City of Phoenix

Minutes

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

186075

City Council Formal Meeting

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

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, Feb. 2, 2022 at 2:33 p.m. in the Council Chambers.

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

The Mayor and Councilmembers attended the meeting virtually. Councilman DiCiccio left the meeting following Item 81.

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

The City Clerk confirmed copies of the titles of Ordinances G-6951 through G-6962, S-48297 through S-48321, and Resolutions 21988 through 21991 were available to the public in the office of the City Clerk at least 24 hours prior to this Council meeting and, therefore, may be read by title or agenda item only pursuant to the City Code.

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

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

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

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

A motion was made by Vice Mayor Pastor, seconded by Councilwoman Stark, that Items 1-37 be recommended for approval, except Item 17; and noting that Item 36 is withdrawn. The motion carried by the following voice vote:

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

No: 0

1 Liquor License - Bashas' #113

Request for a liquor license. Arizona State License Application 09070037.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
731 E. Union Hills Drive
Zoning Classification: C-2
Council District: 2

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exists at this locations. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Bashas' #113
Liquor License Map - Bashas' #113

This item was recommended for approval.

2 Liquor License - Food City #104

Request for a liquor license. Arizona State License Application 09070737.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
3202 E. Greenway Road
Zoning Classification: C-2 and C-2 SP
Council District: 2

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exist at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket."

Staff Recommendation

Staff recommends approval of this application.

Attachments
Liquor License Data - Food City #104
Liquor License Map - Food City #104

This item was recommended for approval.

3 Liquor License - Kitsune Brewing Company

Request for a liquor license. Arizona State License Application 174725.

Summary

Applicant
Tyler Smith, Agent

License Type
Series 3 - Microbrewery

Location
3321 E. Bell Road, Ste. B-05
Zoning Classification: C-2
Council District: 2

This request is for a new liquor license for a microbrewery. This location was not previously licensed for liquor sales and does not have an interim permit. This business is currently being remodeled with plans to open in April 2022.

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"As someone who has worked in the spiritous liquor space for the past two years and opened stores for Nike across the world I feel that my ability to judge and keep a safe space is something i pride myself on. I have also already acquired my Title 4 serving and management."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Breweries are a wonderful way to bring new business into an area. When done right a Microbrewery can bring in new investors in the community as well people filling leasing spaces around the brewery. I believe the community will be excited to have a new place with a fresh high end feeling on 32nd St and Bell."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Kitsune Brewing Company
Liquor License Map - Kitsune Brewing Company

This item was recommended for approval.

4 Liquor License - Bashas' #15

Request for a liquor license. Arizona State License Application 09070741.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
10631 N. 32nd St.
Zoning Classification: PSC
Council District: 3

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exists at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket."

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 - Bashas' #15
Liquor License Map - Bashas' #15

This item was recommended for approval.

5 Liquor License - Special Event - Barrow Neurological Foundation

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

Summary

Applicant
Erika Shafer

Location
2910 N. 3rd Ave., 5th Floor
Council District: 4

Function
Dinner

Date(s) - Time(s) / Expected Attendance
March 4, 2022 - 5:30 p.m. to 10:30 p.m. / 400 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

6 Liquor License - Special Event - Willo Neighborhood Association

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

Summary

Applicant
Linda Doescher

Location
301 W. Holly St.
Council District: 4

Function
Community Event

Date(s) - Time(s) / Expected Attendance
Feb. 19, 2022 - 4 p.m. to 10:30 p.m. / 350 attendees
Feb. 20, 2022 - 10 a.m. to 4:30 p.m. / 300 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

7 Liquor License - AJ's #64

Request for a liquor license. Arizona State License Application 07070287.

Summary

Applicant
Michael Basha, Agent

License Type
Series 7 - Beer and Wine Bar

Location
5017 N. Central Ave.
Zoning Classification: C-2
Council District: 4

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exists at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket."

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 - AJ's #64
Liquor License Map - AJ's #64

This item was recommended for approval.

8 Liquor License - AJ's #64

Request for a liquor license. Arizona State License Application 09070253.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
5017 N. Central Ave.
Zoning Classification: C-2
Council District: 4

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exists at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket."

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 - AJ's #64
Liquor License Map - AJ's #64

This item was recommended for approval.

9 Liquor License - Chars Live

Request for a liquor license. Arizona State License Application 06070527.

Summary

Applicant
Amy Nations, Agent

License Type
Series 6 - Bar

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

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

The 60-day limit for processing this application is Feb. 14, 2022.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"The new owners of Chars own and operate many businesses here in Arizona. They are experienced in operating successful businesses. The owners have also received basic and management liquor law training and will have their staff trained as well to ensure compliance with all liquor laws."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Chars has been a staple of this community for more than 25 years. The new owners wish to continue on with this legacy. A great neighborhood spot with good music for years to come."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Chars Live
Liquor License Map - Chars Live

This item was recommended for approval.

10 Liquor License - Flaming Pig

Request for a liquor license. Arizona State License Application 174974.

Summary

Applicant
Ashley Fuedan De Castro, Agent

License Type
Series 12 - Restaurant

Location
1534 W. Camelback Road
Zoning Classification: C-2
Council District: 4

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

The 60-day limit for processing this application is Feb. 12, 2022.

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

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

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"We, all the owners, have attended and holder of Title 4 Basic Liquor Law Training Certificate of Completion. We are committed to insure the adherence to City of Phoenix and State laws. We will have strict policies in place and will be in-lined with the Arizona Liquor License Law regarding liquor serving and sales."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We at Flaming Pig will offer our customers "grill your own" filipino style barbeque on their table, the best authentic filipino food, and the world famous filipino hospitality. We would serve alcoholic beverage if the customer prefer to have one. Our patrons will enjoy a full service restaurant and great experience."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Flaming Pig
Liquor License Map - Flaming Pig

This item was recommended for approval.

11 Liquor License - Food City #94

Request for a liquor license. Arizona State License Application 09070644.

Summary

Applicant

Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
3442 W. Van Buren St.
Zoning Classification: C-2 and C-3
Council District: 4

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exist at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Food City #94
Liquor License Map - Food City #94

This item was recommended for approval.

12 Liquor License - Food City #95

Request for a liquor license. Arizona State License Application 09070415.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
1940 W. Indian School Road
Zoning Classification: C-2 and C-2 SP
Council District: 4

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exist at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Food City #95
Liquor License Map - Food City #95

This item was recommended for approval.

13 Liquor License - Food City #103

Request for a liquor license. Arizona State License Application 09070651.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
4239 W. McDowell Road, Ste. 10
Zoning Classification: C-1
Council District: 4

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

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

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

because:
“Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exist at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Food City #103
Liquor License Map - Food City #103

This item was recommended for approval.

14 Liquor License - Food City #135

Request for a liquor license. Arizona State License Application 09070119.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location

5114 W. McDowell Road
Zoning Classification: C-2
Council District: 4

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Raley's Arizona, LLC is a community supermarket that operates over

126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exists at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket."

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 - Food City #135
Liquor License Map - Food City #135

This item was recommended for approval.

15 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
Feb. 25, 2022 - 6 p.m. to 10 p.m. / 450 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

16 Liquor License - Food City #105

Request for a liquor license. Arizona State License Application 09070255.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
3514 W. Glendale Ave.
Zoning Classification: C-2
Council District: 5

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include that sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exists at this location, Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood

supermarket."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Food City #105
Liquor License Map - Food City #105

This item was recommended for approval.

18 Liquor License - 7-Eleven #21040F

Request for a liquor license. Arizona State License Application 170382.

Summary

Applicant
Vaneet Sapra, Agent

License Type
Series 10 - Beer and Wine Store

Location
5135 E. Thomas Road
Zoning Classification: C-2
Council District: 6

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

The 60-day limit for processing this application is Feb. 13, 2022.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I am currently the franchisee and responsible operator for multiple 7-Eleven convenience stores. I have been a 7-Eleven franchisee since 2006 and have completed an extensive corporate training program regarding the operation of 7-Eleven stores and have completed basic and management liquor training by an authorized trainer, as required by Arizona liquor laws."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This location has been a 7-Eleven store for many years. I will operate the store in the same responsible manner as my other stores and with the high standards required of 7-Eleven franchisees. I plan to continue to provide quality service to the neighbors of this store, and to the general public which they have enjoyed and have come to rely on for many years."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - 7-Eleven #21040F
Liquor License Map - 7-Eleven #21040F

This item was recommended for approval.

19 Liquor License - AJ'S #159

Request for a liquor license. Arizona State License Application 09070659.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
4430 E. Camelback Road
Zoning Classification: PAD- 4
Council District: 6

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

use for more than 180 days.

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exists at this locations. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket."

Staff Recommendation
Staff recommends approval of this application.

Attachments

Liquor License Data - AJ'S #159
Liquor License Map - AJ'S #159

This item was recommended for approval.

20 Liquor License - Bashas' #11

Request for a liquor license. Arizona State License Application 09070039.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
4855 E. Warner Road
Zoning Classification: C-1 and C-2
Council District: 6

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exist at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Bashas' #11
Liquor License Map - Bashas' #11

This item was recommended for approval.

21 Liquor License - Bashas' #158

Request for a liquor license. Arizona State License Application 09070660.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
5555 N. 7th St., Ste. 130
Zoning Classification: C-2
Council District: 6

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

in the State of Arizona.

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exist at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket."

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 - Bashas' #158
Liquor License Map - Bashas' #158

This item was recommended for approval.

22 Liquor License - Mr. Moto Pizza

Request for a liquor license. Arizona State License Application 175142.

Summary

Applicant
Jared Repinski, Agent

License Type
Series 12 - Restaurant

Location
3945 E. Camelback Road
Zoning Classification: C-2
Council District: 6

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

The 60-day limit for processing this application is Feb.13, 2022.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have been representing liquor licensed establishments in Arizona for over 15 years."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Tourism plays an important role in our local economy and liquor licensed establishments (the sale of alcohol) is a very important aspect of tourism. Therefore, if the City of Phoenix continues to lead the State of Arizona by approving quality and diverse businesses (restaurants, bar, microbreweries, distilleries, hotels, resorts, golf courses, special events, convenience / grocery stores & gas stations) similar to this proposed liquor licensed business, all businesses will prosper."

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

Attachments
Liquor License Data - Mr. Moto Pizza
Liquor License Map - Mr. Moto Pizza

This item was recommended for approval.

23 Liquor License - Food City #107

Request for a liquor license. Arizona State License Application 09070269.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
7227 S. Central Ave.
Zoning Classification: C-2
Council District: 7

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exist at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Food City #107
Liquor License Map - Food City #107

This item was recommended for approval.

24 Liquor License - Food City #132

Request for a liquor license. Arizona State License Application 09070117.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
2709 W. Van Buren St.
Zoning Classification: C-3
Council District: 7

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
“Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exists at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket."

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 - Food City #132
Liquor License Map - Food City #132

This item was recommended for approval.

25 Liquor License - Food City #140

Request for a liquor license. Arizona State License Application 09070372.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
6544 W. Thomas Road
Zoning Classification: PSC
Council District: 7

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
“Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exists at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Food City #140
Liquor License Map - Food City #140

This item was recommended for approval.

26 Liquor License - Food City #154

Request for a liquor license. Arizona State License Application 09070647.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
9020 W. Thomas Road
Zoning Classification: C-2
Council District: 7

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exists at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Food City #154
Liquor License Map - Food City #154

This item was recommended for approval.

27 Liquor License - Food City #162

Request for a liquor license. Arizona State License Application 09070618.

Summary

Applicant
Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location
845 W. Southern Ave.
Zoning Classification: C-2
Council District: 7

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of +' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exist at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Food City #162
Liquor License Map - Food City #162

This item was recommended for approval.

28 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
Ryan Starzyk

Location
115 N. 6th St.
Council District: 8

Function
Festival

Date(s) - Time(s) / Expected Attendance
April 30, 2022 - 10 a.m. to 6 p.m. / 10,000 attendees
May 1, 2022 - 10 a.m. to 6 p.m. / 10,000 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

29 Liquor License - Food City #12

Request for a liquor license. Arizona State License Application 09070034.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
2124 E. McDowell Road
Zoning Classification: C-2 and PSC
Council District: 8

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

The 60-day limit for processing this application is Feb. 9, 2022.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exists at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood

supermarket."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Food City #12
Liquor License Map - Food City #12

This item was recommended for approval.

30 Liquor License - Food City #143

Request for a liquor license. Arizona State License Application 09070616.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
4430 E. McDowell Road
Zoning Classification: PSC
Council District: 8

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

The 60-day limit for processing this application is Feb.9, 2022.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exists at this locations. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket."

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 - Food City #143
Liquor License Map - Food City #143

This item was recommended for approval.

31 Liquor License - Food City #148

Request for a liquor license. Arizona State License Application 09070632.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
3205 E. McDowell Road, Ste. 28
Zoning Classification: C-2
Council District: 8

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in the ownership of the existing supermarket that currently exists at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Food City #148
Liquor License Map - Food City #148

This item was recommended for approval.

32 Liquor License - Food City #149

Request for a liquor license. Arizona State License Application 09070631.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

Location
6025 N. 27th Ave.
Zoning Classification: C-1
Council District: 8

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of the packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix."."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exists at this location. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket."

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 - Food City #149
Liquor License Map - Food City #149

This item was recommended for approval.

33 Liquor License - Food City #152

Request for a liquor license. Arizona State License Application 09070643.

Summary

Applicant
Michael Basha, Agent

License Type
Series 9 - Liquor Store

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

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

The 60-day limit for processing this application is Feb. 9, 2022.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Raley's Arizona, LLC is a community supermarket that operates over 126 supermarkets in two states. These supermarkets typically include the sale of packaged alcoholic beverages. Its employees and managers are trained to comply with all state and municipal liquor laws. Further, Raley's Arizona, LLC is purchasing the existing operations of Bashas' Inc., including its assets and employees, all of whom are experienced with the lawful sale of alcohol within the State of Arizona and the City of Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This supermarket provides a one-stop source for the community's grocery needs. This is merely a change in ownership of the existing supermarket that currently exists at this locations. Issuance of a liquor license will allow members of the community to safely and responsibly purchase packaged alcoholic beverages from their neighborhood supermarket."

Staff Recommendation

Staff recommends approval of this application.

Attachments
Liquor License Data - Food City #152
Liquor License Map - Food City #152

This item was recommended for approval.

34 Liquor License - Milk & Honey

Request for a liquor license. Arizona State License Application 174906.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 10 - Beer and Wine Store

Location
333 E. Roosevelt St., Ste. 114
Zoning Classification: DTC-West Evans Churchill
Council District: 8

This request is for a new liquor license for a convenience store that does not sell gas. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow liquor retail sales. This business is currently under construction with plans to open in April 2022.

