City of Phoenix

Minutes

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

186351

City Council Formal Meeting

Wednesday, April 5, 2023 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, April 5, 2023 at 2:37 p.m. in the Council Chambers.

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

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

An affidavit was presented to the Council by the City Clerk stating that copies of the titles of Ordinances G-7089 through G-7099, S-49518, S-49529 through S-49564 and S-49566, and Resolutions 22108 through 22109 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 Julie Kriegh stated members of the public may speak for up to two minutes on agenda items and gave direction on appropriate decorum when providing comments.

Mayor Gallego commented today was a milestone Council meeting, and introduced Councilman DiCiccio to provide remarks.

Councilman DiCiccio mentioned this would be his last Council meeting as his term ends in a week-and-a-half, and added he had been a councilmember for 20 years. He highlighted a list of accomplishments that he had prepared over that time, and talked about how his parents helped him during his first campaign for Council. He commented City Manager Jeffrey Barton had one of the best teams for staff that he had seen while serving on Council, and discussed how lucky he was to have the staff he had in his office. He expressed appreciation for everything that everyone at the City had done for him.

Mayor Gallego commented she enjoyed getting to know Councilman DiCiccio's daughters and added she was excited to see what was next for them.

Councilman Waring stated Councilman DiCiccio had been a change agent for the City, and added he had been a leader that had taken on challenges that others may not have. He mentioned Councilman DiCiccio should enjoy retirement and added that he would be missed on Council.

Councilwoman Guardado thanked Councilman DiCiccio for his hard work, and thanked him for his support when she became a councilmember. She expressed appreciation for the work they were able to do together, and added 20 years was a long time serving the public.

Vice Mayor Ansari said it was a pleasure to work with Councilman DiCiccio, and talked about his positivity despite her disagreements with him politically.

Councilmember Garcia commented it was great to get to know Councilman DiCiccio and stated even though he might not agree with him on some issues, he appreciated his honesty and for thinking of everyday people.

Councilman DiCiccio mentioned even though he did not agree with Councilmember Garcia philosophically, he got to know him very well and appreciated being able to find things they could both agree on. He expressed appreciation for the Mayor and all councilmembers.

Councilwoman Pastor stated even though she didn't necessarily meet eye-to-eye with Councilman DiCiccio, she noted there were certain areas they agreed on and could create good policy. She commented she appreciated his honesty and being open to listening to all opinions. She thanked him for his

public service.

Councilwoman O'Brien thanked Councilman DiCiccio for taking time to share his wisdom with her as a new councilmember, and thanked him for his public service.

Councilwoman Stark talked about knowing Councilman DiCiccio more when she was a staffer, and said working on process improvements was the most significant thing they did together.

Councilmember Garcia mentioned this was also his last meeting as a councilmember, and thanked staff and everyone he worked with. He said it was amazing to work on different projects over the last four years, and added it was great to get to know everyone. He expressed appreciation for the Council District 8 staff, and said he stuck to his values and what he felt was important. He expressed appreciation for members of Council.

Councilman DiCiccio said he got to know Councilmember Garcia pretty well, and added he was a good person. He talked about his consistency, and talked about needing people like him on Council. He stated Councilmember Garcia was one of the most successful councilmembers that he had ever seen, and commented he was going to miss working with him.

Councilwoman Guardado stated she was going to miss working with both Councilmember Garcia and Councilman DiCiccio, and talked about the accomplishments they had made over the course of their tenure.

Councilwoman Pastor thanked Councilmember Garcia for advocating for equity, and described the process during the COVID-19 pandemic when Councilmember Garcia got a group together to map out and be strategic on how to distribute American Rescue Plan Act funds in the community. She stated Councilmember Garcia represented the community, and expressed appreciation for him.

Vice Mayor Ansari thanked Councilmember Garcia for his service, and added the city was a more just and thoughtful place because of his work. She talked about sitting on team meetings with him after she won her election, and mentioned her district shared communities with Council District 8. She thanked

him for being a moral compass on the Council.

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:

Library Advisory Board

Reappoint Kathleen Ingley, serving her third term on the board to expire April 5, 2026, as recommended by Mayor Gallego.
reappoint Brenda Thomson, serving her third term on the board to expire April 5, 2026, as recommended by Mayor Gallego.

Maryvale Village Planning Committee

Appoint Patricia Jimenez, filling a vacancy on the committee to expire Nov. 19, 2024, as recommended by Councilwoman Pastor.

North Mountain Village Planning Committee

Appoint Gregory Freeman, replacing Tom Argiro for a partial term on the committee to expire Nov. 19, 2023, as recommended by Councilwoman O'Brien.

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

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

Mayor Gallego administered the oath of office to the following appointees:

Patricia Jimenez - Maryvale Village Planning Committee; and
Gregory Freeman - North Mountain Village Planning Committee.

The above appointees were invited to approach the dais so Council could extend their appreciation.

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

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

Note: One electronic comment was received in favor of Item 16 by Mackenzie Holland.

A motion was made by Vice Mayor Ansari, seconded by Councilwoman Guardado, that items 2-32 be recommended for approval. The motion carried by the following voice vote:

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

2 Liquor License - Ojos Locos Sports Cantina

Request for a liquor license. Arizona State License Application 06070056.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 6 - Bar

Location
9040 N. Black Canyon Highway
Zoning Classification: C-2
Council District: 1

This request is for an acquisition of control of an existing liquor license

for a bar. This location is currently licensed for liquor sales.

The 60-day limit for processing this application is April 8, 2023.

Pursuant to A.R.S. 4-203, consideration may 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.

Ojos Locos Sports Cantina (Series 6)
7609 W. Thomas Road, Phoenix
Calls for police service: 30
Liquor license violations: None

Ojos Locos Sports Cantina (Series 6)
1656 S. Alma School Road, Mesa
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Ojos Locos Sports Cantina (Series 6)
4745 S. Landing Way, Tucson
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Public Opinion

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

Applicant’s Statement

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

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

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

3 Liquor License - QuikTrip #465

Request for a liquor license. Arizona State License Application 229500.

Summary

Applicant
Perry Huellmantel, Agent

License Type
Series 10 - Beer and Wine Store

Location
23550 N. 23rd Ave.
Zoning Classification: A-1 M-R DVAO
Council District: 1

This request is for a new liquor license for a convenience store that sells gas. This location was not previously licensed for liquor sales and does not have an interim permit. This business is currently under construction with plans to open in August 2023.

The 60-day limit for processing this application is April 7, 2023.

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:
"At QuikTrip, we have a demonstrated record of our ability and commitment to act as a reliable and capable retailer. I currently serve as the agent on more 100 liquor licenses in Arizona for QuikTrip Stores. Since I began acting as the agent on QuikTrip liquor licenses in Arizona, we have not received a single citation for a violation of liquor laws. We ensure all store managers have current liquor training and maintain strict standards to ensure all our employees comply with state laws. QuikTrip has proven that it is a responsible operator and our record demonstrates that I - as an applicant - and QuikTrip - as an organization - have the capability, reliability and qualifications to hold 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:

"The public convenience requires and the best interest of the community will be substantially served by the issuance of the requested liquor license because this location will provide consumers in the immediate neighborhood competitively priced market-style items at a location where they can purchase necessities (everything from milk to Band-Aids) including extensive beverage offerings beyond beer and wine. Allowing customers to purchase alcohol while shopping for fuel or other items, including food, saves time, reduces road congestion, and the additional competition in the area lowers prices and ensures a high level of service for customers. QuikTrip's clean and modern design offers an experience consistent with the redevelopment of this area and will provide an additional option for gasoline and convenience. The best interest of the community will further be served because QuikTrip is a reliable operator with a demonstrated ability to responsibility sell alcohol in its stores and it will provide consumers in the area with more options and better pricing."

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 - QuikTrip #465
Liquor License Map - QuikTrip #465

This item was recommended for approval.

4 Liquor License - Sunoco Gas Station

Request for a liquor license. Arizona State License Application 232403.

Summary

Applicant
Siham Mansour, Agent

License Type
Series 10 - Beer and Wine Store

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

This request is for a new liquor license for a convenience store that sells gas. This location was previously licensed for liquor sales and may currently operate with an interim permit. This location requires a Use Permit to allow package liquor sales.

The 60-day limit for processing this application is April 22, 2023.

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.

76 Gas Station (Series 10)
1045 N. 24th St., Phoenix
Calls for police service: 12
Liquor license violations: None

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have experience in managing, operating, and selling beer and wine. I already have another liquor license series 10 under Isho Petroleum, LLC. I am a responsible owner and operator and have had no violation of any sort whether selling liquor, tobacco or any other products. I have recently completed Title 4 Management Liquor Law Training, see attached, please."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This location has attended to the needs of the neighboring residents and its customers for several Decades serving the customers with liquor related merchandise. The location remains quite convenient for the surrounding residents being close to their liv quarters. This location will hire employees from the neighbors living close by. The business will generate taxes for the city and the state and thus may contribute in helping the city serve the community. We are thus Grandfathering the existing situation."

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 - Sunoco Gas Station
Liquor License Map - Sunoco Gas Station

This item was recommended for approval.

5 Liquor License - Jin Jia

Request for a liquor license. Arizona State License Application 230609.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 12 - Restaurant

Location
21001 N. Tatum Blvd., Ste. 40-1370
Zoning Classification: C-2 DRSP
Council District: 2

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and does not have an interim permit. This business is currently being remodeled with plans to open in July 2023.

The 60-day limit for processing this application is April 8, 2023.

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.

Nori Sushi (Series 12)
5310 E. High St., Phoenix
Calls for police service: 7
Liquor license violations: None

Sizzle Korean BBQ (Series 12)
21001 N. Tatum Blvd., #36-1210 D9B, Phoenix
Calls for police service: 787
Liquor license violations: None

Sizzle Korean Barbecue (Series 12)
3720 N. Scottsdale Road, #200, Scottsdale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Shinbay (Series 12)
3720 N. Scottsdale Road, #201, Scottsdale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

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

"Own and operate several locations throughout the valley. I will ensure my employees 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 a place to enjoy some amazing modern authentic Chinese food."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Jin Jia
Liquor License Map - Jin Jia

This item was recommended for approval.

6 Liquor License - Special Event - Brophy College Preparatory

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

Summary

Applicant
Julie Peterson

Location
4701 N. Central Ave.
Council District: 4

Function
Dinner

Date(s) - Time(s) / Expected Attendance
April 29, 2023 - 5 p.m. to 10 p.m. / 700 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

7 Liquor License - 24/7 Convenience Store

Request for a liquor license. Arizona State License Application 230481.

Summary

Applicant
Jaspreet Gill, Agent

License Type
Series 10 - Beer and Wine Store

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

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

The 60-day limit for processing this application is April 16, 2023.

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 the necessary qualifications and capabilities to hold a liquor license I can assure you that I a, reliable and confident that I can fulfill the requirements of the License."

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 safe and regulated environment for the sale and consumption of Alcoholic, as well as generating revenue for the local economy."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - 24/7 Convenience Store
Liquor License Map - 24/7 Convenience Store

This item was recommended for approval.

8 Liquor License - Fate Brewing Company

Request for a liquor license. Arizona State License Application 230025.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 12 - Restaurant

Location
4445 N. 7th St.
Zoning Classification: C-2
Council District: 4

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

The 60-day limit for processing this application is April 8, 2023.

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.

McFate Brewing Company (Series 12)
201 E. Southern Ave., Ste 111, Tempe

Calls for police service: N/A - not in Phoenix
Liquor license violations: None

McFate Brewing Company (Series 12)
1312 N. Scottsdale Road, Scottsdale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Fate Brewing Company is a locally owned and operated restaurant expanding into Phoenix. We ensure our employees have Arizona 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:
"With existing restaurants in Scottsdale and Tempe we're hoping to continue to provide our guests exemplary hospitality in Phoenix as well."

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 - Fate Brewing Company
Liquor License Map - Fate Brewing Company

This item was recommended for approval.

9 Liquor License - QuikTrip #1419

Request for a liquor license. Arizona State License Application 229982.

Summary

Applicant
Perry Huellmantel, Agent

License Type
Series 10 - Beer and Wine Store

Location
1157 N. 35th Ave.
Zoning Classification: C-2
Council District: 4

This request is for a new liquor license for a convenience store that sells gas. This location was not previously licensed for liquor sales and does not have an interim permit. This business is currently under construction with plans to open in February 2024.

The 60-day limit for processing this application is April 7, 2023.

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:
"At QuikTrip, we have demonstrated record of our ability and commitment to act as a reliable and capable retailer. I currently serve as the agent on more 100 liquor licenses in Arizona for QuikTrip Stores. Since I began acting as an agent on QuikTrip liquor licenses in Arizona, we have not received a single citation for a violation of liquor laws. We ensure all store managers have current liquor training and maintain strict standards to ensure all our employees comply with state laws. QuikTrip has proven that it is a responsible operator and our record demonstrates that I - as an applicant - and QuikTrip - as an organization - have the capability, reliability and qualifications to hold 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:
"The public convenience requires and the best interest of the community will be substantially served by the issuance of the requested liquor license because this location will provide consumers in the immediate neighborhood competitively priced market-style items at a location where they can purchase necessities (everything from milk to Band-Aids) including extensive beverage offerings beyond beer and wine. Allowing customers to purchase alcohol while shopping for fuel or other items, including food, saves time, reduces road congestion, and the additional competition in the area lowers prices and ensures a high level of service for customers. QuikTrip's clean and modern design offers and experience consistent with the redevelopment of this area and will

provide an additional option for gasoline and convenience. The best interest of the community will further be served because QuikTrip is a reliable operator with a demonstrated ability to responsibility sell alcohol in its stores and it will provide consumers in the area with more options and better pricing."

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.

Liquor License Data - QuikTrip #1419
Liquor License Map - QuikTrip #1419

This item was recommended for approval.

10 Liquor License - Stop & Shop

Request for a liquor license. Arizona State License Application 224312.

Summary

Applicant
Lauren Merrett, Agent

License Type
Series 10 - Beer and Wine Store

Location
3345 N. 16th St.
Zoning Classification: C-2
Council District: 4

This request is for a new liquor license for a convenience store that sells 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 April 10, 2023.

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 meet all the requirements set forth, entitle for. I have been a responsible business owner for 20 years."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"It will allow for continuation of services the community is accustom to."

Staff Recommendation
Staff recommends approval of this application.

Attachments

Liquor License Data - Stop & Shop
Liquor License Map - Stop & Shop

This item was recommended for approval.

11 Liquor License - Special Event - Hermandad del Senor de los Milagros (Mesa, AZ)

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

Summary

Applicant
Carlos Mayandia

Location
7610 W. Indian School Road
Council District: 5

Function
Cultural Celebration

Date(s) - Time(s) / Expected Attendance
April 21, 2023 - 8 p.m. to 2 a.m. / 370 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

12 Liquor License - Special Event - Knights of Columbus Cathedral Council 12708

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

Summary

Applicant

Richard Garrison

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

Function
Dinner

Date(s) - Time(s) / Expected Attendance
April 29, 2023 - 6 p.m. to 10 p.m. / 280 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

13 Liquor License - Bullocks Cocktail Lounge

Request for a liquor license. Arizona State License Application 06070085.

Summary

Applicant
Gabriel Cabrera, Agent

License Type
Series 6 - Bar

Location
2601 W. Bethany Home Road
Zoning Classification: C-2
Council District: 5

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

The 60-day limit for processing this application is April 10, 2023.

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 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.

Oasis Crossroads Bar & Grill (Series 6)
5030 W. McDowell Road, #39, Phoenix
Calls for police service: 130
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have numerous years operating a bar and currently am an owner of a

bar in Phoenix. I have attended both Basic and Management liquor law training recently and will ensure that my staff is knowledgeable in Arizona Liquor Law to prevent sales to obviously intoxicated customers and to identify underage customers. Additionally, I am aware that it is my responsibility to arrange safe transportation to remove an obviously intoxicated customer from the bar within 30 minutes."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "This is an existing bar having previously met location qualifications for the community. I will continue to provide a safe environment for the customers and will work with community associations and neighborhoods to protect the health, safety and welfare of the Arizona citizens."

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 - Bullocks Cocktail Lounge
Liquor License Map - Bullocks Cocktail Lounge

This item was recommended for approval.

14 Liquor License - Tacos Chisco Bar & Grill

Request for a liquor license. Arizona State License Application 232238.

Summary

Applicant
Erika Siqueiros, Agent

License Type
Series 12 - Restaurant

Location
1820 W. Northern Ave., Ste. 140

Zoning Classification: C-1 HP RPSPD
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 April 17, 2023.

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.

Tacos Chisco (Series 12)
18425 N. 51st Ave., Ste. G, Glendale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"This will be my second business, the first also holds a liquor license. I have been and will be capable, reliable an qualified to hold a license. I will not let other people influence or abuse my obligation to be responsible."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"The liquor license will only be served of premises of the establishment by following the Arizona Department of Liquor laws to prevent the abuse of any persons responsible on premises with respect to the public and best interest of the community."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Tacos Chisco Bar & Grill
Liquor License Map - Tacos Chisco Bar & Grill

This item was recommended for approval.

15 Liquor License - Special Event - Phoenix Sister Cities, Inc.

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

Summary

Applicant
Rita Marko

Location
5107 N. 7th St., Ste. 2

Council District: 6

Function
Sake Tasting

Date(s) - Time(s) / Expected Attendance
April 29, 2023 - 5 p.m. to 9 p.m. / 100 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

16 Liquor License - Special Event - St. Theresa Council No 13497 Knights Columbus

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

Summary

Applicant
Michael Harris

Location
5045 E. Thomas Road
Council District: 6

Function
Food and Wine Festival

Date(s) - Time(s) / Expected Attendance
May 6, 2023 - 5 p.m. to 10 p.m. / 100 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

17 Liquor License - Birdcall

Request for a liquor license. Arizona State License Application 224276.

Summary

Applicant
Mackenzie Holland, Agent

License Type
Series 12 - Restaurant

Location
7025 N. 7th St.
Zoning Classification: C-2
Council District: 6

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow outdoor alcohol consumption. This business is currently under construction with plans to open in July 2023.

The 60-day limit for processing this application is April 17, 2023.

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.

Birdcall (Series 12)
7204 E. Shea Blvd., Scottsdale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Currently, Birdcall has 9 locations with liquor licenses in three states. We have never received a violation, as we are responsible vendors who train our staff on checking ID's recognizing intoxicated patrons and not over serving."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We are a family friendly restaurant, that just offers the option of limited alcoholic beverage services. Fast, high quality, friendly service is our main goal."

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 - Birdcall
Liquor License Map - Birdcall

This item was recommended for approval.

18 Liquor License - Phoenix Pyro

Request for a liquor license. Arizona State License Application 230607.

Summary

Applicant
Amy Nations, Agent

License Type
Series 12 - Restaurant

Location
4300 E. Camelback Road, Bldg. H, Ste. 125
Zoning Classification: PUD
Council District: 6

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow outdoor dining and outdoor alcohol consumption. This business is currently under construction with plans to open in May 2023.

The 60-day limit for processing this application is April 8, 2023.

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.

Arizona Anthem- Palma Ghost Donkey- Cham Pang Lanes (Series 6)
903 N. 2nd St., Phoenix
Calls for police service: 37
Liquor license violations: In March 2023, a fine of $1,500 was paid for failure to request ID from underage buyer and for selling, giving, or furnishing an underage person with alcohol.

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:
"Flagship Restaurant Group owns 30 restaurants throughout the United States. They Own and operate several different successful restaurant concepts and are looking forward to opening their second Arizona location. All their restaurants operate with liquor licenses and are experienced with liquor laws. All employees will attend state certified liquor training classes."

The public convenience requires and the best interest of the community

will be substantially served by the issuance of the liquor license because: “Flagship Restaurant group are foodies gone wild. Since 2002, our established concepts have centered around creative food and exceptional dining experiences. Phoenix Pyro will be a Japanese Bistro and the first restaurant opening in The Grove. It will be a great addition to the newly constructed area.”

