
Project: 19-3925
Name of Plat: Laveen 23
Owner(s): AMH Development, LLC
Engineer: Robert Blake; Clouse Engineering, Inc.
Request: 23 Lot Residential Single Family Subdivision Plat
Reviewed by Staff: May 17, 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 223 feet north of the northeast corner of 43rd Avenue and Vineyard Road
Council District: 7

This item was approved.

105 Final Plat - Sunset Farms Parcel 4 North - PLAT 200618 - Northeast Corner of 107th Avenue and Broadway Road

Plat: 200618
Project: 02-2183
Name of Plat: Sunset Farms Parcel 4
Owner: GWH Sunset Farms LLC.
Engineer: Richard G Alcocer
Request: 16 Lot Residential Plat
Reviewed by Staff: May 17, 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. This plat needs to record concurrently with abandonment ABND 210008. The sequence of recording to be followed is that the resolution of abandonment is recorded first, then the plat is recorded second.

Location
Generally located at the northeast corner of 107th Avenue and Broadway Road
Council District: 7

This item was approved.

106 Final Plat - Phoenix Pipelines - PLAT 200559 - Southeast Corner of Winslow Avenue and 38th Street

Plat: 200559
Project: 20-1061
Name of Plat: Phoenix Pipelines
Owner(s): Phoenix Pipelines, Inc.
Engineer(s): Alliance Land Surveying, Inc.
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Sept. 22, 2020
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. Abandonment 200522 must be scheduled concurrently with this plat.

Location
Generally located at the southeast corner of Winslow Avenue and 38th Street.
Council District: 8

This item was approved.

107 Final Plat - Take 5 Oil Change - PLAT 200608 - Northwest Corner of 48th Street and Baseline Road

Plat: 200608
Project: 19-4199
Name of Plat: Take 5 Oil Change
Owner(s): The Emas Family Trust, Dated October 1998
Engineer(s): Bryan G. Goetzenberger, RLS
Request: A 2 Lot Commercial Plat
Reviewed by Staff: May 7, 2021
Final Plat requires Formal Action Only

Summary

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

Location
Generally located at the northwest corner of 48th Street and Baseline Road.
Council District: 8

This item was approved.

108 Abandonment of Easement - ABND 200562 - 9226 North Cave Creek Road (Resolution 21931)

Abandonment: ABND 200562
Project: 01-237
Applicant: Cave Creek Road Partners LLC
Request: To abandon the 25-foot Multi Use Trail Easement located along the eastern property line at the parcel on the west side of Cave Creek Road and south of Utopia Road, identified as parcel APN 213-80-452.
Date of Decision/Hearing: February 18, 2021

Location
9226 North Cave Creek Road
Council District: 3

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

This item was adopted.

109 Abandonment of Easement - ABND 210004 - Southwest Corner of 31st Avenue and Northern Avenue (Resolution 21929)

Abandonment: ABND 210004
Project: 20-952
Applicant: Ashley Zimmerman Marsh, Tiffany & Bosco
Request: To abandon a 1 foot vehicular non-access easement (VNAE) along the western perimeter of APN 151-02-011F.

Date of Decision/Hearing: March 18, 2021

Location
Southwest Corner of 31st Avenue and Northern Avenue
Council District: 5

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

This item was adopted.

110 Abandonment of Easement - ABND 200520 - 6810 & 6815 North 2nd Street (Resolution 21930)

Abandonment: ABND 200520
Project: 01-19072
Applicant(s):
Request:To abandon a 4-foot public utility easement at the southern portion of parcel identified APN 161-21-005 and a 4-foot public utility easement at the northern boundary of parcel identified APN 161-21-004, recorded on final subdivision plat for "El Sol," recorded with Maricopa County Recorder, Book 048, page 29.
Date of Decision/Hearing:June 30, 2020

Location
6810 & 6815 North 2nd Street
Council District: 6

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

This item was adopted.

111 Abandonment of Easement - ABND 210008 - Northeast Corner of 107th Avenue and Broadway Road (Resolution 21933)

Abandonment: ABND 210008

Project: 02-2183
Applicant: Douglas W. Chubin, P.E., Coe and Van Loo Consultants, Inc.
Request: To abandon a 1-foot vehicular non-access easement (VNAE) on Lots 1-16 on Sunset Farms Parcel 4 (APN 101-31-477 through 101-31-492, inclusive). The 1-foot vehicular non-access easement (VNAE) was dedicated through PLAT 190013.
Date of Decision/Hearing: April 9, 2021

Summary
The resolution of the abandonment and PLAT 200618 are to be recorded together with the Maricopa County recorder on the same day, at the same time. The sequence of recording to be followed is that the resolution of abandonment is recorded first, then the plat is recorded second.

Location
Northeast Corner of 107th Avenue and Broadway Road
Council District: 7

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

This item was adopted.

112 Abandonment of Easement -ABND 200522 - 2849 South 38th Street (Resolution 21932)

Abandonment: ABND 200522
Project: 20-1061
Applicant: Phoenix Pipelines Inc.
Request: To abandon a 16-foot public utility easement on lots 7-14 recorded on final subdivision on plat "Williams Okemah Addition Amended," recorded with Maricopa County Recorder, Book 041, page 26.
Date of Decision/Hearing: September 10, 2020

Summary
The resolution of the abandonment and PLAT 200559 are to be

recorded together with the Maricopa County recorder on the same day, at the same time. The sequence of recording to be followed is that the resolution is recorded first, then the plat is recorded second.

Location
2849 South 38th Street
Council District: 8

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

This item was adopted.

113 Amend City Code - Official Supplementary Zoning Map 1219 (Ordinance G-6866)

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1219. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-89-04 and the entitlements are fully vested.

Summary
To rezone a parcel located approximately 1,091 feet east of the southeast corner of 7th Street and Deer Valley Road.
Application No.: Z-89-04
Zoning: A-1
Owner: KeyBank Natl Assoc & Geupel Family LP
Acreage: 144.64

Location
Approximately 1,091 feet east of the southeast corner of 7th Street and Deer Valley Road..
Council District: 2

This item was adopted.

114 Amend City Code - Official Supplementary Zoning Map 1218

(Ordinance G-6867)

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1218. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-7-12-3 and the entitlements are fully vested.

Summary

To rezone a parcel located approximately 300 feet east of the northeast corner of 42nd Street and Cactus Road.
Application No.: Z-7-12-3
Zoning: R-5 PCD
Owner: WW Cactus 88, LLC
Acreage: 5.06

Location

Approximately 300 feet east of the northeast corner of 42nd Street and Cactus Road
Address: 4232, 4238, and 4242 E. Cactus Road
Council District: 3

This item was adopted.

115 Modification of Stipulation Request for Ratification of May 19, 2021 Planning Hearing Officer Action - PHO-4-21--Z-14-05-1- Southeast Corner of 7th Avenue and Happy Valley 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 May 19, 2021. This ratification requires formal action only.

Summary

Application: PHO-4-21--Z-14-05-1
Existing Zoning: A-1 DVAO
Acreage: 16.14

Applicant: Strata Solar

Owner: Happy Valley II LLC
Representative: Chris Webb, Rose Law Group

Proposal:
1. Modification of Stipulation 1 regarding general conformance to site plans date stamped August 13, 2007 (PHO-1-07 and PHO-2-14) and October 3, 2014 (PHO-2-14).
2. Deletion of Stipulation 2 regarding a master architectural theme (PHO-1-07 and PHO-2-14).
3. Deletion of Stipulation 4 regarding two pedestrian access points to the regional trail system (PHO-1-07 and PHO-2-14).
4. Modification of Stipulation 7 regarding recording documents that disclose the existence and characteristics of Goodrich-Universal Propulsion Company (PHO-1-07 and PHO-2-14).
5. Technical corrections to Stipulations 3 and 5 (PHO-1-07).

Concurrence/Previous Council Action
Village Planning Committee (VPC) Recommendation: The Deer Valley Village Planning Committee heard this case on May 13, 2021 and recommended approval by a 10-1 vote.
Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on May 19, 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
Southeast corner of 7th Avenue and Happy Valley Road
Council District: 1
Parcel Address: N/A

This item was approved.

116 Modification of Stipulation Request for Ratification of May 19, 2021 Planning Hearing Officer Action - PHO-5-21--Z-111-98-7- Approximately 238 Feet East of the Southeast Corner of 67th Avenue and Lower Buckeye Road

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

Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on May 19, 2021. This ratification requires formal action only.

Summary

Application: PHO-5-21--Z-111-98-7
Existing Zoning: C-1
Acreage: 3.28

Applicant: The Carioca Company
Owner: RG3 Solar LLC
Representative: Jeff Winter, Esencia LLC

Proposal:
Deletion of Stipulation 26.c regarding review and approval of conceptual site plan and elevations for Phase II development.

Concurrence/Previous Council Action

Village Planning Committee (VPC) Recommendation: The Estrella Village Planning Committee heard this case on May 18, 2021 and recommended denial, by a 5-0 vote.
Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on May 19, 2021, and recommended denial as filed and approval with a modification and additional stipulation. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

Location

Approximately 238 feet east of the southeast corner of 67th Avenue and Lower Buckeye Road
Council District: 7
Parcel Address: N/A

This item was approved.

Item 13, Ordinance S-47658 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.

13 United States Conference of Mayors

For $91,138.00 in payment authority for Fiscal Years 2020-21 and 2021-22 annual membership dues for the City of Phoenix. The United States Conference of Mayors (USCM) is the official non-partisan organization of cities with populations of 30,000 or more. Mayors contribute to development of national urban policy by serving on one or more of the conference's standing committees. USCM develops policy positions adopted by the nation's mayors that are distributed to the President of the United States and Congress. Task forces are also assembled to examine and act on issues like civic innovation, exports, hunger and homelessness. The membership ensures that Phoenix's interests are being represented by the USCM.

A motion was made by Vice Mayor Garcia, seconded by Councilwoman Ansari, 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

28 (CONTINUED FROM JUNE 2, 2021) - Fort McDowell Yavapai Nation Gaming Grants (Ordinance S-47649)

Request to authorize the City Manager, or his designee, to apply, accept, and if awarded, enter into related agreements for up to $836,200 in new funding from Fort McDowell Yavapai Nation under the 2021 funding cycle. Further request authorization for the City Treasurer to accept, and the City Controller to disburse, funds by Fort McDowell Yavapai Nation in connection with these grants.

Summary

If awarded, these monies would be applied, as directed by Fort McDowell Yavapai Nation towards the following:

City Applications

Community and Economic Development Department: $50,000 for the Reinvest Maryvale Campaign, which will attract meaningful investment and development interest in the Maryvale Village, that will provide education, recreational and economic opportunity to the residents and visitors of Maryvale.

Housing Department: $27,460 for the PHXHousing Connect Tech Ambassador Program, which will develop a new program for up to 800 senior residents at the city's public housing properties who recently received a device and free internet service. Funding will be used to develop a Tech Ambassador program to provide continued support to the city's senior public housing residents by supporting one year of peer-to-peer digital literacy skill training and isolation-reducing social activities.