The 60-day limit for processing this application is Feb.12, 2022.

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

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

Other Active Liquor License Interest in Arizona

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

Milk & Honey (Series 10)
115 W. 6th St., Tempe
Calls for police service: N/A - not in Phoenix
Liquor license violations: In June 2018, a fine of $3,000 was paid for failure to request ID from an underage buyer and for selling, giving or furnishing an underage person with alcohol. In December 2019, a fine of $6,000 was paid for failure to request ID from an 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:
"We make sure our employees attend the Title 4 liquor law training courses."

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 customers a one stop convenience store in the

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 - Milk & Honey
Liquor License Map - Milk & Honey

This item was recommended for approval.

35 Liquor License - Super Star Car Wash & Chevron Gas

Request for a liquor license. Arizona State License Application 175230.

Summary

Applicant
Reza Amirrezvani, Agent

License Type
Series 10 - Beer and Wine Store

Location
1905 W. Baseline Road
Zoning Classification: C-2
Council District: 8

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 Feb. 14, 2022.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Our owners currently own and operate several liquor licensed businesses in Arizona. We are responsible with our businesses and our beer and wine sales. We have also been trained in Arizona liquor laws to ensure compliance in sales of alcoholic beverages."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We take pride in what we do and work hard to create lifelong customers who recognise and trust our brand. We also take pride in our communities well beyond washing cars. We donate and partner with many local nonprofit organizations. We provide a full service experience with our one stop shop to get everything you need in this convenient location."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Super Star Car Wash & Chevron Gas
Liquor License Map - Super Star Car Wash & Chevron Gas

This item was recommended for approval.

36 Liquor License - Kasai Asian Grill

Request for a liquor license. Arizona State License Application 170670.

Summary

Applicant
Kevin Kramber, Agent

License Type
Series 12 - Restaurant

Location
14344 N. Scottsdale Road
Zoning Classification: C-2 PCD
Council District: 2

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

The 60-day limit for processing this application is Feb. 11, 2022.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"1) I currently have over 200 + licenses that I am agent on. 2) Day to day manager has certified & approved Title IV liquor training. 3) Any & all disclosures pertaining to capability & reliability have been made."

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 high end Japanese & teppan steakhouse restaurant and we would like to offer alcoholic beverages to those that desire to enhance their dinning experience with us."

Staff Recommendation
Staff recommends disapproval of this application based on a Finance Department recommendation for disapproval.

Attachments
Liquor License Data - Kasai Asian Grill
Liquor License Map - Kasai Asian Grill

This item was withdrawn.

37 Liquor License - ARCO #42301

Request for a liquor license. Arizona State License Application 175428.

Summary

Applicant
Moshe Shlomo, Agent

License Type
Series 10 - Beer and Wine Store

Location
1602 E. Bell Road
Zoning Classification: C-2
Council District: 3

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 Feb. 15, 2022.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have the capability, reliability and qualifications to hold this liquor license because I have studied and familiarized myself with Arizona liquor laws and intend to adhere to them. I am a firm believer that laws and limitations put in place are for the publics safety. I will up-hold the liquor laws because I care about this community and people in general."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"I will serve the best interest of the public with the issuance of this liquor license because I will make sure that my staff and employees follow all of Arizona liquor laws to ensure that the public safety and well being are always top priority."

Staff Recommendation
Staff recommends disapproval of this application based on a Finance Department recommendation for disapproval.

Attachments
Liquor License Data - ARCO #42301
Liquor License Map - ARCO #42301

This item was recommended for approval.

17 Liquor License - Godspeed Fuel LLC

Request for a liquor license. Arizona State License Application 169114.

Summary

Applicant
Sathyan Suganya, Agent

License Type
Series 10 - Beer and Wine Store

Location
2740 W. Northern Ave.
Zoning Classification: C-2
Council District: 5

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 Feb. 11, 2022.

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

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

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

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

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

because:
“I will not misuse it and will use it only for legal & business reasons. I will conduct business within the limitations of law.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“I will use the liquor license to legally run my gas station & convenience store. I have also registered with the city of phoenix Police department.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Godspeed Fuel LLC
Liquor License Map - Godspeed Fuel LLC

Discussion
Councilwoman Guardado noted this had historically been a problematic gas station in the area; however, she was glad the new owners were signing a good neighbor agreement which would ensure communication, collaboration and quarterly meetings with stakeholders in the area. She thanked the new owners for working with the neighborhood groups as their cooperation would help further efforts along 27th Avenue.

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

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

No: 0

ORDINANCES, RESOLUTIONS, AND NEW BUSINESS

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

A motion was made by Vice Mayor Pastor, seconded by Councilwoman Stark, that Items 38-81 be approved or adopted, except Items 41, 47, 50, 55

and 73-81; and continuing Item 71 to the April 6, 2022 City Council Formal Meeting. The motion carried by the following vote:

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

No: 0

Items 38-40, Ordinance S-48297 was a request to authorize the City Controller to disburse funds, up to amounts indicated, for the purpose of paying vendors, contractors, claimants and others, and providing additional payment authority under certain existing city contracts. This section also requested continuing payment authority, up to amounts indicated below, for the following contracts, contract extensions and/or bids awarded. As indicated below, some items below require payment pursuant to Phoenix City Code section 42-13.

38 Western Towing of Phoenix, Inc. dba Western Towing

For $15,000.00 in additional payment authority for Contract 148443 for Arizona State Fair towing services to relocate vehicles or property from illegal parking areas for the Police Department. The Arizona State Fair is held annually during the month of October. Additional funds are being requested, as the actual need for services has been greater than originally estimated. The service is essential to the Police Department and the mandated Arizona Revised Statutes, Phoenix City Codes and department policies to tow vehicles.

This item was adopted.

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

To make payment of up to $300,000.00 in settlement of claim(s) in *Purrington v. City of Phoenix*, 18-0786-001, AU, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of property damage claim arising from a motor vehicle accident on Oct. 30, 2018, involving the Police Department.

This item was adopted.

40 Settlement of Claim(s) Berber v. City of Phoenix

To make payment of up to $72,700.00 in settlement of claim(s) in *Berber v. City of Phoenix*, 20-0718-001, GL, PD, for the Finance Department

pursuant to Phoenix City Code Chapter 42. This is a settlement of property damage claim arising from a water main break on Jan. 6, 2021, involving the Water Services Department.

This item was adopted.

42 Catalog Enrichment Services - Requirements Contract - RFP 16-141 (A) (Ordinance S-48299)

Request to authorize the City Manager, or his designee, to extend and allow additional expenditures under Contract 143027 with Baker & Taylor, LLC for Catalog Enrichment Services for the City of Phoenix Public Library use. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $45,000.

Summary

The Contractor provides Catalog Enrichment Services to the City of Phoenix Library Department. The Library provides access to over 1.6 million online catalogs for public use. The online catalogs (standard and mobile) are searched approximately 2.5 million times each month.

The current contract is scheduled to expire on June 30, 2022. The City is working on a new procurement process; an extension is necessary in order to ensure City services are not interrupted during completion of the new procurement process.

Contract Term

Upon approval, the contract term will be extended through June 30, 2023.

Financial Impact

Upon approval of $45,000 in additional funds, the revised aggregate value of the contract will not exceed $166,894. Funds are available in the Library Department's budget.

Concurrence/Previous Council Action

The contract was originally approved by City Council on July 6, 2016.

This item was adopted.

43 Authorization to Amend Lease 135425 with Phoenix Newspapers, Inc. to Extend Term (Ordinance S-48300)

Request to authorize the City Manager, or his designee, to execute an amendment to Lease Agreement 135425 with Phoenix Newspapers, Inc., doing business as The Arizona Republic, to extend the lease term for a three-year period and to add two one-year options to extend. Further request to authorize the City Treasurer to accept all funds related to this item.

Summary

Phoenix Newspapers, Inc. currently leases 71 square feet of interior office space on the 11th floor of Phoenix City Hall located at 200 W. Washington St. through Jan. 31, 2022. The lease agreement will be amended to extend the term for a three-year period and to add two one-year options to extend. Base rent during the first year of the three-year extension is $161.83 per month, plus applicable taxes, which is within the range of market rents as determined by the Real Estate Division. Base rent will increase by three percent each year thereafter. Each option period will be exercised upon mutual agreement of the City and Phoenix Newspapers. Phoenix Newspapers is a long-term tenant in good standing.

Contract Term

This amendment will extend the lease agreement from Jan. 31, 2022, for a three-year term, plus two additional one-year options to extend.

Financial Impact

Revenue during the first year of the extension period will be $1,941.96 per year, plus applicable taxes.

Concurrence/Previous Council Action

The City Council approved:
Agreement 135425 (Ordinance S-39522) on Feb. 1, 2013; and
Agreement 135425 - Amendment (Ordinance S-44234) on Jan. 24, 2018.

Location

200 W. Washington St., 11th Floor.
Council District: 7

This item was adopted.

44 Grant of Public Utility Easement on City-owned Property at 6539 N. 43rd Ave. (Ordinance S-48301)

Request City Council to grant a public utility easement, for consideration of $1.00 and/or other valuable consideration, for the installation of an underground distribution electrical line to a City facility on City-owned property within the Salt River Project (SRP) service area; and further ordering the Ordinance recorded. This easement is needed to provide utilities for renovations at the West Plaza Park located at 6539 N. 43rd Ave.

Summary

This public utility easement will be for the area more fully described in the legal description ("Easement Premises") recorded with the ordinance and will be granted to all public service corporations, agricultural improvement districts, and telecommunication corporations providing utility service to the property located at 6539 N. 43rd Ave. (collectively "Grantee") for an indefinite period, subject to the following terms and conditions:

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

Grantor shall not locate, erect or construct, or permit to be located or erected or constructed, any building or structure within the limits of the Easement Premises. However, Grantor reserves all other rights, interests, and uses of the Easement Premises that are not inconsistent with Grantee's easement rights herein conveyed and

which do not interfere with or endanger any of the Grantee Facilities. Notwithstanding the foregoing, Grantor shall not have the right to lower by more than one foot or raise by more than two feet the surface grade of Easement Premises without the prior written consent by the Grantee whose facilities will be affected by the change of elevation.

Grantee shall not have the right to use the Easement Premises to store gasoline or petroleum products, hazardous or toxic substances, or flammable materials; provided however, that this prohibition shall not apply to any material, equipment or substance contained in, or a part of, the Grantee Facilities, provided that Grantee must comply with all applicable federal, state and local laws and regulations in connection therewith. Additionally, the Easement Premises may not be used for the storage of construction-related materials or to park or store construction-related vehicles or equipment except on a temporary basis to construct, reconstruct, replace, repair, operate or maintain the Grantee Facilities.

Grantor shall maintain an appropriate three-foot clear area around all edges of all equipment pads for Grantee Facilities in addition to a clear operational area that extends 12 feet immediately in front of all transformer or switching cabinet openings, within the Easement Premises. No obstruction, trees, shrubs, fixtures or permanent structures shall be placed or permitted by Grantor within said areas. Grantee is hereby granted the right to trim, prune, cut, and clear away trees, brush, shrubs or other obstruction within said areas.

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

Grantor reserves the right to require the relocation of Grantee Facilities to a new location within Grantor's property; provided however, that: (1) Grantor pays the entire cost of redesigning and relocating existing Grantee Facilities to the new location; and (2) Grantor provides Grantee with a new and substantially similar public utility easement at no cost to Grantee. After relocation of Grantee Facilities to the new

easement area, Grantee shall abandon its rights to use the Easement Premises granted in this easement without cost or consequence to Grantor.

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

Grantee shall not have the right to transfer, convey or assign its interests in this easement to any individual, corporation or other entity without the prior written consent of Grantor, which consent shall not be unreasonably withheld. Grantee shall notify Grantor of any proposed transfer, conveyance or assignment of any rights granted herein at address listed below.

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

Location

6539 N. 43rd Ave., identified by Maricopa County assessor parcel number 152-31-146.

Council District: 5

This item was adopted.

45 Acceptance and Dedication of Deeds and Easements for Public Utility, Roadway and Sidewalk Purposes (Ordinance S-48306)

Request for the City Council to accept and dedicate deeds and

easements for public utility, roadway and sidewalk purposes; further ordering the ordinance recorded.

Summary

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

Easement (a)
Applicant: Daniela Avram and Cornel Avram, its successor and assigns
Purpose: Public Utility
Location: 28008 N. 37th Ave.
File: FN 210120
Council
District: 1

Deed (b)
Applicant: Daniela Avram and Cornel Avram, its successor and assigns
Purpose: Roadway
Location: 28008 N. 37th Ave.
File: FN 210120
Council
District: 1

Deed (c)
Applicant: BHABK Holdings 1, LLC, its successor and assigns
Purpose: Roadway
Location: 3801 and 3805 N. 3rd St.
File: FN 210115
Council
District: 4

Easement (d)
Applicant: BHABK Holdings 1, LLC, its successor and assigns
Purpose: Sidewalk
Location: 3801 and 3805 N. 3rd St.
File: FN 210115

Council
District: 4

Easement (e)
Applicant: Clayton 4405 7th LLC, its successor and assigns
Purpose: Sidewalk
Location: 4445 N. 7th St.
File: FN 210105
Council
District: 4

Easement (f)
Applicant: RH Diamond Homes LLC, its successor and assigns
Purpose: Public Utility
Location: 2225 W. Highland Ave.
File: FN 210113
Council
District: 7

This item was adopted.

46 An Ordinance Authorizing the Issuance of General Obligation Refunding Bonds (Ordinance S-48317)

An ordinance authorizing the issuance of one or more series of general obligation refunding bonds of the City of Phoenix providing for the sale of refunding bonds; providing for the application of the proceeds of refunding bonds; providing for the registration, transfer and payment thereof; authorizing the execution of certain agreements in connection therewith or in lieu thereof; ratifying and confirming certain actions in connection with the sale of said refunding bonds; directing the refunding and redemption of certain general obligation bonds of the City of Phoenix; and making other provisions in connection with the foregoing.

Summary
This ordinance authorizes the refunding of certain outstanding general obligation bonds to take advantage of the City's high quality credit ratings, low interest rates and to provide debt service savings to benefit the rate payers by offsetting costs.

Refunding opportunities currently exist that are expected to save an

estimated $16 million over the next 10 years.

Financial Impact

The City will levy secondary property taxes for the repayment of the obligations. Any refunding bonds issued as a result of this ordinance will produce savings.

This item was adopted.

48 Tohono O'odham Nation Gaming Grants (Ordinance S-48320)

Request to authorize the City Manager, or his designee, to accept, and as awarded, to enter into related agreements for up to $70,000 in new funding from the Tohono O'odham Nation under the 2021 funding cycle. Further request authorization for the City Treasurer to accept, and the City Controller to disburse, funds are directed by the Tohono O'odham Nation in connection with these grants.