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 - Phoenix Pyro
Liquor License Map - Phoenix Pyro

This item was recommended for approval.

19 Liquor License - Special Event - Phoenix Pride Incorporated

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

Summary

Applicant
Aimee Meredith

Location
429 W. Jackson St.
Council District: 7

Function
Dinner

Date(s) - Time(s) / Expected Attendance
May 13, 2023 - 5 p.m. to 2 a.m. / 180 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

20 Liquor License - Special Event - Phoenix World Arts Collective

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

Summary

Applicant
Carlos Montufar

Location
147 E. Adams St.
Council District: 7

Function
Dance Performance

Date(s) - Time(s) / Expected Attendance
April 29, 2023 - 6:30 p.m. to 10 p.m. / 80 attendees
April 30, 2023 - 4:30 p.m. to 8 p.m. / 80 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

21 Liquor License - A Bottle A Day LLC

Request for a liquor license. Arizona State License Application 231395.

Summary

Applicant
Charles Van Fleet, Agent

License Type
Series 4 - Wholesaler

Location
2440 W. Lincoln St., Ste. 160 A-B

Zoning Classification: A-2
Council District: 7

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

The 60-day limit for processing this application is April 11, 2023.

Pursuant to A.R.S. 4-203, consideration may 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 had a restaurant in Fresno CA. for the past 16 years. I had no violations. I have made several good friends in Napa, Sonoma, Paso Robles. I would like to bring their wines into the Phoenix and Scottsdale area. I was the President of the California Restaurant Association and had to work with several state and local agencies during COVID. It is important to have integrity in business and I believe I have proven that as my role of Owner and Operator and as President of CRA."

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.

22 Liquor License - Culichi Town

Request for a liquor license. Arizona State License Application 012070004567.

Summary

Applicant
Kevin Kramber, Agent

License Type
Series 12 - Restaurant

Location
2151 N. 83rd Ave.
Zoning Classification: C-2
Council District: 7

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

The 60-day limit for processing this application is April 9, 2023.

Pursuant to A.R.S. 4-203, consideration may 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:
“1) I currently am agent on over 200+ licences in Arizona 2) All controlling persons have disclosed any potential background items 3) Staff had been trained/certified in Title IV law.”

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

23 Liquor License - Golden Imperial Products LLC

Request for a liquor license. Arizona State License Application 231688.

Summary

Applicant
Brandon Jurkovich, Agent

License Type
Series 4 - Wholesaler

Location
625 S. 27th Ave., Ste. 130B-GIP
Zoning Classification: A-2
Council District: 7

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 April 16, 2023.

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

applicant's personal qualifications and not to the location.

Other Active Liquor License Interest in Arizona
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.

Golden Imperial Products LLC (Series 4)
3021 S. 35th St., Ste. B4, Phoenix
Calls for police service: 2
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have successfully operated a liquor wholesale company here in Arizona for several years without any compliance issues."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

24 Liquor License - Ojos Locos Sports Cantina

Request for a liquor license. Arizona State License Application 006070018602.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 6 - Bar

Location
7609 W. Thomas Road
Zoning Classification: RSC
Council District: 7

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

The 60-day limit for processing this application is April 8, 2023.

Pursuant to A.R.S. 4-203, consideration may 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.

Ojos Locos Sports Cantina (Series 6)
9040 N. Black Canyon Highway, Phoenix
Calls for police service: 70
Liquor license violations: None

Ojos Locos Sports Cantina (Series 6)
1656 S. Alma School Road, Mesa
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Ojos Locos Sports Cantina (Series 6)
4745 S. Landing Way, Tucson
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

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

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

25 Liquor License - QuikTrip #1449

Request for a liquor license. Arizona State License Application 232047.

Summary

Applicant
Perry Huellmantel, Agent

License Type
Series 10 - Beer and Wine Store

Location

2801 S. 107th Ave.
Zoning Classification: C-2
Council District: 7

This request is for a new liquor license for a convenience store that sells gas. This location was not previously licensed for liquor sales and does not have an interim permit. This business is currently under construction with plans to open in December 2023.

The 60-day limit for processing this application is April 17, 2023.

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:

“At QuikTrip, we have demonstrated record of our ability and commitment to act as a reliable and capable retailer. I currently serve as the agent on more 150 liquor licenses in Arizona for QuikTrip stores. Since I began acting as the agent on QuikTrip liquor licenses in Arizona, we have not received a single citation for a violation of liquor laws. We ensure all store managers have current liquor training and maintain strict standards to ensure all our employees comply with state laws. QuikTrip has proven that it is a responsible operator and our record demonstrates that I - as an applicant - and QuikTirp - as an organization - have the capability, reliability and qualifications to hold 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: “The public convenience requires and the best interest of the community will be substantially served by the issuance of the requested liquor license because this location will provide consumers in the immediate neighborhood competitively priced market-style items at a location where they can purchase necessities (everything form milk to Band-Aids) including extensive beverage offerings beyond beer and wine. Allowing customers to purchase alcohol while shopping for fuel or other items, including food, saves time, reduces road congestion, and the additional competition in the area lowers prices and ensures a high level of service for customers. QuikTrip's clean and modern design offers an experience consistent with the redevelopment of this area and will provide an additional option for gasoline and convenience. The best interest of the community will further be served because QuikTrip is a reliable operator with a demonstrated ability to responsibly sell alcohol in its stores and it will provide consumers in the area with more options and better pricing.”

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 - QuikTrip #1449
Liquor License Map - QuikTrip #1449

This item was recommended for approval.

26 Liquor License - Special Event - Liberty Wildlife, Inc.

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

Summary

Applicant
Margaret Mosby

Location
2600 E. Elwood St.
Council District: 8

Function
Education Event

Date(s) - Time(s) / Expected Attendance
April 16, 2023 - 1 p.m. to 4 p.m. / 200 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

27 Liquor License - Special Event - Roosevelt Row Community Development Corporation

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

Summary

Applicant
Adan Madrigal

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

Function
Block Party Festival

Date(s) - Time(s) / Expected Attendance
April 14, 2023 - 4:20 p.m. to Midnight / 7,500 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

28 Liquor License - PHX Beer Co/Scramble/Ajo Al's

Request for a liquor license. Arizona State License Application 012070009774.

Summary

Applicant
Thomas Romig, Agent

License Type
Series 12 - Restaurant

Location
3400 E. Sky Harbor Blvd., T3N, F10
Zoning Classification: A-1
Council District: 8

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

The 60-day limit for processing this application is April 11, 2023.

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

Other Active Liquor License Interest in Arizona
This information is not provided due to the multiple ownership interests

held by the applicant in the State of Arizona.

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have been in the Food and Beverage Concession industry since 1972. I owned a wine store/restaurant for eight (8) years. I have held different responsibilities in managing six (6) companies, including SSP America, in operating food and beverage concessions."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

29 Liquor License - Tavern

Request for a liquor license. Arizona State License Application 07070480.

Summary

Applicant
Thomas Romig, Agent

License Type
Series 7 - Beer and Wine Bar

Location
3400 E. Sky Harbor Blvd., T3S, F6
Zoning Classification: A-1
Council District: 8

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

The 60-day limit for processing this application is April 11, 2023.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have been in the Food and Beverage Concession industry since 1972. I owned a wine store and restaurant for eight years. I have held different responsibilities in managing six companies, including SSP America, in operating food and beverage concessions."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

30 Liquor License - Tavern

Request for a liquor license. Arizona State License Application 12070003102.

Summary

Applicant
Thomas Romig, Agent

License Type
Series 12 - Restaurant

Location
3400 E. Sky Harbor Blvd., T3S, F6
Zoning Classification: A-1
Council District: 8

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

The 60-day limit for processing this application is April 11, 2023.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have been in the Food and Beverage Concession industry since 1972. I owned a wine store and restaurant for eight years. I have held different responsibilities in managing six companies, including SSP America, in

operating food and beverage concessions."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

31 Liquor License - Humble Tortas & Tacos

Request for a liquor license. Arizona State License Application 230470.

Summary

Applicant
Thomas Romig, Agent

License Type
Series 12 - Restaurant

Location
3400 E. Sky Harbor Blvd., T3S, F9
Zoning Classification: A-1
Council District: 8

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

The 60-day limit for processing this application is April 11, 2023.

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

presumption shall not apply once the licensed location has not been in use for more than 180 days.

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have been in the Food and Beverage Concession industry since 1972. I owned a wine store/restaurant for eight (8) years. I have held different responsibilities in managing six (6) companies, including SSP America, in operating food and beverage concessions."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Humble Tortas and Tacos will be able to provide the general public demand for a variety of adult beverages to choose from to pair with their ordered meals. This will be a convenient service to the visitors airport employees and passengers at Phoenix Sky Harbor International Airport - similar to other major airports in the United States."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Humble Tortas & Tacos
Liquor License Map - Humble Tortas & Tacos

This item was recommended for approval.

32 Liquor License - Samsara

Request for a liquor license. Arizona State License Application 230375.

Summary

Applicant
Hilal Yousufzai, Agent

License Type
Series 12 - Restaurant

Location
905 N. 4th St.
Zoning Classification: DTC- Evans Churchill East
Council District: 8

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

The 60-day limit for processing this application is April 15, 2023.

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 met all the necessary legal requirements, possess a thorough understanding of all regulations and responsibilities associated with holding a liquor license. I'm commitment to maintaining a safe and responsible environment for patrons. I have over 8 years of experience and training in the industry. I have also completed title 4 management and title 4 basic liquor law training to ensure proper alchol service and have a track record of responsible behavior throughout my life."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"The availability of alcohol is a key component of social gatherings and events. The granting of a liquor license will enable my businesses to provide this service to our customers. Also, the revenue generated from the sale of alcohol will contribute to economic growth of the community. Proper Regulation and enforcement of liquor laws will ensure that the sale and consumption of Alcohol is done responsibly, promoting public safety and preventing alcohol-related incidents."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Samsara
Liquor License Map - Samsara

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: One electronic comment was submitted in favor of Item 81 by Christopher Colyer.

A motion was made by Vice Mayor Ansari, seconded by Councilwoman Stark, that items 33-93 be approved or adopted, except items 39, 59, 74, 82, 87-89 and 91-93; noting Item 85 is withdrawn; Item 89 is as revised; Item 90 is continued to the Aug. 30, 2023 City Council Formal Meeting; and Item 93 is an add-on. The motion carried by the following vote:

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

No: 0

Items 33-38, Ordinance 49529 was a request to authorize the City Controller to disburse funds, up to the 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.

33 Welch Allyn, Inc.

For $23,000 in payment authority to purchase a three-year SmartCare Protection Plus service program and one-year SmartCare Complete Onsite Plus preventative maintenance (PM) service for the Phoenix Fire Department. The Fire Health and Wellness Center is responsible for performing cardiac stress testing for firefighters and police officers to comply with the United States Department of Labor's Occupational Safety and Health Administration (OSHA) and the National Fire Protection Association (NFPA) mandatory physical exams. The Quinton Q-S6 electrocardiogram and TM55 treadmill equipment including related

accessories are heavily used when performing annual physicals. The wear and tear on the devices could impact the Fire Health and Wellness Center's ability to properly perform exams. SmartCare Protection Plus service program and SmartCare Complete Onsite Plus PM service will cover the routine maintenance that is performed to keep biomedical equipment up to manufacturer specifications.

This item was adopted.

34 AvantPage Inc.

For $15,000 in payment authority to purchase nine months of Spanish translation services for the Communication Department. The City is committed to an open and inclusive budget process, which requires providing prompt, accurate and comprehensive information to Spanish-speaking residents. Failure to do so would prevent full participation by Spanish speakers and negatively impact the entire budget process. AvantPage has expertise with the City's budget materials, financial vocabulary, technical language, and formatting abilities involved in producing the FundPHX interactive tool, the budget tabloid, annual budget books, and other written outreach materials to the Spanish-speaking community. AvantPage can meet the rapid turnaround-times necessary for the budget process. AvantPage is the most cost-effective and experienced vendor to translate Fiscal Year (FY) 2023-24 budget materials, and has a proven track record of providing accurate, timely and precise Spanish language budget materials. Funding is available through the Communications Department budget for FY 2022-23 and FY 2023-24.

This item was adopted.

35 Broadcast Music, Inc.

For $65,000 in payment authority for the purchase of an annual music license subscription for the Parks and Recreation Department. The license allows copyrighted music to be played at all City parks and facilities. The payment authority is for calendar years 2023 through 2027. The license will be renewed and paid annually.

This item was adopted.

36 AGM Container Controls, Inc., doing business as Ascension

For $38,000 in payment authority to purchase a portable hydraulic

wheelchair lift for the Phoenix Convention Center Department (PCCD). The wheelchair lifting device will be utilized by individuals with disabilities to gain access to the riser stages during meetings and events. It is important for PCCD to have multiple portable wheelchair lifts to service the three convention center buildings and the various portable stages that are frequently used. This lift is similar to other wheelchair lifts used at PCCD and is compliant with Americans with Disabilities Act (ADA) requirements.

This item was adopted.

37 Copper State Supply, Inc.

For $55,000 in payment authority for a new contract with Copper State Supply, Inc., to be entered into on or about June 1, 2023, for a term of five years, for the purchase of asphalt lutes for the Street Transportation Department. Asphalt lutes are used to spread asphalt to create a smooth and even surface for vehicular traffic when there is repair or replacement of asphalt.

This item was adopted.

38 Highland Products Group/The Park Catalog

For $16,842.11 in payment authority to purchase 80 bicycle racks for the Street Transportation Department. The purpose of this order is to procure bicycle racks for the City's public bike rack program. Through this program, residents and businesses can request the installation of a bike rack in the public right-of-way. Bike racks can be used in the right-of-way for not only bikes but micro-mobility vehicles. The type of rack is a 2-3/8" surface mounted inverted "U" rack with black powder coating.

This item was adopted.

40 Authorization to Grant an Easement to Salt River Project Across City-owned Property Within the Laveen Area Conveyance Channel (Ordinance S-49530)

Request to authorize the City Manager, or his designee, to grant an easement to Salt River Project (SRP) across City-owned property within the Laveen Area Conveyance Channel (LACC), for consideration in the amount of the appraised value. Further request to authorize the City Treasurer to accept all funds related to this item.

Summary
SRP requires an easement within the LACC for the installation, operation and maintenance of electrical facilities providing service to McClellan Ranch. The easement will connect the Pulte Homes property to SRP's power grid, which provides service to the surrounding homes. Maricopa County Flood Control District has reviewed the plans and has determined that the LACC would not be negatively impacted. All costs related to the easement will be paid by Pulte Homes.

Location
Within the LACC, along the South 70th Avenue alignment, identified by Maricopa County Assessor parcel numbers 300-01-005V, 300-01-005M and 300-01-001A.
Council District: 7

This item was adopted.

41 Acceptance of Easements for Drainage Purposes (Ordinance S-49543)

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

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

Easement (a)
Applicant: Tabarka Properties LLC, its successor and assigns
Purpose: Drainage
Location: 21152 N. 22nd St.
File: FN 230008
Council District: 2

Easement (b)
Applicant: Prime Storage West Phoenix Land, LLC, its successor and assigns
Purpose: Drainage

Location: 9210 W. Indian School Road
File: FN 220076
Council District: 5

Easement (c)
Applicant: 4800 S 16th, LLC, its successor and assigns
Purpose: Drainage
Location: 4949 S. 16th St.
File: FN 220087
Council District: 8

This item was adopted.

42 Acceptance and Dedication of a Deed and Easements for Roadway, Public Utility and Sidewalk Purposes (Ordinance S-49549)

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

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

Deed (a)
Applicant: Prime Storage West Phoenix Land, LLC, its successor and assigns
Purpose: Roadway
Location: 9210 W. Indian School Road
File: FN 220076
Council District: 5

Easement (b)
Applicant: Catherine Ann Sanchez and George Sanchez; Jesse D. Razo and Mary E. Razo, its successor and assigns
Purpose: Public Utility
Location: 8634 S. 3rd St.

File: FN 230012
Council District: 8

Easement (c)
Applicant: Phoenix Pipelines, Inc., its successor and assigns
Purpose: Sidewalk
Location: 3801 E. Winslow Ave.
File: FN 230009
Council District: 8

This item was adopted.

43 Library eCARD Customer Online Verification & Services Contract - EXC 23-048 - Request for Award (Ordinance S-49532)

Request to authorize the City Manager, or his designee, to enter into a contract with The Quipu Group, LLC to provide customer identity verification services for the Library Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $249,260.

Summary
This contract will provide the Library Department the ability to purchase services, which include eCARD library registrations or renewals, hosting/access, unlimited basic name and address verifications, maintenance, and support. This contract allows for optional purchases of add-on services such as multi-factor authentication, which adds challenge questions as an additional layer of verification, and Patron Incident Tracking Systems, which is used to assist library staff to record and track security incidents from patrons. The adoption of this contract improves customer service, reduces staff time, and is necessary for citywide library operations.

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

Procurement Information
In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on the

following reason: Special Circumstances - Without Competition. The Library Department has been using The Quipu Group, LLC's technology since 2014, which was created for the City and it added new functionality for customers to renew library card accounts online. This technology developed by the vendor provides efficient customer service and resides on Phoenix library servers to meet City security standards. Entering into a contract with this vendor reduces any risk associated with having to create custom software from a different vendor, ensures that city libraries continue to get seamless customer support, and best aligns with the department's needs.

Contract Term
The contract will begin on or about July 01, 2023, for a five-year term with no options to extend.

Financial Impact
The aggregate contract value will not exceed $249,260 for the five-year aggregate term.

Funding is available in the Library Department operating budget.

This item was adopted.

44 Authorization to Amend Agreement with BEM Systems, Inc., to Extend Term for Real Estate Management System (Ordinance S-49538)

Request to authorize the City Manager, or his designee, to amend Technology Products and Professional Services Agreement 140770 with BEM Systems, Inc., to provide two additional one-year options to extend the term. Further request authorization or the City Controller to disburse all funds related to this item.

Summary
BEM currently provides the Finance Department's Real Estate Division with maintenance, customer support and hosting services for the PAECETrak real estate acquisition management system. PAECETrack is a proprietary web-based software application developed and owned exclusively by BEM Systems, Inc. (BEM). The current agreement expires

on April 26, 2023, with no options to extend. PAECETrack is utilized to manage real estate business processes such as property acquisition, appraisal services, environmental assessments, leases, easements, relocation, and title services necessary for all Citywide real estate projects and transactions. In addition to the current Citywide acquisition projects in process, additional projects are anticipated as the result of the Transportation Infrastructure Bill and Capital Infrastructure Program (CIP) projects. Any disruptions or loss of data related to changing systems mid-project would be a significant risk in meeting project schedules and reporting requirements. Therefore, staff recommends extending the current agreement for two, one-year periods to provide uninterrupted acquisition services and maintain essential project and acquisition information required for reporting.

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

Procurement Information
In accordance with Administrative Regulation 3.10, normal competition was waived as a result of a determination memo citing sole source. PAECETrak is a proprietary web-based software application developed by BEM; no other firm can update, maintain, or enhance this proprietary software.

Contract Term
The first year of the agreement will begin April 27, 2023, through April 26, 2024, with the additional one-year option to extend through April 26, 2025.

Financial Impact
The extended term is $74,252.70, plus applicable taxes, with the cost to escalate three percent annually. Aggregate expenditures for the two option periods will not exceed $150,733, plus applicable taxes. Funds are available in the Finance Department's operating budget.

Concurrence/Previous Council Action
The City Council approved:

- Agreement 140770 and Amendments 1, 2, and 3 (Ordinance S-41583) on April 15, 2015; and
- Agreement 140770 and Amendments 4, 5, and 6 (Ordinance S-46374) on Feb. 19, 2020.

This item was adopted.