Human Services Department: $149,479 for the Phoenix Youth R.I.S.E. program, which will provide youth of Phoenix, ages 16 to 24, an opportunity to participate in a paid, four-week work experience/internship with a community business during the summer months. Funding will allow for 107 more youth to be served and in turn support the economic and community development needs in Phoenix.

Office of Environmental Programs and Community and Economic Development Department: $289,000 (over two years) for the Phoenix Urban Agriculture, Climate Resilience, and Entrepreneurship (ACRE) program, which will strengthen the food production step of the local food system by helping farms increase climate resilience, growing new farm entrepreneurs and worker cooperatives, and training the next generation of growers through a fellowship program that embeds fellows with farms and other entrepreneurs.

Phoenix Fire Department: $84,361 for the Phoenix Fire Department Regional Paramedic Training Unit Vehicle, funding will be used to acquire a dedicated paramedic training vehicle that will provide a consistent and reliable apparatus for paramedic students to respond to EMS incidents to practice response, apply knowledge and perform skills necessary to effectively provide medical treatment in a pre-hospital setting prior to certification.

Nonprofit Applications

Aunt Rita's Foundation: $10,000 for the Ending the HIV Epidemic: Prevention, Education, Testing, and Outreach program, which would educate individuals about HIV, prevent HIV transmission, promote HIV testing, provide resources to access health care, medications, housing, substance use treatment, legal aid, etc., and heighten the awareness of HIV through virtual and in-person community events.

Arizona Educational Foundation: $25,000 for the Our World: Educators for Indigenous Students program, which will provide training for teachers and administrators serving Indigenous students throughout the City of Phoenix and Maricopa County.

Arizona Foundation for Women: $25,000 for the SHE Leads! Leadership Development for Women program, which seeks to amplify its impact by creating a cohort of SHE Leads! participants from BIPOC communities who have often been marginalized by past leadership programs.

Arizona Helping Hands: $10,000 for the Basic Needs program, which will provide beds and other essential items for children in foster care so they can lead healthy and safe lives.

Arizona Humane Society: $8,000 for the Humane Teens for a Humane Future program, which will benefit the Humane Teens program during the 2022-2023 school year, allowing Arizona Humane Society to enroll up to 40 teens in their STEM-related internship program.

Camp Colley: $27,900 for the Phoenix Youth to Camp Colley 2021 program, which will fund undeserved Phoenix children to attend Camp Colley in 2021 for their positive learning and growth in nature. Program objectives include increasing social-emotional skills and environmental education/learning.

Esperanca, Inc.: $10,000 for the Health Literacy Education for Low-Income Latino Children, Adults and Seniors program, which will support Esperanca's delivery of evidence-based health literacy programs regarding nutrition, physical activity, chronic disease self-management, such as diabetes, and oral health to reduce the prevalence of obesity, diabetes and poor oral health that disproportionately affect low-income Latino children, adults, and seniors. Esperanca also delivers meals and food items to Latino seniors in the programs to reduce food insecurity and promote healthy eating.

Foundation for Senior Living (FSL): $15,000 for the FSL Nutrition

Program for Low-Income Seniors program, which will support FSL's efforts to reduce food insecurity and improve the health outcomes of an estimated 1,000 unduplicated low-income seniors and homebound adults with disabilities through the provision of 70,000 hot, nutritious meals in Fiscal Year 2022.

New Pathways for Youth: $50,000 for the Holistic Youth Transformation Program, which will provide a comprehensive, evidence-based programming to improve the educational outcome of at-risk students attending Title I schools in Maricopa County. Funding will serve more than 600 new Title I students over the next five years, more than doubling their organizational impact.

Ronald McDonald House Charities of Central and Northern Arizona: $25,000 for the Keeping Families Together program, which will offer families a welcoming and safe place to stay, meals, and a support system of other families who are also experiencing a difficult time. Funding would fund 234 nights of rest for families and would allow them to stay close to their ill or injured children receiving specialized care at a Phoenix-area hospital.

Valley of the Sun YMCA: $20,000 for the Childcare, Preschool, and Meal Programs for low-income Phoenix children program, which will provide childcare, preschool, and meals to children from low-income Phoenix families at no cost.

Year Up Arizona: $10,000 for the Closing the Opportunity Divide in Phoenix: Support for Year Up Arizona's Workforce Development Program, which support Year Up Arizona's Gateway Community College location. They will enroll up to 160 young adults in the program preparing them to compete for careers and thrive in a rapidly evolving economy.

The gaming compact entered into by the State of Arizona and various tribes calls for 12 percent of gaming revenue to be contributed to cities, towns, and counties for government services that benefit the public including education, public safety, health, environment, economic and community development. The Fort McDowell Yavapai Nation will notify the City, by resolution of the Tribal Council, if it desires to convey to the City a portion of its annual 12 percent local-revenue-sharing contribution.

Financial Impact

There is no budgetary impact to the City of Phoenix and no General Fund dollars are required. Entities that receive gaming grants are responsible for the management of those funds.

Discussion

Mayor Gallego noted Councilwoman Pastor had a potential conflict with Item 28 and would not be participating on this item.

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

31 Public Hearing on Proposed Property Tax Levy, Truth in Taxation and Adoption of the Final 2021-22 Annual Budget

As required by State statute, this item requests the City Council hold a public hearing on the City's proposed Property Tax Levy and Truth in Taxation and the adoption of the final 2021-22 City of Phoenix Annual Budget (see **Attachment A** for State Budget Forms).

Discussion

Mayor Gallego declared the public hearing open.

Amanda McCauley stated she wanted to speak on Item 33.

Mayor Gallego noted Ms. McCauley would speak on Item 33 once heard. She declared the public hearing closed.

Note: One electronic comment was submitted indicating a neutral position on Item 31.

The hearing was held.

32 Convening of Special Meeting of the City Council

In accordance with State statute, this item requests the City Council formally convene a special meeting for the purpose of considering adoption of the final 2021-22 budget.

Note: One electronic comment was submitted indicating no position on Item 32.

A motion was made by Councilwoman Guardado, seconded by Councilwoman O'Brien, that this item be approved. 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

Note: The Phoenix City Council recessed and convened into a special meeting.

33 Adoption of the Final 2021-22 Operating Funds Budget (Ordinance S-47661)

In compliance with requirements of the City Charter and Code and State statutes, request to adopt an ordinance (**Attachment A**) determining and adopting final estimates of proposed expenditures by the City of Phoenix for the fiscal year beginning July 1, 2021 and ending June 30, 2022 declaring that such shall constitute a budget of the City of Phoenix for such fiscal year.

Summary

The final operating funds budget ordinance reflects extensive public review through phone, email, information posted on the City website and actions taken by the Council on the budget at the May 18, 2021 Policy meeting and at the June 2, 2021 Formal meeting to adopt the tentative 2021-22 operating budget ordinance.

Discussion

Councilwoman Guardado made a motion to adopt Item 33.

Councilwoman Pastor seconded the motion.

Amanda McCauley spoke in favor, and said she was representing the

Arcadia Camelback Mountain Neighborhood Association. She read a letter submitted by the association regarding police budgetary cuts, and talked about the staffing levels of police precincts declining. She suggested there had been delays in response times and increases in crime in the city.

Stan Bates spoke in favor, and said the number one priority for elected officials was to ensure protection and safety of citizens. He talked about the increases in crime and response times, and suggested more police officers needed to be hired.

Anne Ender spoke in favor, and mentioned she was the President of Operation Blue Ribbon. She questioned if Phoenix did not have safe communities, how would the city attract businesses to Phoenix. She talked about semiconductor manufacturing companies preferring to manufacture in the valley because of the availability of skilled employees and the excellent living conditions. She suggested the Police Department needed to be fully staffed to maintain those excellent living conditions, and said the increase in crime might drive away businesses from Phoenix.

Gabriel Espinosa spoke in favor, and talked about a youth basketball program ran by a police officer in the Police Department. He commented families like his could not afford to play in higher-end club teams, and discussed the benefits of playing in this program. He stated because of this program his son received a scholarship to play college basketball, and expressed support for keeping this program in the budget for the Police Department.

Cynthia Graber spoke in favor, and commented the City and residents supported the Police Department.

AJ Marsden spoke in favor, and said the majority of Phoenix residents were community engaged. She stated community groups and events with the Police Department helped keep the city safe, and took issue with defunding the budget for the Police Department. She requested for more police officers to be hired.

Frank Steinmetz spoke in favor, and mentioned the primary function of an elected official was to work for the safety and well-being of the entire community. He expressed concern that there were not enough police officers in the City, and talked about hiring more officers than what was presented in the budget.

Tom White spoke in favor, and talked about the need for more police officers.

Barbara Jennings spoke in favor, and advocated for funding the Police Department. She talked about how this was not the time to defund the Police Department, and said Council needed to support the Police Department.

Pam Sivilli spoke in favor, and commented having a strong police force with enough staffing and support was needed. She stated she did not want to see Phoenix go down the same path as other municipalities that have defunded their police departments.

LaVelle Lewis indicated he was in favor on Item 33, and talked about the youth basketball program mentioned earlier. He stated these programs were important, and noted how meaningful it was for the youth to have access to this program. He commented it would be a shame to lose this program in the south Phoenix community.

Councilwoman O'Brien thanked City staff for putting so much time into this budget, and mentioned her office received over 200 phone calls asking the City to not defund the Police Department. She stated this budget would not defund the Police Department, and added this budget provided more money for public safety. She listed the different positions that would be added in public safety, and discussed the need to recruit more police officers. She mentioned this budget addressed early childhood education attainment for the most vulnerable communities, and added the budget addressed those experiencing homelessness and worked to create regional solutions with neighboring municipalities. She said this budget provided necessary funds for public transportation, and concluded she wanted to work on establishing new public transportation routes in the northern part of Phoenix.

Councilwoman Pastor thanked City staff for their work on the budget, particularly in the water conservation area.

Mayor Gallego thanked Councilwoman Pastor for her leadership on the water conservation committee that helped make the investments in this budget possible. She commented this budget was exciting because it brought forward a significant compensation increase for all City employees, and talked about continuing to make investments to keep Phoenix as an exciting, dynamic and desirable place to live. She stated she wanted every person to feel safe and respected, and added this budget made investments that allowed that to happen. She noted having a safe place to call home was valuable, and said this budget made strategic investments to move that forward. She talked about working to protect the environment and climate, and she mentioned the fastest way to recover from COVID-19 was to invest in public health. She commented she was excited about the $15 million investment in the Community Assistance program, and added this was a leadership investment that would grow. She said she looked forward to the Office of Heat Response and Mitigation that would help Phoenix be a leader in responding to climate change. She thanked City staff for their work on the budget, and mentioned it was a tough year but the City was moving forward to create a stronger, safer and smarter city.

Prior to his vote, Councilman Waring mentioned he spent a lot of time over the past 24 hours with police officers from the Black Mountain and Desert Horizon precincts. He said he appreciated the passion those officers brought to the job, and commented he would be voting no because this budget did not do enough for the Police Department. He took issue with the budget including the Office of Accountability and Transparency, and other items that were added. He stated he appreciated City staff for doing the best they could, and added he thought the City could do better.

Note: 105 electronic comments were submitted on Item 33, with 80 in favor, 13 opposed, 11 indicating no position, and one indicating a neutral position.