Summary

These monies would be applied, as directed by the Tohono O'odham Nation towards the following:

Non-Profit Applications

United Cerebral Palsy of Central Arizona: $50,000 for the Therapy Clinic program which will provide pediatric occupational, physical, speech, and feeding therapies for children with disabilities. Specialized evidence-based services will be expanded to more of Arizona's children with motor disorders that are related to cerebral palsy, genetic disorders, rare disorders and any diagnosis that causes limitations in a child's physical abilities. There is no other program in Arizona that uniquely serves the physical needs with targeted, evidence based, cutting edge approaches.

UMOM New Day Centers: $20,000 for the Client Assistance program, which will provide youth programming, educational assistance, moving assistance and employment assistance to unsheltered families waiting to enter shelter and escape from an unsafe environment of living on the streets, sleeping in their cars, or residing in an unstable living situation.

The gaming compact entered into by the State of Arizona and various tribes calls for 12 percent of gaming revenue to be contributed to cities,

towns, and counties for government services that benefit the general public including public safety, mitigation of impacts of gaming, and promotion of commerce and economic development. The Tohono O'odham Nation will notify the City, by resolution, of the Tribal Council, if it desires to convey to the City a portion of its annual 12 percent local revenue-sharing contribution.

Financial Impact

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

This item was adopted.

49 Transfer of Retirement Funds to Arizona State Retirement System (Ordinance S-48310)

Request to authorize the City Manager, or his designee, to transfer retirement funds for Derek Rogers in the amount of $73,714.51 to the Arizona State Retirement System. Further request to authorize the City Controller to disburse 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:

Rogers, Derek: $73,714.51

Concurrence/Previous Council Action

This item was approved by the COPERS Board at its Jan. 6, 2022 meeting.

This item was adopted.

51 Roofing Repairs and Replacements Contract - Amendment (Ordinance S-48308)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 149138 with Capstone Roofing, LLC and

Stratton Restoration, LLC, dba Stratton Builders to provide additional funding for roofing repairs and replacements. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $280,000. This program is federally funded and no City General Funds are used.

Summary

The Housing Department uses contractors to provide roofing repairs and replacement services. These services are used for Senior Housing Sites, Section 32 Scattered Sites Single Family Homes and Housing Administration Buildings. The additional funds will be used to continue the renovations and repairs for the Section 32 homes. The United States Department of Housing and Urban Development has approved Section 32 homeownership programs, which provide the right to sell these single-family homes subject to certain requirements that include roofing repairs or replacements.

Contract Term

The contract term will remain unchanged, ending on Jan. 31, 2024.

Financial Impact

The initial authorization for Contract 149138 was for an expenditure not to exceed $511,000. This amendment will increase the authorization for the contract by an additional $280,000, for a new total not-to-exceed contract value of $791,000. The program is federally funded and no City General Funds are used.

Concurrence/Previous Council Action

The City Council approved Contract 149138 (Ordinance S-45276) on Jan. 9, 2019.

This item was adopted.

52 Custodial Services (Housing Locations) Contract - Amendment (Ordinance S-48309)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 144489 with Triangle Services, LLC to extend the life of the contract for approximately 12 months to allow time for a new solicitation and to add $25,000 in additional funding for custodial services at City Housing locations. Further request to authorize the City

Controller to disburse all funds related to this item. This program is federally funded and no City General Funds are used.

Summary

Triangle Services, LLC provides custodial services for the Housing Department's Family Self-Sufficiency building and Emmett McLoughlin Community Training and Education Center (CTEC). These services include general cleaning of the interior and exterior including floors, restrooms and cubicle cleanings.

The Housing Department is requesting to extend this contract to coincide with the term of the Housing Department's Custodial Services Senior Sites contract (Contract 146886) which terminates on Jan. 31, 2023. This will combine all the Housing Department locations under one contract. These two locations have vacant rooms and unused spaces because of COVID-19, and it is difficult to determine the custodial service requirements until longer-term evaluation of activities is determined during these changing environments.

Contract Term

The term of the contract began on March 1, 2017, and ends Feb. 22, 2022. If approved, the amendment would extend the term of the contract to Jan. 31, 2023.

Financial Impact

Upon approval of $25,000 in additional funds, the revised contract value will not exceed $325,000. This contract is federally funded.

Concurrence/Previous Council Action

The City Council approved Contract 144489 (Ordinance S-43170) on Jan. 25, 2017.

Locations

Family Self-Sufficiency Program, 810 S. 7th Ave.
Emmett McLoughlin CTEC, 1150 S. 7th Ave.
Council District: 8

This item was adopted.

53 Workplace Readiness Skills Training - Professional Services

Contract (Ordinance S-48312)

Request to authorize the City Manager, or his designee, to enter into an agreement with AVID Consulting, LLC to provide workplace readiness skills training. Further request to authorize the City Controller to disburse all funds related to this item. The total contract amount will not exceed $300,000. Funds are available from the City's allocation of Workforce Innovation and Opportunity Act (WIOA) grant funds.

Summary

This contract will provide training services to develop and deliver behavioral training services to clients enrolled as an adult or dislocated worker to help build and refine soft-skills, increase workplace readiness and increase opportunities for attaining employment in high-growth industry positions at family-sustaining wages.

Procurement Information

Request for Proposals, RFP-21-BWDD-45, was conducted in accordance with the City of Phoenix Administrative Regulation 3.10. The Human Services Department received six offers on Oct. 29, 2021, and determined four were responsive and responsible to the solicitation requirements.

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

Soft-Skills Training Curriculum: 250 possible points;
Service Methodology: 250 possible points;
Qualifications and Experience of Key Personnel: 200 possible points;
Bid Price Schedule: 200 possible points; and
Organizational Capacity: 100 possible points.

The Evaluation Committee reached consensus and recommends that the contract be awarded to AVID Consulting LLC, as the highest-scoring, responsive and responsible offeror, which is most advantageous to the City.

Contract Term

The term of the contract will begin on or about July 1, 2022, through June 30, 2023, with four one-year options to extend, which may be exercised by the City Manager or his designee.

Financial Impact

The total contract value shall not exceed $300,000. Funds are available from WIOA grant funds in the Human Services Department's budget.

This item was adopted.

54 Maintenance of Environmental Units at Pueblo Grande - Requirements Contract - IFB 18-036 (A) (Ordinance S-48313)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 146486 with Crawford Mechanical Services LLC for the purchase of preventative maintenance and repairs of temperature control units at Pueblo Grande for the Parks and Recreation Department. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $37,000.

Summary

This contract provides preventative maintenance and repairs to 18 specialized units at the Pueblo Grande Museum for two collections vaults inside the museum. The units cannot be maintained by City staff due to the required certifications needed to maintain these units. The original contract value did not account for auxiliary services that would be needed beyond regular preventative maintenance. Due to the age of the units more maintenance has been needed than originally anticipated and the additional funding is needed.

Contract Term

The contract term is Dec. 1, 2017 through Nov. 30, 2022.

Financial Impact

Upon approval of $37,000 in additional funds, the revised aggregate value of the contract will not exceed $107,000. Funds are available in the Parks and Recreation Department's budget.

Concurrence/Previous Council Action

This contract was originally approved by City Council on Nov. 29, 2017.

Location
4619 E. Washington St.
Council District: 8

This item was adopted.

56 Custodial Services (Fire Department Locations) - Requirements Contract - IFB 17-043 (Ordinance S-48302)

Request to authorize the City Manager, or his designee, to extend and allow additional expenditures under Contract 144485 and 144486 with IWC LLC and Triangle Services Inc to provide Custodial Services for the City of Phoenix Fire Department. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $700,000.

Summary
These contracts provide the City of Phoenix Fire Department all the necessary trained personnel, supervision, scheduling, equipment and tools with maintenance, and other accessories required to perform custodial services for the general cleaning of the facility's interiors and exteriors. The extension of these contracts will provide continued janitorial services, which are critical to the health, safety and welfare of all users of those facilities, especially during this unprecedented time of COVID-19. The Central Procurement Division has just commenced the process of completing a new Invitation for Bid solicitation for these services.

Contract Term
Upon approval, the contract term will be extended through Feb. 28, 2023.

Financial Impact
Upon approval of $700,000 in additional funds, the revised aggregate value of the contracts will not exceed $3,098,488. Funds are available in the Fire Department’s budget.

Concurrence/Previous Council Action
These contracts were originally approved by City Council on Jan. 25, 2017.

This item was adopted.

57 Counterterrorism Training - RFA 19-144A (Ordinance S-48304)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 151126 with Lion Global Foundation, dba Counterterrorism Education Learning Lab (CELL) for the purchase of counterterrorism training for the Police Department. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $50,000.

Summary

The Homeland Defense Bureau's Threat Mitigation Unit (TMU) was awarded additional grant funds to continue to create and implement a plan to protect critical infrastructure, not only in the Phoenix metropolitan area, but around the state as well. The TMU is a contributing partner at the Arizona Counterterrorism Information Center (ACTIC), the federally recognized fusion center for the State of Arizona. The stated mission of ACTIC is to protect the people and the critical infrastructure of the state. The TMU would like to continue to take advantage of the effort and expertise already in existence with CELL's Community Awareness Program for ACTIC for Arizona's public safety community to use.

Contract Term

The contract term is Oct. 17, 2019 through Oct. 16, 2022, with the option to extend two additional years, in one-year increments.

Financial Impact

Upon approval of $50,000 in additional funds, the revised aggregate value of the contract will not exceed $150,000. Funds are available in the Police Department’s budget.

Concurrence/Previous Council Action

This contract was originally approved by City Council on Oct. 16, 2019.

This item was adopted.

58 Request Authorization for Sale of Canine Luky (Ordinance S-48319)

Request to authorize the City Manager, or his designee, to approve the sale of canine Luky to Officer Ron Dorfman for $1.00. Officer Dorfman is

assigned to the Tactical Support Bureau's Canine Unit and has requested to purchase and retire his assigned canine Luky in accordance with Administrative Regulation 4.21. Officer Dorfman left the Canine Unit on Dec. 20, 2021.

Summary

Canine Luky is five years old, and has served the Tactical Support Bureau with professionalism, dedication and exemplary effort for over three years. Canine Luky has not met the Bureau's standard of five years of service and would typically be reassigned to a new handler prior to being eligible to retire. Canine Luky has a strong defensive personality which would make it very difficult to transfer him to another handler. After an evaluation by Unit trainers it is recommended that canine Luky be retired in lieu of being reassigned.

This request is for the authorization of the sale of canine Luky for $1.00. The purchase of canine Luky is being made by Officer Ron Dorfman, who agrees to accept full responsibility and liability for canine Luky and to care for him for the remainder of his life.

This item was adopted.

59 Light Rail Small Business Financial Assistance Program (Ordinance S-48305)

Request to authorize the City Manager, or his designee, to continue the Light Rail Small Business Financial Assistance Program (SBFAP) Pilot underway along the South Central Extension/Downtown Hub (SCE/DH) and the Northwest Extension Phase II (NWEII) light rail alignments through the duration of construction for both projects, which are anticipated for completion in 2024, and to expand the eligibility criteria as recommended below.

Summary

The SBFAP Pilot, funded through T2050 and the Phoenix Community Development Investment Corporation (PCDIC), is facilitated by Valley Metro and administered by Prestamos CDFI, LLC. The Pilot opened for applications in mid-March 2021. As the Pilot's initial year is scheduled to expire in March 2022, this report provides information on the Pilot's current state and recommendations for modifying and continuing the Pilot.

Program Pilot

In response to requests from area businesses, the SBFAP Pilot was created to provide direct financial assistance to help mitigate commercial interruptions for locally-owned small and micro businesses that have been directly impacted by construction along the South Central Extension/Downtown Hub and the Northwest Extension Phase II light rail extension corridors. The Pilot has a two-tiered approach to provide funding:

Tier I - offers $3,000 in program year financial assistance; and

Tier II - offers up to $9,000 in program year assistance based on demonstrated revenue impact during the construction period.

The current SBFAP Pilot's eligibility criteria for affected businesses are:

Tier I

Be physically located on, or directly accessed from: 1) Central Avenue, between Jefferson Street and Baseline Road (for SCE/DH); 2) Dunlap Avenue, between 19th and 25th Avenues (for NWEII); 3) 25th Avenue, between Dunlap Avenue and Mountain View Road (for NWEII); 4) Mountain View Road, from 25th Avenue to the former Metrocenter Mall property (for NWEII); or 5) the Metrocenter Mall property, as eligible businesses in the former Metrocenter Mall property are also within the program boundaries (for NWEII);

Be a locally owned business with 15 or fewer employees and $500,000 or less in annual revenue for the overall business;

Be currently open and operational on the affected light rail construction alignment with posted hours of operation, as well as open and operational prior to the start of construction;

Conduct business directly with consumers where transactions primarily take place at the location on the affected construction alignment;

Be able to provide all necessary documents to verify program eligibility;

Be in good standing with all local, state, and federal taxing and licensing authorities; and

Sign a waiver releasing the City, Valley Metro, and any contractors selected to run the SBFAP Pilot from any claims related to revenue impacts arising out of light rail planning, design, and construction activities in order to receive this Pilot's funding support.

Tier II
Meet all the requirements of Tier I;
Be operational at least one year prior to the start of construction; and
Demonstrate, via financial business records, a loss in revenue after the commencement of construction and related activities in comparison with the same period in the year prior to the start of construction.

The SBFAP Pilot's application is available online and in paper format in both English and Spanish. Business owners can also get assistance completing the application via an in-person visit with Prestamos staff at the location of their choice or by telephone.

Staff has gathered information and developed recommendations for consideration in continuing the SBFAP Pilot beyond the current program year. To date, 58 businesses have received more than $300,000 in financial assistance through this Pilot. An additional 20 applications are currently in process.

The following provides a couple of examples of customer feedback demonstrating the impact of the funds: “The process was very simple. We got the funds within two weeks. We used it for payroll to keep our employees. Having the extra income to help pay our bills really helped us.” Carlos Castillo, Owner, Chino-Mex. “The program has tremendously helped me and I really appreciate it if I can continue to receive help and until this construction is over. I really appreciate it and thanks a million.” Samson Davis, Owner, Sam's Barber and Stylist School.

The City of Phoenix and Valley Metro recommends approval to continue the SBFAP through the duration of construction, anticipated for completion on or about Dec. 31, 2024, and to revise eligibility criteria to better serve the needs of businesses along the South Central Extension/Downtown Hub and the Northwest Extension Phase II light rail extension.