45 Respond Billing Support and Maintenance Contract - EXC 23 - 100 Request for Award (Ordinance S-49540)

Request to authorize the City Manager, or his designee, to enter into a contract with CentralSquare Technologies, LLC to provide Respond Billing Support and Maintenance for the Emergency Transportation Section (ETS) of the Phoenix Fire Department (PFD). Further request an exception to the indemnity and assumption of liability provisions of Phoenix City Code section 42-18. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $400,000.

Summary

This contract will provide continued support and maintenance for the Respond Billing accounts receivable system that is utilized by the Fire Department for ambulance related revenue recovery. Respond Billing is a proprietary application which is developed and maintained by CentralSquare Technologies, LLC. CentralSquare routinely deploys system updates and patches to ensure that the system incorporates current billing practices and complies with various Federal and State billing requirements. Continued support and maintenance for Respond Billing and its add-on modules will ensure that staff generate accurate bills and recover revenue owed to the City without prolonged technical or system issues.

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

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: Respond Billing is a proprietary application developed

and supported by CentralSquare Technologies, LLC. No other vendor can provide technical support of the Respond Billing system.

Contract Term
The contract will begin on or about April 13, 2023, for a five-year term.

Financial Impact
The aggregate contract value will not exceed $400,000 for the five-year aggregate term. Funding is available in the Fire Department's budget.

This item was adopted.

46 Computer Aided Dispatch and Mobile Data Computer System - RFP 08-0603 -Amendment (Ordinance S-49541)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 125890 with Versaterm Public Safety, Inc. (Versaterm) to extend the contract term. Further request an exception to the indemnity and assumption of liability provisions of Phoenix City Code section 42-18. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $4,899,348.

Summary
This contract will provide ongoing maintenance for the CAD/911 System and is proprietary to Versaterm. Maintenance support is crucial to resolving system issues in a timely manner with few or no interruptions. In addition to collecting calls for service and dispatching, the system is integrated with the Department of Public Safety for vehicle and suspect information, accessing various state and national criminal justice networks to provide suspect or vehicle information to officers. The continued maintenance of the department's CAD/911 System is critical to ensure there are no interruptions to dispatchers that utilize the system to prioritize and record incident calls, identify the status and location of first responders and effectively dispatch priority calls for service. The additional funds will ensure the continuation of this service throughout the five-year extension of the contract term. The Application Software License Agreement portion of this contract is a perpetually renewing document until notice of termination is issued in accordance with the

Agreement. The Application Software Support Agreement portion of this contract mirrors the term of this contract.

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

Contract Term
Upon approval the contract will be extended through June 30, 2028.

Financial Impact
Upon approval of $4,899,348 in additional funds, the revised aggregate value of the contract will not exceed $18,330,579. Funds are available in the Police Department's budget.

Concurrence/Previous Council Action
The City Council previously reviewed this request:
• Computer Aided Dispatch and Mobile Data Computer System - Contract 125890 (Ordinance S-36018) on April 8, 2009;
• Computer Aided Dispatch and Mobile Data Computer System - Contract 125890 (Ordinance S-38805) on May 16, 2012;
• Computer Aided Dispatch and Mobile Data Computer System - Contract 125890 (Ordinance S-39735) on April 3, 2013;
• Computer Aided Dispatch and Mobile Data Computer System - Contract 125890 (Ordinance S-40717) on April 2, 2014;
• Computer Aided Dispatch and Mobile Data Computer System - Contract 125890 (Ordinance S-40837-AU) on May 28, 2014;
• Computer Aided Dispatch and Mobile Data Computer System - Contract 125890 (Ordinance S-41972-F) on Aug. 26, 2015;
• Computer Aided Dispatch and Mobile Data Computer System - Contract 125890 (Ordinance S-42565-F) on June 1, 2016;
• Computer Aided Dispatch and Mobile Data Computer System - Contract 125890 (Ordinance S-42892-J) on Oct. 5, 2016;
• Computer Aided Dispatch and Mobile Data Computer System - Contract 125890 (Ordinance S-43732) on June 28, 2017;
• Computer Aided Dispatch and Mobile Data Computer System - Contract 125890 (Ordinance S-49049) on Oct. 12, 2022.

This item was adopted.

47 Citywide Fence Supply and Service - IFB 18-207 - Amendment (Ordinance S-49556)

Request to authorize the City Manager, or his designee, to execute amendments to Contract 147320 with Western Fence Co., Inc.; Contract 147321 with Phoenix Fence Company; and Contract 147322 with LP Steel Industries, LLC, to modify scope of work and extend contract terms. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $3,815,000.

Summary

These contracts provide various types of fencing supplies and services related to installation, repair, and replacement of chain-link, block, and ornamental fencing, gates, and fencing rental; additionally, the contracts have been amended to include fencing for the Neighborhood Services Department's Gated Alley Program. Fencing provided through these contracts are routinely used to secure City facilities from vandalism and theft. The contracts are also used to secure and mitigate risk at City-operated construction sites. This wide scope of supplies and services has increased both the complexity of, and spend on, the existing contracts. As such, it was determined that additional time would be required to satisfactorily complete the re-procurement of the supplies and services covered under these contracts. A six-month extension will allow for the most thorough and cost-effective solicitation process, and additional contract pay authority is needed for the extension period and additional requirements.

Contract Term

Upon approval the contracts will be extended through Oct. 31, 2023.

Financial Impact

Upon approval of $3,815,000 in additional funds, the revised aggregate value of the contracts will not exceed $10,292,000. Funds are available in the various department budgets.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

• Citywide Fence Supply and Services Contracts 147320, 147321, and

147322 (Ordinance S-44486) on April 18, 2018;
• Increase Expenditure Authority for Citywide Fence Supply and Services Contracts 147320, 147321, and 147322 (Ordinance S-46556) on May 6, 2020;
• Fence Supply and Services Contracts 147320, 147321, and 147322 (Ordinance S-47987) on Oct. 6, 2021; and
• Ordinance Authorizing Additional Expenditures for Citywide Fence Supply and Services Contracts 147320, 147321, and 147322 (Ordinance S-49223) on Dec. 7, 2022.

This item was adopted.

48 Audio Visual Services for City Meetings - IFB 16-022 - Amendment (Ordinance S-49557)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 142347 with Skyline Productions, Inc., to extend the contract term. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed, request to continue using Ordinance S-47352.

Summary
This contract will provide audio and visual (A/V) services to conduct City Council formal, policy and subcommittee meetings to ensure A/V equipment works properly prior to and during the meetings. Additional time is needed to complete the solicitation process.

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

Contract Term
Upon approval the contract will be extended through Sept. 30, 2023.

Financial Impact
The aggregate value of the contract will not exceed $332,000 and no additional funds are needed.

Concurrence/Previous Council Action
The City Council previously reviewed this request:
• Audio/Visual Services for City Meetings Contract 142347 (Ordinance S-42375) on March 23, 2016;

• Audio/Visual Services for City Meetings Contract 142347 (Ordinance S-47352) on March 3, 2021.

This item was adopted.

49 Transfer of Retirement Funds to Arizona State Retirement System (Ordinance S-49546)

Request to authorize the City Manager, or his designee, to transfer retirement funds for Richard Mendolia in the amount of $10,249.52 to the Arizona State Retirement System. Further request to authorize the City Controller to disburse the funds.

Summary

Pursuant to Arizona Revised Statutes, sections 38-730 and 38-922, retirement service credits for former members of the City of Phoenix Employees' Retirement System (COPERS) may be transferred to the Arizona State Retirement System upon approval by the City Council. The following former City of Phoenix employee has requested transfer of the balance of their credited service:

Mendolia, Richard: $10,249.52

Concurrence/Previous Council Action

This item was approved by the COPERS Board at the March 2, 2023 meeting.

This item was adopted.

50 Request to Amend Contract with Teaching Strategies, LLC for Head Start Birth to Five Program (Ordinance S-49537)

Request authorization for the City Manager, or his designee, to amend Contract 141887 with Teaching Strategies, LLC for the Head Start Birth to Five Program by extending the contract term through June 30, 2024, and increasing the contract amount by $90,000. The extension will provide continued use of the online child assessment tool. Further request authorization for the City Controller to disburse all funds related to this item. There is no impact to the General Fund.

Summary

To ensure statewide consistency in early childhood assessment, the Arizona Department of Education (ADOE) mandates all early childhood

programs purchase the same assessment tool. The Head Start Birth to Five Program utilizes Teaching Strategies Gold, the approved ADOE assessment tool. The early childhood assessment tool is designed to measure children's progress, appropriately plan for children's learning, implement best practices, and meet the accountability requirements of the Individuals with Disabilities Education Improvement Act of 2004, Part B, Section 619. The City entered into a contract with Teaching Strategies, LLC on July 1, 2015, following the ADOE statewide contract.

Procurement Information
Teaching Strategies was selected through an ADOE Request for Proposal RFP-ADED 15-00004546 for a statewide Early Childhood Assessment tool to be utilized by other state agencies, political subdivisions and Head Start grantees.

The ADOE contract with Teaching Strategies expired on March 22, 2020. ADOE entered into a one-year agreement, Agreement CTR048634, with Teaching Strategies, LLC extending the contract terms through June 30, 2021, allowing time to procure a new provider. Due to the coronavirus pandemic, ADOE was unable to complete the procurement process. As such, an additional extension through June 30, 2023, with Teaching Strategies was secured by ADOE. ADOE is currently working to procure Teaching Strategies as a Sole Source; at this time, they do not have an estimated time of completion.

In accordance with Administrative Regulation 3.10, a Determination Memo citing a need to extend the City's current contract beyond the maximum option years was approved on April 10, 2020.

Contract Term
The original five-year contract began on July 1, 2015, with four one-year extension options exercised by the City Manager. Approval of this request would extend the contract through June 30, 2024.

Financial Impact
Funding in the amount of $90,000 is being added to increase the total contract value to $634,000. Funding is available from the U.S. Department of Health and Human Services, Administration of Children,

Youth and Families. There is no impact on the General Fund.

Concurrence/Previous Council Action
City Council approved the initial contract on May 13, 2015, with Ordinance S-41702. An extension through Dec. 31, 2020, was approved on June 3, 2020, with Ordinance S-46682. An extension through June 30, 2021, was approved on Sept. 2, 2020, with Ordinance S-46899. The most recent extension through June 30, 2023, was approved with Ordinance S-47475 on April 21, 2021.

The Head Start Birth to Five Policy Council recommended approval of this item on March 13, 2023, by a vote of 21-0.

This item was adopted.

51 Professional Resume Development and Related Services Qualified Vendor List (Ordinance S-49542)

Request authorization for the City Manager, or his designee, to award and enter into contracts with responsive offerors to the Request for Qualifications (RFQu) for Professional Resume Development and Related Services Qualified Vendor List. Further request authorization for the City Controller to disburse funds in an aggregate amount not to exceed $500,000 for the life of the Qualified Vendor List (QVL). Funds are available from the City's allocation of Workforce Innovation and Opportunity Act (WIOA) grant funds.

Summary
This contract will provide professional resume development and related services to City of Phoenix residents enrolled in its WIOA Workforce Program. Services will include: resume writing consultation for job seekers who have three or more years of experience in supervisory, managerial, technical, or other professional positions with a degree or job seekers with equivalent experience without a degree; resume writing consultation for job seekers at the beginning of their career or limited experience; resume writing consultation for job seekers who have recently separated from the military; and resume critiquing services for participants attending an ARIZONA@WORK City of Phoenix or WIOA partners sponsored event such as a job fair, other hiring event, or

employer layoff events.

Procurement Information
RFQu-22-BWDD-61 was conducted in accordance with City of Phoenix Administrative Regulation 3.10. HSD received a total of four offers on Jan. 31, 2023, and two offers were determined to be responsive and responsible to the solicitation requirements.

The Procurement Officer evaluated all offers for Pass/Fail criterion on the following minimum qualifications:

1. At least three years' experience of professional resume writing experience
2. The City prefers Offerors have one of the following certifications, but this is not a mandatory requirement:

Certified Employment Interview Consultant
Certified Job and Career Transition Coach
Certified Professional Resume Writer
Certified Resume Writer
Credentialed Career Master
Nationally Certified Resume Writer

3. Offeror(s) proposing to conduct workshops must have a minimum of 3 years' experience conducting workshops geared toward assisting job seekers in securing employment.

The following offerors met all solicitation criteria and are recommended to be added to the QVL:

AZ Treasured Family Services, LLC
Thomas Resources, LLC

Contract Term
This QVL will be in effect from July 1, 2023, through June 30, 2028.

Financial Impact
The total cost of the contracts will not exceed $500,000 over the life of

the QVL in aggregate. Funds are available from the City's allocation of WIOA grant funds.

This item was adopted.

52 Head Start Birth to Five Program Professional Development Training Services Qualified Vendors List - RFQu-22-EDU-72 (Ordinance S-49552)

Request to authorize the City Manager, or his designee, to approve a Qualified Vendors List (QVL) and enter into agreements with responsive offerors, on an as needed basis, to provide professional development training to parents, staff and community partners through professional speakers and trainers. The aggregate value of all contracts issued under the QVL will not exceed $500,000. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

Head Start prepares America's most vulnerable young children to succeed in school and life beyond school. To achieve this, Head Start programs deliver services to children and families in the core areas of early learning, health and family well-being while engaging parents.

Professional development for Head Start Birth to Five staff and parent education for enrolled families is essential to ensure high-quality services are being delivered to support families on the road to well-being and self-sufficiency. The Head Start Birth to Five Program is seeking experts in the field of early education, social services, parent engagement, family well-being, health and safety, fatherhood, and mental health to provide in-depth comprehensive training to staff and parents. The presentations must be geared toward adult learners, include multiple modalities, be engaging, and vary based on learning formats.

The QVL is meant to identify highly qualified professionals who can provide information or skill development that may lead to behavioral changes for families, staff members, and/or community partners.

Procurement Information

A Request for Qualifications procurement was conducted in accordance

with City of Phoenix Administrative Regulation 3.10.

Eighteen proposals were received on Jan. 20, 2023. Seventeen were deemed responsive and responsible to the solicitation requirements. The procurement officer evaluated the offers using a pass/fail evaluation matrix under the following criteria:

Five years of experience.
Professional license, certificate, credential, degree in area of expertise, or publication verification.
Provided documentation of a minimum of one professional development event or five hours of technical assistance each year for the last three years.
Reference checks with positive results.
Provided a description of the training sessions and topics including measurable outcomes, process improvements, unique information, tools/takeaways, and attendee involvement.
No active exclusions found on the System for Award Management database.
In good standing with the Arizona Corporation Commission.

The following offerors met all solicitation criteria and are recommended to be added to the QVL:

AVID Consulting, LLC
Children’s Literacy Initiative
Emperador Enterprises dba Sol Discovery
Family and Community Educational Services of AZ, LLC dba FACES of AZ, LLC
Dr. Maria Church International, LLC
Gurian Institute, LLC
Highscope Educational Research Foundation
Jinny Smith
Lakeshore Parent, LLC and Lakeshore Learning Materials, LLC
RONSPEAK, LLC
SEAR, LLC dba Institute for Child Preparedness
Southwest Human Development, Inc.
Teaching Strategies, LLC

Time to Sign, Inc.
Western Kentucky University Research Foundation, Inc. dba Training & Technical Assistance Services (T/TAS)
White's Premiere Consultants
ZERO TO THREE

Contract Term
The QVL will be in effect on or about April 5, 2023, for a five-year term with no options to extend.

Financial Impact
Expenditures shall not exceed $500,000 over the life of the QVL. Funding for Head Start is available from the U.S. Department of Health and Human Services, Administration of Children, Youth and Families. No additional General Funds are required.

Concurrence/Previous Council Action
On Sept. 28, 2022, the Head Start Birth to Five Policy Council approved the request to release Financial Literacy Training and Coaching Services Request for Qualifications.

This item was adopted.

53 Authorization to Amend Contract 155773 with Prefix Health Technologies, LLC for Client Portal Use (Ordinance S-49558)

Request to authorize the City Manager, or his designee, to amend Contract 155773 with Prefix Health Technologies, LLC (Prefix) to add additional spending authority up to $80,000 for a total contract value not to exceed $640,000 over the life of the contract. Further, request to authorize the City Controller to disburse all funds related to this item. There is no impact to the General Fund. Funding will be provided through the U.S. Department of Treasury Emergency Rental Assistance (ERA) Program pursuant to the American Rescue Plan Act (ARPA), enacted March 11, 2021.

Summary
The City's Emergency Rental Assistance Program provides financial relief to residents needing rent and utility assistance due to the

COVID-19 pandemic. Funding for this program is granted through the U.S. Department of Treasury Emergency Rental Assistance Program pursuant to the Consolidated Appropriations Act of 2021, enacted on Dec. 27, 2020 (ERA 1.0) and the American Rescue Plan Act (ARPA), enacted March 11, 2021 (ERA 2.0).

In January 2022, the City contracted for access to the Prefix online application portal to provide emergency rent and utility assistance to Phoenix residents using ERA 2.0 funding, available pursuant to ARPA. Additional ERA funding was provided to the Human Services Department which has extended the timeframe of the program. This contract amendment will allow the continued use of Prefix software to administer ERA funds.

Contract Term

The term of this contract began on Jan. 18, 2022, through June 30, 2022, with a six-month option to extend through Dec. 31, 2022, at the discretion of the City Manager or his designee. This contract was extended for one six-month period through June 30, 2023, based on continuous need and available funding at the discretion of the City Manager or his designee.

Financial Impact

Expenditures will not exceed $640,000 over the life of the contract. The additional funding will be provided through the U.S. Department of Treasury Emergency Rental Assistance (ERA) Program pursuant to ARPA, enacted March 11, 2021. There is no impact to the General Fund.

Concurrence/Previous Council Action

On Dec.15, 2021, the City Council approved the contract with Prefix Health Technologies, LLC with Ordinance S-48204.

On June 15, 2022, the City Council approved a contract extension until June 30, 2023, with Ordinance S-48754.

This item was adopted.

54 Acquisition of Building Located at 8130 North Black Canyon Highway (Ordinance S-49566)

Request to authorize the City Manager, or his designee, to negotiate and

enter into a purchase agreement and any other agreements necessary with Mohit Developers, LLC, for the purchase of the Super 8 Motel building located at 8130 N. Black Canyon Highway (Site). Further request authorization for the City Controller to disburse all funds related to this item. The acquisition cost is $9.145 million and an estimated $2.555 million will be allocated for additional fees associated with the acquisition and minor repairs prior to a future renovation for a total not to exceed amount of $11.7 million. There is no impact to the General Fund for the purchase of the Super 8 Motel building. Funding is available through the City's allocation of the American Rescue Plan Act (ARPA) funding received from the federal government and is under the Affordable Housing and Homelessness category of the strategic plan.

Summary

The City of Phoenix will acquire the Site and convert it to affordable rental housing units with on-site supportive services. The site will require future renovations to ensure the units are safe and sanitary. The hotel conversion will also support a larger community revitalization effort including Innovation 27, just to the south of the hotel property and The Haven, a building to the north of the future housing complex that is currently being renovated by a private nonprofit entity to be an emergency shelter for seniors. All three projects will help in the revitalization of the community.

Financial Impact

Total funding for the purchase of the Site, including any fees and minor repairs, will not exceed $11.7 million. There is no impact to the General Fund. Funding is available through the City's allocation of the ARPA funds received from the federal government.

Concurrence/Previous Council Action

The City Council previously approved the ARPA Strategic Plan during the June 8, 2021, and June 7, 2022, Policy Sessions.

The City Council passed the use of $11.7 million in reallocated ARPA funds for the acquisition and renovation of a hotel on Dec. 14, 2022.

Location

8130 N. Black Canyon Highway

Council District: 5

This item was adopted.