A motion was made by Councilwoman Guardado, seconded by

Councilwoman Pastor, that this item be adopted. The motion carried by the following vote:

Yes: 6 - Councilwoman Ansari, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark and Mayor Gallego

No: 3 - Councilman DiCiccio, Councilman Waring and Vice Mayor Garcia

34 Adoption of the Final 2021-22 Capital Funds Budget (Ordinance S-47690)

In compliance with requirements of the City Charter and Code and State statutes, request to adopt an ordinance (**Attachment A**) adopting the final Capital Funds Budget for the City of Phoenix for the fiscal year 2021-22.

This adopts the final 2021-22 Capital Funds Budget for the fiscal year beginning July 1, 2021 and ending June 30, 2022. This capital funds appropriation will be funded by property tax and revenue supported bond proceeds, federal and state participation funds, passenger facility charges, customer facility charges, participation by other governmental entities in certain projects, development impact fees, capital grants, capital reserves, solid waste remediation funds and other capital funding sources.

Concurrence/Previous Council Action

The final Capital Funds Budget ordinance reflects actions taken by Council at the June 2, 2021 Formal meeting to adopt the tentative budget ordinances and is consistent with the Five-Year Capital Improvement Program resolution approved by Council at the June 2, 2021 Formal meeting.

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, Vice Mayor Garcia and Mayor Gallego

No: 1 - Councilman Waring

35 Adoption of the Final 2021-22 Reappropriated Funds Budget (Ordinance S-47662)

In compliance with requirements of the City Charter and Code and State statutes, request to adopt an ordinance (**Attachment A**) adopting the final reappropriation budget for items of expenditure previously adopted as part of the 2020-21 fiscal year operating and capital fund budgets of the City of Phoenix but remaining as unexpended funds as of June 30, 2021.

Concurrence/Previous Council Action
The reappropriated funds budget ordinance reflects the action taken at the June 2, 2021 Formal meeting to adopt the tentative 2021-22 reappropriated funds budget ordinance.

A motion was made by Councilwoman Guardado, seconded by Councilwoman Stark, that this item be adopted. 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

A motion was made by Councilwoman Guardado, seconded by Councilwoman Stark, to adjourn the special meeting. 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

Discussion
Mayor Gallego declared the special meeting has concluded, and Council would reconvene the City Council Formal Meeting. She mentioned Items 36-37 were legally required amendments to the current 2020-21 budget that would allow the City to close out current fiscal year's budgetary accounts and proceed with the annual independent audit.

36 Amend Ordinance S-46715 Adopting the 2020-21 Annual Budget for Operating Funds (Ordinance S-47663)

An ordinance (**Attachment A**) amending Ordinance S-46715 adopting the 2020-21 Annual Budget to authorize reallocating appropriations among lawfully available appropriations to ensure the continued operation of the City of Phoenix in the payment of necessary expenses.

Summary

This legally required amendment to the 2020-21 Operating Budget will allow the City to close out the current fiscal year's budgetary accounts and proceed with the annual independent audit. This is a standard end-of-year process required to close the books.

State law precludes any expenditure not included in the budget even if additional funds become available. This means all expenditures require an appropriation. An appropriation is the formal recognition in the City's official accounting records that the City Council has approved spending authority. State law allows the City Council to transfer spending authority between line items in the adopted budget. This does not represent an actual transfer of funds, but rather, only transfers of spending authority between specific areas. As a result, the total bottom line budget amount for 2020-21 does not change.

To make sure all planned expenditures have appropriate spending authority, each year the Budget and Research Department brings to the City Council a request to amend the original budget amounts between specific areas at the end of each fiscal year. This is a normal part of the annual budget close-out process. Variances between estimated and actual expenditures that trigger the need to do these reallocated appropriations are usually caused by timing differences, such as expenditures originally planned for the early part of the 2021-22 fiscal year that actually occurred during the 2020-21 fiscal year. These timing variances can be quite large, especially when dealing with construction contracts. Allowing for these timing differences in our request for year-end budget amendments allows for bid awards and payments to vendors to proceed.

The amendments to the 2020-21 Operating Budget require City Council

approval to move spending authority from areas where excess authority is available to other areas where insufficient authority was originally provided due to normal changes during the year.

Decreases in 2020-21 appropriation authority are requested in the following:

General Fund Criminal Justice Funds due to minor budgetary savings.
General Fund Public Safety Funds due primarily to vacancy savings from sworn positions.
Federal and State Grant Funds due primarily to the $143.3 million in Coronavirus Relief Funds not programmed in the budget that were used to offset General Funded Public Safety salaries as permitted by the Federal guidelines.

Increases in 2020-21 appropriation authority are requested in the following:

General Fund General Government Funds due to an increase in General Fund resources resulting from a portion of Coronavirus Relief Funds that was used to offset Public Safety salaries, as permitted by the Federal guidelines, and which were used to carry out the City Council adopted plan in response to the COVID-19 pandemic. These increased resources allowed for unplanned spending on technology projects including distance learning, WiFi access, telework, and e-government projects as well as both community and employee COVID-19 testing, resident assistance with City service bills, and PPE supplies for employees.
General Fund Transportation Funds due to an increase in General Fund resources resulting from a portion of Coronavirus Relief Funds that was used to offset Public Safety salaries, as permitted by the Federal guidelines, and which were used to carry out the City Council adopted plan in response to the COVID-19 pandemic. These increased resources allowed for unplanned spending on the retrofit of the City's bus fleet to provide a safety barrier between drivers and passengers.
General Fund Environmental Services due to an increase in General Fund resources resulting from a portion of Coronavirus Relief Funds that was used to offset Public Safety salaries, as permitted by the

Federal guidelines, and which were used to carry out the City Council adopted plan in response to the COVID-19 pandemic. These increased resources allowed for unplanned spending on public facility retrofit projects.

General Fund Unassigned Vacancy Savings to account for the assignment of vacancy savings from Unassigned to General Fund specific programs.

General Fund Capital Improvement Funds as a result of an unbudgeted acquisition of property for at-risk veterans' housing utilizing Coronavirus Relief Funds.

Golf Course Funds due to unbudgeted maintenance needs.

Human Services Grant Funds due to the receipt of Coronavirus Relief Funds in response to the pandemic that were not included in the original budget.

Public Safety Expansion Funds due to higher than estimated personal service costs.

Regional Wireless Cooperative Funds due to a reduction in credits received from RWC members.

Transportation 2050 Funds due to the use of available pay-as-you-go funds in place of bond funds, as originally planned, allowing issuance of debt to be delayed.

The following funds to provide for minor year-end variances: General Fund Community Development and Sports Facilities Funds.

These are balancing measures with a net impact of $0. The total appropriation remains unchanged.

A motion was made by Councilwoman Guardado, seconded by Councilwoman Pastor, that this item be adopted. 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

37 Amend Ordinance S-46716 Adopting the 2020-21 Final Reappropriation Budget (Ordinance S-47664)

An ordinance (**Attachment A**) amending Ordinance S-46716 adopting the 2020-21 Final Reappropriation Budget to authorize reallocating appropriations among lawfully available appropriations to ensure the continued operation of the City of Phoenix in the payment of necessary expenses.

Summary

This amendment to the 2020-21 Final Reappropriation Budget will allow the City to close out the current fiscal year's budgetary accounts and proceed with the annual independent audit. This is part of the standard year-end process required to close the books.

Requested changes to the 2020-21 Reappropriated Funds Budget allow for year-end timing differences and allow for updated contract payment schedules. The 2020-21 Reappropriated Funds Budget ordinance was required to rebudget funds that were contractually committed in the prior fiscal year (2019-20) but not yet fully expended in that fiscal year. Since budget appropriations expire on June 30 of each fiscal year, the 2020-21 Reappropriated Funds Budget ordinance reestablished the appropriations for payment of vendors as goods and services were received.

These requested reallocations do not represent an actual transfer of funds, but rather, only a transfer of spending authority. Also, these reallocations do not increase or decrease the total budget.

A motion was made by Councilwoman Guardado, seconded by Councilwoman Pastor, that this item be adopted. 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	

38 Authorization to Adopt Proposed Update to Pension Plans Funding Policy (Ordinance S-47723)

Request to adopt a Pension Funding Policy applicable to City of Phoenix Employee Retirement System (COPERS) and Public Safety Personnel

Retirement System (PSPRS). A Pension Funding Policy to clearly communicate the City's funding objectives is a requirement adopted by the State Legislature in 2018 as A.R.S. 38-863.01 **(Attachment A)** to be implemented on an annual basis by June 30. While the State law only applies to PSPRS, for the third year in a row City staff recommends also adopting a COPERS funding policy as a transparent sound financial practice. This report further requests the Council to adopt a policy for the utilization of recreational marijuana revenues and a policy on the issuance of Pension Obligation Bonds.

Summary

The State law requires the City to:

1) Annually adopt a Pension Funding Policy.

2) Formally accept the Employer's share of the assets and liabilities under each pension system based on the actuarial valuation report.

3) Post the Policy on the City's website.

For review and discussion purposes, a proposed Pension Funding Policy for both PSPRS and COPERS can be found in **Attachments B and C.** A final City Pension Funding Policy must be adopted and posted on the City's website by July 1 each year.

Over the last several years the Phoenix City Council and voters have taken responsible actions to ensure the pension plans are financially stable while maintaining services to the public. Increase in net pension liabilities **(Attachment D)** and annual costs **(Attachment E)** have placed significant budgetary constraints on the City’s ability to provide employee wage and non-pension benefit increases, public services and infrastructure maintenance. While currently manageable, this pressure will continue into the foreseeable future. Further, credit rating agencies and lenders place strong consideration on the funding plan and funding levels of the City’s pension systems when determining their view of the overall financial health of the City.

The Phoenix City Council has requested staff provide various pension

funding options, which has resulted in the following actions:

1) Maintained our legal commitment to employees and retirees to pay at least
100% of the actuarially required contribution (ARC) to each plan.

2) Adopted a balanced budget based on a 25-year amortization schedule for
PSPRS, which is more aggressive than the 30-year amortization adopted
through State Law. However, the 25-year amortization schedule allow
budgetary capacity to continue providing quality services and fair compensation for employees.

3) Established a Pension Reserve Fund to stabilize annual PSPRS payments.

4) Advanced $70 million in Wastewater enterprise funds to pay down the
COPERS liability in FY18.

5) Ongoing coordination with the Aviation Department for advance paydowns
of $100 million and $70 million in FY21 and FY22, respectively.

These actions are in addition to the COPERS pension reform that the City Council and voters have implemented since 2013 and the statewide PSPRS pension reform passed by the voters in 2016. These actions have resulted in savings of more than $1 billion over 25 years for the City.

Results to Date

Implementation of the City Council's direction has resulted in improvements to the funded position and stabilization of the plans, including an increase in the funded ratio for COPERS to 60.74 percent for fiscal year ending 2020, up from 60.43 percent in fiscal year ending 2019 **(Attachment F)**. The funded ratio for PSPRS was 39.81 percent

for fiscal year ending 2020 and was 40.24 percent for fiscal year 2019 **(Attachment F)**. However, the City's total Net Pension Liability increased to $5.4 billion. This is an indication that ongoing attention to the funded position of the plans and strategies to increase payments over a sustained period is necessary in conjunction with balancing the current needs of the community and employees.