<u>Recommended Eligibility Criteria Revisions</u>
To better meet the needs of businesses in these corridors by increasing access to the funding, staff recommends revising the eligibility criteria as shown below:

Increase the business annual revenue threshold from not more than $500,000 to not more than $750,000; and

Allow all otherwise eligible businesses that were open prior to the start of construction to participate by removing the requirement for businesses to have been open not less than one year prior to construction.

Financial Impact

This report does not seek approval of any additional funding. The extension of the program will utilize funds already allocated in the budget and approved during the creation of the SBFAP.

Concurrence/Previous Council Action

The City Council approved implementation of the SBFAP Pilot (Ordinance S-47126) on Dec. 2, 2020.

The Citizens Transportation Commission recommended approval of this item on Dec. 16, 2021, by a vote of 11-0.

The Transportation Infrastructure and Planning Subcommittee recommended approval of this item on Jan. 19, 2022, by a vote of 4-0.

Public Outreach

Prior to and during the rollout of the SBFAP Pilot, Valley Metro's business assistance coordinators and Prestamos staff canvassed the corridors and visited all businesses on the alignment to introduce the Pilot and explain the application process in English and Spanish. They also handed out fliers, left door-knocker pamphlets, sent email blasts, and called each business to announce the Pilot. Prestamos and Valley Metro staff continue to conduct canvassing aimed at businesses who have not applied to the Pilot or completed the application process. In addition, the Pilot is receiving ongoing promotion with monthly business-assistance newsletters and phone call/emails to businesses. A promotional video was also filmed with Councilmember Carlos Garcia.

Location

The Northwest Extension Phase II will run along Dunlap Avenue to 25th Avenue, then north to Mountain View Road, and then west across Interstate 17, via an elevated structure over the freeway, to its terminus adjacent to Metrocenter Mall.

Council Districts: 1, 3 and 5

The South Central Extension Downtown Hub will run along Central Avenue, from Jefferson Street to Baseline Road.
Council Districts: 7 and 8

This item was adopted.

60 Purchase of Two MicroTraxx Loaders (Ordinance S-48311)

Request to authorize the City Manager, or his designee, to enter into contract with Rohmac, Inc. to purchase two MicroTraxx loaders for cleaning culverts and other areas. Further request to authorize the City Controller to disburse all funds related to this item. This item will have a total amount of up to $254,071.

Summary

Rohmac, Inc. is the producer and sole distributor of the remote controlled MicroTraxx track loader. This equipment allows City personnel to clean culverts and other areas that are difficult to maneuver. It removes debris in an efficient manner, and keeps workers from having to encounter potentially hazardous material in a confined space. It is the only loader of its size and capability available on the market today.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as a result of a determination memo, citing sole source. Rohmac, Inc. is the sole source for the MicroTraxx remote control track loader in the world. Below is the price of one MicroTraxx:

MicroTraxx: $115,487 (including tax)

Contract Term

This item will be for the one-time purchase of two MicroTraxx loaders, starting on or about Council approval, Feb. 2, 2022.

Financial Impact

This contract will have a one-time total amount of up to $254,071.

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

This item was adopted.

61 **Amend Ordinance S-47307 - Mutual Aid Intergovernmental Agreement for Waste Collection and Transportation (Ordinance S-48315)**

Request to authorize the City Manager, or his designee, to execute an amendment to the Intergovernmental Agreement authorized by Ordinance S-47307, to include the Salt River Pima-Maricopa Indian Community as a party for Waste Collection and Transportation Mutual Aid.

Summary

The purpose of the Intergovernmental Agreement (IGA) is to define procedures for participating jurisdictions to request emergency assistance and supply resources for waste collection and transportation or other assistance in emergencies, identify available resources and inventory, and provide a mechanism for maintenance and repair of these resources. Resources include, but are not limited to, automated side loaders, bin/barrel delivery vehicles, front loaders, rear loaders, backhoes, front-end load tractors, pick-up trucks, mobile equipment, trailers and dump trucks.

Contract Term

The agreement term will remain unchanged, ending on June 30, 2026.

Concurrence/Previous Council Action

The City Council approved the Waste Collection and Transportation Mutual Aid IGA (Ordinance S-47307) on Feb. 17, 2021.

Financial Impact

There is no financial impact to the Public Works Department associated with this IGA.

Location

Council Districts: Citywide and Out of City

This item was adopted.

62 **Margaret T. Hance Park Master Plan Implementation - Design Services Amendment - PA75200553 (Ordinance S-48314)**

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

amendment to Agreement 145602 with Hargreaves Jones Landscape Architecture, D.P.C. to reaffirm Council authorization for Design Services for the Margaret T. Hance Park Master Plan Implementation project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. There is no additional fee for services included in this amendment.

Summary

The purpose of this project is to redevelop Margaret T. Hance Park, which is an existing 32-acre urban park over Interstate Highway 10 within downtown Phoenix. The redevelopment project site spans one mile between 3rd Street and 5th Avenue and is under the jurisdiction of the Arizona Department of Transportation. The estimated total cost for the design and phased construction for this project is $118 million over multiple fiscal years as outlined in the Hance Park Master Plan 2016 Final Design Report.

This amendment is necessary because previously executed amendment extensions have expired due to project phasing and funding sources being provided periodically through philanthropic investments and grants. This amendment will provide for the Council authorized seven years to be continuous from the original execution date of the agreement and to continue providing design services.

Hargreaves Jones Landscape Architecture, D.P.C.'s additional services include, but are not limited to: final design, permit and bid support; preparation of a separate standalone Phase 1B construction documents package; and temporary landscape treatment design to connect the garden to adjacent existing conditions.

Contract Term

This amendment will provide for the Council authorized seven years to be continuous from the original execution date of the agreement. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The initial agreement was authorized for an amount not-to-exceed $5 million, including all subconsultant and reimbursable costs.

Amendment 1 increased the agreement value by $8.3 million, for a new total amount not-to-exceed $13.3 million, including all subconsultant and reimbursable costs.

This amendment will reaffirm previous Council authorizations for a total amount not-to-exceed $13.3 million, including all subconsultant and reimbursable costs.

Funding is available through philanthropic investments and grants and in the Parks and Recreation 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 Parks, Arts, Education and Equality Subcommittee recommended City Council approval to enter into an agreement with Hargreaves Jones Landscape Architecture, D.P.C. to provide Margaret T. Hance Park Master Plan Implementation Design Services - Project PA75200553-1 on May 24, 2017, by a vote of 3-0.

The City Council approved:

Design Services Agreement 145602 (Ordinance S-43648) on July 6, 2017; and

Design Services Agreement 145602 Amendment 1 (Ordinance S-44819) on June 20, 2018.

Public Outreach

Public outreach and community participation will be conducted on an as-needed basis.

Location

Margaret T. Hance Park is an existing 32-acre urban park located over Interstate 10, within downtown Phoenix. The redevelopment project site

spans one mile between 3rd Street and 5th Avenue.
Council District: 7

This item was adopted.

63 Parking Meter Mechanisms and Accessories Contract Recommendation (Ordinance S-48318)

Request to authorize the City Manager, or his designee, to enter into a contract with IPS Group, Inc. to provide single-space parking meters, payment processing, and associated back-end support software systems and services. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. The total contract value will not exceed $4.3 million.

Summary

The City's Parking Meter Program provides an important source of revenue to the City but also provides a benefit to downtown businesses, restaurants, and events by managing access and use of on-street parking in the downtown and midtown areas of Phoenix. The Street Transportation Department (Streets) manages the program and continuously works to improve the parking meter system to meet the needs of the public.

Streets currently operates a mix of approximately 1,700 smart parking meters and 500 older coin-only parking meters for a total of 2,200 parking meters. The coin-only parking meters have operated in areas of low parking demand. The smart meters operate on a proprietary financial software that utilizes wireless technology for two-way communications with the parking meters to accept and monitor payments, monitor their status and use, provide remote diagnostics, and allow for settings to be changed remotely. The 1,700 smart meters were purchased and installed in 2013 and are nearing the end of their anticipated ten-year service life.

As part of the contract, IPS Group, Inc. will replace all 2,200 parking meters with new smart parking meters and will provide wireless communications and monitoring services for the smart meters under this new contract. The contract will also allow Streets to upgrade parking meter mechanisms to current technologies. The new smart parking meters will include a five-year warranty period.

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

Procurement Information
In accordance with Administrative Regulation 3.10, a Request for Proposals (RFP 63-2201) was conducted. Proposals were received from three firms, and all three proposers were deemed responsive. The selection committee was made up of four staff members from Streets and one member from outside of the City of Phoenix. The committee thoroughly reviewed and scored all proposals based on the evaluation criteria, which included Technical Specifications (225 points), Method of Approach (250 points), Data Management System (200 points), Telecommunication and Reporting (75 points), Value Added Services (25 points), Reference Checks (25 points), and Price (200 points) for a total of 1,000 points maximum. The panel reached consensus in recommending award of the contract to IPS Group, Inc. The proposers and their scores are listed below:

IPS Group, Inc.: 767.50
Duncan Parking Technologies, Inc.: 612.50
MacKay Meters, Inc.: 601.00

Contract Term
The contract term is for a five-year period, commencing March 1, 2022, and ending Feb. 28, 2027. Provisions of the contract include an option to extend the term for an additional five years, which may be exercised by the City Manager or designee.

Financial Impact
The contract will have an estimated initial capital investment of $1.8 million for the purchase of new parking meters. The total contract amount will not exceed $4.3 million over the initial five-year term of the contract.

Funding is available in the Streets' Capital Improvement Program and Operating budgets.

The City anticipates parking meter revenues will exceed $12.5 million over the initial five-year term of the contract.

Concurrence/Previous Council Action
The Transportation, Infrastructure and Innovation Subcommittee recommended City Council approval to issue a Request for Proposals on April 7, 2021, by a vote of 4-0.

The City Council approved the issuance of a Request for Proposals on May 19, 2021.

Location
Council Districts: 4, 7 and 8

This item was adopted.

64 Sanitary Sewer and Lift Station Emergency Repair Job Order Contract Program Engineering Services - Amendment - WS90500232 (Ordinance S-48298)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 149486 with Brown and Caldwell, Inc., to provide additional engineering services for the Sanitary Sewer and Lift Station Emergency Repair Job Order Contract program. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The additional fee for services included in this amendment will not exceed $400,000.

Summary
The purpose of this project is to provide sufficient resources for immediate response to emergency needs 24 hours a day, seven days a week to support the City's Sanitary Sewer and Lift Station Repair Job Order Contract program.

This amendment is necessary because the program is evolving and there is an increased need for construction administration and inspection services to monitor the contractor. The contract has already supported approximately 40 emergency repairs and a number of these repairs required extensive engineering services, using the existing value faster than budgeted. This amendment will provide additional funds to the agreement to ensure continuation of timely repairs.

Contract Term

There is no change to the term of the agreement. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The initial agreement for Engineering Services was approved for a fee not-to-exceed $730,000, including all subconsultant and reimbursable costs.

This amendment will increase the agreement by an additional $400,000, for a new total not-to-exceed agreement value of $1.13 million, including all subconsultants and reimbursable costs.

Funding for this amendment 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 Engineering Services Agreement 149486 (Ordinance S-45439) on March 20, 2019.

This item was adopted.

65 Salt River Project Construction and Service Agreements for Deer Valley Water Treatment Plant Cortez Substation (Ordinance S-48303)

Request to authorize the City Manager, or his designee, to enter into four agreements with Salt River Project, to provide Professional Services that include design, procurement, and construction services for the Deer Valley Water Treatment Plant Cortez Substation. Further request to authorize the City Controller to disburse all funds related to this item. The fee for services will not exceed $600,000.

Additionally, request the City Council to grant an exception pursuant to Phoenix City Code section 42-20 to authorize inclusion in the documents pertaining to this transaction of indemnification and assumption of liability provisions that otherwise would be prohibited by Phoenix City Code section 42-18.

Summary

Maintenance testing of the Deer Valley Water Treatment Plant (DVWTP) Salt River Project (SRP) Substation transformer protectors identified that each of the two transformer protectors have reached the end of their useful lifecycle and there are no longer spare parts available for repairs. The transformer protectors will no longer adequately protect the substation transformer from explosion or fire as required by the National Fire Protection Agency (NFPA). The transformer protectors will be upgraded to the latest available technology models in order to meet the NFPA requirements and provide protection of the transformers to maintain power to the DVWTP.

The objective is to improve DVWTP's ability to continue delivering potable water to customers during potential local transformer failure that would result in a complete plant power outage. The project elements are as follows:

Replacement of two DVWTP transformer protectors at SRP's existing Cortez substation serving the DVWTP. Without properly functioning transformer protectors, the substation is at risk of fire or explosion in the event of transformer failure.

The City has requested SRP to perform the design, procurement, and construction for replacement of the two City-owned transformer protectors, at SRP's existing Cortez substation. Contracting out to SRP will provide the necessary checks and balances to ensure SRP substation design and NFPA protection standards are being met to adequately protect the substation transformers.

Contract Term

The contract term is four years starting on or about February 2022.

Financial Impact

Funding in the amount of $600,000 is available in the Water Services Department's Capital Improvement Program budget.

The Budget and Research Department will separately review and approve funding availability prior to execution of any amendments. Payments may be made up to agreement limits for all services rendered, which may extend past the agreement termination.

Location
Deer Valley Water Treatment Plant
Council District: 1

This item was adopted.

66 Final Plat - Talinn Phase 3 - PLAT 210048 - Northeast Corner of Deer Valley Drive and 56th Street

Plat: 210048
Project: 06-657
Name of Plat: Talinn Phase 3
Owner: D.R. Horton, Inc.
Engineer: Brian J. Diel, RLS
Request: A 279 Lot Residential Plat
Reviewed by Staff: Jan. 6, 2022
Final Plat requires Formal Action Only

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

Location
Generally located at the northeast corner of Deer Valley Drive and 56th Street.
Council District: 2

This item was approved.

67 Amend City Code - Ordinance Adoption - Rezoning Application Z-35-17-1 - Approximately 390 Feet North of the Northeast Corner of 24th Avenue and Lone Cactus Drive (Ordinance G-6951)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-35-17-1 and rezone the site from R-5 DVAO (Multifamily Residence

District, Deer Valley Airport Overlay) to A-1 DVAO (Light Industrial, Deer Valley Airport Overlay) for a moving and storage facility.

Summary

Current Zoning: R-5 DVAO
Proposed Zoning: A-1 DVAO
Acreage: 2.05 acres
Proposed Use: Moving and storage facility

Owner: Douglas A. Rupp
Applicant: Douglas A. Rupp
Representative: Brenda Johnson

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Deer Valley Village Planning Committee heard the case on May 13, 2021 and recommended approval, per the staff recommendation, by a vote of 11-0.
PC Action: This case was continued by the Planning Commission on June 3, 2021, Sept. 2, 2021, Nov. 4 2021 and Dec. 2, 2021. The Planning Commission heard the case on Jan. 6, 2022 and recommended approval, per the Deer Valley Village Planning Committee recommendation with an additional stipulation by a vote of 8-0 vote.