55 Arizona Commission on the Arts Fiscal Year 2023-24 Creative Capacity Grants Application (Ordinance S-49539)

Request to authorize the City Manager, or his designee, to apply for, and, if awarded, accept and enter into an agreement for up to $50,000 in Arizona Commission on the Arts (ACA) Creative Capacity Grant funds for Fiscal Year (FY) 2023-24. The grant funds would be used by the Phoenix Office of Arts and Culture in FY 2023-24 to support initiatives identified through the Office's planning process with the local cultural community. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse all funds related to this item.

Summary

The ACA Creative Capacity Grant is a flexible funding category developed to support and assist arts and culture organizations to produce, present, teach or serve the arts in our community. Funds may be used to support agency operations and special projects. The Phoenix Office of Arts and Culture has applied for and received annual grant funds from the ACA since 1994.

If awarded, the grant funds will support the development and distribution of informational materials regarding the arts and cultural community; provision of management and technical assistance services to artists and cultural organizations; development of educational public outreach programs that promote an appreciation of arts and culture; and support for community arts and culture initiatives.

Financial Impact

The ACA Creative Capacity Grants requires a 1:1 match by applicants. The Phoenix Office of Arts and Culture FY 2023-24 General Purpose Fund appropriation will be used to match the FY 2023-24 grant award.

This item was adopted.

56 Bloomberg Public Art Challenge Grant Application (Ordinance

S-49550)

Request to authorize the City Manager, or his designee, to apply for, and, if awarded, accept and enter into an agreement for up to $650,000 in Bloomberg Public Art Challenge funds for Fiscal Years (FY) 2023-24 and 2024-25. The grant funds would be used by the Phoenix Office of Arts and Culture to support the ¡Sombra! initiative identified through the department's planning process. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse all funds related to this item.

Summary

The Bloomberg Philanthropies' Public Art Challenge encourages cities to partner with artists, elevating the value of including the creative sector when developing solutions to significant urban issues. The program supports temporary public art projects that celebrate creativity, enhance urban identity, and encourage public-private collaborations.

If awarded, the grant funds will support a free, family-friendly festival that introduces a dialogue about Phoenix's urban heat challenges to a new audience. The festival will engage residents with experiential and educational public art installations and activities for children, food, and music to celebrate the community. The festival will feature up to 12 artists whose work responds to the urban heat crisis. These works may include shade and cooling structures that create street-scale microclimates; installations that promote the protective beauty, comfort, and cooling power of hats and parasols; and other participatory arts experiences that provoke dialogue about rising temperatures and sustainable heat mitigation tactics. These installations will debut at the one-day ¡Sombra! festival but installations will remain on display for a year.

Financial Impact

The grant may not be used to fund 100 percent of project costs. The Phoenix Office of Arts and Culture FY 2023-28 percent-for-art Capital Improvement Program (CIP) will be used to offset costs not included in the grant funds.

This item was adopted.

57 **John Deere Replacement Parts and Repair Services - IFB 18-051 - Amendment (Ordinance S-49562)**

Request to authorize the City Manager, or his designee, to amend Contract 147559 with Arizona Machinery LLC by extending the contract term through Oct. 30, 2023; and to add $25,000 in spending authority, for a new aggregate contract value not to exceed $925,000. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

This contract provides the Parks and Recreation Department with labor, materials, and supplies to maintain and repair John Deere equipment to ensure the safe and efficient operation of equipment used at various City park locations. The six-month extension will permit time to seek another five-year agreement, while still allowing the department's end-users to have product selections and the best overall pricing discounts without an interruption in service.

Contract Term

The current contract term is for five years, effective on May 19, 2018, and set to expire on April 30, 2023. Upon approval, the contract will be extended through Oct. 30, 2023.

Financial Impact

The aggregate value of the contract will not exceed $925,000. The additional funding of $25,000 is available in the Parks and Recreation Department’s budget.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

John Deere Replacement Parts and Repair Services-Contract 147559 (Ordinance S-44589) on May 19, 2018.

John Deere Replacement Parts and Repair Services-Contract 147559 (Ordinance S-46874) on Aug. 26, 2020.

This item was adopted.

58 **Small Business Community Platform Contract - Request to Amend Contract with CO+HOOTS LLC (Ordinance S-49533)**

Request to authorize the City Manager, or his designee, to extend a contract with CO+HOOTS LLC to continue PHXbizConnect, a technology-driven Small Business Community Platform, to support small businesses impacted by and recovering from the COVID-19 pandemic. Further request authorization for the City Controller to disburse all funds related to this item. There is no impact to the General Fund. Funding will not exceed $280,000 and is available through the City's allocation of the American Rescue Plan Act (ARPA) funding received from the federal government and is under the City's Small Business Workforce Program category.

Summary

In May 2020, City Council approved $100,000 in federal Coronavirus Relief Funds to invest in a small business program to assist Phoenix businesses with pandemic recovery efforts. On Nov. 4, 2020, City Council authorized a six-month contract with CO+HOOTS LLC to initiate this program.

The Community and Economic Development Department and CO+HOOTS LLC launched PHXbizConnect by HUUB in March 2021. PHXbizConnect is a social media platform where business owners connect, ask questions, share successes, and find solutions to business-related issues. The platform is available in both English and Spanish, streamlines support for small businesses in one central, virtual location, and helps boost the resilience of Phoenix small businesses. Businesses do not pay to participate in PHXbizConnect.

In July 2021, City Council authorized a one-year $295,000 contract extension that included a free technical assistance consulting program to provide one-on-one consulting from business advisors. In May 2022, City Council authorized an additional one-year $265,500 contract extension. As of January 2023, more than 770 Phoenix business owners are registered PHXbizConnect members. Eighty-three percent of members have fewer than 10 employees, and many are restaurants, retail shops and professional services providers. The platform also reaches under-represented communities, as 52 percent of members identify as woman-owned and 45 percent identify as People of Color.

Procurement Information
CO+HOOTS LLC was selected through the alternative competition process based on its experience creating a similar program for the City of Mesa.

Contract Term
If approved, the proposed extension would begin in July 2023 with a term of one year.

Financial Impact
Funding to extend the Small Business Community Platform via CO+HOOTS LLC for one year will not exceed $280,000. If this extension is approved, the aggregate value of this contract will not exceed $940,500. There is no impact to the General Fund. Funding is available through the City's allocation of ARPA funds.

Concurrence/Previous Council Action
At the May 5, 2020 City Council Policy meeting, City Council allocated ARPA funding to create a tool that would provide small businesses with expertise on key business topics, guidelines to assist with business recovery and on-demand solutions during COVID. On Nov. 4, 2020, City Council authorized staff to enter in a contract with CO+HOOTS LLC. City Council authorized subsequent contract extensions on May 25 and July 1, 2022.

This item was adopted.

60 Temporary Event Staffing Services Contract - RFQu QVL PCC 22-001 Request for Award (Ordinance S-49544)

Request to authorize the City Manager, or his designee, to enter into contracts with Legacy Professional Solutions, Marathon Staffing Group, and S4 Global Solutions to provide Temporary Event Staffing Services for the Phoenix Convention Center Department (PCCD). Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed $1,300,000.

Summary

This contract will provide qualified vendors to supply temporary labor to support the Phoenix Convention Center, Symphony Hall, Orpheum Theater and other venues managed by the PCCD. Temporary labor services include short-term staffing needs to provide supplemental labor to support meetings and events, banquets, conventions, theater performances, concerts, and mega-events. Offeror shall provide all requested laborers and supervisors to support various functions and events.

Procurement Information

A Request for Qualifications procurement was processed in accordance with Administrative Regulation 3.10 to establish a Qualified Vendor List (QVL).

Four offers were submitted and three were deemed to be responsive and responsible. An evaluation committee of City staff evaluated those offers based on the following minimum qualifications:

Minimum qualification 1: Most responsive and responsible Offeror(s)who are regularly established in the service.
Minimum qualification 2: Technical capability of Offeror(s) to accomplish the scope of work required in the Solicitation.
Minimum qualification 3: Demonstrated availability of the necessary manpower (both supervisory and operational personnel).
Minimum qualification 4: Vendor history of complaints or termination convenience or case.

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

Legacy Professional Solutions
Marathon Staffing Group
S4 Global Solutions

Contract Term

The contracts will begin on or about May 1, 2023, for a five-year term with no options to extend.

Financial Impact
The aggregate contracts value will not exceed $1,300,000.

Funding is available in the PCCD operating budget.

Location
Phoenix Convention Center, 100 N. 3rd St.
Orpheum Theatre, 203 W. Adams St.
Symphony Hall, 75 W. 2nd St.

Council Districts: 7 and 8

This item was adopted.

61 Extend Contract with Peraton, Inc. and Allow Additional Expenditures for Fire Computer Aided Dispatch (CAD) Upgrade Project (Ordinance S-49563)

Request authorization for the City Manager, or his designee, to allow additional expenditures, extend Contract 152571, and extend the original Payment Ordinance S-46540 with Peraton, Inc. for the Fire Computer Aided Dispatch (CAD) Upgrade Project. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $165,617.

Summary
On April 15, 2020, City Council approved the Phoenix Fire Department (PFD) to enter into a contract with Peraton, Inc. (formerly Northrop Grumman) for the Fire Computer Aided Dispatch (CAD) Upgrade Project. PFD currently relies on a CAD system that provides regional dispatch management for 29 jurisdictions and two private ambulance companies. To keep pace with the growing demand for services, PFD must upgrade the CAD system in order to maintain service levels and meet response time standards established by the National Fire Protection Association.

The current Fire CAD Upgrade Project contract is scheduled to expire on May 31, 2025. Due to delays with the project implementation, the contract period of service will need to be extended through Aug. 16, 2028. The

additional funding is for the vendor to perform the full end-user training program for Fire dispatchers. This will allow for operational staffing to continue to be filled to an appropriate level while the dispatchers are training on the new CAD system.

Contract Term
The term of the agreement with Peraton, began on or about June 1, 2020, through May 31, 2025. Upon approval, the contract term will be extended through Aug. 16, 2028.

Financial Impact
Upon approval of the $165,617 in additional funds, the revised aggregate value of the contract will not exceed $32,852,829. Funds are available in the Fire Department's budget.

Concurrence/Previous Council Action
This contract was originally approved by the City Council on April 15, 2020.

This item was adopted.

62 One-Time Purchase to Replace Ambulance Chassis (Ordinance S-49545)

Request to authorize the City Manager, or his designee, to enter into a contract with Redsky Fire Apparatus LLC to provide two rescue ambulance chassis for the Public Works department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $183,184.

Summary
This contract will provide two new chassis for two aging rescue ambulance chassis that belong to the Phoenix Fire Department. The rescue ambulances are units that provide transportation to residents and visitors of the city, who are in critical condition, to local hospitals. Replacing the aging chassis is imperative, being they support the medical transport, and replacing the chassis will also reduce downtime and maintenance costs associated with the aging equipment.

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: Special Circumstances Without Competition due to obtaining the original equipment manufacturer chassis and the unique and specific build requirements.

Contract Term

The contract will begin on or about after Council approval on April 5, 2023, for the one-time purchase of two ambulance chassis.

Financial Impact

The contract value will not exceed $183,184.

Funding is available in the Fire Department's budget.

This item was adopted.

63 Griffeye Analyzer Toolset Contract - EXC 23-022 - Request for Award (Ordinance S-49534)

Request to authorize the City Manager, or his designee, to enter into a contract with Griffeye Inc., to provide the Griffeye Analyzer Toolset for the City of Phoenix Police Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $104,250.

Summary

This contract will provide Internet Crimes Against Children (ICAC) investigators and forensic examiners with a seamless way to import all types of image formats for immediate analysis. The purchase of the licenses for the Griffeye Analyze Toolset, which includes CS Operations Server, CS Operations Client, DI Pro, and Lace Carver, will allow the Family Investigations Bureau to continue to use this software. This continuation will allow for seamless transition between the workload of investigators and forensic examiners. Additionally, various features built into the Griffeye Analyze Toolset aim at reducing investigators and forensic examiners exposure to child sex abuse material, thus fostering mental health wellness.

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

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: Special Circumstances / Without Competition. The Griffeye Analyze Toolset, which includes CS Operations Server, CS Operations Client, DI Pro, and Lace Carver, is software proprietary to Griffeye. The Griffeye Analyze Toolset is only available for purchase through Griffeye Inc. As a result, there are no alternative resellers or distributors that can provide this software. The Griffeye Analyzer Toolset reduces the time required to preliminarily review files on electronic devices, thereby helping Police staff to build a more effective case against accused child sexual abuse offenders. Without this software, cases will be delayed and staff will have to rely on the manual categorization process. The inability to access this software will result in unnecessary exposure to child sexual abuse content for ICAC investigators and forensic examiners.

Contract Term

The contract will begin on or about March 22, 2023, for a five-year term, with no options to extend.

Financial Impact

The aggregate contract value will not exceed $104,250 for the five-year aggregate term.

Funding is available in the City of Phoenix Police Department's budget.

This item was adopted.

64 Safran Helicopter Engines USA, Inc., Parts and Services - RFA 18-138 - Amendment (Ordinance S-49548)

Request to authorize the City Manager, or his designee to allow additional expenditures under Contract 150597 with Safran Helicopter Engines USA, Inc. (Safran) for the purchase of aircraft parts and services for the

Police Department Air Support Unit's helicopters. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $1,430,000.

Summary

This contract will provide helicopter parts and services in support of the Police Department's Air Support Unit. The Federal Aviation Administration (FAA) mandates routine maintenance and performance of overhauls to ensure safe operation of the aircraft fleet. Once an aircraft component reaches its service life limit or time between overhaul, the aircraft is restricted from flying until the appropriate maintenance is accomplished. Therefore, repairs must be completed in a timely manner. Safran Helicopter Engines USA, Inc. is the only FAA authorized repairer for the City's hydro-mechanical unit and for other helicopter parts. The additional funds will allow for the continued purchase of critical parts and services throughout the remainder of the contract term.

Contract Term

The contract term remains unchanged, ending on July 2, 2024.

Financial Impact

Upon approval of $1,430,000 in additional funds, the revised aggregate value of the contract will not exceed $5,430,000. Funds are available in the Police Department’s budget.

Concurrence/Previous Council Action

The City Council previously reviewed this request:
• Safran Helicopter Engines USA, Inc., Parts and Services - Contract 150597 - Ordinance S-45920 on July 3, 2019;

This item was adopted.

65 (CONTINUED FROM MARCH 22, 2023) - Water Line Replacement - Job Order Contracting Services Amendment - 4108JOC175 (Ordinance S-49518)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 150254 with Talis Construction Corporation, Agreement 150255 with WaCo Contracting, and Agreement 150256 with

J Wise Corp. to provide additional Job Order Contracting Services for the Water Line Replacement program. Further request to authorize execution of amendments to the agreements as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The additional fee for services included in the amendments will not exceed $18 million.

Summary

The purpose of this project is to continue to provide Job Order Contracting (JOC) services on an as-needed basis to support the Water Line Replacement program.

The amendments are necessary as the contract will exhaust the initial contract funding capacity within the first three years of the agreements' term. The amendments will provide additional funding that is necessary due to the continuous need for the Water Line Replacement program.

Contract Term

The term of the agreements will remain the same. Work scope identified and incorporated into the agreement prior to the end of the term, may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The initial agreements for the JOC services were executed for a fee not to exceed $12 million each, including all subcontractor and reimbursable costs.

The amendments will increase the agreements by an additional $6 million each, for a new total amount not to exceed $18 million each, including all subcontractor and reimbursable costs.

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

Concurrence/Previous Council Action

The City Council approved:

Job Order Contracting Services Agreement 150254 Talis Construction Corporation, 150255 WaCo Contracting, and 150256 J Wise Corp. (Ordinance S-45802) on June 19, 2019.

This item was adopted.

66 DV Parcel B Owner, LLC, dba Mack Industries, License for Road Construction at Phoenix Deer Valley Airport (Ordinance S-49555)

Request to authorize the City Manager, or his designee, to enter into a perpetual license agreement with DV Parcel B Owner, LLC (dba Mack Industries) to construct a road on vacant property at Phoenix Deer Valley Airport (DVT).

Summary

Mack Industries and its affiliates own former state trust land north of DVT where they are constructing an industrial warehouse complex. The property owned by Mack Industries is bisected by a corridor of DVT land that is intended for the construction of a road to connect Airport Drive, which is maintained by DVT, with East Pinnacle Peak Road to the north. Mack Industries is requesting to construct and maintain the road at its expense to provide access to its tenants. The road will be designed to conform to City of Phoenix Street Transportation Department standards. In exchange for constructing and maintaining the road, the City will provide the land for the road at no charge under a perpetual license agreement. The road will be available for public use, which includes DVT tenants.

Contract Term

The term will include no expiration date, but the license can be cancelled by either party with notice.

Financial Impact

There is no rent associated with this license agreement.

Concurrence/Previous Council Action

The Phoenix Aviation Advisory Board, Business and Development Subcommittee recommended approval of the item on March 2, 2023 by

a vote of 3-0.
The Phoenix Aviation Advisory Board recommended approval of this item on March 16, 2023 by a vote of 6-0

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

This item was adopted.

67 Vehicle Suspension, Steering, and Alignment Services - IFB 23-FSD-044 - Requirements Contract (Ordinance S-49535)

Request to authorize the City Manager, or his designee, to enter into separate contracts with Betts Truck Parts & Service and RWC International, LTD for vehicle suspension, steering, and alignment services on heavy-duty vehicles. Further request to authorize the City Controller to disburse all funds related to this item. This item will have a value of $1,825,000.

Summary
The Public Works Department is responsible for maintaining a fleet of approximately 7,800 vehicles with approximately 4,000 heavy-duty models. Public Works will use the services on these contracts to repair heavy-duty vehicles back to Original Equipment Manufacturer (OEM) standards. The vendors will be responsible for performing repairs related to steering, suspension, and alignment on heavy-duty, refuse, and fire apparatus class 8 vehicles.

Procurement Information
Invitation for Bid 23-FSD-044 was conducted in accordance with Administrative Regulation 3.10. Two offers were received for Groups I and II, and one offer was received for Group III. The offers were evaluated based on price, responsiveness to all specifications, terms and conditions, and responsibility to provide the required services.

Group I - Suspension and Steering Service
Betts Truck Parts & Service: $118.50/Hour
RWC International, LTD: $135/Hour

Group II - Menu Alignment at Vendor Facility
Betts Truck Parts & Service: $588.55/group total
RWC International, LTD: $800/group total

Group III - Menu Alignment at City Facility
RWC International, LTD: $950/group total

Contract Term
The initial three-year contract term will begin on or about May 1, 2023, with two options to extend in up to one-year increments for a total contract term of five years.

Financial Impact
The contracts will have an estimated annual expenditure of $365,000, with a total value of $1,825,000 over the life of the contracts.

Funds are available in the Public Works Department's budget.

This item was adopted.

68 Purchase of Pierce Manufacturing Parts - RFA 24-FSD-005 Requirements Contract (Ordinance S-49536)

Request to authorize the City Manager, or his designee, to enter into a contract with Hughes Fire Equipment, Inc. to supply Pierce Manufacturing parts and accessories on an as-needed basis in a contract amount not to exceed $2,250,000. Further request to authorize the City Controller to disburse all funds related to this item.

Summary
The Public Works Department maintains 49 units of Pierce Manufacturing equipment for the Fire Department. These units are used to assist with front-line rescues and emergencies for the health and safety of the community. This contract will help to provide required parts and accessories that can only be distributed from Pierce Manufacturing by Hughes Fire Equipment for the maintenance and repairs of equipment. These parts are critical for the maintenance and repairs of these units and for decreasing downtime of emergency response equipment that is

essential in providing emergency services to the community.

Procurement Information
In accordance with Administrative Regulation 3.10, normal competition was waived as the result of a Determination Memo citing that there is only one source for these essential parts and accessories. Hughes Fire Equipment is the only authorized distributor of Pierce Manufacturing parts and accessories for the State of Arizona.