Future Considerations

In accordance with State law, the City Council must formally accept the assets, liabilities, and current funding ratio of the City's pension funds as stated in the annual actuarial valuations for the City of Phoenix **(Attachments G and H)** and must approve funding goals **(Attachments B and C)** by July 1, 2021.

While the pension systems are not currently fully funded, the strategy to pay the ARC and pay down the liability over a set period (20 years remaining for PSPRS and 18 years remaining for COPERS) allows flexibility in proving services to the public while spreading the liability to our residents over a period of time.

Under current actuarial calculations and amortization periods, PSPRS will be 100% funded by June 30, 2042 **(Attachment I)** and COPERS will be 100% funded by June 30, 2039 **(Attachment I)**. Under the leadership of the City Council, the City can continue to take steps to ensure the current actuarial determined funding expectations are achieved on this schedule, or even reach 100% funded within a shorter timeframe.

Next steps to address the City's pension liability could include:

1) Continuing to balance the budget and pay the annual contribution required
by actuaries.

2) Using any excess cash, including any savings from the refinancing of
long-term debt obligations, to fund the pension reserve fund or directly pay down the liability.

3) Allocating budgetary resources of revenues from recreational (non-medical) marijuana sales to directly pay down the liability for PSPRS through accelerated pension payments.

4) Seeking opportunities to advance payments from enterprise and/or
special revenue funds.

5) Continue evaluating the feasibility of funding the pensions through
Pension Obligation Bonds under the proposed policy if established
by the City Council.

6) Reviewing investment rate or returns on pension assets, actuary assumptions and to forecast future annual required contributions.

7) Compiling sensitivity and scenario analyses on proposed changes to
the pension plans.

Recreational (non-medical) Marijuana Revenues

In November 2020 voters approved Proposition 207 legalizing the sale of recreational marijuana in the State of Arizona. This proposition also created a new fund for the revenues collected from the sale of recreational marijuana which will be distributed through several allocation streams.

The City of Phoenix will receive recreational marijuana revenues from four sources, including:

1) City of Phoenix regular general fund sales tax.
2) Public Safety proportional allocation based on PSPRS membership.
3) HURF proportional allocation.
4) State-shared sales tax revenue.

Staff recommends the City Council adopt a policy to annually direct revenues from 1 and 2 above (the City's sales tax of recreational marijuana and the City's Public Safety allocation) to paying down PSPRS pension liability. Staff estimates applying the additional revenues to PSPRS would result in reaching 100% funded a year earlier than projected without doing so.

Pension Obligation Bonds (POBs)

Pension Obligation Bonds are bonds issued to pay pension plan liabilities. The City Council previously directed staff to study and evaluate the possibility of issuing Pension Obligation Bonds. With City Council's direction, staff research and determined a set of conditions required for issuing Pension Obligation Bonds.

Staff recommends the City Council adopt a policy for issuing Pension Obligations Bonds only if the following conditions exist:

1) Bond Interest rates are under 3.5 percent.
2) The City applies all savings from issuing POBs to PSPRS for the unfunded liability.
3) Rating indications are neutral.

Furthermore, additional City Council authorization would be required for issuance of Pension Obligation Bonds. Staff estimates issuing Pension Obligations Bonds would result in PSPRS reaching 100% three years earlier.

Discussion

Mayor Gallego introduced Chief Financial Officer Denise Olson to give a presentation on Item 38.

Ms. Olson stated this item regarded a pension strategy for the City, and noted the City had two pension plans with the first being Public Safety Personnel Retirement System (PSPRS) and the second being City of Phoenix Employment Retirement System (COPERS). She mentioned State law required the City to adopt an annual pension funding policy every year, and added this policy needed to be posted on the City website for transparency purposes on July 1. She said the funding policy

per State law only applied to PSPRS, and mentioned Council had adopted a policy for both plans the previous two years. She commented the pension was one of the most critical and challenging issue, and said Moody's had a negative outlook on the City's pension policy which would allow them to downgrade the City's credit rating. She clarified the reason there was a negative outlook was because pension costs continued to increase, and affected the City's ability to provide essential services. She compared the pension payments from Fiscal Year (FY) 2014-15 and FY 2019-20. She discussion the funding status of the pension plans and cited the Police portion of PSPRS was at 39 percent, the Fire portion of PSPRS was at 40 percent, and the COPERS plan was at 60 percent. She compared the City to other municipalities in the country, and mentioned their median percent funded was at 71 percent. She displayed a graph showing the proposed plan for COPERS to be fully funded by FY 2038-39, and talked about freeing up cash from Enterprise funds to help pay down liabilities. Ms. Olson noted staff proposed a COPERS policy similar to the previous year, and said COPERS would be fully funded by 2039 and 80 percent funded by 2029.

Councilwoman Stark declared a potential conflict on Item 38 in regards to the annual COPERS pension funding strategy.

Vice Mayor Garcia made a motion that Item 38 be adopted to approve staff's recommendations to adopt the annual COPERS pension funding strategy.

Councilwoman Pastor seconded the motion.

Note: Three electronic comments were submitted in favor on Item 38.

A motion was made by Vice Mayor Garcia, seconded by Councilwoman Pastor, that this item be adopted to approve staff's recommendations to adopt the annual COPERS pension funding strategy. The motion carried by the following vote:

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

No: 0

Conflict: 1 - Councilwoman Stark

Discussion

Chief Financial Officer Denise Olson addressed the Public Safety Personnel Retirement System (PSPRS), and mentioned the funding for PSPRS was 39.81 percent funded. She mentioned last year Council approved requiring the City to pay 100 percent of annual required contributions, to pay off this liability over a 25-year period and to continue to maintain a pension stabilization fund. She stated with those three items, PSPRS would be 100 percent funded by 2042. She said Council approved in the 2021 policy to have the City look at including any additional revenues that could go towards paying down the PSPRS liability, and noted this year the City looked at Proposition 207 with revenues from marijuana taxation. She mentioned the City completed the analysis of issuing pension obligation bonds.

Councilwoman Pastor asked what the final dollar amount was to stabilize the pension stabilization fund.

Ms. Olson replied it was currently at $41 million which was adequate. She explained the purpose of the fund was to use that money if there were increases in the annual required contribution payment from one year to the next versus making cuts to existing programs.

Councilwoman Pastor inquired if it would be cuts to programs or taking away from the General Fund.

Ms. Olson responded the pension stabilization fund would be used for any increases in the annual required contribution payments to avoid any decreases in the General Fund budget, noting that was part of the budget process and be at the Council's discretion.

Assistant Finance Director and City Treasurer Kathleen Gitkin gave a breakdown of the allocation of marijuana tax revenues, and discussed what portion of those revenues could be used for the PSPRS unfunded liability. She talked about how the designated revenues could have a

positive impact on the City's credit rating. She listed the City's responses to the points of caution for not issuing pension obligation bonds, and mentioned the major caution was using pension obligation bonds for budget relief. She recommended the City should not use pension obligation bonds for budget relief, and instead take the savings and put it back into PSPRS.

Councilwoman Stark asked how the City would ensure that if Council chose to go that route, noting she thought it should be explored and brought back to Council before a decision was made.

Ms. Gitkin explained once staff comes back with a bond ordinance that the City would recommend it at that time. She mentioned today the City was seeking a policy in which criteria would have to exist in order for the City to issue pension obligation bonds.

City Manager Ed Zuercher clarified today's vote would set a policy, and staff's recommendation would be for the policy to use savings to be applied to PSPRS. He mentioned a vote to authorize the issuance of the pension obligation bonds would be held in the future.

Councilwoman Pastor said she thought this vote would be more to look into this, and would be then brought back to Council with the possibilities. She stated what she heard was Council would be voting on a policy.

Mr. Zuercher responded that was correct how Councilwoman Pastor described it, and noted the pension policy that staff recommended would be to pursue pension obligation bonds and use any savings to be applied to the pension. He explained for the City to issue bonds, staff would need to return to Council, and at that point Council would vote to issue the bonds or not.

Ms. Gitkin talked about the pension costs to the City if the same policy remained, and compared that to issuing $1 billion in pension obligation bonds to show the savings in the future with this proposed plan. She recommended using the savings and putting them back into PSPRS. She stated the proposed plan needed to be at 80 percent funded, and added if the City did nothing the plan would be funded 80 percent by 2038. She

stated if $1 billion of pension obligation funds were brought in, the plan would reach 80 percent by 2036, and said this was what most municipalities have done. She commented by taking that plan one step further with adding the savings to PSPRS, the plan could be 80 percent funded one year earlier in 2035, and mentioned when adding the marijuana revenue the plan could be 80 percent funded by 2034.

Councilwoman Pastor asked for clarification that the pension obligation bonds would be $1 billion and not $3 billion.

Ms. Gitkin responded that was correct.

Councilwoman Pastor inquired why it would only be $1 billion if using this plan.

Ms. Gitkin replied after extensive analysis, $1 billion was something the City thought it could sustain and still continue growth within the City. She commented this was a number PSPRS would be able to handle.

Ms. Olson stated staff proposed a policy for PSPRS that looked at three different sections. She talked about the first section, noting the policies would be to maintain 100 percent of annual contribution payments, continue paying down the liability over a 25 year amortization period, and continue to support the pension stabilization fund at $41 million. She stated the second section would address the marijuana tax revenues, and would apply those revenues to the PSPRS plan. She mentioned this would help the credit outlook for the City from Moody's. She said the third section would be to consider pension obligation bonds when interest rates are under 3.5 percent, applying savings from issuing pension obligation bonds to PSPRS, and when rating indications are neutral.

Vice Mayor Garcia commented he was comfortable with sections one and three that were presented, and asked how much the public safety allocation or City's General Fund direct sales tax would be.

Ms. Olson replied the City was projecting three years from when this would be fully implemented, the City could receive about $12 million from the public safety allocation and about $1.2 to 2 million from the City's

General Fund direct sales tax. She noted the other two areas of the marijuana tax revenue allocation would be a total of about $5 million.

Vice Mayor Garcia asked for clarification on the percentages from each allocation of the marijuana tax revenue allocation.

Ms. Olson clarified the public safety portion was 51 percent of the marijuana tax revenue allocation, and the City anticipated receiving $12 million annually. She said the City's General Fund direct sales tax was 25 percent, and the City could receive approximately $5.6 million annually with half of that being applied to the General Fund. She stated the shared revenue portion was at 7 percent and would be $1.5 million, and the HURF allocation at 17 percent that would be about $3.9 million. She concluded the total amount the City would expect to receive would be about $22.5 million.

Vice Mayor Garcia asked if those numbers could be higher or lower.

Ms. Olson replied that was correct, and mentioned those numbers were estimates based on limited data.

Vice Mayor Garcia commented it was difficult for him to make a decision based on estimates, and added the City's General Fund direct sales tax could be used for other items. He asked if the City's General Fund direct sales tax could go to the General Fund while the City knows how much that amount is, or if passed as recommended, get an opportunity to decide or bring this item back once staff knows the exact number.