Location

Approximately 390 feet north of the northeast corner of 24th Avenue and Lone Cactus Drive
Council District: 1
Parcel Addresses: 21435 and 21449 N. 24th Ave.

This item was adopted.

68 Amend City Code - Ordinance Adoption - Rezoning Application Z-44-21-2 (Modera Kierland PUD) - Southwest Corner of Paradise Lane and Scottsdale Road (Ordinance G-6954)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-44-21-2 and rezone the site from C-2 PCD (Intermediate Commercial District, Planned Community District) to PUD (Planned Unit Development) to allow multifamily and commercial uses.

Summary

Current Zoning: C-2 PCD
Proposed Zoning: PUD
Acreage: 6.80 acres
Proposed Use: Multifamily residential and commercial uses

Owner: 16000 Scottsdale, LLC
Applicant: Mill Creek Residential
Representative: Nick Wood, Esq., Snell & Wilmer, LLP

Staff Recommendation: Approval, subject to stipulations.
VPC Info: The Paradise Valley Village Planning Committee heard the case on Aug. 13, 2021 for information only.
VPC Action: The Paradise Valley Village Planning Committee heard the case on Dec. 6, 2021 and recommended approval, per the staff recommendation with a modified stipulation and an additional stipulation, by a vote of 12-0.
PC Action: The Planning Commission heard the case on Jan. 6, 2022 and recommended approval, per the Paradise Valley Village Planning Committee recommendation with additional stipulations and a deleted stipulation, by a vote of 8-0.

Location
Southwest corner of Paradise Lane and Scottsdale Road.
Council District: 2
Parcel Addresses: 16000 N. Scottsdale Road

This item was adopted.

69 **Amend City Code - Ordinance Adoption - Rezoning Application Z-66-21-2 - Approximately 600 Feet East of the Northeast Corner of Black Canyon Highway and Sonoran Desert Drive (Ordinance G-6956)**

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-66-21-2 and rezone the site from PCD NBCOD, approved C-2 or CP M-R PCD NBCOD (Planned Community District, North Black Canyon Overlay District, approved Intermediate Commercial or Commerce Park District, Mid-Rise, Planned Community District, North Black Canyon Overlay District) to R-3A NBCOD (Multifamily Residential, North Black

Canyon Overlay District) to remove the PCD designation and allow multifamily residential.

Summary

Current Zoning: PCD NBCOD (Approved C-2 or CP M-R PCD NBCOD)
Proposed Zoning: R-3A NBCOD
Acreage: 17.63 acres
Proposed Use: Multifamily residential

Owner: Lone Mountain Road Investors
Applicant: IDM
Representative: Jason Morris, Withey Morris, PLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The North Gateway Village Planning Committee heard this case on Dec. 9, 2021 and recommended approval, per the staff recommendation by a vote of 4-0.
PC Action: The Planning Commission heard this case on Jan. 6, 2022 and recommended approval, per the North Gateway Village Planning Committee recommendation with two modified stipulations and an additional stipulation by a vote of 8-0.

Location

Approximately 600 feet east of the northeast corner of Black Canyon Highway and Sonoran Desert Drive.
Council District: 2
Parcel Address: N/A

This item was adopted.

70 Amend City Code - Ordinance Adoption - Rezoning Application Z-65-21-3 - Southwest corner of 17th Street and Bell Road (Ordinance G-6953)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-65-21-3 and rezone the site from R-O (Residential Office) to C-1 (Neighborhood Retail) for a karate studio.

Summary

Current Zoning: R-O
Proposed Zoning: C-1

Acreage: 1.08 acres
Proposed Use: Karate Studio

Owner: A&M Truck and Trailer Repair, LLC
Applicant: Octavian Belostecinic
Representative: Taylor Earl, Earl & Curley

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Paradise Valley Village Planning Committee heard the case on Dec. 6, 2021 and recommended approval, with a modification to a stipulation, by a vote of 12-0.
PC Action: The Planning Commission heard the case on Jan. 6, 2022 and recommended approval, per the Paradise Valley Village Planning Committee recommendation, with an additional stipulation, by a vote of 8-0.

Location
Southwest corner of 17th Street and Bell Road.
Council District: 3
Parcel Addresses: 1675 E. Bell Road

This item was adopted.

71 Amend City Code - Ordinance Adoption - Rezoning Application Z-47-21-4 - Approximately 400 Feet Northwest of the Northwest Corner of 33rd Avenue and Grand Avenue (Ordinance G-6952)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-47-21-4 and rezone the site from C-3 (General Commercial District) to C-3 DNS/WVR (General Commercial District, Density Waiver) to allow multifamily residential.

Summary
Current Zoning: C-3
Proposed Zoning: C-3 DNS/WVR
Acreage: 4.88 acres
Proposed Use: Multifamily residential

Owner: P WEST PROPERTIES XX, LLC
Applicant: Jason Morris, Withey Morris, PLC

Representative: Jason Morris, Withey Morris, PLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Alhambra Village Planning Committee heard this case on Sept. 28, 2021 and recommended approval, per the staff recommendation with an additional stipulation by a vote of 12-0.
PC Action: This case was continued by the Planning Commission on Oct. 7, 2021, Nov. 4, 2021, and Dec. 2, 2021. The Planning Commission heard this case on Jan. 6, 2022 and recommended approval, per the Alhambra Village Planning Committee recommendation, with an additional stipulation by a vote of 8-0.

Location
Approximately 400 feet northwest of the northwest corner of 33rd Avenue and Grand Avenue.
Council District: 4
Parcel Address: 3400 Grand Ave.

This item was continued to the April 6, 2022 City Council Formal Meeting.

72 Amend City Code - Ordinance Adoption - Rezoning Application Z-61-21-6 - Approximately 150 Feet North of the Northeast Corner of 44th Street and Earll Drive (Ordinance G-6955)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-61-21-6 and rezone the site from R1-10 (Single-Family Residence District) to R-O (Residential Office - Restricted Commercial District) to allow a residential office.

Summary
Current Zoning: R1-10
Proposed Zoning: R-O
Acreage: 1.15 acres
Proposal: Residential office

Owner: 1024 Investments, LLC and Hen Consulting
Applicant: Brendan Morrow
Representative: Rodney Q. Jarvis, Earl & Curley, P.C.

Staff Recommendation: Approval, subject to stipulations.
VPC Action: This case was continued by the Camelback East Village Planning Committee on Nov. 2, 2021. The Camelback East Village Planning Committee heard this case on Dec. 7, 2021 and recommended approval, per the staff recommendation, by a vote of 14-0.
PC Action: The Planning Commission heard this case on Jan. 6, 2022, and recommended approval, per the Camelback East Village Planning Committee recommendation with an additional stipulation, by a vote of 8-0.

Location
Approximately 150 feet north of the northeast corner of 44th Street and Earll Drive.
Council District: 6
Parcel Address: 3121 and 3125 N. 44th St.

This item was adopted.

A motion was made by Councilwoman O'Brien, seconded by Councilwoman Stark, to suspend the rules and take Item 41 out of order to be heard after Item 75 with two other related items. The motion carried by the following voice vote:

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

No: 0

47 Resolution to Declare June 19th of Each Year as a Designated City Holiday Known as Juneteenth Day (Resolution 21988)

This item is a proposed Resolution for the City Council to declare June 19th of each year as a designated city holiday beginning in 2022.

Summary
On June 19, 1865, about two months after the Confederate General Robert E. Lee surrendered at Appomattox, Virginia, a Union general arrived in Galveston, Texas to inform enslaved African-Americans of their freedom and that the Civil War had ended, putting into effect the Emancipation Proclamation issued more than two and a half years earlier by President Abraham Lincoln. Juneteenth Day is a holiday to celebrate

freedom and to commemorate the end of slavery in the United States.

Discussion

Gene Blue, Chair of the Martin Luther King, Jr. Celebration and President/CEO for Arizona OIC, expressed the basic question from his community was how to retain history and truth. He thanked Council for exercising their authority and making Juneteenth a paid holiday for the City.

Mayor Gallego thanked Mr. Blue for his leadership in Phoenix.

Mel Hannah said he also wished to thank Council for making Juneteenth a paid holiday for the City. He noted he came with support and endorsement of this action from the Arizona Commission of African-American Affairs and Arizona NAACP.

Carole Coles Henry spoke in support of establishing Juneteenth Day in the city of Phoenix and thanked Mayor Gallego for bringing this item forward. She shared her experience working with Vernell Coleman, an Arizona history maker on the Juneteenth Planning Committee. Ms. Coles Henry stressed that Council had an opportunity to demonstrate their commitment to memorialize the spirit of Juneteenth by creating this city holiday.

Dr. Ann Hart talked about the importance of Juneteenth and thanked Mayor Gallego for bringing this resolution forward and recognizing Juneteenth as a City holiday.

Michael Kelly spoke in support of Council approving this resolution declaring June 19 of each year, beginning this year, as a paid City holiday known as Juneteenth Day. He added that he knew Vernell Coleman, a community organizer and advocate, who revived the Juneteenth celebration in Phoenix.

Gershom Williams spoke in support of this item, noting he was introduced to the Juneteenth holiday in the early 1980s by his mentor, Richard E. Harris. Mr. Williams conveyed he was appointed as the Juneteenth spokesperson by Lanette Campbell about 16 years ago and still held the position. He recalled he was present when Mayor Gallego

signed the resolution last year and read it at the Juneteenth festival. He stated he endorsed this resolution and encouraged Council to approve this item.

Mayor Gallego recognized Lanette Campbell for her service as Director of Valley of the Sun Juneteenth Celebration. She also acknowledged Ms. Campbell's role in getting this measure to where it was today.

Seven electronic comments were submitted for the record in support of this item.

Vice Mayor Pastor thanked everyone who spoke in favor of Juneteenth Day and expressed she was proud to make a motion to declare June 19 of each year as a designated City holiday known as Juneteenth Day.

Councilwoman Ansari seconded the motion.

Mayor Gallego thanked everyone who had gotten this item to where it was today, especially Vernell Coleman who helped revive the modern celebration starting at Dunbar Elementary with Matthew Henson residents. She also thanked everyone on the committee who worked hard to honor the history and hoped that young people would be at the forefront of this celebration. She said she looked forward to joining other jurisdictions, including the federal government, that had this annual celebration.

Councilwoman Ansari expressed this was a historic day for Phoenix by recognizing Juneteenth as an official holiday. She said she was proud that Phoenix was taking this step after the federal government also made this change in 2021 and adopted through the Juneteenth National Independence Day Act, noting it was the first new federal holiday since Martin Luther King, Jr. Day. She emphasized she was excited to support this item and would be voting yes.

Councilmember Garcia stated he was proud to support this resolution, especially since it was Black History Month. He remarked it was important to understand the history to take steps to eliminate the inequities that affected the Black community. He thanked everyone who spoke today as well as everybody that worked to make this happen, and said he was

excited to vote yes on this item.

Mayor Gallego acknowledged Cookie Coleman, Dr. Josephine Pete, Dr. Will Counts and Carole Coles Henry for their assistance in preparing the history and understanding past Phoenix commemorations.

Vice Mayor Pastor thanked everybody that spoke as they had fought for a long time and said she was happy to see these individuals were still active in the community. She expressed she hoped a new youth group would assist in taking on these tasks.

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

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

No: 0

50 Combating COVID-19 Efforts (Ordinance S-48321)

Request to authorize the City Manager, or his designee, to amend current contracts and execute new contracts as necessary to obtain at-home COVID-19 tests, personal protective equipment, emergency and community outreach services, and other expenses related to COVID-19. This request will provide funding to enhance and expand services supporting the City's COVID-19 response including community testing, vaccination services and distribution of masks and at-home test kits. Further request the City Controller to disburse all funds related to this item. This item will have an aggregate amount of $25 million. There is no impact to the General Fund. Funding is available through the City's allocation of the American Rescue Plan Act (ARPA) received from the federal government.

Summary

The City Council declared a local emergency due to the COVID-19 pandemic on March 20, 2020. Staff continues to work with healthcare providers to ensure that community testing and vaccination efforts for residents are available throughout the duration of the public health

emergency.

Currently, the Public Works Department coordinates community testing and vaccination services for the general public at community testing healthcare events. With support and authorization from the Mayor and City Council, the American Rescue Plan Act (ARPA) allowed the Public Works Department to partner with medical providers to administer 78,038 COVID-19 tests, 11,271 vaccines, and 596 gift cards through the Vaccine Incentive Program at 406 events Citywide. To date, the City has expended $5 million in ARPA funding to advance community testing and vaccine efforts.

On Jan. 5, 2022, City Council approved contract amendments and additional expenditures for continued community testing and vaccination services through June 30, 2022, and to purchase at-home test kits for distribution to Phoenix residents. The Finance Department has received close to 25,000 at-home test kits that will be distributed to the general public through the medical partners who provide community testing and vaccination events.

During the City Council Work Study Session on Jan. 11, 2022, City Council discussed including funding for these efforts in the upcoming American Rescue Plan Act (ARPA) Strategic Plan. In response to City Council discussion and the current COVID surge, staff requests funding for an enhanced and expanded strategy with additional hours and events. The expanded services will also include free at-home test kits and KN95 masks for distribution to Phoenix residents. Staff recommends allocating $15 million to support community testing and vaccination services and $10 million to purchase at-home tests, high quality masks, and informational materials to be distributed to Phoenix residents as Combating COVID Kits. The kits will include at-home rapid antigen tests, supportive resources for positive tests, information about COVID-19 vaccines, KN95 masks, and testing and vaccination schedules with promotional materials on the City’s vaccine efforts.

With the continued COVID-19 surge, Public Works and Finance staff have developed a phased approach for expansion of community testing and vaccination events including distribution of the Combating COVID

Kits as outlined. The phased approach will ensure an efficient and equitable implementation of the program based on access to an adequate supply of the test kits and masks. Staff will closely monitor and evaluate the availability of test kits and masks before recommending progression between each phase of the program as noted.

Phase One

Add the distribution of at-home rapid tests and KN95 masks to the City's current community partners.

This distribution will be in coordination with current testing and vaccination efforts through the Mobile Units and at the Static Sites. The distribution of the kits will be data-driven and focused on the communities throughout the City with the highest spread of COVID-19.

Phase Two

Expand distribution of the Combating COVID Kits, including at-home rapid tests and KN95 masks, to school districts and to senior centers located throughout the City of Phoenix.