Contract Term
The initial three-year term of this contract will begin on July 1, 2023 with two option years in increments of up to one year, for a total contract option term of five years.

Financial Impact
This contract will have an estimated annual expenditure of $450,000, with a not to exceed value of $2,250,000.

Funds are available in the Public Works Department's budget.

This item was adopted.

69 Trane Energy Management Control Systems Services - Requirements Contract (Ordinance S-49551)

Request to authorize the City Manager, or his designee, to enter into an agreement with Trane US, Inc., for the programming, maintenance, and repair of Trane Energy Management Control Systems (EMCS) on an as-needed basis. Further request to authorize the City Controller to disburse all funds related to this item. This total value of the agreement will not exceed $2,080,000.

Summary
The Public Works Department is responsible for maintaining the control systems that regulate the temperatures and energy consumption in City-owned buildings. Trane EMCS is currently installed in multiple City buildings to maintain temperature controls in the facilities. This agreement will allow necessary maintenance and repairs on these systems, which is necessary for proper operation and to maintain temperatures in these

public facilities.

Procurement Information
In accordance with Administrative Regulation 3.10, normal competition was waived as the result of a determination memo citing that Trane US, Inc. is the sole source provider for parts and service for Trane EMCS.

Contract Term
The initial three-year term of the agreement will begin on or about May 1, 2023. The agreement will include 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 agreement, including all option years is $2,080,000, including all applicable taxes, with an estimated annual expenditure of $416,000. Funds are available in the Public Works Department's budget.

This item was adopted.

70 "For Official Use Only" Wording Exemption for Unmarked City Vehicles (Resolution 22108)

Request the Phoenix City Council to adopt a resolution to exempt certain City vehicles from displaying the wording "For Official Use Only" as referenced under Arizona Revised Statues (A.R.S.) sections 38-538, 38-538.01 and 38-358.03, for the period of July 1, 2023 through June 30, 2024.

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

This item was adopted.

71 Traffic Signal Mounting Brackets Contract - IFB 63-2323 Request for Award (Ordinance S-49531)

Request to authorize the City Manager, or his designee, to enter into a contract with General Traffic Equipment Corp. to provide traffic signal mounting brackets for the Street Transportation Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $668,635.

Summary

This contract will allow the Street Transportation Department's Traffic Signal Shop to purchase mounting arm brackets for side mount signal heads and for pedestrian signal heads to maintain the safe and efficient movement of vehicles and pedestrians at intersections throughout the City's infrastructure. The mounting brackets are needed to maintain existing traffic signals and to support the expansion of City roadways.

Procurement Information

An Invitation for Bid procurement was processed in accordance with City of Phoenix Administrative Regulation 3.10.

Four vendors submitted bids deemed to be responsive to posted specifications and responsible to provide the required goods and services. Following an evaluation based on price, the procurement officer recommends award to the following selected bidder:

1. General Traffic Equipment Corp.: $121,570
2. Econolite Control Products Inc.: $174,435
3. Clark Transportation Solutions: $250,445
4. Southlands Engineering LLC: $476,188.30

Selected Bidder

General Traffic Equipment Corp.: $121,570

Contract Term

The contract will begin on or about March 22, 2023, for a five-year term with no options to extend.

Financial Impact

The total contract value will not exceed $668,635. Funding is available in the Street Transportation Department's operating budget.

This item was adopted.

72 AZ State Match Advantage for Rural Transportation Fund Program Call for Projects Federal Fiscal Year 2022-23 (Ordinance S-49547)

Request to authorize the City Manager, or his designee, to retroactively apply for, accept, disburse and if awarded, enter into agreements for Fiscal Year 2022-23 transportation funding through the Arizona Department of Transportation for AZ State Match Advantage for Rural Transportation Fund Program. Further request an exemption from the indemnification prohibition set forth in the Phoenix City Code section 42-18 for a governmental entity pursuant to Phoenix City Code section 42-20. Additionally, request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. The total grant funds applied for will not exceed $3.4 million.

Summary

Numerous new federal discretionary grant programs were created with the Bipartisan Infrastructure Law (BIL). The AZ State Match Advantage for Rural Transportation (AZ SMART) Fund Program was established by the Arizona State Legislature in 2022 to assist eligible cities, towns, counties, and the Arizona Department of Transportation (ADOT) competing for federal discretionary surface transportation grants. The funds are administered through ADOT and all awards must be approved by the Arizona State Board. Although the program reads Rural in the title, the City has confirmed that it is eligible for this funding opportunity under the City or towns greater than 10,000 in population. In addition, the program allows previously awarded discretionary grants under the BIL to apply as long as the federal grant agreement has not been executed. Recently, the AZ SMART program received $50 million in state shared revenue for Fiscal Year 2022-23. The City is applying for the funding specific to cities and towns with a population of 10,000 persons or more, which accounts for $10 million of the $50 million in funding.

The City of Phoenix was recently awarded $25 million through the Federal Fiscal Year (FFY) 2021-22 Rebuilding American Infrastructure

with Sustainability and Equity (RAISE) 2022 cycle to design and build a bicycle and pedestrian bridge over the Rio Salado: Rio Reimagined 3rd Street Bike/Pedestrian Bridge. The City committed to a local match of $9,573,861 to the total project cost estimated at $34,573,861. Under the AZ SMART Fund Program, the City could request additional state-shared revenue funds or non-federal funds to supplement the local match already committed to this project.

The Street Transportation Department submitted an application on Feb. 24, 2023, requesting for up to $3.4 million under the AZ SMART Fund Program.

Financial Impact

If the City were to be awarded the amount requested up to $3.4 million, it would reduce the amount of estimated local match already committed on this project from $9,573,861 to no less than $6,173,861. Committed local funds are available in the Street Transportation Department's Capital Improvement Program.

Concurrence/Previous Council Action

The City Council approved application and acceptance of FFY 2021-22 RAISE grant funds on March 23, 2022.

Location

Council Districts: 7 and 8

This item was adopted.

73 Salt River Project Distribution Design and Construction Contracts for Installation of Traffic Signal Improvements at 51st Avenue and Indian School Road, and 71st Avenue and Thomas Road - ST89340584 (Ordinance S-49554)

Request to authorize the City Manager, or his designee, to enter into two Distribution Design and Construction Contracts with Salt River Project for the design and construction of electrical facilities at 51st Avenue and Indian School Road, and 71st Avenue and Thomas Road for City of Phoenix Project ST89340584. 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 should be prohibited by Phoenix City Code 42-18. Additionally request to authorize the City Controller to disburse all funds related to these items. The total value of the contracts will not exceed $27,004.02.

Summary
The City is constructing traffic signal improvements at the intersections of 51st Avenue and Indian School Road, and 71st Avenue and Thomas Road, which will require the design and construction of new electrical facilities at both locations. These contracts represent the costs for Salt River Project's design and construction to provide power services to the new traffic signals.

Contract Term
The contracts will begin on or about April 6, 2023, and will end in one year.

Financial Impact
Funding in the amount of $27,004.02 is available in the Street Transportation Department's Capital Improvement Program budget.

Location
51st Avenue and Indian School Road, and 71st Avenue and Thomas Road.
Council Districts: 4, 5, 7

This item was adopted.

75 Safety, Environmental and Technical Training Contract - RFP 2223-WST-342 - Request for Award (Ordinance S-49553)

Request to authorize the City Manager, or his designee, to enter into agreements with BTS AZ, LLC, ETC Compliance Solutions LLC, Innovations in Training Inc., P3 Safety Solutions, LLC, Safety Compliance Services, Inc., Santa Cruz Solutions, LLC., and MentorSource Training Corporation dba Workplace Safety Specialists to provide Safety, Environmental and Technical Training for the Water Services Department. Further request to authorize the City Controller to

disburse all funds related to this item. The total value of the seven contracts will not exceed $6,000,000.

Summary
The Agreements will provide Water Services with the ability to continue the development of its comprehensive employee trainings and expand the program to include the development of three new training program areas: Water Industry Operations, Water Industry Technical and Professional Development.

Procurement Information
The recommendations were made using a Request for Proposal procurement process in accordance with City of Phoenix Administrative Regulation 3.10.

Nine vendors submitted proposals deemed responsive and responsible. An evaluation committee of City staff evaluated those offers based on the following criteria with a maximum possible point total of 1000.

Experience, Capacity and Capability (0-500 points)
Method of Approach (0-400 points)
Cost of Services (0-100 points)

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

BTS AZ, LLC (806.87 points)
ETC Compliance Solutions, LLC (675.37 points)
Innovations in Training Inc. (587.50 points)
P3 Safety Solutions, LLC (690.35 points)
Safety Compliance Services Inc. (562.46 points)
Santa Cruz Solutions, LLC (772.50 points)
MentorSource Training Corporation dba Workplace Safety Specialists (684.75 points)

Contract Term
The contracts will begin on or about April 30, 2023, for a five-year term with no option to extend.

Financial Impact
The aggregate contracts value will not exceed $6,000,000.

Funding is available in the Water Services Department operating budget.

This item was adopted.

76 Element Laboratory Information Management System Contract - RFA 2223-WPC-578 - Request for Award (Ordinance S-49559)

Request to authorize the City Manager, or his designee, to enter into a contract with Promium, LLC to provide the Element Laboratory Information Management System for the Water Services Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $487,944.

Summary
This contract will provide a Laboratory Information Management System (LIMS) system that will replace the current legacy system.The legacy system runs on older technology and is no longer sold or supported by the manufacturer. The Promium Element LIMS product is designed specifically for environmental lab information management and will support all of the lab activities with functional out of the box capabilities. The system is critical to manage the City's federal and state permitting requirements as well as the Arizona Pollutant Discharge Elimination System (AZDES) permit, National Pollutant Discharge Elimination System (NPDES) permit and multiple Environmental Protection Agency (EPA) programs.

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

Procurement Information
In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: Special Circumstances without Competition, as there exists a lack of available qualified products, which makes a competitive

selection process impracticable, unnecessary, or contrary to the public interest.

Contract Term
The contract will begin on or about April 1, 2023, for a five-year term with no options to extend.

Financial Impact
The aggregate contract value will not exceed $487,944 for the five-year aggregate term.

Funding is available in the Water Services Department Operating budget.

This item was adopted.

77 Authorization to Enter into a Memorandum of Understanding with Municipal Water Providers to Support a Regional Advanced Water Purification Facility Study (Ordinance S-49561)

Request to authorize the City Manager, or his designee, to enter into a Memorandum of Understanding ("MOU") with other Arizona municipal water providers to support a regional advanced water purification facility study. There is no financial obligation associated with the MOU other than staff time.

Summary
The City of Phoenix has an established history of far-sighted water resource management and planning. The result of that foresight is an abundant and resilient water portfolio that has been the basis of the extraordinary growth and economic development that the City has enjoyed over the past 100 years.

Water resource management, including support and compliance with Arizona's innovative groundwater laws, has led to a reduction of the City's gallons per capita per day water consumption rate and to its ability to serve a significantly greater population today with less water than it used thirty years ago. Advanced water planning and the investment in water resources allows the City to rely on a resilient portfolio of water

resources, including SRP water, Central Arizona Project water, leased Indian water, water captured by Modified Roosevelt Dam, and water stored underground.

Nonetheless, the past 20 years of drought or aridification on the Colorado River system has led to stresses on the City's water supplies, most notably the Colorado River water available through the Central Arizona Project. Recognizing that it is time to continue the City's legacy of long-range water resource management and planning, City staff recommends taking initial steps toward use of the most significant, reliable, and unused water supplies readily available in the State-unused and uncommitted wastewater. Water purification technology has now advanced to allow wastewater to be treated for safe direct use.

The MOU would invite other Arizona municipal water providers to join with Phoenix in taking steps toward developing a Regional Advanced Water Purification Facility Financing Study and Project Plan, along with a cost-share agreement to share the costs of that study and plan. The participants would also explore potential governance options for a regional facility and examine water management tools and arrangements that could extend the benefits of a regional plant to the maximum extent possible throughout the region and State. The MOU is a non-binding expression of intent among the parties.

Contract Term
The MOU will become effective upon its execution by Phoenix and at least two other municipal water providers. This MOU will terminate upon the execution of the cost share agreement, the voluntary withdrawal from this MOU by Phoenix, or if fewer than three parties remain as participants to the MOU.

Financial Impact
The MOU imposes no financial obligation on any party, other than staff time.

This item was adopted.

78 Final Plat - Estrella Crossing-Phases 1 & 2 Amended - PLAT

220054 - South of Dobbins Road and East of 59th Avenue

Plat: 220054
Project: 19-722
Name of Plat: Estrella Crossing - Phases 1 & 2 Amended
Owner: Brookfield Holdings LLC, Starlight Homes Arizona LLC, Ashton Woods Arizona LLC and City of Phoenix
Engineer: Robert A. Johnston, RLS
Request: A 433-Lot Residential Subdivision Plat
Reviewed by Staff: March 6, 2023
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 south of Dobbins Road and East of 59th Avenue
Council District: 8

This item was approved.

79 Final Plat - Proximity 36th - PLAT 220069 - North of Wayland Drive and West of 36th Street

Plat: 220069
Project: 20-4112
Name of Plat: Proximity 36th
Owner: 36th & Southern, LLC
Engineer: James A. Loftis, RLS
Request: A One-Lot Commercial Plat
Reviewed by Staff: March 9, 2023
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 north of Wayland Drive and west of 36th Street
Council District: 8

This item was approved.

80 Approval of Warehouse and Threatened Building Grant - City Center Motel - 600 W. Van Buren St. (Ordinance S-49564)

Request to authorize the City Manager, or his designee, to enter into necessary agreements and conveyances with Fabius Enterprise, LLC, related to a Historic Preservation Warehouse and Threatened Building Grant of up $150,000 to assist with rehabilitation of the historic City Center Motel at 600 W. Van Buren St. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
The buildings at 600 W. Van Buren St. (main building) and 316 N. 6th Ave. (annex) were constructed in 1959 as the City Center Motel. The main building is a modern Googie-style concrete block structure designed with “space-age” features including a long, angular, “rocket-like” porte cochere, and an extended sign with tall spires. The two-story annex building is more utilitarian in design; it contributes to the historic character of the property but is not individually significant.

The property is currently owned by Fabius Enterprise, LLC, who is seeking to construct a new multi-story hotel on the site. Initially, both buildings were slated for demolition to allow for the construction of the new hotel. However, as a result of an agreement negotiated by the owner and Historic Preservation (HP) Commission, the majority of the main building will be preserved and incorporated as part of the new hotel, while the annex will be demolished. The owner also consented to establishing HP zoning over the portion of the property that will be preserved. The City Council approved the HP zoning overlay on Nov. 2, 2022.

Now that the property has received historic designation, the owner has submitted an application requesting grant funds for rehabilitation. Fabius Enterprise, LLC, is seeking funding assistance for the following eligible work items: preservation of the exterior historic motel structure while building out the new hotel, preservation of historic signage, preservation

of the exterior awning and soffit, and repair of the foundation on the historic building. The proposed work will include reversal of previous alterations to help restore the historic integrity of the property. Work will be carried out per the conceptual plans that have been provided, with construction drawings to be reviewed and approved by HP staff. The total cost of the eligible work items, along with eligible architectural and engineering expenses, is estimated to be $490,000. The cost of the entire project, including construction of the new hotel, is approximately $26.9 million. If approved, the grant funds will be disbursed to the applicant on a reimbursement basis as work is completed. The applicant will be required to provide evidence of a dollar-for-dollar match.

Financial Impact

The requested amount is $150,000. In exchange for the grant funds, the City will receive a 30-year conservation easement on the property. The easement will require City review and approval of exterior alterations to the historic building and that the building be insured and kept in good repair. Funding is available in the HP operating budget, utilizing a portion of the funds allocated by the City Council for grants for threatened buildings.

Concurrence/Previous Council Action

The HP Commission recommended approval of this item on Feb. 13, 2023, by a 6-0 vote.

The Equity and Economic Development Subcommittee heard the item on March 22, 2023, and recommended approval of the Historic Preservation Commission recommendation, by a 4-0 vote.

Location

600 W. Van Buren St.
Council District: 7

This item was adopted.

81 Amend City Code - Ordinance Adoption - Rezoning Application Z-34-20-3 (Pioneer Landscape Center PUD) - Northeast Corner of Cave Creek Road and the Shangri La Road Alignment (Ordinance G-7094)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-34-20-3 and rezone the site from C-3 (General Commercial) to PUD (Planned Unit Development) to allow landscape material sales and outdoor storage and C-3 uses.

Summary

Current Zoning: C-3
Proposed Zoning: PUD
Acreage: 2.32 acres
Proposed Use: A Planned Unit Development to allow landscape material sales and outdoor storage and C-3 uses.

Owner: Pierce Enterprises Inc.
Applicant: Pioneer Landscape Centers
Representative: Chris Colyer, Esq., Snell & Wilmer, LLP

Staff Recommendation: Approval, subject to stipulations.
VPC Information Only: The North Mountain Village Planning Committee heard this case on July 20, 2022, for information only.
VPC Action: The North Mountain Village Planning Committee heard this case on Feb. 15, 2023, and recommended approval, per the staff recommendation, with modifications, by a vote of 15-0.
PC Action: The Planning Commission heard this case on March 2, 2023, and recommended approval, per the North Mountain Village Planning Committee recommendation, by a vote of 8-0.

Location

Northeast corner of Cave Creek Road and the Shangri La Road alignment
Council District: 3
Parcel Address: 11039 N. Cave Creek Road

This item was adopted.

83 Amend City Code - Ordinance Adoption - Rezoning Application Z-78-22-6 - Approximately 470 Feet South of the Southeast Corner of 38th Street and Weldon Avenue (Ordinance G-7092)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application

Z-78-22-6 and rezone the site from R1-6 (Single-Family Residence District) to R-3 (Multifamily Residence District) to allow multifamily residential.

Summary
Current Zoning: R1-6
Proposed Zoning: R-3
Acreage: 1.05 acres
Proposal: Multifamily residential

Owner: Dawn Marie Augusta
Applicant: Risome, LLC
Representative: William Allison, Withey Morris, PLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Camelback East Village Planning Committee heard this case on Feb. 7, 2023, and recommended approval, per the staff recommendation, with a modification and additional stipulations, by a vote of 18-0.
PC Action: The Planning Commission heard this case on March 2, 2023, and recommended approval, per the Camelback East Village Planning Committee recommendation, by a vote of 7-1.

Location
Approximately 470 feet south of the southeast corner of 38th Street and Weldon Avenue
Council District: 6
Parcel Address: 3451 N. 38th St.

This item was adopted.

84 Amend City Code - Ordinance Adoption - Rezoning Application Z-84-22-7 - Approximately 315 Feet South of the Southeast Corner of 83rd Avenue and McDowell Road (Ordinance G-7091)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-84-22-7 and rezone the site from C-2 HGT/WVR (Intermediate Commercial, Height Waiver) to C-2 HGT/WVR DNS/WVR (Intermediate Commercial, Height Waiver, Density Waiver) to allow multifamily residential.

Summary
Current Zoning: C-2 HGT/WVR
Proposed Zoning: C-2 HGT/WVR DNS/WVR
Acreage: 10.48
Proposed Use: Multifamily residential

Owner: Residence at McDowell, LLC
Applicant/Representative: Jason Morris, Withey Morris, PLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Maryvale Village Planning Committee heard this case on Feb. 8, 2023, and recommended approval, per the staff recommendation, with an additional stipulation, by a vote of 9-2.
PC Action: The Planning Commission heard this case on March 2, 2023, and recommended approval, per the Maryvale Village Planning Committee recommendation, by a vote of 7-0.

Location
Approximately 315 feet south of the southeast corner of 83rd Avenue and McDowell Road
Council District: 7
Parcel Addresses: 1417 N. 83rd Ave. and 8225 W. McDowell Road

This item was adopted.