Mr. Zuercher clarified the 51 percent or $12 million number by law had to go towards public safety, and added if Council dedicated that amount from the State surcharge, that it would go to PSPRS. He mentioned the 25 percent number could be part of a policy direction, and noted the most important part was setting the public safety allocation as PSPRS. He stated the reason why staff recommended the General Fund direct sales tax going to it was because the more funding towards PSPRS early on, the more impact and more effective it would be. He commented having that entire amount go towards PSPRS was good financially for bringing the liability down, and he recommended Council put as much

money towards PSPRS.

Vice Mayor Garcia inquired if there was a way for Council to make a decision once there were hard numbers presented instead of committing to this now.

Mr. Zuercher explained the numbers could be higher or lower, and stated the policy could say the City would hold the City sales tax amount and review it at the end of the year for a decision by Council on that portion.

Ms. Olson mentioned the annual contribution payment was $402 million, and the budget for this year was $486 million. She noted the City had seen a significant increase in pension contributions and clarified the more money the City could put towards the pension liability, the better off the City would be in the long run.

Mr. Zuercher commented an example of this would be when someone receives a raise, they could put some of that money into savings or invest it because it was money a person wouldn't be used to yet. He stated the same rationale could be used with the General Fund for any excess sales tax to go to pay the pension liability instead.

Councilwoman Pastor asked for clarification on the dollar amount for the percentages mentioned by Ms. Olson.

Ms. Olson clarified the 51 percent had to go towards public safety, and noted the City recommended putting that towards PSPRS and paying down the liability. She said for the 25 percent, there was $5.6 million being collected from the 2.3 percent sales tax, and added the City recommended applying only the amount that went towards the General Fund which was about $2.3 million.

Mr. Zuercher clarified 1.2 of the 2.3 percent rate went to the General Fund, 0.1 percent for parks, 0.7 percent for transportation, and 0.3 percent for public safety from Proposition 301.

Councilwoman Pastor commented it was confusing, and asked for clarification on the percentages to make sure she heard correctly.

Ms. Olson explained the 25 percent would collect $5.6 million for the entire tax base. She noted of that tax base, only 1.2 percent went to the General Fund. She mentioned staff recommended taking that from the General Fund and using it towards PSPRS, and added the rest of that was voter approved and would go towards those voter-approved items.

Councilwoman Pastor asked for confirmation that out of the $5.6 million, the City would ask for 1.2 percent of the General Fund, and the rest of the $5.6 million that would remain would go to the General Fund that was voter approved.

Mr. Zuercher responded yes.

Ms. Olson confirmed that was correct.

Councilwoman Pastor inquired about the 1.2 percent.

Ms. Olson replied that was the discretionary amount the City could use for Council's discretion, and added the rest of that was voter approved and could not have those dollars allocated.

Councilwoman Pastor clarified the 1.2 percent was for Council's discretion, and Council could determine what percentage went towards PSPRS and could go towards the General Fund.

Mr. Zuercher said that was correct, that was the policy decision from the Council.

Councilwoman Pastor questioned what would happen if there were additional dollars over the 1.2 percent, and would that come back to Council.

Mr. Zuercher answered there would not be additional dollars over the 1.2 percent, and would be if the 1.2 percent number was over what staff projected.

Councilwoman Pastor asked for clarification on what would happen to

money generated over the 1.2 percent.

Mr. Zuercher replied it would depend on Council's policy, and noted that percentage with the dollar amount collected would go to PSPRS. He stated it was possible to cap the amount in the policy, but would get into complicated calculations. He commented Council would be better off having a policy where half of the 1.2 percent would go to PSPRS instead of having a dollar amount cap.

Councilman DiCiccio commented this was the least fiscally responsible plan that he could support, and added if the City did put down this money for PSPRS then the City would be in trouble financially. He stated some municipalities were able to make this work, and said the reason why some municipalities could not get this to work was because fiscal measures were not in place to handle those additional dollars coming in. He mentioned the only way you could bring the pension debt down was to refinance the debt at a lower rate, or the City would have to pay down money on the debt. He stated the pension debt amount could actually be higher based on a different percentage of return, and talked about how any weakening of this plan would force a future Council to have to deal with this issue. He said pension debt is first to be paid, and would use up future revenues generated by the City. He concluded this plan should be passed, but noted it did not go far enough to be fiscally responsible.

Brian Moore spoke in favor, and mentioned he was appointed to the Board of Trustees two years ago for PSPRS by the Governor. He asked Council to support the recommendations made by staff.

Mayor Gallego thanked Mr. Moore for his service.

Councilwoman O'Brien asked what would happen if the City did not make payments to pay down this debt during an economic downturn.

Ms. Olson responded the City had to pay the annual contributions per State law, and added if the City did not make those payments it would cause a sequence of events that would be detrimental to the City. She explained the City paid the debt, pension payments, and then operation and maintenance costs, and noted the City would have to make drastic

decisions to make sure those are still paid.

Councilwoman O'Brien said she supported these three proposals, and added she agreed with Councilman DiCiccio that this was the least the City could do to be fiscally responsible.

Councilwoman Stark mentioned the City would receive alot of revenue from the marijuana tax, and asked for the City to revisit the policy in a year to see how much revenue is generated.

Mayor Gallego stated she was supportive of the first two proposals, and would not be supporting the third proposal. She explained this was because her time as an elected official, she noted the City needed to use credit from the excise tax revenue to address unexpected expenses. She expressed concern on what the State would do with state-shared revenues, and talked about supporting the public safety officials who counted on this pension plan. She discussed the risks of using private equity, and noted her concerns with how the board for PSPRS is appointed because of the uncertainty of who the next Governor may be.

Councilman DiCiccio commented he agreed with Mayor Gallego on PSPRS. He stated the only control the City had was paying down the pension debt, and added the City had very little control as to where the investments went in PSPRS.

Mayor Gallego mentioned some of the investments made in PSPRS were unnecessarily risky and did not pay off.

Vice Mayor Garcia thanked staff for bringing this plan forward, and made a motion to approve staff's recommendations to adopt the annual PSPRS pension funding strategy.

Councilwoman Stark seconded the motion.

A motion was made by Vice Mayor Garcia, seconded by Councilwoman Stark, that this item be adopted to approve staff's recommendations to adopt the annual PSPRS pension funding strategy. 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

Discussion

Vice Mayor Garcia commented it would make him feel comfortable to know the revenue numbers first, and made a motion to create a policy to apply all available marijuana tax revenues from the Public Safety allocation and the City's General Fund direct sales tax, to the PSPRS pension plan to be paid in excess of the ARC. He asked if he could add that Council would be able to revisit this after one year.

City Manager Ed Zuercher explained this would come back to Council annually by law, and noted something needed to be adopted every year before July 1. He mentioned Council would be able to vote on this policy again in June of 2022.

Vice Mayor Garcia inquired when the City would know the revenue numbers.

Chief Financial Officer Denise Olson replied the City would have a good sense of knowing what the City General Fund direct sales tax revenues would be because those numbers are received every month. She stated the public safety allocation would be received once per year, and added the City would have a good idea by next year on what the sales tax portions received would be.

Councilwoman O'Brien asked Vice Mayor Garcia if he would make the motion to approve the policy as presented for this year, and to have Council reevaluate the policy next year for 2023. She mentioned if there were greater numbers, then Council would be able to make modifications to the following year's budget. She asked for clarification on what the current motion was.

Mr. Zuercher explained the City would be completely transparent over the

next year on what those revenues are on a monthly basis.

Councilwoman Pastor asked for clarification that staff would receive monthly reports on the City General Fund direct sales tax. She mentioned $5.6 million was expected, and asked if the City surpassed $5.6 million, was there a way Council could revisit this as part of the motion.

Mr. Zuercher stated if a report received showed the dollar amount surpassed the $5.6 million, Council could bring this back for discussion. He clarified this was about recreational marijuana and not medical marijuana.

Mayor Gallego said she would like to have a year of data, and mentioned other areas of the country where marijuana was legal had a seasonal variance.

Councilman DiCiccio inquired what the motion on the floor was, and commented he agreed with Vice Mayor Garcia that data would be beneficial.

Mayor Gallego replied the motion was consistent with the staff recommendation.

Prior to his vote, Councilman Waring said he was glad Council was moving forward with this, and added the concerns expressed were valid.

A motion was made by Vice Mayor Garcia, seconded by Councilwoman O'Brien, that this item be adopted to create a policy to apply all available marijuana tax revenues from the Public Safety allocation and the City's General Fund direct sales tax, to the PSPRS pension plan to be paid in excess of the ARC. 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	

Discussion

Vice Mayor Garcia made a motion to approve a policy to consider pension obligation bonds when the following conditions exist: Interest rates are under 3.5 percent; apply all savings from issuing the bonds to Public Safety Pension Retirement System (PSPRS); and rating agency indications are neutral.

Councilwoman Stark seconded the motion.

Prior to her vote, Councilwoman Pastor said she felt this was too risky and would be voting no.

After the vote, Mayor Gallego thanked those who served on PSPRS and those who worked hard on this item as well as the City of Phoenix Retirement System (COPERS) board.

A motion was made by Vice Mayor Garcia, seconded by Councilwoman Stark, that this item be adopted to approve a policy to consider pension obligation bonds when the following conditions exist: Interest rates are under 3.5 percent; apply all savings from issuing the bonds to PSPRS; and rating agency indications are neutral. The motion carried by the following vote:

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

39 Proposed 19th Avenue and Parsons Road Annexation - Public Hearing

A public hearing, as required by Arizona Revised Statutes section 9-471, on the proposed 19th Avenue and Parsons Road Annexation. This public hearing allows the City Council to gather community input regarding this annexation proposal. The City Council will not act on the proposed annexation at this public hearing. Formal adoption of this proposed annexation will be considered at a later date.

Summary

This annexation was requested by Paul E. Gilbert, with Beus Gilbert

McGroder, PLLC 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. Additionally, the annexation is recommended for adoption per the attached Task Force Analysis Report (**Attachment A**).

Public Outreach
Notification of the pubic hearing was published in the *Arizona Business Gazette* newspaper, and was posted in at least three conspicuous places in the area proposed to be annexed. Also, notice via first-class mail was sent to each property owner within the proposed annexation area.

Location
The proposed annexation area includes parcels 210-10-020C, 210-10-020D, 210-10-031A, 210-10-027A and 210-10-010 and is located at 19th Avenue and Parsons Road (**Attachment B**). The annexation area is approximately 15.73 acres (0.0239 sq. mi.) and the population estimate is zero individuals.
Council District: 1

Discussion
Mayor Gallego declared the public hearing open.

Paul Gilbert spoke in favor, and commented he would only speak if necessary.

Mayor Gallego declared the public hearing closed.

The hearing was held.

62 Repeal Existing Pay Ordinance S-45840 and Adopt New Ordinance for New Rates and Compensation (Ordinance S-47689)

Request the City Council to repeal Ordinance S-45840, and all amendments thereto, and to adopt a new ordinance to become effective July 12, 2021 (first day of the first full pay period of the new fiscal year), for City Council-approved gross pay rates and other compensation for the two-year period included in the 2021-23 Memoranda of Understanding, as defined under the Meet and Confer Ordinance. Also included are gross rates of pay and other compensation for employees

covered by the Meet and Discuss Ordinance, and gross pay rates and other compensation for all unrepresented employees.