Coordinate with the City Manager's Youth and Education Office to ensure an equitable distribution of the Kits similar to the City's previous PPE for Schools effort.

Phase Three

Expand distribution of the Combating COVID Kits to City of Phoenix facilities throughout the community focusing on areas of the City with the highest spread of COVID-19.

This expansion will include City of Phoenix libraries, community centers, senior centers, housing sites and other locations identified throughout the City. These locations will include an analysis of the spread of the virus and other factors including access to vaccinations, testing and other critical resources.

The federal government has recently implemented new resources intended to increase access to at-home COVID-19 tests. This includes launch of the covidtests.gov website, providing the opportunity for every household in the U.S. to order four free at-home COVID-19 tests. As a result, staff will initially use $5 million of the proposed $10 million allocation for the Combating COVID Kits to launch the initial phases of

the program. The new federal government resources may reduce demand for the City's Combating COVID Kits. Staff will evaluate the demand for the City's Combating COVID Kits before using the remaining $5 million allocation.

Contract Term

The existing agreements began on July 1, 2021 and ending June 30, 2022. Staff is requesting two additional six-month extensions on existing contracts, for a contract term ending June 30, 2023.

Financial Impact

With the proposed funding, the ARPA Second Tranche Strategic Plan will include an allocation of $15 million for community testing and vaccine services through June 30, 2023 in addition to $10 million to purchase at-home tests, high quality masks and informational materials to be distributed to Phoenix residents. City staff is tracking all expenses related to the COVID-19 pandemic separately and will continue regularly reporting these expenses to the City Council.

Concurrence/Previous Council Action

The City Council approved:

Agreement 152430 (S-46775) with Equality Health Foundation on June 17, 2020;

Agreement 152654 (S-46848) with Family Tree Health Care LLC on July 1, 2020;

Agreement 152825 (S-46849) with Vincere Physicians Group on July 1, 2020;

Agreements: 152430 with Equality Health Foundation, Sonora Quest Laboratories LLC, and Equality Care Center; 152654 with Family Tree Health Care LLC; and 152825 with Vincere Physicians Group - Amendments (S-47158) on Dec. 2, 2020;

Agreement 153733 with Premier Lab Solutions (S-47219) on Jan. 6, 2021;

ARPA Strategic Plan for Allocation 1 on June 8, 2021;

Agreements: 152430 with Equality Health Foundation, Sonora Quest Laboratories LLC, and Equality Care Center; 152654 with Family Tree Health Care LLC; 152825 with Vincere Physicians Group; and 153733 with Premier Lab Solutions - Amendments (S-47827) on July 1, 2021

extending through June 30, 2022; ARPA Strategic Plan Update on Sept. 21, 2021; and

Agreements: 152430 with Equality Health Foundation, Sonora Quest Laboratories LLC, and Equality Care Center; 152654 with Family Tree Health Care LLC; 152825 with Vincere Physicians Group; and153733 with Premier Lab Solutions - Amendments (S-48162) on Dec. 1, 2021.

Agreements: 152430 with Equality Health Foundation, Sonora Quest Laboratories LLC, and Equality Care Center; 152654 with Family Tree Health Care LLC; 152825 with Vincere Physicians Group; and 153733 with Premier Lab Solutions - Amendments (S-48260) on Jan. 5, 2022.

Discussion

Councilwoman Ansari stated she supported this item, noting Phoenix had been doing fantastic work to combat COVID-19 given the lack of support from the federal government and accessibility barriers. She thanked City Manager Jeffrey Barton and staff who assisted in making at-home COVID tests and KN95 masks available to residents. She mentioned her office recently held a COVID-19 vaccination and resource fair pop-up which was well received by the community. She conveyed 400 people were tested and vaccinated, noting staff distributed 400 rapid at-home tests and 2,000 KN95 masks, along with 100 30-day bus passes that were funded last year through ARPA dollars. She suggested the City combine efforts and bring various resources together in one package.

A motion was made and seconded to approve this item.

Mayor Gallego remarked she looked forward to supporting the motion and hoped this money for testing would help with controlling the pandemic in Phoenix. She thanked everyone who worked on this item, including staff who expedited this item to a vote today.

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

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

55 Downtown Redevelopment Area Plan Update Consulting Services - RFP-CED21-RDA (Ordinance S-48307)

Request to authorize the City Manager, or his designee, to enter into an agreement with PLAN*et Communities PLLC for the Downtown Redevelopment Area (RDA) plan update consulting services. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate value of the contract will not exceed $468,000. There is no impact to the General Fund. Funding is available in the Downtown Community Reinvestment Fund.

Summary

In January 1979, the City Council established the Downtown RDA through the City Council's designation of a slum area. The Arizona State Legislature's 2018 amendment to section 42-6209(F) of the Arizona Revised Statutes (A.R.S.) requires the City to review each RDA with portions that lie within the City’s Central Business District (CBD) and either renew, modify or terminate each RDA designation every 10 years.

As part of the review process of the existing RDA's, staff identified two RDAs that overlapped the City's CBD: the Downtown RDA and the Government Mall RDA. In February 2019, staff issued a Request for Proposals for consulting services to evaluate those RDAs. PLAN*et Communities PLLC was the successful proposer for that solicitation and conducted the necessary research, data collection and analysis to assist the City in determining whether to renew, modify, or terminate the Downtown RDA and the Government Mall RDA, to comply with the amended A.R.S. At its June 8, 2020 Formal City Council meeting, the City Council approved the recertification of the Downtown RDA, along with an updated boundary map, ensuring that the 10-year timeline between RDA designations was met. That Council approved recertification consolidated the following RDAs into one Downtown RDA:
Downtown;
Government Mall;
Hope VI;
7th Street and Buckeye Road;
Booker T. Washington;
Eastlake Park;
Special; and

Western portion of the Sky Harbor RDA.

In consideration of the revised and expanded boundaries that were approved by Council, the City is required to update the redevelopment plan for the Downtown RDA. The proposed scope of work is expected to include:

Downtown RDA Plan Framework Update
Socio-economics study
Land use study / general land use plan
Review of existing plans
Development and improvement objectives
Plan implementation program and actions
Integration plan for cohesive RDA policy;

Downtown RDA Plan Development
Data collection
Public engagement and visioning
Steering committee meetings
Community outreach
Analysis resulting in proposed actions and plan; and

Presenting Updated RDA Plan for City Council Review and Approval.

Procurement Information
RFP-CED21-RDA, Redevelopment Area Plan Update Consulting Services, was issued on Aug. 3, 2021, and conducted in accordance with Administrative Regulation 3.10. Two proposals were received; one of which was non-responsive. Staff recommends the proposal offered by PLAN*et Communities PLLC as the responsive and responsible proposal.

Contract Term
The term of the contract is for one year, with four one-year renewal options. Staff anticipates executing the contract in February 2022.

Financial Impact
The aggregate value of the contract shall not exceed $468,000. There is

no impact to the General Fund. Funds are available in the Downtown Community Reinvestment Fund.

Location
The Downtown RDA approximate boundaries are South Black Canyon Highway, Moreland Street, 16th Street, and South Black Canyon Highway
Council Districts: 4, 7, and 8

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

Mayor Gallego announced that Councilwoman Stark had a conflict of interest and would not participate in the vote on this item.

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

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

73 Public Hearing - Amend City Code - Ordinance Adoption - Walkable Urban Code Expansion and Fee Schedule Update - Z-TA-3-19 (Ordinance G-6962)

Request to hold a public hearing on a proposed text amendment Z-TA-3-19 and to request City Council approval per the Planning Commission recommendation which amends Chapter 3, Chapter 5, and Chapter 13 of the Zoning Ordinance to expand the Walkable Urban Code boundaries and amends the Zoning Fee Schedule.

Summary
Application: Z-TA-3-19
Proposal: Amend Chapter 3 (Decision Making and Administrative Bodies), Chapter 5 (Development Review Procedures) and Chapter 13 (Walkable Urban Code) of the Zoning Ordinance to expand the WU Code boundaries citywide, including updates to clarify relevant policy plans, clarification of WU Code process and procedure, and updating general lot standards relevant to the expansion; and amend the Zoning Fee

Schedule to include fees for WU Code Transect Districts, Downtown Code-Character Areas, and update fees for new processes.

Applicant: City of Phoenix, Planning Commission
Representative: City of Phoenix, Planning and Development Department

Concurrence/Previous Council Action
Staff Recommendation: Staff recommends approval of Z-TA-3-19, per the Addendum B Staff Report (**Attachment G**).
VPC Action: The request was heard by all 15 Village Planning Committees (VPCs). Four VPCs recommended approval, per the Addendum A Staff Report; two VPCs recommended approval, per the Addendum A Staff Report with a modification; and nine VPCs recommended denial, as reflected in **Attachments D and F**.
PC Action: The Planning Commission heard this case on Jan. 6, 2022, and recommended approval, per the Addendum B Staff Report, by a vote of 8-0, as reflected in the Planning Commission Summary (**Attachment H**).

Discussion
Mayor Gallego announced Alan Stephenson, previously the Planning and Development Director, was now a Deputy City Manager.

Deputy City Manager Alan Stephenson introduced staff who had worked on the Walkable Urban Code text amendment and would provide the presentation.

Mayor Gallego declared the public hearing open.

Planner III Adam Stranieri stated this was a proposal to modify the boundaries regarding where the Walkable Urban Code may be applied. He advised when the Walkable Urban Code (WU Code) was originally approved by Council in 2015, it was permitted to be applied within the boundaries of the five Reinvent PHX Transit-Oriented Districts (TODs). He noted the five districts were also defined and described in individual TOD policy planned areas. He pointed out since 2015 the city attempted to expand the transit system and engage in related planning efforts throughout the city which led to this applicability expansion of the code. He specified in late 2019 staff began to draft the text amendment to

address the planning efforts and expand the boundaries. He added the original version of the text amendment proposed to allow the WU Code to apply citywide and adopt administrative changes to support that proposal.

Mr. Stranieri indicated public hearings began in July 2021 at the Village Planning Committees and their recommendations came in October. He conveyed staff heard concerns during those meetings about the proposed citywide expansion, so a revised proposal was created which addressed those concerns. He emphasized the revised proposal was before Council today as Addendum B Staff Report, noting the staff report was provided to all Village Planning Committees in December and January and they supported it. He added the Planning Commission unanimously supported the revised proposal at its January meeting. He thanked these bodies for their input, especially the Villages as they hosted 42 meetings to review the proposal.

Mr. Stranieri displayed a map of the proposed applicability boundary, noting there were six new planning areas added to the map. He pointed out the common thread for all districts was that their geography was defined in either Council adopted policy plans, Federal Transit Administration (FTA) grants or they were adjacent to existing light rail stations. He noted staff had been working extensively with community members in the South Central planning area to adopt the South Central TOD Community Plan which would come before Council in the coming year. He conveyed the Capitol/I-10 West extension planning areas were defined by FTA grants and the 19 North extension was defined in the April 2021 Council adopted TOD policy plan. He stated the Northwest Phase II extension included Metrocenter, noting there were redevelopment efforts happening in the surrounding area that were part of the Metrocenter PUD which relied on WU Code development standards. He said staff recommended approval per the Planning Commission recommendation for the reduced applicability area, and adoption of the related ordinance.

Councilwoman Stark asked if someone would have to apply for this particular zoning and go through a rezoning process, so there would still be neighborhood input.

Mr. Stranieri affirmed that was correct as this proposal did not include revisions to existing application processes or policy plans.

Mayor Gallego thanked staff for their work on this proposal.

Shannon McBride spoke in favor of expanding use of the WU Code that developers can use as an option, particularly along light rail. She stated she worked with City planners and community members to create the 19 North policy plan, noting the WU Code was important to the plan's success. She remarked the WU Code was also important to Metrocenter redevelopment and encouraged Council to support this item.

Cynthia Graber requested this item be denied today and resubmitted at a later date for a vote. She expressed concern that this substantial change affected property owners in central Phoenix which was a historical area that should be preserved. She pointed out nine Village Planning Committees denied approval of this proposed change, noting there was no outreach done in her community. She stressed this decision would impact the character and property value of central Phoenix neighborhoods.

Bramley Paulin spoke in opposition of this proposed policy change due to the lack of public outreach. He claimed a majority of Village Planning Committee members voted to deny this proposal, noting staff amended the policy and only went back to a few committees where no vote was taken. He said there should be no expansion to parcels immediately adjacent to arterial streets where light rail is constructed until neighborhoods understood the impacts and approved the WU Code expansion in their community. He mentioned podium-style development for multifamily should be implemented over parking which would control people and reduce crime, especially since neighborhoods adjacent to light rail had experienced an increase in crime. He asked that Council limit the WU Code expansion only to land parcels that were adjacent to light rail stations versus the proposed half mile.

Ryan Boyd spoke in support of this item, noting the Addendum B Staff Report was a sensible compromise. He stated there was agreement that

the WU Code should be along light rail and was discussed as an option only. He remarked there were portions of light rail where the WU Code was not possible and other areas being constructed that should have this walkable urban design. He conveyed the 2020 Housing Plan called for expansion of the WU Code to have more mixed-uses and duplexes to meet the housing demand. He asked Council to vote yes on this item.

Shannon Scutari spoke in support of the WU Code expansion and recognized staff for their policy work on getting to this point. She expressed the City was following the will of voters and investing in transportation choices and mobility options for people to travel without owning a car. She noted housing and transportation affordability were linked and approving this item would contribute to that affordability by connecting people to a multifaceted transportation system. She urged Council to approve the WU Code and provide the necessary staff resources to prioritize its successful implementation.

Three electronic comments in support and three in opposition were submitted for the record on this item.

Mayor Gallego declared the public hearing closed.

A motion was made and seconded to approve this item per the Planning Commission recommendation for the reduced applicability area, and adopt the related ordinance.

Vice Mayor Pastor recalled testimony about public comment from neighborhoods and asked if that was part of the process.

Planning and Development Deputy Director Joshua Bednarek replied in order to use the WU Code on parcels within the revised boundary the property owner would have to go through the rezoning process which required public outreach.

Vice Mayor Pastor remembered there were 40 public hearings throughout the city, plus the Village.

Mr. Stranieri responded there were 42 Village meetings which included

information items, recommendation items and concluded with the Addendum B Staff Report. He noted there were also five Planning Commission meetings as well as private meetings with community leaders and groups.

Vice Mayor Pastor questioned if someone within the affected area could have attended a Village meeting to express their concerns about the WU Code.

Mr. Stranieri affirmed that was correct.

Vice Mayor Pastor summarized the nine Villages denied the original proposal then staff brought back to the Villages an amended version that passed.