85 Amend City Code - Ordinance Adoption - Rezoning Application Z-74-22-8 - Approximately 340 Feet North of the Northwest Corner of 27th Avenue and Baseline Road (Ordinance G-7090)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-74-22-8 and rezone the site from S-1 (Ranch or Farm Residence) to R1-10 (Single-Family Residence District) to allow single-family residential.

Summary
Current Zoning: S-1
Proposed Zoning: R1-10

Acreage: 9.78 acres
Proposal: Single-family residential

Owner: Hilario Casillas
Applicant/Representative: Francisco Badilla

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Laveen Village Planning Committee heard this case on Feb. 13, 2023, and recommended approval, per the staff recommendation, with modifications, by a vote of 7-0.
PC Action: The Planning Commission heard this case on March 2, 2023, and recommended approval, per the Laveen VPC recommendation, with a modification, by a vote of 5-2.

Location
Approximately 340 feet north of the northwest corner of 27th Avenue and Baseline Road
Council District: 8
Parcel Addresses: 7408, 7416 and 7426 S. 27th Ave.

This item was withdrawn.

86 Amend City Code - Ordinance Adoption - Rezoning Application Z-75-22-8 - Southwest Corner of 51st Avenue and Elliot Road (Ordinance G-7089)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-75-22-8 and rezone the site from S-1 (Ranch or Farm Residence), S-1 (Approved R1-10 PCD) (Ranch or Farm Residence, Approved Single-Family Residence District, Planned Community District), and S-1 (Approved C-1 PCD) (Ranch or Farm Residence, Approved Neighborhood Retail, Planned Community District) to C-1 (Neighborhood Retail) to allow multifamily residential.

Summary
Current Zoning: S-1 (1.68 acres), S-1 (Approved R1-10 PCD) (1.07 acres), and S-1 (C-1 PCD) (9.98 acres)
Proposed Zoning: C-1 (Neighborhood Retail)

Acreage: 12.73 acres
Proposed Use: Multifamily residential

Owner: Armon and Ruth Cheatham Trust
Applicant: IDM Companies
Representative: Jason Morris, Withey Morris, PLC

Staff Recommendation: Approval, subject to stipulations.
VPC Information: The Laveen Village Planning Committee heard this case on Jan. 9, 2023, for information only.
VPC Action: The Laveen Village Planning Committee heard this case on Feb. 13, 2023, and recommended approval, per the staff recommendation, with a modification and an additional stipulation, by a vote of 7-0.
PC Action: The Planning Commission heard this case on March 2, 2023, and recommended approval, per the Laveen Village Planning Committee recommendation, by a vote of 7-0-1.

Location
Southwest corner of 51st Avenue and Elliot Road
Council District: 8
Parcel Addresses: 11000 S. 51st Ave.; 5115, 5125 and 5129 W. Elliot Road

This item was adopted.

90 Public Hearing and Ordinance Adoption - Rezoning Application Z-62-22-8 - Approximately 200 Feet East of the Northeast Corner of 42nd Street and Edgemont Avenue (Ordinance G-7098)

Request to hold a public hearing and amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, and consider adopting Rezoning Application Z-62-22-8 to rezone the site from R1-6 (Single-Family Residence District) to R-3 (Multifamily Residence District) to allow multifamily residential.

Summary
Current Zoning: R1-6
Proposed Zoning: R-3
Acreage: 0.86 acres

Proposed Use: Multifamily residential

Owner: 4211 Thomas, LLC
Applicant: Sean J. Doyle, Tiffany & Boscoe, P.A.
Representative: Mark Tomecak

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Camelback East Village Planning Committee heard this case on Feb. 7, 2023, and recommended approval, per the staff recommendation, by a vote of 13-2.
PC Action: The Planning Commission heard this case on March 2, 2023, and recommended approval, per the Camelback East Village Planning Committee recommendation, by a vote of 5-1.
The Planning Commission recommendation was appealed for a public hearing by a community member and a petition for a three-quarter vote was submitted on Mar. 9, 2023. A three-quarter vote is required.

Location
Approximately 200 feet east of the northeast corner of 42nd Street and Edgemont Avenue.
Council District: 8
Parcel Addresses: 4222 E. Edgemont Ave. and a portion of 4215 and 4221 E. Thomas Road.

This item was continued to the Aug. 30, 2023 City Council Formal Meeting.

Item 39, Ordinance 49529 was a request to authorize the City Controller to disburse funds, up to the 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.

39 Settlement of Claim(s) Monge v. City of Phoenix

To make payment of up to $50,000 in settlement of claim(s) in *Monge v. City of Phoenix*, CV2022-000796, 21-0071-001, AU, BI, for the Finance

Department pursuant to Phoenix City Code Chapter 42. This is a settlement for a bodily injury claim arising from a motor vehicle accident on Jan. 25, 2021, involving the Fire Department.

Discussion

Vice Mayor Ansari made a motion to adopt Item 39.

Councilwoman Stark seconded the motion.

Carmen Cota translated for Elizabeth Torres, who spoke in Spanish. Ms. Torres took issue with this item needing to be held to a vote, and said she did not want to think this item would be retaliation from the victim's mother. She commented she hoped the victim would be paid.

Councilwoman Guardado asked for clarification that Item 39 was a settlement claim.

City Attorney Julie Kriegh clarified that was correct.

Councilwoman Guardado commented that might have been the confusion, that the City is paying the claim and not cancelling it.

Marti Winkler spoke in support, and commented she knew the Monge family. She suggested this settlement was too low for what happened, and talked about the issues trying to access the court records for this case.

Councilwoman Pastor asked where residents could access the court records for settlements and lawsuits.

Ms. Kriegh replied residents could submit a public records request to get publicly-available records, and added she did not think there were any public postings detailing this settlement other than what is presented to Council.

Councilwoman Pastor questioned how the City could change the process where people could find what the settlement, even if the information was limited. She inquired if Council could make a process or procedure.

Ms. Kriegh responded if this was a case that had been filed in court, then they could go to the court to get those records. She commented she was not sure why Ms. Winkler would have to pay to get those records.

Councilwoman Pastor asked if residents had to pay for public records.

Ms. Kriegh answered residents did not have to pay for public records through the City.

Coucilwoman Pastor questioned how long it would take to get public record information if she submitted a request today.

Assistant City Manager Lori Bays replied it would depend on the request, depending on the extent of the request. She said a concise and quick request of readily available documents shouldn't take more than a week or two, though a more extensive request could take longer.

Councilwoman O'Brien asked for clarification for the court case number, and if the case number posted in the agenda could be used by a resident to look up the court case to search for court records.

Ms. Kriegh responded that was correct.

Councilwoman O'Brien questioned if all case numbers were published in agendas regarding settlements.

Ms. Kriegh replied they are always published when a lawsuit is filed versus a notice of claim that would indicate the City would be settling a claim.

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

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

59 Affordable Connectivity Program Outreach Services Contract Award and Citywide Wireless Network Project Intergovernmental Agreement Amendment (Ordinance S-49560)

Request to authorize the City Manager, or his designee, to contract with Common Sense Media to provide Affordable Connectivity Program (ACP) outreach services and amend Intergovernmental Agreement (IGA) 154496 with Phoenix Union High School District, its participating public elementary feeder schools and Maricopa County Community Colleges District, to reallocate $1 million from the Phoenix Digital Education Connection Canopy (PHX DECC) project to ACP outreach services. Further request to authorize the City Treasurer to receive, and the City Controller to disburse, all funds related to this item. There is no impact to the General Fund. Funding was available through the City's allocation of American Rescue Plan Act (ARPA) funding received from the federal government and was under the Citywide Wireless Network Project and Partnership with Phoenix Union program.

Summary

Through multiple actions, the City Council has committed resources to bridging the digital divide for Phoenix residents. In 2020, work began on the Phoenix Digital Education Connection Canopy (PHX DECC) to provide home internet access to students in the Phoenix Union High School District and its feeder elementary school districts. Evaluation of the Proof of Concept area is currently underway to determine best practices for expansion.

The federal Affordable Connectivity Program (ACP) has been identified as a companion tool for bridging the digital divide for eligible Phoenix residents in areas with broadband service but who lack the financial resources to secure internet service. The ACP provides eligible residents with a monthly $30 discount for internet service with any participating broadband provider and a one-time $100 discount for a laptop or computer. Eligible residents have household incomes at or below 200 percent of the Federal Poverty Line or participation in any of the following programs: Federal Public Housing Assistance; Free and Reduced-Price School Meal Programs; Medicaid; Pell Grant; Social Security Income; Special Supplemental Nutrition Program for Women, Infants, and Children; Supplemental Nutrition Assistance Program; or

Veterans Pension and Survivors Benefit. Phoenix is estimated to have nearly 200,000 households that are eligible for but not participating in ACP.

Common Sense Media is dedicated to helping children and youth thrive in an ever-evolving world of media and technology. In 2022, this nonprofit launched a 12-week advertising campaign to raise awareness about the ACP benefits in Maricopa County, which contributed to more than 50,000 new enrollments in Arizona. Common Sense Media was selected through a Sole Source Determination due to its unique qualifications as the only entity to have performed ACP outreach services in Phoenix and have the necessary infrastructure to continue this important work. If approved, the City will contract with Common Sense Media to implement an ACP outreach program to include:

Conducting a bilingual awareness campaign through traditional and social media outlets;
Organizing and staffing outreach events and application labs;
Assisting Phoenix residents submitting an ACP application;
Staffing a 24-hour/7-day call center to assist individuals completing their own applications;
Collaborating with City-approved community-based organizations to leverage their connections to eligible Phoenix residents; and
Report outcomes as required.

Earlier this year, City Council authorized contracting with up to 20 community and education-based organizations as outreach partners to connect their networks to ACP information and application assistance. As part of this overall effort, staff will be working to execute these contracts in the coming months.

The City's IGA with the PHX DECC partners will be amended to reduce the City's commitment by $1 million to fund these ACP outreach services. Through the reallocation of these funds, more Phoenix residents will be connected with internet service more quickly while PHX DECC infrastructure is constructed to serve residents in those areas of the community that do not have reliable broadband service.

Contract Term
If approved, the two-year contract will begin in May 2023 and end in April 2025.

Financial Impact
Total funding for this contract will not exceed $1 million. There is no impact to the General Fund as this funding was available through the City's allocation of ARPA funds.

Concurrence/Previous Council Action
City Council took action on the PHX DECC on May 14, 2020, Dec. 16, 2020, Sept. 15, 2021, June 7, 2022, and July 1, 2022. On Feb. 15, 2023, City Council authorized staff to apply for the FCC ACP Outreach Grant and implement an outreach plan if awarded.

Location
Council Districts: Citywide

Discussion
Vice Mayor Ansari made a motion to adopt Item 59.

Councilwoman Guardado seconded the motion.

Mayor Gallego noted Councilwoman Pastor would not be participating in the vote on this item due to a conflict of interest. She talked about how this item would get people connected to bridge the digital divide, and thanked Common Sense Media for partnering with the City.

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

Yes:	8 -	Councilman DiCiccio, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego
No:	0	
Conflict:	1 -	Councilwoman Pastor

74 Phoenix Suns Non-Standard Crosswalk Markings

Request City Council consideration to approve a request from the Phoenix Suns to temporarily install non-standard crosswalk markings at four intersections for the National Basketball Association (NBA) playoffs, in accordance with the City's existing Non-Standard Crosswalk Marking Program. There will be no financial impact to the City of Phoenix.

Summary

The Phoenix Suns submitted a request to install up to 15 temporary non-standard crosswalks at four intersections near the Footprint Center in downtown Phoenix by April 15, 2023, to coincide with the first round of the NBA playoffs. The proposed design would include the Phoenix Suns colors of purple and orange (**Attachment A**), and the proposed locations would be installed for the duration of the NBA playoffs.

On June 19, 2019, City Council adopted Ordinance S-45794, allowing the Street Transportation Department to implement the Non-Standard Crosswalk Marking Program to allow the consideration of non-standard crosswalk intersection requests. The program provides requirements for non-standard crosswalk design, installation and ongoing maintenance as to not compromise the safety of pedestrian crossings or to place additional financial burden on the City. The program is limited to existing crosswalks where a vehicle is already required to stop due to a traffic signal, HAWK signal or stop sign. The Non-Standard Crosswalk Marking Program is the only exception to standard traffic markings permitted on City streets, and each proposed location requires the approval of the City Council.

The Non-Standard Crosswalk Marking Program is intended for the installation of non-standard crosswalk markings, which are paid for and maintained by the requestor. For permanent non-standard crosswalk markings, the program requires the design materials to consist of preformed thermoplastic to ensure longevity and must be installed by the Street Transportation Department. However, since this request is for temporary markings, the City will allow these markings to be painted directly onto the asphalt, and the Phoenix Suns will be responsible for their installation and also their removal through a microseal restorative treatment. The design will adhere to the program requirements that the non-standard markings maintain a three-inch gap from the existing

standard crosswalk markings and can be solid colors or patterns of color. The Street Transportation Department will provide oversight to ensure the installation adheres to the design requirements stated in the Non-Standard Crosswalk Marking Program and that the installation and removal do not damage the existing crosswalk markings or pavement.

Financial Impact
There is no financial impact to the City of Phoenix. All materials, installation and removal costs will be the sole responsibility of the Phoenix Suns.

Location
Crosswalks along Jefferson Street at Central Avenue, 1st Street, 2nd Street and 3rd Street.
Council Districts: 7 and 8

Discussion
Vice Mayor Ansari made a motion to approve Item 74.

Councilwoman Stark seconded the motion.

Councilwoman Pastor congratulated the Phoenix Suns, and talked about the discussion on non-standard crosswalk markings being a political fight in 2020.

Mayor Gallego commented this vote was exciting because the Phoenix Suns had qualified for the National Basketball Association playoffs.

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

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

A motion was made by Councilwoman Stark, seconded by Councilwoman

O'Brien, to suspend the rules and take Item 93 out of order. The motion carried by the following voice vote:

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

93 Moratorium on Development of Three Mobile Home Parks

On April 4, 2023, Councilmember Carlos Garcia and Councilwomen Laura Pastor and Betty Guardado submitted a request **(Attachment A)** to the City Manager to place an item on the April 5, 2023, Formal City Council agenda. The request is for the City Council to consider a vote to place a moratorium on development of the Periwinkle, Las Casitas, and Weldon Court mobile home parks.

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

Discussion
Councilwoman Stark made a motion to have no public comments on Item 93.

Councilwoman O'Brien seconded the motion.

Councilmember Garcia commented the least Council could do would be to listen to people who were being evicted from their homes, and asked to have public comments. He stated it was disappointing to not have public comments.

Councilwoman Guardado asked to make a secondary motion, and stated she understood Arizona Revised Statutes permitted cities to impose development moratoriums.

City Attorney Julie Kriegh explained this was a procedural motion, so there could not be a substitute motion because this was in regards to Rules of Council Procedure. She confirmed a vote would need to be

made on that motion first.

Councilwoman Pastor asked if Council needed to vote on a procedural motion before a secondary motion.

Ms. Kriegh confirmed this was a procedural motion under the Rules of Council Procedure to suspend public comment. She said on those types of motions they needed to be voted on, and other motions can be made on the item or other procedural motions that might apply.

Councilwoman Pastor questioned if Council would now vote on the motion or if this was discussion.

Ms. Kriegh replied Council could discuss the procedural motion right now as it is discussion.

Councilwoman Pastor inquired on the motion language for the procedural motion.

City Clerk Denise Archibald repeated the motion made by Councilwoman Stark.

Councilwoman Pastor questioned if Council could have discussion on this.

Mayor Gallego stated council would now vote on the procedural motion made by Councilwoman Stark, and added Councilwoman Guardado could then make a motion on the item itself after the procedural motion.

Councilwoman Pastor suggested Council would be silencing speakers, and added everyone had a right to have a voice. She stated Council did not want to hear the speakers for this item, including those who were facing evictions.

Councilwoman Guardado commented many things have happened since the last meeting in regards to retaliation. She said she was in shock that this was happening, and added she was upset Council wanted to shut down speaker's voices. She noted Council needed to hear the voices of

those wishing to speak, and added these people took time off of work to attend the meeting.

Prior to his vote, Councilman DiCiccio mentioned he would be voting yes because Council heard the case and added it was not fair to those who attended the meeting to give them a false sense of hope. He stated Council had heard the same testimony for the past five or six months.

Mayor Gallego announced there would be a five-minutes recess.

Mayor Gallego declared the meeting be reconvened, and to continue roll call on the procedural motion.

Prior to his vote, Councilmember Garcia stated he shared the frustrations for those wishing to speak. He talked to councilmembers, Councilman-Elect Kevin Robinson and Councilwoman-Elect Kiesha Hodge Washington, and asked them to not follow this path of not allowing people to speak. He commented he would be voting no on this because it made no sense and was cowardly.

Prior to her vote, Councilwoman Pastor commented she was in shock because the people getting evicted were poor brown and white people, and added those people were not able to move because of the market rate for apartments and other places to live. She noted the reason she signed the three-person memo was to have dialogue with the property owners to have more time, and said she wanted to be able to vote to get more time for those facing evictions. She talked about the concerns going against the State, and mentioned people stood up to the Jim Crow laws in the South. She confirmed she would be voting no.

A motion was made by Councilwoman Stark, seconded by Councilwoman O'Brien to have no public comments on Item 93. The motion passed by the following vote:

Yes: 5 - Councilman DiCiccio, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring and Mayor Gallego

No: 4 - Councilmember Garcia, Councilwoman Guardado, Councilwoman Pastor and Vice Mayor Ansari

Councilwoman Guardado asked for clarification on if the City could hold another public hearing on a moratorium pursuant to Arizona Revised Statutes.

Ms. Kriegh clarified that was correct, the State allowed the City to take the action being requested today. She noted a motion would be needed to direct staff to comply with the required notice under Arizona Revised Statutes.

Councilwoman Guardado stated the moratorium would remain in effect for 120 days, and questioned if after that time another public hearing would be held to determine if another 120 days would be needed.

Deputy City Manager Alan Stephenson responded the option that Council was presented with would direct staff to go forward to do a study to make a case under State law for a moratorium. He said State Statute required evaluation to make a case, advertise it for 30 days, bring that report to Council after the advertising period and at that time Council could decide on a time frame to be enacted. He mentioned Andy Abraham, an attorney who was advising the City on this issue was available for questions.

Councilwoman Guardado made a motion to approve Item 93 pursuant to the requirements of State law to direct staff to conduct a study to justify imposition of a moratorium, to publish the required notice and schedule adoption at a future City Council Formal Meeting. She said the goal was to make sure people stay housed until they would be able to find a place to stay. She commented this moratorium could help people and to keep families together in housing. She said she would be happy to remove the moratorium if the City would be able to find housing for these residents sooner.

Mr. Stephenson clarified that the council could not enact the moratorium. He explained that if a resolution was found then the moratorium would be lifted reiterating that there was no current moratorium because that was not on the council agenda. Mr. Stephenson restated the process that staff would have to undergo to conduct a study, produce a report, advertise, and return to council for a discussion about a moratorium. He clarified that until staff undergo the process there is no moratorium.

Councilwoman Guardado restated that staff would advertise, evaluate findings, and discuss prior to a council vote to keep people housed until they are able to find a place to stay.

Mr. Stephenson stated that staff and the attorney don't believe that the proposal would meet statutory requirements presenting a challenge for staff to find ways to address the moratorium. He clarified that there are defined criteria in State Statute that mandate new development and its impact that it may place on public facilities that enable the city to enact a moratorium. He provided the example of water and sewer infrastructure being unable to handle new apartments being development.

Councilwoman Guardado asked if staff could take the 30 days to evaluate and hold public meetings to help establish findings and enact a moratorium. She added that if council were able to find housing for individuals, then they would be able to lift the moratorium. She clarified that council would not be voting on a moratorium at the meeting and restated that the 30-days would be used to help individuals and provide a moratorium.