Summary

The new Pay Ordinance includes items which are part of the Memoranda of Understanding with the five Meet and Confer employee groups that were approved by the City Council through formal Resolution on April 7, 2021, and May 5, 2021. Administrative Regulations and other policy documents will be amended to address those items agreed to with the employee groups that are not part of the Pay Ordinance. A report of pay rates by job code (known as “Schedule II”) has been filed with City Clerk for each year of the 2021-23 Pay Ordinance.

Collectively, these documents outline changes to pay rates and other compensation for employees covered by the Meet and Confer Ordinance, employees covered by the Meet and Discuss Ordinance, and employees represented by the City Manager, such as confidential office and clerical, middle managers, and executives. This is consistent with the City Council’s actions adopting the 2021-23 Memoranda of Understanding (MOUs). This is also consistent with the City Manager’s authority to approve 2021-23 Memoranda of Agreement (MOAs) for employee associations; and, to approve pay rates and other compensation for employees represented by the City Manager.

The proposed language for the new Pay Ordinance is included in **Attachment A**. The Schedule II documents for each year of the 2021-23 Pay Ordinance are on file with City Clerk.

Concurrence/Previous Council Action

City Council approved, by formal Resolution, the Memoranda of Understanding with the five Meet and Confer groups on April 7, 2021 and May 5, 2021.

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

67 **Enter into Agreements for Building Assessment Services for Former Kmart Building Located at 2526 W. Northern Ave. (Ordinance S-47712)**

Request to authorize the City Manager, or his designee, to negotiate and enter into agreements as necessary with Arizona State University (ASU), Maricopa Community College District (MCCCD), Western Maricopa Education Center (West-MEC) and M. Arthur Gensler Jr. & Associates, Inc. (Gensler) for the completion of a building assessment (Assessment) of the former Kmart building located at 2526 W. Northern Ave. (Site). Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item. Upon receipt of the Government Partner's reimbursements, the City's share will not exceed $9,000. There is no impact to the General Fund; funding is available in the Downtown Community Reinvestment Fund (DCRF).

Summary

The City is currently working with various partners to explore the viability for the adaptive reuse of the Site. Community visioning sessions have indicated the desire to repurpose the Site into a center that offers education, workforce training and job opportunities for the community at large. The potential uses being explored include:

Culinary support services hub
K-12 and community college education
Business incubation
Workforce development
Skills/technical training center

In 2020, the City contracted with Gateway Community College's Center for Entrepreneurial Innovation (CEI) for the completion of a feasibility study for a culinary support services hub. Further expertise is required to

address the structural and mechanical requirements needed to support the various uses being considered for the Site in the form of an Assessment. The CEI feasibility study is separate from these services and is not a part of the requested Assessment.

City staff engaged education partners ASU, MCCCD and West-MEC (collectively, Government Partners) to share in the cost of the Assessment.

The City and the Government Partners have each agreed to pay an equal share of the Assessment cost, not to exceed $9,000 per entity. Each Government Partner will pay the City its share of the cost and the City will pay Gensler the full cost of the services. The City will execute an Intergovernmental Agreement, including terms for remitting payment to the City, with each Government Partner. The City will enter into a separate agreement with Gensler to complete the Assessment and outline reimbursement terms from the Government Partners.

Procurement Information
Staff conducted an informal solicitation, in accordance with the City's Administrative Regulation for procurement, for these services. The City received two proposals:

Gensler: $35,000.00
Architechnology: $66,000.00

The Gensler proposal offered the lowest cost and was selected to complete the Assessment.

Contract Term
If approved, the terms for the Intergovernmental Agreements and Gensler contract will be for one year.

Financial Impact
The cost of the Assessment will not exceed $35,000. The City will pay the full Assessment amount to Gensler. The Government Partners will reimburse the City for their equal share of the Assessment, estimated at $9,000 each. Upon receipt of the Government Partner's reimbursements,

the City's share will not exceed $9,000. There is no impact to the General Fund. Funding is available in the Downtown Community Reinvestment Fund (DCRF). Reimbursements received from the Government Partners will be deposited into the DCRF.

Location
2526 W. Northern Ave.
Council District: 5

Discussion
Mayor Gallego commented this was the first project she spoke on with Councilwoman Guardado, and said she worked very hard on this.

Councilwoman Guardado thanked staff, Mayor Gallego and councilmembers for making this a reality. She talked about new opportunities for people in this area, and thanked Community and Economic Development Director Chris Mackay and her staff for making this happen. She made a motion to adopt Item 67.

Vice Mayor Garcia seconded the motion.

Mayor Gallego stated this investment came in great partnership with the community college district, and mentioned this contract would be awarded to a great partner of the City.

Councilwoman O'Brien congratulated Councilwoman Guardado and Mayor Gallego for working on this, and talked about how this building would be used for education and workforce development in partnership with the Maricopa County Community College district, Arizona State University and West Med. She stated she supported anything that would revitalize communities without tearing them down.

Mayor Gallego commented the City had been great in looking at retail spaces and how they can be reinvented.

Councilwoman Stark said she was excited for these changes in Council District 5 because it would also affect Council districts 1, 3 and 4.

Mayor Gallego mentioned this would be a regional asset. She announced that Councilwoman Pastor declared a potential conflict and would not be participating.

Prior to his vote, Councilman DiCiccio congratulated Councilwoman Guardado for her hard work on this as well as Mayor Gallego for moving this project forward. He said this project would be a great benefit for the area.

Prior to his vote, Vice Mayor Garcia thanked Councilwoman Guardado for her work on this, and talked about his conversations with people working with people without shelter. He commented he hoped this project would be something that could be replicated throughout the city.

Note: One electronic comment was submitted in favor on Item 67.

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

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

84 Extension of Airport Concession Consultants Agreement (Ordinance S-47707)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement No. 143140 (Agreement) with ACC Consulting, LLC (ACC) for up to one year on a month-to-month basis to provide consulting services in support of Phoenix Sky Harbor International Airport's Airport Concession Disadvantaged Business Enterprise (ACDBE) Program.

Summary

ACC conducts ACDBE Program compliance reviews for the Equal Opportunity Department and the Aviation Department (Aviation) to ensure that Phoenix Sky Harbor International Airport's (PHX) concessionaires

meet federal compliance requirements and abide by Aviation's employee retention requirements. As a large hub primary airport, PHX is required to have an ACDBE program. As a condition of eligibility for Federal Aviation Administration (FAA) financial assistance, the City is required to submit its ACDBE Program and overall goals to the FAA. In addition, the City must conduct regular ACDBE compliance reviews to ensure PHX concessionaires meet federal compliance requirements.

During the COVID-19 pandemic in 2020, monthly passenger traffic was as low as seven percent of 2019 passenger traffic and PHX concession hours and concessionaire staff levels were significantly reduced in response to low customer activity. ACDBE compliance reviews were paused to provide concessionaires the opportunity to focus on keeping their businesses operational and the process to re-solicit the Agreement was postponed. April 2021 data now indicates enplanements and passenger traffic are increasing at a faster rate than projected, which will require initiation of compliance reviews in the near future. The Agreement extension will allow Aviation to develop a new procurement and establish a new five-year consultant agreement.

Contract Term
The term of the Agreement is through June 30, 2021. The amendment would extend the term of the agreement for one year on a month-to-month basis beginning on or about July 1, 2021.

Financial Impact
No additional funds are requested.

Concurrence/Previous Council Action
The City Council approved Agreement 143140 (Ordinance S-42765) on July 1, 2016.

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

Discussion
Vice Mayor Garcia made a motion to adopt Item 84.

Councilwoman Stark seconded the motion.

Mayor Gallego explained this item would extend the contract with ACC Consulting, LLC, and talked about the experience and knowledge of compliance and monitoring to help concessionaires and joint ventures. She mentioned they helped bring local flavor to the airport concessions, and added she looked forward to this extension.

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

86 **October 2021 Proposed Bus Service Changes (Ordinance S-47695)**

Request to authorize the City Manager, or his designee, to implement proposed bus service changes that would take effect on Oct. 25, 2021.

Summary

The Public Transit Department (PTD) constantly focuses on improving the effectiveness and reliability of Phoenix's transit system to best serve passengers' needs while efficiently operating the City's transit fleet. Accordingly, PTD works with regional transit partners and the public on making schedule changes, implementing service efficiencies, and adding route connections during the regional service change windows each April and October.

During the past year, the COVID-19 pandemic has resulted in significant declines in both transit ridership and fare revenue collections across the region. As a result, bus, rail, and paratransit services are currently operating differently than pre-pandemic methods of service delivery.

Service delivery strategies are expected to transition back to normal operations later this year, it is recognized that fully restoring all transit services at once may not be necessary. At this time, PTD is not

proposing major service improvements. As of April 2020, Phoenix bus service ends at approximately 11:00 p.m. (before the pandemic, service ran to 12:00 a.m. on Monday through Thursday, to 2:00 a.m. on Friday and Saturday, and to 11:00 p.m. on Sunday). For all bus routes (and their frequencies, hours of operation, and proposed extensions), PTD continues monitoring ridership closely and will continue proposing service change recommendations as needs arise to address ridership increases, community feedback, economy reopening, and continuation of residential and commercial developments across Phoenix.

Although major service improvements are not recommended at this juncture, PTD does propose some bus route changes resulting from construction for the South Central/Downtown Hub Light Rail Project and its impact on local traffic and bus service. If approved, these route changes would be implemented in October 2021. PTD plans to offset its proposed route changes with improvements to service and frequency for adjacent routes within the corridor.

The proposed changes are as follows:

Route 0A (South Central Shuttle)

Current Route

In October 2020, Route 0 (Central Avenue) was split into two routes to accommodate construction detours more effectively and traffic delays on Central Avenue in downtown and South Phoenix. Those changes resulted in:

Route 0 (Central Avenue) - for the north end of the route; this route consists of local bus service between the Sunnyslope Transit Center and Van Buren Street; and

Route 0A (South Central Shuttle) - for the south end of the route; this route consists of local bus service between Van Buren Street and Dobbins Road.

Currently, Route 0A operates every 20 minutes on weekdays and 30 minutes on the weekend, with an additional weekday peak frequency of every 10 minutes between Van Buren Street and Baseline Road. This route has more frequent service than Route 0 (north end of the route), which operates at 20-minute service frequency throughout the weekday.

Proposed Changes

Due to construction along Central Avenue, it has become difficult to maintain the current 10-minute frequency. This often leads to the bunching of multiple buses throughout the corridor. As a result, PTD proposes revising the frequency to 15-minute frequency between 6:00 a.m. and 9:30 p.m. on weekdays, and to 30-minute frequency outside of these core times between Van Buren Street and Baseline Road. These changes would be made along with the proposals to increase service frequency for a section of Route 7 and to extend the end-of-line destination for Route 8, both described below, which would help mitigate the construction impacts on Route 0A. Frequency south of Baseline Road will be revised to every 30 minutes all day.

Route 7 (7th Street)

Current Route

Route 7 currently operates on Seventh Street between Deer Valley and Dobbins roads, with deviations to Central Avenue at Van Buren Street, and at Broadway Road to the Ed Pastor Transit Center. Service frequency is every 20 minutes for most of the day, with 30-minute frequency during off-peak hours and on the weekends.