Mr. Bednarek replied staff made a modification to the proposed text amendment boundary based on feedback from the Village Planning Committees. He conveyed the Planning Commission did not remand the text amendment back to the Village Planning Committees, but wanted staff to inform them of the changes which was reflected in their vote.

Vice Mayor Pastor recounted the Villages were made aware of the changes and then staff moved forward.

Mr. Bednarek affirmed that was correct.

Councilwoman Ansari thanked staff for the presentation and Vice Mayor Pastor's questions that confirmed there was robust public engagement process which resulted in a compromise. She stressed the city needed an urban code that prioritized walkability, ability to bike and density, especially around transit-oriented communities. She remarked this was a choice for neighborhoods that would increase access to amenities and other opportunities. She said looked forward to the success for areas that adopted the WU Code and hoped other communities adopted future expansions. She expressed she was excited to support this item.

Councilmember Garcia stated this was an important tool which also supported the TOD plan that Districts 7 and 8 residents worked on for the

South Central extension. He remarked he was excited to vote yes on this item and wanted to continue looking at ways to expand it.

Mayor Gallego conveyed this was a valuable way to prioritize what residents wanted by looking at how streets work and use form-based tools to consider the character of a neighborhood. She thanked staff, the Village Planning Committees and Planning Commission for their work on getting a good tool for the city.

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

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

74 Public Hearing and Ordinance Adoption - Amend City Code - Rezoning Application Z-59-21-2 - Southwest Corner of the 29th Avenue and Bronco Butte Trail Alignments (Ordinance G-6957)

Request to hold a public hearing on a proposal to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-59-21-2 and rezone the site from PCD NBCOD (Planned Community District, North Black Canyon Overlay District) approved C-2 or CP M-R PCD NBCOD (approved Intermediate Commercial or Commerce Park District, Mid-Rise, Planned Community District, North Black Canyon Overlay District) to C-2 NBCOD (Intermediate Commercial District, North Black Canyon Overlay District) to remove the PCD designation and allow multifamily residential.

Summary
Current Zoning: PCD NBCOD (Approved C-2 or CP M-R PCD NBCOD)
Proposed Zoning: C-2 NBCOD
Acreage: 31.97 acres
Proposed Use: Multifamily residential

Owner: David McHenry & Mary Jane Trust

Applicant: Alan Beaudoin, Norris Design
Representative: Shelby Duplessis, EMC Management, LLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The North Gateway Village Planning Committee heard this case on Nov. 4, 2021 and recommended denial by a vote of 4-1.
VPC Action: The North Gateway Village Planning Committee reconsidered this case on Jan. 13, 2022 and recommended approval, by a vote of 2-1.
PC Action: The Planning Commission heard this case on Dec. 2, 2021 and recommended approval, per the staff recommendation, with an additional stipulation, and remanded the case back to the North Gateway Village Planning Committee for reconsideration by a vote of 7-2.

Location
Southwest corner of the 29th Avenue and Bronco Butte Trail alignments.
Council District: 2
Parcel Address: N/A

Discussion
Planning and Development Deputy Director Joshua Bednarek stated this was a request to rezone a 31.97-acre site from Planned Community District and North Black Canyon Overlay District to C-2 Intermediate Commercial in the North Black Canyon Overlay District for a multifamily residential development. He noted the Planning Commission heard this case on Dec. 2, 2021 and recommended approval per the staff recommendation with an additional stipulation, and remanded the case back to the North Gateway Village Planning Committee for reconsideration by a 7-2 vote. He indicated the Village Planning Committee reconsidered the case on Jan. 13, 2022 and recommended approval by a 2-1 vote. He advised staff recommended approval per the Planning Commission recommendation, and adoption of the related ordinance.

Mayor Gallego declared the public hearing open. Noting there was no one registered to speak, she declared the public hearing closed.

One electronic comment was submitted for the record in support of this item.

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

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

No: 0

75 **Public Hearing and Ordinance Adoption - Rezoning Application Z-60-21-6 - Approximately 65 Feet West of the Southwest Corner of 40th Street and Monterosa Street (Ordinance G-6960)**

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-60-21-6 and rezone the site from R1-6 (Single-Family Residence District) and R-3 (Multifamily Residence District) to R-3 (Multifamily Residence District) to allow multifamily residential.

Summary
Current Zoning: R1-6 (0.21-acres) and R-3 (0.42-acres)
Proposed Zoning: R-3
Acreage: 0.63-acres
Proposal: Multifamily residential

Owner: Chapter 2, LLC; c/o Geoff Edlund
Applicant: Brian Greathouse, Burch & Cracchiolo, PA
Representative: Brian Greathouse, Burch & Cracchiolo, PA

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Camelback East Village Planning Committee heard this case on Dec. 7, 2021 and recommended approval, per the staff recommendation and with a modified stipulation, by a vote of 15-0.
PC Action: The Planning Commission heard this case on Jan. 6, 2022, and recommended approval, per the Camelback East Village Planning Committee recommendation with an additional stipulation, by a vote of 8-0.

The Planning Commission recommendation was appealed on Jan. 11, 2022 and a petition for a three-quarter vote was submitted on Jan. 12, 2022 (see Attachment E). **A three-quarter vote will be required.**

Location

Approximately 65 feet west of the southwest corner of 40th Street and Monterosa Street.
Council District: 6
Parcel Address: 3933, 3937, and 3943 E. Monterosa St.

Discussion

Planning and Development Deputy Director Joshua Bednarek stated this was a request to rezone a .63-acre site from R1-6 to R-3 to allow a multifamily residential development. He pointed out there was R1-6 zoning to the north and west, C-2 zoning to the south and C-O zoning to the east. He advised the proposal was for an eight-unit multifamily residential development with parking and vehicular access on the southern portion of the site. He displayed building renderings which showed a townhome-style development with a maximum building height of two stories and 27 feet.

Mr. Bednarek noted the Camelback East Village Planning Committee heard this case on Dec. 7, 2021 and recommended approval per the staff recommendation with a modified stipulation by a 15-0 vote. He said the Planning Commission heard the case on Jan. 6, 2022 and recommended approval per the Village Planning Committee recommendation with an additional stipulation by an 8-0 vote. He advised the Planning Commission recommendation was appealed on Jan. 11, 2022 and a petition for 3/4 vote was submitted, noting a 3/4 vote was required. He stated staff recommended approval per the Planning Commission recommendation, and adoption of the related ordinance.

Mayor Gallego declared the public hearing open.

Brian Greathouse, from Burch & Cracchiolo, stated he represented the owner, Chapter 2, LLC and indicated this was a request to rezone three lots for the development of eight new townhomes. He conveyed two of the lots were zoned R-3 while the other lot was zoned R1-6, noting total entitlements were for six units on the site so the actual request was for

two additional dwelling units. He said they agreed with staff's findings and the recommended stipulations in the staff report. He mentioned this site was uniquely positioned because it was adjacent to a high volume shopping center on the south and a dental office on the east side. He remarked he read through emails from the opposition who were displeased with the noise and nuisances from commercial uses to the south, so this development would provide a buffer and be an appropriate transitional land use.

Mr. Greathouse explained the two eastern lots had been zoned R-3 since the 1950s, noting there was an electrical fire in one of the buildings and the owner tore it down. He added parking for the multifamily units was off the alley on the south since the 1950s. He remarked there was one single-family home on the western lot that was also built in the 1950s which should be torn down due to its condition. He stated his client's goal was to design the nicest townhomes in Arcadia that focused on curb appeal, inviting front porches, open floor plans and a desert-modern design.

Patricia Mathes thanked staff for assisting them with this property which had been vacant over seven years. She expressed the owner had not connected with the community about their plan since purchasing the property, noting this proposal would add more traffic as each unit would have two bedrooms, two bathrooms and 16 parking spots for the eight units in the alley. She displayed multiple violations that were on the property with some ongoing because cars were parked illegally, especially on weekends. She pointed out the owner was not going to fix the parking situation by adding more cars on the property which would overflow into the neighborhood.

Ms. Mathes conveyed the sign for the zoning hearings was posted on the vacant lot, noting that property and the single-family home were separated by a brick wall. She stated the neighbors did not speak at the Village Planning Committee because they did not know the zoning change was for the single-family home, but were now before Council opposed to this eight-unit structure that did not fit with the character of their street. She emphasized the alley was residential, noting it was a blind turn into or leaving the alley from 40th Street due to a building next

to the dental office which also caused accidents.

Jason Comer, the architect on the project, stated he supported this item and was available for questions.

Chris Buckley said he had lived in this neighborhood for 15 years and expressed he supported this outstanding product as it was critical to add luxury townhomes to the housing supply. He emphasized the owner had spent seven years designing a better project for this piece of land and appreciated the owner's effort for coming up with a product that made sense for the neighborhood. He noted this luxury development would be an asset to the neighborhood and designed it correctly with parking in the alley.

Geoff Edlund stated he purchased the properties in December 2016, noting the fire mentioned early happened just after the purchase. He indicated his plan was to continue renting the apartments until he had the finances to redevelop the rundown building into luxury townhomes. He explained an electrical panel caused the fire, noting the deferred maintenance in the apartments was a liability so he decided to tear down the buildings. He conveyed he attempted to communicate with Ms. Mathes recently but she did not respond. He emphasized he was invested as a developer and a resident as he planned to reside in one of the townhomes, noting he had relationships with neighbors as well as family in Arcadia.

Brian Houle spoke in support of this item. He conveyed the previous apartments were torn down due to safety concerns and would be replaced with high-end townhomes. He said he understood the parking concerns, but he alleged that issue was the result of overflow from the commercial property on the northwest corner of 40th Street and Indian School.

Geoffroy Mathieux stated he supported this proposal as it was a minimal zoning change for high quality housing that fit the neighborhood. He remarked there would be trees in the front and parking in the back which meant less traffic on the main street. He asked that Council approve this rezoning application for the one lot, noting these townhomes would

increase home values in the neighborhood.

Wally Graham, a member of the Arcadia Osborn Neighborhood Association, spoke in opposition to this development. He indicated the developer wanted to build in the alley which was one of three driveways south of Monterosa, noting the busiest driveway was used for the Eisenberg property at 40th Street and Indian School. He expressed 40th Street was busy and would not be safe for drivers turning into or coming out of this alley. He pointed out the developer had this property for seven years with 55 violations on the lot, including parking on the lot. He urged Council not to approve this item as it was out of character for the neighborhood.

Paul Sanchez said he lived next to this development and did not support the rezoning request. He pointed out homes and commercial properties within 150 feet of this development signed the petition for a 3/4 vote by Council. He remarked single-family homes were needed just as much as multifamily and asked that the single-family home remain on the street to help the community.

Mr. Greathouse asserted extensive outreach was done with over 100 hours of knocking on doors, returning phone calls and responding to emails about this rezoning case, including a meeting with Mr. Graham. He added nine people attended the neighborhood meeting and two people attended the Village Planning Committee meeting. He conveyed staff implemented stipulations for the approval that would not have been allowed, such as a requirement for street trees, a 15-foot setback on the west side and a maximum height as allowed by R1-6 and R-3, along with a buffer of trees on the west side. He concluded this was an appropriate use at this location.

One electronic comment was submitted for the record in support of this item.

Mayor Gallego declared the public hearing closed.

Councilman DiCiccio stated that Phoenix had a housing shortage and the city was trying to redevelop areas that did not have this type of

development in the past. He acknowledged the high quality projects this developer had done in other areas, so this would not be a negative for this community based on the price of these townhomes. He said he supported this project as it would be great for the neighborhood.

A motion was made and seconded to approve this item per the Planning Commission recommendation, and adopt the related ordinance.

Mayor Gallego recalled a slide from opposition's presentation that showed a blind corner coming out of the alley and asked if traffic staff had looked at it.

Mr. Bednarek replied the property owner would need to request a variance which required public outreach to do maneuvering in the alley. He conveyed staff would work with the property owner to ensure the alley was safe and efficient for use. He added the site plan review process had a requirement that a site triangle be present if the alley would be used for vehicle maneuvering. He indicated there would be coordination with the adjacent property owner to resolve that issue but it would need to be done before the alley was used for maneuvering.

Mayor Gallego thanked staff for looking into it as she wanted the city to have safer streets.

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

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

41 Proposed 19th Avenue and Happy Valley Road Annexation (Ordinance S-48316)

Request City Council authorization to extend and increase the corporate limits of the City of Phoenix, Arizona, by annexing an area not within the

present limits of the City of Phoenix, designated as the 19th Avenue and Happy Valley Road Annexation. Further request to authorize current Maricopa County zoning to continue in effect until municipal zoning is applied to the annexed territory.

Summary

The annexation was requested by Nick Wood, Esq., with Snell & Wilmer L.L.P., for the purpose of receiving City of Phoenix services. The proposed annexation conforms to current City policies and complies with Arizona Revised Statutes section 9-471 regarding annexation. The City Clerk Department has received signed petitions representing 100 percent of the assessed value and 100 percent of the owners, excluding utilities, within the proposed annexation area.

Public Outreach

A public hearing was conducted on Jan. 5, 2022, to allow the City Council to gather community comment regarding the annexation proposal. Notification of the public hearing was published in the Arizona Business Gazette newspaper, and posted in at least three conspicuous places in the territory proposed to be annexed. Also, notice by first-class mail was sent to each property owner in the area proposed to be annexed.

Location

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

Council District: 1

Discussion

A motion was made and seconded to approve this item.

Laura Bates expressed concern about this trend of high-density housing being placed by single-family homes. She conveyed she lived in a county island and had no representation, noting this zoning change affected their property rights. She said she was also concerned about traffic and had not been able to obtain the traffic study to see the data.

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

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

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

No: 0

76 **Public Hearing and Resolution Adoption - General Plan Amendment GPA-DV-2-21-1 - Approximately 270 Feet North of the Northeast Corner of 19th Avenue and Happy Valley Road (Resolution 21989)**

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. This file is a companion case to Z-48-21-1 and must be heard first, followed by Z-48-21-1.

Summary

Current Plan Designation: Residential 3.5 to 5 dwelling units per acre, Commercial, and Mixed Use (Commercial / Commerce Park)
Proposed Plan Designation: Residential 15+ dwelling units per acre
Acreage: 13.48 acres
Reason for Change: Minor General Plan Amendment to allow multifamily residential

Owner: Happy Valley 19, LLC
Applicant: Toll Brothers
Representative: Nick Wood, Esq., Snell & Wilmer, LLP

Staff Recommendation: Approval.
VPC Info: The Deer Valley Village Planning Committee heard the case on Sept. 9, 2021 for information only.
VPC Action: The Deer Valley Village Planning Committee heard the case on Dec. 9, 2021 and recommended approval, by a vote of 10-0-1.