Mr. Stephenson clarified that the 30-day time frame began following the report of the findings. He restated that staff would publish a report and advertise for a council discussion about whether the legal requirements in State Statute can be met.

Councilwoman Guardado restated that she requested what was legally allowed according to City Attorney Julie Kriegh.

Ms. Kriegh explained that staff could be directed to provide a required study to justify the imposition of a moratorium and then direct staff to publish the required notice and schedule the adoption of a moratorium. She clarified that the confusion was regarding the mention of a 30-day period in order to keep individuals in their housing. Ms. Kriegh stated that the moratorium would not be in effect and there would be no stay on any of the eviction while staff go through the process.

Councilwoman Guardado confirmed her understanding of the motion.

Mr. Stephenson stated that staff had a PowerPoint presentation which outlined the process.

Councilwoman Guardado declined to view the presentation and stated that Ms. Kriegh had identified the motion and asked if there was a second.

Councilman DiCiccio stated that a moratorium did not prevent individuals from being evicted clarifying that the moratorium was on the development. He expressed concerns for the creation of false hope for misplaced individuals who may misunderstand the moratorium being requested. He asked if the two and a half million in funding approved could be used to help the displaced individuals instead of services.

City Manager Jeffrey Barton stated that staff was exploring how to utilize the two and a half million dollars and was already being used for services. He asked Assistant City Manager Lori Bays to confirm If the funding was being utilized where possible for a possible down payment and rental assistance. Mr. Barton added that the funding was from the American Rescue Plan Act (ARPA) which required an individual receiving funding to have legal standing. He mentioned that staff had been attempting to work through that challenge for three years.

Coucilwoman Pastor stated that Councilman DiCiccio’s request had

already been implemented and ongoing for the past three years. She mentioned the work of councilmembers with their communities and expressed the need for more time. Councilwoman Pastor highlighted the various challenges individuals faced through the pursuit of city services.

Vice Mayor Ansari asked Ms. Kriegh to explain what a yes vote on the item would indicate.

Mr. Kriegh stated that the motion was to direct staff to do a required study to justify the imposition of a moratorium. She added that staff would proceed with the process, publish the required notice and schedule the adoption at the next available Council agenda if the study supported the moratorium.

Councilwoman O'Brien asked for clarification on if the motion on the floor was a secondary motion.

Councilwoman Guardado stated it was a motion.

Mayor Gallego clarified that Councilwoman Guardado's motion was the only motion on the floor.

Councilwoman O'Brien asked what would proceed if research conducted found that the moratorium was not legal or justifiable under the state statute.

Ms. Kriegh stated that if there were legal issues that the discussion be taken to a Council E-Session.

Mayor Gallego clarified that a moratorium would not prevent anyone from being evicted. She added that staff recommended that this would be illegal and asked if anything had changed in that recommendation.

Mr. Abraham stated that there was no change in the advice. He read the Statute ARS-946306 which stated that "a city or town shall not adopt a moratorium on construction or land development". He stated that a moratorium would not enjoin a landlord from eviction. He explained that if a moratorium were adopted it would still be limited on a moratorium of

construction and land development not a moratorium on eviction.

Mayor Gallego stated that it would be a political stunt to tell people that the vote would help them in the hard situation they are in. She emphasized that staff and council were aware that they would not find legal backing to implement a moratorium. Mayor Gallego mentioned the legislature passing a legislative bill and Governor Katie Hobbs signing it as well as the five councilmembers who voted to put millions of dollars towards finding a solution. Mayor Gallego added that staff was working to think about ways to help. She emphasized that solutions were brought on by policy that was vetted by lawyer and would stand up to scrutiny.

Councilmember Garcia stated that the council was not preventing individuals from being evicted but created leverage. Councilmember Garcia expressed his concerns for not allowing public comment and evading a vote. He asked that council vote yes on moving forward with the motion.

Councilwoman Pastor stated that not allowing public comment was a political stunt and asked that the Mayor facilitate a discussion with the developers and homeowners.

Mayor Gallego stated that 7 hours had been heard of public comment on the topic. She stated that staff was working to find solutions adding that leverage would not aid with individuals being unhoused. Mayor Gallego stated that the council took responsible and legal action through the approval of the two and a half million in funding.

Councilwoman Pastor asked Mr. Barton ask police to refrain from escorting members of the public who spoke out during council discussion.

Councilwoman Guardado asked how many beds and vouchers were available.

Ms. Bays asked that Deputy City Manager Gina Montes come up to discuss. Ms. Bays asked to clarify what beds Councilwoman Guardado was referring to.

Councilwoman Guardado clarified that she was asking in general how many beds were available.

Ms. Bays stated that there were limited shelter beds with only approximately 20 available beds on any given night noting that a majority of shelters were full.

Ms. Montes stated that there were three primary sources of aid for individuals. She explained that there was the emergency rental assistance funding, ARPA dollars used or rent noting that the funds could forward pay rent for individuals. Ms. Montes explained that ARPA had eligibility requirements in terms of status noting that ERA funding was more flexible. She also explained the voucher which depended on qualification requirements in terms of legal status. Ms. Montes stated that anyone would have to go through the eligibility process. Ms. Montes added that there were seven million dollars left and 2.4 million dollars of ARPA funding. She added that she could not provide the exact availability of beds. Ms. Montes explained that staff worked with the Office of Homeless Solutions to identify shelters and house individuals. She added that the city had less than 4000 total regionally some of which had specific services and fewer available on any single night.

Councilwoman Guardado commended staff for their work on the item. She explained that there were 800 from The Zone and another 300 from the mobile home parks that the city needed to aid with housing. Councilwoman Guardado questioned how council would move forward. She emphasized that council was elected to serve and find solutions to problems. She apologized to the speakers present who were not allowed to speak. Councilwoman Guardado emphasized the importance of challenging laws.

Mayor Gallego stated that Trellis had committed to accommodate anyone if they agreed to services. She repeated her statement and added her concerns of the morality of elected officials or staff encouraging individuals to deny city services.

Councilwoman Pastor mentioned email correspondence where

developers and Grand Canyon University had denied services to impacted families.

Councilwoman O'Brien spoke to the challenges the city was facing regarding a developer's choice to change the use of their land at a time when housing was limited and unaffordable. She added that the original vote for the development in May of 2016 was approved unanimously by a body including current councilmembers who were now stating that the city was falling short In addressing the displacement of the individuals in the mobile home parks. Councilwoman O'Brien stated that GCU and developers had postponed their dates several times to attempt to accommodate to the displaced individuals. She emphasized that all councilmembers were working hard to address the displacement and housing of individuals.

Councilwoman Pastor wished to put on record that she was on the council and was a yes vote in 2016 for the item. She also added that at the time the development was set to take seven years and there was a decision to communicate with the community which had only happened a year and a half prior.

Councilwoman Guardado mentioned that she was not present on council in 2016 for the original vote noting that she ran for council to address votes made without discussion and consideration of the community. She expressed her concerns for not allowing the public to speak. She added that GCU and developers had extended the time noting that the 5,000 dollars offered to families was not enough.

Councilman DiCiccio stated that the council was trying to work diligently to find any possible solution. He explained that discussion was required for successful governance.

Vice Mayor Ansari added her disappointment for the council's decision to suspend public comment and commended the residents present for their continued advocacy and organization. She stated that she would be supporting the vote to explore every possible avenue even if the answer is what council and staff already expected. Vice Mayor Ansari expressed her appreciation for the two and a half million dollars approved noting the

challenge to include the funding. She asked Mr. Barton to ensure that as much of the funding possible be used towards direct down payment assistance or other direct support. Vice Mayor Ansari noted that several organization and entities had reached out to offer help for the impacted residents. She thanked staff and residents for their work to explore every possible avenue.

A motion was made by Councilwoman Guardado, seconded by Councilmember Garcia, that this item be approved pursuant to the requirements of State law to direct staff to conduct a study to justify imposition of a moratorium, to publish the required notice and schedule adoption at a future City Council Formal Meeting. The motion failed by the following vote:

Yes: 4 - Councilmember Garcia, Councilwoman Guardado, Councilwoman Pastor and Vice Mayor Ansari

No: 5 - Councilman DiCiccio, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring and Mayor Gallego

82 Amend City Code - Ordinance Adoption - Rezoning Application Z-56-22-4 (22nd & Indian School PUD) - Southwest Corner of 22nd Street and Indian School Road (Ordinance G-7093)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-56-22-4 and rezone the site from R1-6 (Single-Family Residence District), R1-6 (Approved R-2) (Single-Family Residence District, Approved Multifamily Residence District), R-3 (Multifamily Residence District), and C-3 (General Commercial) to PUD (Planned Unit Development) to allow a multifamily residential and limited commercial uses.

Summary

Current Zoning: R1-6 (0.62 acres), R1-6 (Approved R-2) (0.24 acres), R-3 (1.00 acres), and C-3 (3.80 acres)
Proposed Zoning: PUD
Acreage: 5.66 acres
Proposal: Multifamily residential and limited commercial uses
Owner: DMS Ventures IS IV, LLC, et al
Applicant/Representative: Wendy Riddell, Berry Riddell, LLC

Staff Recommendation: Approval, subject to stipulations.
VPC Info Only: The Camelback East Village Planning Committee heard this case on Dec. 6, 2022, for information only.
VPC Action: The Camelback East Village Planning Committee heard this case on Feb. 7, 2023, and recommended approval, per the staff recommendation, by a vote of 19-0.
PC Action: The Planning Commission heard this case on March 2, 2023, and recommended approval, per the Camelback East Village Planning Committee recommendation, by a vote of 8-0.

Location
Southwest corner of 22nd Street and Indian School Road
Council District: 4
Parcel Addresses: 2119, 2121, 2129, 2131, 2133, 2135, 2137, 2141, 2143 and 2149 E. Indian School Road; 2116 and 2122 E. Fairmount Ave.; and 4040 N. 22nd St.

Note: Councilmember Garcia and Councilwoman Guardado left the meeting body and did not return for the remainder of the meeting.

Discussion
Councilwoman Pastor introduced the item and explained that she worked with the community for the proposed development. She explained the history of previous development proposal for a department store which was not approved by the community and had transitioned to a desired development for affordable housing.

A motion was made by Councilwoman Pastor, seconded by Councilwoman O'Brien, that this item be adopted. The motion carried by the following vote:

Yes:	7 -	Councilman DiCiccio, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego
No:	0	
Absent:	2 -	Councilmember Garcia and Councilwoman Guardado

87 Public Hearing and Ordinance Adoption - Rezoning Application Z-2-22-4 (11th Street and McDowell PUD) - Northwest Corner of

11th Street and McDowell Road (Ordinance G-7095)

Request to hold a public hearing and amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-2-22-4 and rezone the site from R1-6 HP CNSPD (Single-Family Residence District, Historic Preservation, Coronado Neighborhood Special Planning District), R-3A CNSPD (Multifamily Residence District, Coronado Neighborhood Special Planning District), P-1 CNSPD (Passenger Automobile Parking, Limited, Coronado Neighborhood Special Planning District), and C-2 CNSPD (Intermediate Commercial, Coronado Neighborhood Special Planning District) to PUD CNSPD (Planned Unit Development, Coronado Neighborhood Special Planning District) and PUD HP CNSPD (Planned Unit Development, Historic Preservation, Coronado Neighborhood Special Planning District) to allow multifamily residential, retail use and retention of the historic single-family homes. This is a companion case to Z-15-22-4.

Summary
Current Zoning: R1-6 HP CNSPD (1.49 acres), R-3A CNSPD (0.74 acres), P-1 CNSPD (1.40 acres) and C-2 CNSPD (1.53 acres)
Proposed Zoning: PUD CNSPD (4.05 acres), PUD HP CNSPD (1.11 acres)
Acreage: 5.16
Proposed Use: PUD to allow multifamily residential, retail use and retention of the historic single-family homes.

Owner: Vikki Reed, et al.
Applicant: Ed McCoy, Fairfield Residential
Representative: Kurt Waldier, Beus Gilbert McGroder, PLLC

Staff Recommendation: Approval, subject to stipulations.
VPC Information Only: The Encanto Village Planning Committee heard this case on May 2, 2022, for information only.
VPC Action: The Encanto Village Planning Committee heard this case on Jan. 9, 2023, and recommended approval, per the staff recommendation, by a vote of 12-2-1.
HPC Action: The Historic Preservation Commission heard this case on

Feb. 13, 2023, and recommended approval, per the staff recommendation, with the stipulation for perpetual conservations easements, by a vote of 6-0.
PC Action: The Planning Commission heard this case on March 2, 2023, and recommended approval, per the Encanto Village Planning Committee recommendation with a modification, by a vote of 8-0.

Location
Northwest corner of 11th Street and McDowell Road
Council District: 4
Parcel Address: 1040 E. McDowell Road and 1622, 1626, 1630, 1634, 1638, 1642 and 1646 N. 11th St.

Discussion
Councilwoman Pastor asked if there were members of the public present to speak.

Mayor Gallego confirmed that there were two members signed up in support and one neutral.

Councilwoman Pastor asked if a staff report was necessary before public comment.

Planning and Development Director Joshua Bednarek asked the council if items 87 and 88 be heard together.

Councilwoman Pastor confirmed.

Mr. Bednarek introduced Items 87 and 88 as public hearings for companion items that could be heard together but would require separate actions. He added that the subject property for both requests was near the 11th Street and McDowell Road in Council District 4. He explained that Item 87 was a request for a PUD on a 5.16-acre site to rezone several parcels to a PUD and a portion of property to a PUD with historic preservation overlay. He added that Item 88 was an amendment to the Neighborhood Conservation Plan for the Coronado Neighborhood that points to the PUD for standards on the subject parcel. Mr. Bednarek stated that the Encanto Village Planning Committee (VPC)

recommended approve of both requests at their January meeting and the Historic Preservation Commission recommended approval at their February meeting. He added that the Planning Commission approved both requests at their March meeting and staff recommended approval of items 87 and 88 per the Planning Commission recommendation and adoption of the related ordinances.

Mayor Gallego thanked Mr. Bednarek for his introduction and declared the public hearing open.

Ed Drummand a merchant on seventh street spoke in support of the Item. He emphasized the need to bring individuals to the area to support the local business. He commended Fairfield's involvement with the community and their efforts to preserve the houses in the area. He reiterated his support for the project.

Paul Gilbert representing the developer recommended an approval stating that there was virtually no neighborhood opposition. He asked that council follow the recommendation of the city's recommending agencies and approve the item.

Sarah Jones stated that she lived directly north of the development. She thanked the developers and Councilwoman Pastor for their work with the neighborhood. She added concerns that neighbors had with overflow traffic and parking into the neighborhood. She mentioned suggestions of closing streets and added her support for the development. She asked that council address overflow parking or excessive traffic into the neighborhood.

Mayor Gallego declared the public hearing closed.

Councilwoman Pastor thanked the community for their work on the project. She explained that it was a mixed used development with the retention of seven historically designed single-family homes. Councilwoman Pastor added that the PUD limited the tallest portions of the building along McDowell Road and minimum requirements for art, commercial, EV charging, and traffic mitigation on Dayton Street. She asked Mr. Bednarek to confirm if traffic and parking issues arose would

developers have to come back to the council.

Mr. Bednarek stated that stipulation number seven required a traffic impact statement and stipulation number six required that the developer contribute funds for a crossing on McDowell Road. He also mentioned stipulation number nine which required developers to pursue traffic mitigation on Dayton as mentioned by Councilwoman Pastor. He added that developers needed to meet the minimum parking requirements. Mr. Bednarek explained that if the study came back and demonstrated that there would be issues with traffic or parking developers would have to respond with the Street Transportation Department.

Prior to her motion, Councilwoman Pastor thanked Mr. Bednarek for his explanation. She added that the project had significant support from neighbors. She also mentioned the revitalization of the Miracle Mile and the recommended approval from the Encanto VPC, Historic Preservation Commission, and Planning Commission for case Z2-22-4.

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

Yes:	7 -	Councilman DiCiccio, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego
No:	0	
Absent:	2 -	Councilmember Garcia and Councilwoman Guardado

88 Public Hearing and Ordinance Adoption - Special Planning District Amendment Z-15-22-4 - Northwest Corner of 11th Street and McDowell Road (Ordinance G-7096)

Request for a public hearing for a proposed amendment to the Neighborhood Conservation Plan for the Coronado Neighborhood for approximately 4.05 acres at the northwest corner of 11th Street and McDowell Road. This is a companion case to Z-2-22-4.

Summary

Amendment to the Neighborhood Conservation Plan for the Coronado

Neighborhood (the “Coronado Neighborhood Conservation Plan”) for approximately 4.05 acres at the northwest corner of 11th Street and McDowell Road to exempt the subject site from the multifamily development standards in the plan.

Owner: Vikki Reed, et al.
Applicant: Ed McCoy, Fairfield Residential
Representative: Kurt Waldier, Beus Gilbert McGroder, PLLC

Staff Recommendation: Approval, as shown in the recommended text in Exhibit A of the Staff Report (**Attachment B**).
VPC Information Only: The Encanto Village Planning Committee heard this case on May 2, 2022, for information only.
VPC Action: The Encanto Village Planning Committee heard this case on Jan. 9, 2023, and recommended approval, per the staff recommendation, by a vote of 12-2-1.
PC Action: The Planning Commission heard this case on March 2, 2023, and recommended approval, per the Encanto Village Planning Committee recommendation, by a vote of 8-0.

Location
Northwest corner of 11th Street and McDowell Road
Council District: 4
Parcel Address: Various

Discussion
Mayor Gallego asked for Councilwoman Pastor’s motion.

Following her motion which was seconded by Vice Mayor Ansari, Councilwoman Pastor stated that the community discussion regarding architecture in the development was unique from other zoning projects. Councilwoman Pastor added that she produced two options regarding the design for the development. She explained that the Encanto VPC did not make a choice noting that the Planning Commission engaged with the community to conclude on the architectural design of the development.

The hearing was held. A motion was made by Councilwoman Pastor, seconded by Vice Mayor Ansari, that this item be approved per the Planning Commission recommendation, with adoption of the related

ordinance. The motion carried by the following vote:

Yes:	7 -	Councilman DiCiccio, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego
No:	0	
Absent:	2 -	Councilmember Garcia and Councilwoman Guardado

89 **Public Hearing and Ordinance Adoption - Rezoning Application Z-61-22-7 - Southeast Corner of 9th Avenue and Fillmore Street (Ordinance G-7099)**

Request to hold a public hearing and amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, and consider adopting Rezoning Application Z-61-22-7 to rezone the site from C-3 CMOD (General Commercial, Capitol Mall Overlay District), P-1 (Passenger Automobile Parking, Limited) and R-5 RI (Multifamily Residence District, Residential Infill District) to WU Code T5:5 CMOD (Walkable Urban Code, Transect 5:5 District, Capitol Mall Overlay District) and WU Code T5:5 (Walkable Urban Code, Transect 5:5 District) to allow multifamily residential.

Summary

Current Zoning: C-3 CMOD (1.37 acres), P-1 (0.19 acres) and R-5 RI (1.68 acres)
Proposed Zoning: WU Code T5:5 CMOD (1.37 acres) and WU Code T5:5 (1.87 acres)
Acreage: 3.24
Proposed Use: Multifamily residential

Owner: Mercy Hill Development, LLC
Applicant: Trumont Group Arizona
Representative: Alan Beaudoin, Norris Design

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Central City Village Planning Committee heard this case on Jan. 9, 2023, and continued the case, by a vote of 12-3-1. The Central City Village Planning Committee heard this case on Feb. 13, 2023, and recommended approval, per the staff recommendation, by a vote of 8-6.
PC Action: The Planning Commission heard this case on Feb. 2, 2023,

and recommended a continuance to the March 2, 2023, meeting, without fee, by a vote of 8-0-1. The Planning Commission heard this case on March 2, 2023, and recommended approval, per the Central City Village Planning Committee recommendation, by a vote of 6-1-1.
The Planning Commission recommendation was appealed for a public hearing by a community member on March 6, 2023.