Proposed Changes

The Public Transit Department proposes removing the route deviation at Broadway Road, while also doubling the number of trips between Van Buren Street and Baseline Road from 6:00 a.m. to 9:30 p.m. on weekdays. This will result in trips every 10 minutes at peak times and every 15 minutes otherwise.

By increasing frequency along with removing the route deviation, ridership data shows that Route 7 serves as a viable alternative to Route 0A because of existing transit service on all the main crossroads in South Phoenix (Broadway Road, Southern Avenue, etc.).

Route 8 (7th Avenue)

Current Route

Route 8 operates on Seventh Avenue between Dunlap Avenue and

Baseline Road with deviations to Central Avenue at Van Buren Street, and at Broadway Road to the Ed Pastor Transit Center. Service operates every 30 minutes seven days a week.

Proposed Changes
As with Route 7, PTD proposes removing the route's deviation at Broadway Road. In addition, the route's end-of-line destination would be extended to Baseline Road and Central Avenue, providing connectivity to Route 0A for riders who may need to travel south to Dobbins Road.

Route 52 (Roeser Road)
Current Route
Route 52 operates on Roeser Road between 19th Avenue and 48th Street, with a deviation at Broadway Road to the Ed Pastor Transit Center. Service operates every 30 minutes, seven days a week.

Proposed Changes
Similar to Route 7 and Route 8, PTD proposes removing the route deviation at Broadway Road.

In summary, the proposed changes include revised frequencies and removal of the route deviation to Central Avenue and Broadway Road. PTD will evaluate each route's ridership, passenger connections, and potential return to the transit center once light rail construction is complete. See **Attachment A** for maps of all proposed service changes.

Financial Impact
The proposed changes result in a cost reduction of $230,000 annually; each route is summarized below:
Route 0A (South Central Shuttle) - $(389,000)
Route 7 (7th Street) - $540,000
Route 8 (7th Avenue) - $(117,000)
Route 52 (Roeser Road) - $(264,000)

Concurrence/Previous Council Action
The Citizen's Transportation Commission recommended approval of this item on May 27, 2021, by a vote of 10-0.

Public Outreach

The Public Transit Department used the locally adopted public outreach process to solicit public feedback on proposed service changes. The process opened on May 3 and ended on June 4, and included methods such as:

Posting proposed service change details and an online passenger survey;

Implementing on-board announcements requesting passenger input on the proposed service changes;

Posting flyers at impacted stops along affected routes; and

Conducting joint online public hearing with Valley Metro on May 19, 2021.

The Public Transit Department is recommending the proposed service changes because light rail construction will continue to impact overall bus operations and passengers' ability to make connections on time according to the published schedule. By way of example, Route 0A is currently able to adhere to its schedule only 29 percent of the time due to the traffic congestion it is encountering. It is important that passengers be able to rely on established transit schedules in order to ensure they can arrive to their destinations at or near expected times. If these service changes are implemented, PTD believes that they will aid in overall on-time bus performance and passenger connectivity along each route.

Once construction activities are complete, PTD will reevaluate the bus network in South Phoenix to best work in tandem with the South Central rail extension on Central Avenue. As required by Federal Transit Administration Circular 4702.1B, a Title VI analysis for the proposed service changes was conducted. Under the City's Title VI policies, neither service change proposal qualifies as a major service change that would potentially impact low-income and/or minority populations.

See **Attachment B** for the most recent results of feedback received by Valley Metro.

Location

Council Districts: 7 and 8

Discussion

Vice Mayor Garcia made a motion to adopt Item 86.

Councilwoman Stark seconded the motion.

Mark Rodriguez spoke in favor, and mentioned he used City buses frequently.

Councilwoman Guardado thanked Mr. Rodriguez, and mentioned the importance of keeping bus lines. She thanked Mr. Rodriguez for his support at two COVID-19 vaccination events.

Mayor Gallego thanked those who worked hard to update the bus routes.

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

90 Don Bolles Ceremonial Sign Toppers

Request City Council approval to install ceremonial sign toppers recognizing Don Bolles at the intersections of 4th Avenue and Clarendon Avenue and 4th Avenue and Osborn Road. The fabrication, installation, and maintenance costs of the ceremonial signs will be funded by the Clarendon Hotel. There is no financial impact to the City.

Summary

The Street Transportation Department received a request to install ceremonial sign toppers to honor Donald "Don" Bolles, a reporter for the *Arizona Republic* who was killed by a car bomb in 1976. The request was submitted by representatives of the Clarendon Hotel per the Ceremonial Sign Procedure published on the Street Transportation Department website.

During his roughly 10 years as an Arizona journalist, Don Bolles gained a reputation as an in-depth investigative reporter, tracking stories related to

land fraud, influence peddling and corruption. His work led to the criminal indictment against four State commissioners for bribery and conspiracy. Bolles also exposed links between Arizona's horse racing industry and the mafia in the 1960s, and while working at the *Arizona Republic*, published a story that included 200 known mafia members operating in the state, along with their associates. His work also led to legislative action. After wondering why a drunk driver who killed three college students on Interstate 40 in 1971 was allowed a plea deal and later paroled six months early, Don published an interview with the driver. That article pointed out steps the City of Phoenix was taking to curb the rate of drunk driving arrests, which had doubled in four years, and led to stricter DUI laws in Arizona.

In his private life, Don Bolles advocated for special education in Arizona schools, and a provision for their educational accommodations was passed two years ahead of the Federal mandate.

In June 1976, Don Bolles was killed by a car bomb outside the Hotel Clarendon while investigating a story regarding a land deal that presumably connected top-ranking Arizona politicians with the mafia.

This biographical information was based on a compilation of sources, including the Arizona Republic and the Clarendon Hotel.

The blue ceremonial signs will be placed on the sign posts at 4th Avenue and Clarendon Avenue, and 4th Avenue and Osborn Road. These signs will be 8 inches by 30 inches in size and flag-mounted to the existing sign posts.

The Street Transportation Department will enter into an agreement with the requesting private party, the Clarendon Hotel, to establish the costs and maintenance responsibilities of the ceremonial sign toppers.

Financial Impact

The fabrication, installation, and maintenance costs of the ceremonial signs will be funded by the Clarendon Hotel. There is no financial impact to the City.

Location
4th Avenue and Clarendon Avenue, and 4th Avenue and Osborn Road.
Council District: 4

Discussion
Vice Mayor Garcia made a motion to approve Item 90.

Councilwoman Stark seconded the motion.

Steve Beuerlein spoke in favor, and thanked Deputy City Manager Mario Paniagua and the Street and Transportation Department for submitting this item. He commented Don Bolles' daughters were good friends of his, and talked about his past experiences with Mr. Bolles growing up. He stated Mr. Bolles used journalism to make the city a safer place, and mentioned Mr. Bolles' daughters were grateful that this item was on the agenda.

Mayor Gallego thanked Mr. Beuerlein for providing comments. She stated this application came to the City from the Clarendon Hotel.

Councilwoman Pastor thanked the Clarendon Hotel for submitting this and paying for the sign topper. She talked about how Mr. Bolles was the victim of a car bomb outside of the hotel while he was investigating a land deal that was tied to top-ranked politicians with the mafia. She commented Mr. Bolles sacrificed his life doing a good deed to get to the truth, and added this was one way to pay back the family for sacrifices they experienced.

Councilman DiCiccio stated Mr. Bolles was a great man, and talked about how it was unimaginable what the family had to go through.

A motion was made by Vice Mayor Garcia, 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	

93 Transportation 2050 Program Management Consultant -

Professional Services - ST85100368 and PT00170023 (Ordinance S-47710)

Request to authorize the City Manager, or his designee, to enter into an agreement with AECOM Technical Services, Inc., to provide Professional Services that include program management, project management, programming, planning, support services, design, and possible construction administration and inspection services for the Transportation 2050 Program. 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 $11,025,000.

Additionally, request to authorize the City Manager, or his designee, to take all action as may be necessary or appropriate and to execute all design and construction agreements, licenses, permits, and requests for utility services relating to the development, design and construction of the project. Such utility services include, but are not limited to: electrical, water, sewer, natural gas, telecommunication, 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 program management staff support in the planning, programming, and implementation of the City's Transportation 2050 program.

The Consultant's services include, but are not limited to: prioritization and scheduling of projects, construction management, cost estimating and price analysis, federal, state and local agency coordination, technical and legal evaluation of public-private partnerships or alternative financing options, multi-modal transportation planning, design, and construction administration and inspection.

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: AECOM Technical Services, Inc.

Additional Proposer

Rank 2: Michael Baker International, 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 AECOM Technical Services, Inc. will not exceed $11,025,000, including all subconsultant and reimbursable costs.

Funding is available in the Street Transportation and Public Transit Departments' 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.

Discussion

Vice Mayor Garcia made a motion to adopt Item 93.

Councilwoman O'Brien seconded the motion.

Mayor Gallego expressed appreciation for AECOM Technical Services, Inc. to move the City's investment agenda forward and helping

communicate to the public what the City was doing.

A motion was made by Vice Mayor Garcia, seconded by Councilwoman O'Brien, 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

117 Public Hearing - Biennial Certified Audit of Land Use Assumptions, Infrastructure Improvement Plan and Development Fees

Request to hold a public hearing regarding the Biennial Certified Audit of Land Use Assumptions, Infrastructure Improvement Plan and Development Fees, as required by State statute.

Summary

Arizona Revised Statute 9-463.05 requires a biennial certified audit of municipalities' land use assumptions (LUA), infrastructure improvements plans (IIP) and development fees to be conducted by a qualified professional, and the City is required to conduct a public hearing on the audit within 60 days of posting the findings of the audit on the City's website. Raftelis Financial Consultants (RFC) was retained to perform the biennial audit. The audit reviewed development impact fees and water resource acquisition fees for the period of July 1, 2018, through June 30, 2020. City Council approved changes to the development impact fee program that took effect during the audit period on April 13, 2020. As such, the audit considered two sets of LUAs, IIPs and development fees - those that were in effect from April 6, 2015 through April 12, 2020, as well as the current LUAs, IIPs and development fees that have been in place since April 13, 2020.

The intent of the audit is to allow stakeholders who pay the impact fees to receive a third party analysis of the assumptions, plans and how fees are spent by each municipality. The next required biennial audit will review the period of July 1, 2020, through June 30, 2022.

The final audit report titled: *City of Phoenix Biennial Certified Audit of*

Land Use Assumptions, Infrastructure Improvement Plan and Development Fees (July 1, 2018 - June 30, 2020) is attached (**Attachment A**) and available on the Planning and Development website at : www.phoenix.gov/pdd/devfees/impactfeedocs

Biennial Audit Conclusions

The audit of LUAs found that actual new development in the impact fee areas was less than the average two-year forecast from the 2015 Infrastructure Financing Plan Update. RFC noted that these trends should be monitored but were not an issue of immediate concern. RFC further noted that the LUAs have been updated as part off the 2020 Infrastructure Financing Plan Update; illustrating the correcting aspect of the LUA forecasts as part of regular five-year updates.

The revenue audit (review of charges) did not find material discrepancies between adopted development fees and actual charges assessed to permits over the audit period. The following discrepancy was found:

Five permits with Water Resources Acquisition Fee (WRAF) charges (out of 3,786 total WRAF transactions) were identified that were assessed the 2015 WRAF fee amounts resulting in over-charges. The over-payments were refunded by the City.

Review of expenditures found that all costs incurred against impact fee funds went towards eligible projects that are identified in the approved IIPs.

Discussion

Mayor Gallego introduced Planning and Development Department Director Alan Stephenson to give a brief staff report on Item 117.

Mr. Stephenson explained this item was an audit of the City's impact fee program, and talked about how these impact fees are used to help pay for capital costs of public infrastructure to serve new developments. He stated this audit was required pursuant to State law, and required a third-party reviewer. He displayed the audit report that was posted on phoenix.gov pursuant to the 60 days required by State law, and mentioned staff met with community stakeholders to go over the results with them. He said the City collected $83.4 million in expenses to new

development to help cover capital facilities cost, and noted the audit looked at comparing actual and projected new development, checking accuracy of impact fee charges and revenue, and verifying eligibility of expenditures. He stated the projections of land use demand exceeded actual new demand by an average of 52 percent, and added this was a great example of updating the impact fee program and doing these audits because it allowed the City to adjust the growth rate as done in April 2020. He said there were no major discrepancies found, and discussed how there were five water resource acquisition fees out of 35,000 transactions where there was an error. He said the overcharge combined was $8,151 and all refunds were processed. He gave examples of expenditures, citing Fire Station #55, Tierra Montana Park and Baseline Road widening. He listed a summary of the Biennial Audit findings, and mentioned there were no material discrepancies in the revenue, expenditures went towards eligible capital projects, and the land use assumptions were revised to adjust for a slower growth rate than projected. He thanked Planning and Development Department Team Leader Adam Miller who was the infrastructure financing team leader for his leadership on this effort.

Mayor Gallego mentioned this was a companion item that passed in the consent agenda earlier for investment and study about public safety infrastructure in north Phoenix. She declared the public hearing open.

After indicating there were no members of the public wishing to speak, Mayor Gallego declared the public hearing closed.

The hearing was held.

118 Public Hearing - Amend City Code - Ordinance Adoption - Landscape Maintenance - Z-TA-5-15 (Ordinance G-6868)

Request to hold a public hearing on a proposed text amendment Z-TA-5-15 and to request that City Council approve Z-TA-5-15 as proposed which amends portions of Chapters 5 (Development Review Procedures) and 7 (Development Standards of General Applicability) of the Zoning Ordinance to address landscape maintenance.

Summary

Application: Z-TA-5-15
Proposal: Request to amend Chapter 5, Section 507.I. (Guidelines For Design Review - Review of technical documents) and Section 507.K. (Effect of development review approval), amend Chapter 5, Section 507 Tab A.I.B.1. (Urban Design Principles - Amenity/Comfort), Section 507 Tab A.I.G.2. (Urban Design Principles - Definition of Space), Section 507 Tab A.II.A.3.1.10 (Guidelines for Design Review - Site Design/Development - Landscape Architecture), add Section 507 Tab A.II.A.3.1.16 (Guidelines for Design Review - Site Design/Development - Landscape Architecture), amend Section 507 Tab A.II.A.3.2. (Guidelines for Design Review - Site Design/Development - Landscape Architecture), amend Section 507 Tab A.II.A.4. (Guidelines for Design Review - Site Design/Development - Open Space/Amenities), Section 507 Tab A.II.B.6.1 (Guidelines for Design Review - Building Design/Construction - Public Amenities/Environmental Protection), add Section 507 Tab A.II.C.1.9 (Guidelines for Design Review - Subdivision Design/Development - Streets/Circulation), amend Section 507 Tab A.II.C.4. (Guidelines for Design Review - Subdivision Design/Development - Open Space/Amenities), and amend Chapter 7, Section 703 (Landscaping, Fences and Walls) to add new subsection “E” to address landscape maintenance.

Applicant: City of Phoenix, Planning Commission
Representative: City of Phoenix, Planning and Development Department

This text amendment responds to direction from the Phoenix City Council to update existing codes and ordinances to support the provision of trees and shade throughout Phoenix. The text amendment proposes several changes to Chapters 5 and 7 of the Zoning Ordinance. The proposed changes can be generally classified as an enhancement of existing procedures, standards and the codification of best practices related to landscape plan submittals and landscape maintenance.

Concurrence/Previous Council Action

Staff Recommendation: Staff recommends approval of Z-TA-5-15, per the **Attachment E** - Addendum A Staff Report Exhibit A language.
VPC Action: Informational presentations were provided through January

and February of 2021, as reflected in **Attachment C** - VPC Informational Summary**.** The request was heard by all fifteen Village Planning Committees (VPCs) through April and May of 2021. Four VPCs recommended approval, seven VPCs recommended approval with additional language, three recommended approval with direction, and one made no recommendation due to lack of quorum, as reflected in **Attachment D** - VPC Recommendation Summary.
PC Action: The Planning Commission heard this case on June 3, 2021 and recommended Approval, per the language in Exhibit A of the Addendum A Staff Report by a vote of 8-0, as reflected in **Attachment F** - PC Summary.

Discussion
Mayor Gallego introduced Planning and Development Department Director Alan Stephenson to give a brief staff report on Item 118.

Mr. Stephenson introduced Planning and Development Department Deputy Director Josh Bednarek who lead the Landscape Maintenance Text Amendment which was an outgrowth of Council direction in 2018 regarding implementing the Tree and Shade Master Plan. He mentioned stakeholders included City departments, the private sector and the public who were interested in this.

Mr. Bednarek stated this text amendment directly responded to long-standing Council adopted policies, and described what the text amendment did by strengthening existing zoning ordinance provisions and codified best practices by embracing three core concepts. He listed those concepts as trees being infrastructure, trees providing benefits when appropriately planted, and trees should be kept in place in healthy living conditions. He clarified this text amendment applied to commercial, industrial, multifamily and single-family subdivision properties, while individual homeowner lots were not subject to these requirements.

Mr. Bedmarek said staff proposed changes to the Phoenix Zoning Ordinance, specifically in chapter 5 and chapter 7. He noted chapter 5 focused on trees being infrastructure and provided benefits when appropriately planted, and added the modifications proposed by staff would reinforce site inspection and certificate of occupancy are tied to

landscape that would be put in is actually put in. He mentioned an approved landscape plan on file with the City would be the valid document guiding landscaping on site, and modifications would be made to the design guidelines to provide clarity where there was inconsistency. He explained language would be added with respect to plant materials, and noted advocacy from members of the Urban Heat Island and Tree and Shade Subcommittee brought about the tree protection concept. He described the changes for chapter 7 in the landscape removal standards, installation and maintenance plans, and salvage and tree protection plans. He mentioned the support received through the public hearing process from village planning committees with specific direction to incorporate language on tree protection zones, the Environmental Quality and Sustainability Committee, and unanimous approval from the Planning Commission. He thanked stakeholders and those in the community for contributing to this process, and other Department staff for their work.

Mayor Gallego declared the public hearing open.

After announcing there were no members of the public who wished to speak, Mayor Gallego declared the public hearing closed.

Vice Mayor Garcia made a motion to approve Item 118 per the Planning Commission recommendation, with adoption of the related ordinance.

Councilwoman Stark seconded the motion.

Mayor Gallego thanked the Environmental Quality and Sustainability Commission, village planning committees, Planning Commission and those who were engaged with this process. She stated this was an important step to support planting trees.

Councilwoman Ansari commented she was excited to support this new language that would keep the City and those who do business in the city accountable. She listed stakeholders that were involved in this process, and commented with this amendment no trees, plants or cacti can be removed or destroyed on a property without obtaining a salvage plant permit. She noted this was a small but important step to ensure Phoenix meets the Tree and Shade Master Plan goals.

Councilwoman Stark thanked Mr. Bednarek for working with multiple interests on this, and said this ordinance was remarkable. She commented she hoped the City would do the same in parks and right-of-ways to offer the same kind of solutions being asked of in this ordinance.

Councilwoman Pastor mentioned many people had worked on this, and thanked Stacy Champion and Nicole Rodriguez for working with staff on some of the items and clarifying some of the language with Mr. Bednarek. She thanked everyone involved with this.

Prior to his vote, Councilman DiCiccio said he was opposed to this for many reasons. He noted his biggest reason was that government imposed rules on others but not on itself, and suggested if these rules were put on individuals they should also be imposed on the City.

Note: Two electronic comments were submitted in favor on Item 118.

The hearing was held. A motion was made by Vice Mayor Garcia, seconded by Councilwoman Stark, that this item be approved per the June 3, 2021 Planning Commission recommendation, with adoption of the related ordinance. 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

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

000 CITIZEN COMMENTS

Note: Councilman DiCiccio disconnected from the meeting.

City Attorney Cris Meyer stated during Citizen Comment, members of the public may address the City Council for up to three minutes on issues of interest or concern to them. He advised the Arizona Open Meeting Law permits the City Council to listen to the comments, but prohibits council members from

discussing or acting on the matters presented.

Cynthia Graber asked for cameras to be installed at every major intersection along the 19th Avenue light rail because it would keep the community safe.

Scott Matos Elliot mentioned he worked for HMS Host at Sky Harbor Airport, and commented HMS Host did not need anymore rent relief at the airport because they had not increased staffing and did not provide working equipment.

Maria Ocampo stated she worked for HMS Host at Sky Harbor Airport, and mentioned the employees were under pressure to perform work. She talked about understaffing, and asked Council to establish dialogue between HMS Host and the employees to correct this issue.

Cassandra Presume said she worked for HMS Host, and mentioned her concerns had been brought up with HMS Host throughout the pandemic. She discussed experiencing discrimination, not receiving Americans with Disabilities Act accommodations, and talked about understaffing at the airport.

Mario Barajas translated for Carmen Quintana, and mentioned she was an employee with HMS Host at Sky Harbor Airport. She talked about the concerns expressed by employees during the pandemic, and said she was waiting for HMS Host to call her back to return to work after over a year.

Mr. Barajas translated for Maria Rios and stated she worked for HMS Host at Sky Harbor Airport. She discussed concerns brought up with HMS Host throughout the pandemic, and asked Council to stop providing rent relief for HMS Host. She suggested there was discrimination happening with not allowing older workers to come back to work, and commented HMS Host should start supporting employees.

Victoria Stahl stated she worked for HMS Host at Sky Harbor Airport, and discussed the understaffing at the airport. She commented with fewer staff members they had to work overtime to handle the workload, and added HMS Host did not need any additional rent relief.

Amber Zuniga stated she worked at HMS Host at Sky Harbor Airport, and said

she was one of the workers that would accommodate weekends and holidays with no issues. She commented HMS Host should allow the workers who want to work to be back at Sky Harbor Airport, and asked Council to help resolve this issue.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 5:30 p.m.

MAYOR

ATTEST:

CITY CLERK

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CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the formal session of the City Council of the City of Phoenix held on the 16th day of June, 2021. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 20th day of March, 2024.

CITY CLERK