Location
Southeast corner of 9th Avenue and Fillmore Street
Council District: 7
Parcel Address: 516 and 555 N. 9th Ave.; 745 W. Fillmore St.; and 820 W. Taylor St.

Discussion
Mayor Gallego stated that Item 89 was the southeast corner of Ninth Avenue and Fillmore Street noting that there would be a staff presentation.

Planning and Development Director Joshua Bednarek stated that staff had a few slides to present on Item 89. He explained that Item 89 was a request to rezone a 3.24-acre site near Ninth Avenue and Fillmore Street in Council District 7 from C3-CMOD to the Walkable Urban (WU) Code T5:5 Transect and T5:5 Capital Mall Overlay District to allow for a multifamily residential project. Mr. Bednarek showed aerial views of the site and introduced the supervisor of the long-range planning team Sarah Stockham who worked with District 7, the developer, the applicant, and the community on the proposal.

Ms. Stockham explained that the slide showed the site plan of the 122-unit multi-family residential development. She added that the development included 222 parking spaces noting that the applicant had originally submitted elevations with modern architecture design in August and then resubmitted in December to incorporate elements of the existing building. She showed images of the current church and facade on Fillmore Street. She noted that the brick incorporation included the arches, brick bell tower, and the entryway tower that the applicant proposed to preserve as highlighted in the memo. She added that the applicant provided an updated rendering to see the existing elements being incorporated into the proposed design. Ms. Stockham stated that

the Central City Village Planning Committee (VPC) heard the request on February 13, 2023, and recommended approval per the staff recommendation by an eight to six vote. She added that the Planning Commission heard the request March 2, 2023, and recommended approval per the Central City VPC recommendation by a six to one-to-one vote. She stated that staff recommended approval per the April 3, 2023, memo from the Planning and Development Director and adoption of the related ordinance.

Noting that there were no questions from Council, Mayor Gallego declared the public hearing open.

Beatrice Moore stated that Ashley Harder would be presenting for the first five minutes of the ten minutes allotted.

Ms. Harder spoke as a property and business owner near the proposed development mentioning her experience as the interim executive director with Preserve Phoenix. She mentioned the several organizations involved in the request to preserve the Lescher and Mahoney sanctuary building including Preserve Phoenix, Beatrice Moore's Organization, the Arizona Preservation Foundation, and Phoenix Historic Neighborhoods Coalition. She stated that the neighborhood was supportive of having affordable housing developed noting that affordable housing was not part of the application. She noted that the residents and community wanted to preserve the 80-year-old building and incorporate it into new development. She emphasized that the application was a precedent setting project that would be the first zoning to WU code within the neighborhood. She mentioned that she had spoken in opposition in previous planning meetings but was in support of the stipulations proposed. She mentioned that the demolition permit had been extended prior to the hearing of the case and asked that the new owners of the land be made aware that the surrounding neighbors wished to see as much of the original property preserved as possible. She thanked Councilwoman Ansari's office and the planners involved in the work with the community. She added that neighbors desired to preserve the sanctuary as a whole and were continuously working to find solutions. She yielded the remainder of the time allotted to Ms. Moore.

Director of Grand Avenue Arts and Preservation Beatrice Moore thanked the District 7 office for their work on the proposed stipulations which included a better project design that adapts and reuses the existing building. She stated that she was in support of preserving the colonnades and the bell tower but could not support the stipulation regarding the sanctuary. Ms. Moore explained that the sanctuary was the nicest building on the property and should be prized as the reference to the 80 years of church history on the site prior to Mercy Hill eight years prior. She mentioned that there was a possibility of a new developer taking over the project once the site was rezoned. Ms. Moore explained that the hope of the community was that the new developers preserve the entire sanctuary. She expressed the communities desire for an adaptive reuse project that would preserve the sanctuary and contribute to the community at large. She asked where the affordable housing was in the project and questioned the rezoning to a WU code in small scale residential neighborhoods. Ms. Moore stated that the development would be the first four-story multi-family residential building in the Oakland University Park Neighborhood which ran from Seventh Avenue to Nineteenth Avenue and Van Buren to Roosevelt. She mentioned that the community members had acted as unpaid planners to create an organic and interesting area through hard work and substantial financial investment adding her hope for the council to consider the impact of the rezoning and proposed development.

Shane Essert spoke on behalf of multi-family developer Trumont Group which he stated was based out of Dallas and had thousands of units across four markets in Texas and Arizona. He described the development on the southeast corner of Ninth Avenue and Fillmore Street. He showed a slide showing the parcels of the site which were owned by Mercy Hill. He explained that the buildings were dilapidated adding that maintenance costs for the buildings were driving the church to insolvency and the costs could not be covered through tithing alone noting that the expenses could not be covered by the church and its congregation. He mentioned that there were several members of the community and church present to speak on the zoning case. Mr. Essert stated that the church went to the developers to sell a portion of their land outlined in green in his PowerPoint slide to build a smaller more efficient space on one of their owned parcels to continue their ministry. He

described the proposal of the four-story multi-family project adding that it was on a major arterial road, .4 miles from the I-10 freeway, located in the downtown core, and surrounded by multifamily and intensive commercial. He added that the proposed zoning was consistent with the general plan and surrounding neighborhood was zoned for intensive commercial and high-density residential. Mr. Essert stated that the site was currently zoned for 133 units across six stories but was three different zoning districts noting that the decision to rezone was to make a more cohesive plan. He added that the project had received 112 letters of support from members and clergy of the church as well as support from city staff, Historic Preservation Commission, Central City VPC, and Planning Commission. He presented a slide detailing the community outreach including over 20 meeting with neighborhood groups as well as the developer's neighborhood canvassing. Mr. Essert stated that developers addressed community concerns through stipulations to preserve portions of the church except for the sanctuary structure. He summarized that there was a church in need and developers were proposing appropriate land use, had 112 letters of support, done extensive community outreach, and had reflected community requests in their updated plans.

Mayor Gallego stated that individuals who chose to not speak only if necessary would be called first and then individuals who chose to speak only if necessary would be asked if they still wish to speak.

Gail Skeens thanked the council for the opportunity to speak. She mentioned that she was a member of Mercy Hill Church for the past eight years and was their church secretary. She attested to the financial strain the church was experiencing. Ms. Skeens explained that rezoning Mercy Hill Church would allow the opportunity to build directly across the street from the proposed site. She stated that the building would be debt-free, environmentally safe, energy efficient, have up-to date electrical, water, and sewer pipes, air conditioners, and ceilings that did not leak. She added that the church had spent more than half of their budget in 2022 for large repairs and were on the same trajectory for 2023. She expressed the need to have a building for ministries and mentioned the concerns the neighbors had surrounding the preservation of the church. She emphasized that the church was not a building but rather the people who made up a church.

Jennifer Kruse spoke in opposition to the development stating that it did not provide enough benefit to the current community mentioning the lack of affordable housing. She also added that the neighborhood had requested the preservation of historic structure including the sanctuary.

Sherrie Aulds spoke to the impacts of the churches non-profit work to the surrounding community. She stated that the change from the physical structure of the church would free the congregation from the financial burden they were experiencing and allow them to better serve their community. She asked council to vote in favor of the item.

Ricky Aulds spoke in support for the item and mentioned flyers being passed out inviting individuals to the Mercy Hill Church. He thanked the council for their work on the project.

Skyler Cook noted the importance for housing and added that the project allowed for more housing in an area that did not have it. He also mentioned concerns that the church was being displaced confirming that the development would not result in displacement. He also mentioned Mr. Skeen’s comments regarding the churches challenges in serving their community or maintaining their building. He asked that council support the proposed development. He also clarified that the building was not a historic building and had gone through the appropriate process to allow a demolition permit. He thanked the council for their time and asked for their support.

Anthony Cox, a pastor at Mercy Hill Church spoke in support of the proposed rezoning. He mentioned that the church had too much land and buildings that were beyond their functional use. He expressed his gratitude for the Trumont team who had demonstrated care and concern for the community. He asked that the council support the proposed development.

Karla Cox spoke in support of the project and thanked Mr. Essert for a project that reflected the church building and the multiple changes in design to meet the wants of the community. She added that the sale and development would help Mercy Hill Church acquire the needed funds to

have a new meeting space.

Mark Daus owner of X-treme Apparel stated that he owned the building directly across from the church. He spoke in support of the development describing the multi-family and commercial developments along Seventh Avenue. Mr. Daus added that the development provided the opportunity for an increase in business for all surrounding commercial businesses including his own X-treme Apparel. He asked that council approve the proposal.

Mr. Essert stated that there were 22 members of the public present to speak. He asked council if it was sufficient that the remaining members who had signed up to speak but had not spoken yet to stand and show their support instead of providing comment.

Mayor Gallego stated that Mr. Essert had made a good case for his project.

Mayor Gallego clarified that more than 22 people stood in support of the proposal. Mayor Gallego declared the public hearing closed.

Prior to her motion, Vice Mayor Ansari thanked the individuals who spoke and advocated for their community. She explained that the project had evolved through the meetings with community, developer, historic preservation community, neighborhood residents, and the District 7 office. She stated that the original proposal was for a generic five story apartment building with a giant surface parking lot facing the neighborhood. Vice Mayor Ansari stated that the current proposal had a parking lot hidden from the street with a design that integrated itself into the historic nature of the community. She added that the development would have ample shade and street lighting because of neighborhood input. She also mentioned individuals who advocated for historic preservation like Ms. Harder and Ms. Moore that added stipulations that would preserve the original brick arcade, bell tower, entryway tower, and sanctuary foyer. She added that the ideal version of the project would have preserved the entirety of the sanctuary. Vice Mayor Ansari commended the Mercy Hill congregation for the advocacy of the project mentioning their financial limitations in continuing the upkeep of the

church. She added that the project added needed housing in the area and would be lower cost than the average apartment in the Downtown area. Vice Mayor Ansari emphasized that the housing crisis called for diversified housing. She mentioned the study of historic properties being conducted by the Historic Preservation Team for a potential historic commercial district overlay. She added her dedication to making sure that Grand Avenue kept its unique character while attracting more customers to its vibrant businesses and providing more housing to the area. Vice Mayor Ansari clarified that the proposal being approved was not the proposal approved by the village planning committee or by the Planning Commission but had a specific stipulation to preserve and integrate the bell tower, arcade, and entryway tower. She acknowledged Ms. Harder's request regarding the demolition noting that the stipulation was not legally enforceable but asked that the applicant respect the wishes to contribute to the blight of the neighborhood.

Mayor Gallego stated that the agenda approved 1108 units of housing and stated that council would pause for individuals to exit the chambers.

The hearing was held. A motion was made by Vice Mayor Ansari, seconded by Councilwoman Stark, that this item be approved per the April 3, 2023 memo from the Planning and Development Director, with adoption of the related ordinance. The motion carried by the following vote:

Yes:	7 -	Councilman DiCiccio, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego
No:	0	
Absent:	2 -	Councilmember Garcia and Councilwoman Guardado

91 Public Hearing and Resolution Adoption - General Plan Amendment GPA-LV-5-22-7 - Approximately 550 Feet West of the Southwest Corner of State Route 202 and Dobbins Road (Resolution 22109)

Request to hold a public hearing on a General Plan Amendment for the following item to consider adopting the Planning Commission's recommendation and the related resolution if approved. Request to amend the General Plan Land Use Map designation on 80.49 acres from

Residential 3.5 to 5 dwelling units per acre, Residential 5 to 10 dwelling units per acre, and Mixed Use (Parks / Open Space-Publicly Owned / Residential 3.5 to 5 dwelling units per acre) to Mixed Use (Industrial / Commerce/Business Park). This item is a companion case to Z-73-22-7 and must be heard first, followed by Z-73-22-7.

Summary

Application: GPA-LV-5-22-7
Current Designation: Residential 3.5 to 5 dwelling units per acre (51.95 acres), Residential 5 to 10 dwelling units per acre (23.89 acres), and Mixed Use (Parks / Open Space-Publicly Owned / Residential 3.5 to 5 dwelling units per acre) (4.65 acres)
Proposed Plan Designation: Mixed Use (Industrial / Commerce/Business Park)
Acreage: 80.49
Proposed Use: Minor General Plan Amendment to allow a commerce park development

Owner: The Smith Trust dated May 30, 2003 (Clyde David Smith & Marsha Lou Smith)
Applicant: IDM Companies
Representative: Jason Morris, Withey Morris, PLC

Staff Recommendation: Approval.
VPC Information Only: The Laveen Village Planning Committee heard the case on Jan. 9, 2023, for information only.
VPC Action: The Laveen Village Planning Committee heard the case on Feb. 13, 2023, and recommended approval, by a vote of 7-0.
PC Action: The Planning Commission heard the case on March 2, 2023, and recommended approval, per the Laveen Village Planning Committee recommendation, by a vote of 7-1.

Location

Approximately 550 feet west of the southwest corner of State Route 202 and Dobbins Road
Council District: 7
Parcel Addresses: 9400, 9500, 9700 and 9800 S. 63rd Ave.; 6363 W. Dobbins Road; and 6400 W. Olney Ave.

Note: Councilman DiCiccio and Councilman Waring left the voting body.

Discussion

Mayor Gallego stated that Items 91 and 92 were companion cases at the southwest corner of State Route 202 and Dobbins in District 7. Mayor Gallego asked Vice Mayor if she would like to start with a staff report or the public hearing.

Vice Mayor Ansari stated she would like to start with the public hearing.

Mayor Gallego declared the public hearing open.

Carmen Terrell spoke regarding her concerns for the lack of affordable housing. She mentioned the city sweeps and asked the council to address the housing crisis.

Mayor Gallego declared the public hearing closed.

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

Yes:	5 -	Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Vice Mayor Ansari and Mayor Gallego
No:	0	
Absent:	4 -	Councilman DiCiccio, Councilmember Garcia, Councilwoman Guardado and Councilman Waring

92 Public Hearing and Ordinance Adoption - Rezoning Application Z-73-22-7 (Envision Dobbins 202 West PUD) - Approximately 550 Feet West of the Southwest Corner of State Route 202 and Dobbins Road (Ordinance G-7097)

Request to hold a public hearing and amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-73-22-7 and rezone the site from S-1 (Approved C-1 PCD) (Ranch or Farm Residence, Approved Neighborhood Retail, Planned Community District), S-1 (Approved R-2

PCD) (Ranch or Farm Residence, Approved Multifamily Residence District, Planned Community District), and S-1 (Approved R1-8 PCD) (Ranch or Farm Residence, Approved Single-Family Residence District, Planned Community District) to PUD (Planned Unit Development) to allow commerce park development. This is a companion case and must be heard following GPA-LV-5-22-7.

Summary
Current Zoning: S-1 (Approved C-1 PCD) (4.79 acres), S-1 (Approved R-2 PCD) (16.00 acres), and S-1 (Approved R1-8 PCD) (59.70 acres)
Proposed Zoning: PUD
Acreage: 80.49
Proposed Use: Commerce park development

Owner: The Smith Trust dated May 30, 2003 (Clyde David Smith & Marsha Lou Smith)
Applicant: IDM Companies
Representative: Jason Morris, Withey Morris, PLC

Staff Recommendation: Approval, subject to stipulations.
VPC Information Only: The Laveen Village Planning Committee heard this case on Jan. 9, 2023, for information only.
VPC Action: The Laveen Village Planning Committee heard the case on Feb. 13, 2023, and recommended approval, per the staff recommendation, with a modification, by a vote of 7-0.
PC Action: The Planning Commission heard the case on March 2, 2023, and recommended approval, per the Laveen Village Planning Committee recommendation, by a vote of 8-0.

Location
Approximately 550 feet west of the southwest corner of State Route 202 and Dobbins Road
Council District: 7
Parcel Addresses: 9400, 9500, 9700 and 9800 S. 63rd Ave.; 6363 W. Dobbins Road; and 6400 W. Olney Ave.

See Item 91 for discussion.

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

Yes:	6 -	Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilwoman Waring, Vice Mayor Ansari and Mayor Gallego
No:	0	
Absent:	3 -	Councilman DiCiccio, Councilmember Garcia and Councilwoman Guardado

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

000 CITIZEN COMMENTS

City Attorney Julie Kriegh stated during Citizen Comments, members of the public may address the City Council for up to three minutes on issues of interest or concern to them. She advised the Arizona Open Meeting Law permits the City Council to listen to the comments but prohibits council members from discussing or acting on the matters presented.

Kim Baker spoke regarding the citizen petition he wished to submit. He asked that council respond to his petition.

Carmen Cota translated for Gracia Beltran who spoke regarding the council's decision to suspend public comment. Ms. Beltran stated that residents needed time noting that there were several challenges in finding housing. She stated that a one-bedroom apartment was 1,800 dollars and asked that council understand their need for time. She asked that council provide more time and thanked the council for their time and attention.

Sylvia Herrera asked that she be addressed as Dr. Herrera. She spoke in concern with the decision of the council to suspend public comment regarding the displacement of the mobile home residents. She asked that council find solutions for the displacement.

Beatrice Johnson expressed concerns for the lack of notification from police of

her sister's passing after a vehicular accident. She asked that the council address the lack of information regarding her sister's case. She asked that council investigate the individual involved in Ms. Johnson's sister's death emphasizing that it had already been a year since the accident and the family had not received any information.

Mayor Gallego stated that staff would work on providing information on the case.

Carmen Cota translated for Gildardo Navarro and stated that mobile home park residents voted for councilmembers when asked for their support. He added that now resident was asking councilmembers for their help in getting more time. He added that residents did not want to stay at the mobile home parks but just wanted more time. He asked that council use their authority granted by voters to help the residents during their challenging situation. He thanked the council and asked council for more time.

Salvador Reza shared a lullaby and expressed his concerns for the council's decision to suspend public comment regarding the displacement of mobile home park residents. He expressed his concerns for homelessness comparing the crisis in Phoenix to the homelessness in Los Angeles, California.

Alondra Ruiz expressed concerns for the council's decision to suspend public comment regarding the displacement of the individuals in the mobile home parks. Ms. Ruiz spoke on the challenges of finding affordable housing. She emphasized that residents were asking for more time, not a stop to their eviction. She also alleged retaliation from Grand Canyon University after she and her husband spoke out against the displacement.

Ricardo Serma spoke on his work with the campaigns for both Vice Mayor Ansari and Mayor Gallego. He spoke for the Maricopa County Young Democrats asking that council pursue volunteers and canvassers with different organizations. He expressed his concerns with the council's decision to suspend public comment regarding the displacement of the residents of the mobile home parks.

Steven Sidlovsky stated that he would be reaching out to churches who may be able to help with the displacement. He mentioned the March for Life and expressed concerns with the displacement of the individuals in the mobile

home parks. He thanked the council for their work to find solutions for the housing crisis.

Miguel Vasquez resident of the Periwinkle Mobile Home Parks stated that individuals could not be silenced and expressed concerns for the council's decision to suspend public comment. He thanked Councilwoman Pastor, Councilwoman Guardado, and Councilmember Garcia for their advocacy.

Katie Gipson McLean resident of District 8 and school board member of Creighton Elementary School thanked Councilmember Garcia for his time on the council. She commended his involvement with the community and his engagement with his constituents. She added that 15 students from the Creighton School District would be displaced from the Weldon Court Trailer Home Park. Ms. Gipson McLean asked that the council continue to work on solutions for the displacement.

Marti Winkler spoke regarding her experience with Officer Jason Gillespie. She thanked Councilmember Garcia for his advocacy. She expressed concerns about the Office of Accountability and Transparency's way of addressing citizen concerns about the Phoenix Police Department and for the police department's handling of her case.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 5:52 p.m.

MAYOR

ATTEST:

CITY CLERK

TS/SLR

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 5th day of April, 2023. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 16th day of October, 2024.

CITY CLERK