PC Action: The Planning Commission heard the case on Jan. 6, 2022 and recommended approval, per the Deer Valley Village Planning Committee recommendation, by a vote of 6-2.

Location

Approximately 270 feet north of the northeast corner of 19th Avenue and Happy Valley Road.
Council District: 1
Parcel Addresses: 25255 N. 19th Ave.; and 1734, 1737, 1745, 1748 W. Desert Hollow Drive.

Discussion

Mayor Gallego announced Items 76 and 77 were companion items and would be heard together.

Planning and Development Deputy Director Joshua Bednarek displayed a map of the application area and annexation request. He stated Item 76 was a request to amend the General Plan Land Use map on a 13.48-acre site from a mix of land uses to a multifamily residential designation 15+. He noted the Deer Valley Village Planning Committee recommended approval by a 10-0-1 vote and the Planning Commission recommended approval per the Village Planning Committee recommendation by a 6-2 vote.

Mr. Bednarek advised Item 77 was a request to rezone the same site from S-1 to Planned Unit Development for multifamily residential development. He said this request proposes 470 dwelling units and a mix of three- and four-story buildings, and showed a rendering of a three-story portion of the project. He conveyed the Deer Valley Village Planning Committee recommended approval per the staff recommendation by a 10-0-1 vote and the Planning Commission recommended approval per the Village Planning Committee recommendation by a 6-2 vote. He indicated staff recommended approval of Item 76 per the Planning Commission recommendation, and adoption of the related resolution. He concluded staff recommended approval of Item 77 per the Planning Commission recommendation, and adoption of the related ordinance.

Mayor Gallego declared the public hearing open.

Nick Wood, with Snell & Wilmer, said he represented Toll Brothers and showed an aerial map, noting to the west of this site was Norterra which was a mixed-use project. He pointed out the site across the street had zoning that allowed 70 feet in height, to the south was a Circle K, to the north and east was vacant land and beyond that was the county island referred to in the previous item. He remarked the vacant parcel next to this site was about 300 feet deep and this request was a football field away from the homes beyond that point. He indicated the closest single-family home was kitty-corner and the applicant made accommodations to the design with respect to that home. He noted Desert Hollow was a road that connected the four single-family homes to 19th Avenue.

Mr. Wood displayed an aerial of the annexation site which showed the piece to the east had already been annexed, so this site would almost be completely surrounded by Phoenix property. He stated he reached out to residents in the county island and the surrounding area, noting he had over 170 letters in support. He conveyed there were two issues with the site plan, one was building height and the other was traffic. He pointed out the applicant made modifications to traffic circulation, one on 19th Avenue where extra land would be dedicated for an extra lane. He continued the applicant would also be install a median, install a right turn pocket and keep Desert Hollow in place. He explained this proposal originally intended to abandon Desert Hollow and build townhomes along that edge, but the applicant has since reduced the number of units and kept Desert Hollow in place to use for traffic circulation. He noted the building in the upper right-hand corner was moved back 150 feet from the single-family home that was kitty-corner and also lowered the building height on that edge.

Melissa Crawford stated she represented the appellant, Wayne Hudgeons, whose property directly touched this proposed site as well as residents in the county island. She added over 100 petitions were submitted from homeowners who were opposed to this project. She showed Mr. Hudgeons home and stressed he would be impacted by the three- and four-story apartment buildings that would invade his privacy. She pointed out the telephone pole in the slide was 34 feet and the

project height was proposed to be 47 feet. She conveyed residents were actually opposed to two developers that were trying to rezone as it was not an acceptable transition from one house per one and a quarter acre to high density apartments. She indicated the two developments would add over 1,000 people in their small county island, noting there were two different lifestyles in the community. She said the city encourages compatible development and that residents will have a greater level of certainty about their quality of life, but their certainty was being challenged.

Ms. Crawford displayed a letter of support and claimed that 70 of the 170 letters were signed by employees from businesses in the I-17 and Happy Valley corridor, 80 were residents outside the county or from businesses not associated with this area. She noted 11 residents in the county island who approved this project; however, 2 were from properties being sold to Toll Brothers. She alleged the remaining nine in support were informed it would be townhomes and not rentals. She indicated she had not seen an official traffic report and what she was provided showed national averages. She stated this was already a high-traffic area with problems and the proposed two developments would add over 2,000 people to this area. She conveyed the county island was blocked by the canal so their only access in and out was Happy Valley or 19th Avenue. She expressed the traffic from these proposed projects would increase pollution and accidents. She added the current mixed-use would be the opposite direction of peak hours and no weekends or holidays.

Wayne Hudgeons expressed he lived adjacent to this proposed property and purchased his home because of the character in the county island. He claimed the proposed apartments would not add value to his home and did not match the space homes had in the county island. He added both of these new projects would bring more traffic and light pollution, noting he was not contacted by the applicant. He emphasized this project did not match the character of the neighborhood.

Linda Slay recited staff's recommendation said the plan was to be sensitive to the scale and character of surrounding neighborhoods and prevent negative impacts, noting the height and density of this project did not fit with the neighborhood. She stressed the zoning would go from one

dwelling unit per acre to 34.9 dwelling units per acre. She indicated the area did not have the infrastructure to make this an easy transition and said traffic was already a problem. She alleged the letters of support were submitted by people and businesses who did not live in the area and would not be affected by this project. She urged Council to not approve this item.

Mr. Wood pointed out this was down-zoning as the portion in the city was already zoned for commercial office/medical office with height of 56 feet, noting traffic would be significantly less than the current two uses. He mentioned he talked to the school district and signed an agreement to provide $1,000 per door, which equaled $470,000, for future school expansion. He stated the project would have three-stories to the north and would place the building 150 feet from that corner, with respect Mr. Hudgeons' property. He displayed a map for the letters of support, noting the yellow points were neutral and the small points were verbal support so it was representative of the entire area. He remarked this was an appropriate use, noting it was not adjacent to any single-family home but made accommodations for Mr. Hudgoens home as it did touch the corner of his property.

Two electronic comments were submitted for the record in opposition of Items 76 and 77.

Mayor Gallego declared the public hearing closed.

The hearing was held. A motion was made by Councilwoman O'Brien, 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: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Pastor and Mayor Gallego

No: 0

77 Public Hearing and Ordinance Adoption - Amend City Code - Rezoning Application Z-48-21-1 (Lumara PUD) - Approximately 270 Feet North of the Northeast Corner of 19th Avenue and Happy

Valley Road (Ordinance G-6958)

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-48-21-1 and rezone the site from C-O/M-O (Commercial Office/Major Office option) and Maricopa County RU-43 (Pending S-1) (Pending Ranch or Farm Residence District) to PUD (Planned Unit Development) to allow multifamily residential. This is a companion case and must be heard following GPA-DV-2-21-1.

Summary

Current Zoning: C-O/M-O and RU-43 (Maricopa County)
Proposed Zoning: PUD
Acreage: 13.48 acres
Proposed Use: Multifamily residential

Owner: Happy Valley 19, LLC
Applicant: Toll Brothers
Representative: Nick Wood, Esq., Snell & Wilmer, LLP

Staff Recommendation: Approval, subject to stipulations.
VPC Info: The Deer Valley Village Planning Committee heard the case on Sept. 9, 2021 for information only.
VPC Action: The Deer Valley Village Planning Committee heard the case on Dec. 9, 2021 and recommended approval, per the staff recommendation, by a vote of 10-0-1.
PC Action: The Planning Commission heard the case on Jan. 6, 2022 and recommended approval, per the Deer Valley Village Planning Committee recommendation with an additional and modified stipulation, by a vote of 6-2.
The Planning Commission recommendation was appealed on Jan. 13, 2022.

Location

Approximately 270 feet north of the northeast corner of 19th Avenue and Happy Valley Road.
Council District: 1
Parcel Addresses: 25255 N. 19th Ave.; and 1734, 1737, 1745 and 1748 W. Desert Hollow Drive.

Note: Please refer to Item 76 for discussion pertaining to this item.

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

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

No: 0

78 **Public Hearing and Resolution Adoption - General Plan Amendment GPA-DSTV-1-19-2 - Approximately 900 Feet North of the Northeast Corner of Cave Creek Dam Road and Desert Peak Parkway (Resolution 21991)**

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. This file is a companion case to Z-46-19-2 and must be heard first, followed by Z-46-19-2.

Summary

Current Plan Designation: Residential 2 to 5 dwelling units per acre (1.03 acres), Preserves / Residential 2 to 3.5 / Residential 3.5 to 5 dwelling units per acre (2.18 acres), Parks/Open Space - Future 1 dwelling units per acre (197.23 acres), Parks/Open Space - Public (12.74 acres)
Proposed Plan Designation: Parks/Open Space - Future 1 dwelling unit per acre (118.62 acres), Residential 2 to 3.5 / Residential 5 to 10 dwelling units per acre (94.56 acres)
Acreage: 213.18 acres
Reason for Change: Minor General Pan Amendment to allow a mixture of single-family and multifamily residential development.

Owner: 24th Street and Jomax Road, LLC
Applicant: William E. Lally, Tiffany & Bosco, PC
Representative: William E. Lally, Tiffany & Bosco, PC

Staff Recommendation: Approval.

VPC Info: The Desert View Village Planning Committee heard the case on May 4, 2021 for information only.
VPC Action: The Desert View Village Planning Committee heard the case on Dec. 7, 2021 and recommended approval by a vote of 11-0.
PC Action: The Planning Commission heard the case on Jan. 6, 2022 and recommended approval, per the Addendum A Staff Report, by a vote of 6-2.

Location
Approximately 900 feet north of the northeast corner of Cave Creek Dam Road and Desert Peak Parkway.
Council District: 2
Parcel Addresses: N/A

Discussion
Planning and Development Deputy Director Joshua Bednarek announced Items 78 and 79 were companion cases and could be heard together. He stated Item 78 was a request to amend the General Plan Land Use map on 231.18-acre parcel from a mix of land use designations to Parks/Open Space - Future 1 dwelling unit per acre, Residential 2 to 3.5 and Residential 5 to 10 dwelling units per acre. He advised Item 79 was a request to rezone the same site from S-1 to Planned Unit Development to allow a mixture of single-family and multifamily residential. He noted the Desert View Village Planning Committee heard both cases on Dec. 7, 2021 and recommended approval per the staff recommendation by a 11-0 vote on each item. He continued the Planning Commission heard both cases on Jan. 6, 2022 and recommended approval by a 6-2 vote on each item. He said staff recommended approval of Item 78 per the Planning Commission recommendation, and adoption of the related resolution and approval of Item 79 per the Planning Commission recommendation, and adoption of the related ordinance.

Mayor Gallego declared the public hearing open. Noting there was no one registered to speak, she declared the public hearing closed.

Councilman Waring asked if the applicant was donating property to the preserve.

Mr. Bednarek affirmed that was correct, noting approximately 120 acres

of the site was being donated to the city to add to the preserve system.

The hearing was held. A motion was made by Councilman Waring, 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: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Pastor and Mayor Gallego

No: 0

79 **Public Hearing and Ordinance Adoption - Rezoning Application Z-46-19-2 (Sendero Foothills PUD) - Approximately 900 Feet North of the Northeast Corner of Cave Creek Dam Road and Desert Peak Parkway (Ordinance G-6961)**

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-46-19-2 and rezone the site from S-1 (Ranch or Farm Residence District) to PUD (Planned Unit Development) to allow a mixture of single-family and multifamily residential. This is a companion case and must be heard following GPA-DSTV-1-19-2.

Summary
Current Zoning: S-1
Proposed Zoning: PUD
Acreage: 213.18 acres
Proposed Use: A mixture of single-family and multifamily residential uses.

Owner: 24th Street and Jomax Road, LLC
Applicant: 24th Street and Jomax Road, LLC
Representative: William E Lally, Tiffany & Bosco, PA

Staff Recommendation: Approval, subject to stipulations.
VPC Info: The Desert View Village Planning Committee heard this case on May 4, 2021 for information only.
VPC Action: The Desert View Village Planning Committee heard this case on Dec. 7, 2021 and recommended approval, per the staff

recommendation, by a vote of 11-0.
PC Action: The Planning Commission heard this case on Jan. 6, 2022 and recommended approval, per the Addendum A Staff Report, with an additional stipulation, by a vote of 6-2.

Location
Approximately 900 feet north of the northeast corner of Cave Creek Dam Road and Desert Peak Parkway.
Council District: 2
Parcel Address: N/A

Note: Please refer to Item 78 for discussion pertaining to this item.

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

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

No: 0

80 Public Hearing and Resolution Adoption - General Plan Amendment GPA-SM-2-21-8 - Southeast Corner of 19th Avenue and South Mountain Avenue (Resolution 21990)

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. This item is a companion case to Z-31-21-8 and must be heard first, followed by Z-31-21-8.

Summary
Current Plan Designation: Residential 1 to 2 dwelling units per acre
Proposed Plan Designation: Residential 2 to 3.5 dwelling units per acre
Acreage: 49.50 acres
Reason for Change: Minor General Plan amendment to allow single-family detached residential community

Owner: New Castle Development, LLC

Applicant: Benjamin Tate, Withey Morris, PLC
Representative: Benjamin Tate, Withey Morris, PLC

Staff Recommendation: Approval.
VPC Action: The South Mountain Village Planning Committee heard the case on Nov. 9, 2021 and recommended approval, per the staff recommendation, by a vote of 8-3.
PC Action: The Planning Commission heard the case on Dec. 2, 2021 and recommend a continuance, by a vote of 8-0. The Planning Commission heard the case again on Jan. 6, 2022 and recommended approval, per the South Mountain Village Planning Committee recommendation, by a vote of 8-0.
The Planning Commission recommendation was appealed on Jan. 12, 2022.

Location
Southeast corner of 19th Avenue and South Mountain Avenue.
Council District: 8
Parcel Addresses: 1835 W. South Mountain Ave.

Discussion
Mayor Gallego announced Items 80 and 81 were companion items and would be heard together.

Planning and Development Deputy Director Joshua Bednarek stated Item 80 was a request to amend the General Plan Land Use map on 45.52-acre site from Residential 1-2 dwelling units per acre to Residential 2-3.5 dwelling units per acre. He noted the South Mountain Village Planning Committee recommended approval by an 8-3 vote and the Planning Commission recommended approval per the Village Planning Committee recommendation by an 8-0 vote.

Mr. Bednarek advised Item 81 was a request to rezone the same site from S-1 to R1-10 to allow a single-family detached residential development. He displayed the updated site plan, noting there was a reduction in lots from 156 to 149 and the minimum lot width was increased from 55 to 60 feet. He added the applicant agreed to a stipulation that restricts all homes in the development to single-story and 22 feet. He said the South Mountain Village Planning Committee

recommended approval by a 7-3-1 vote and the Planning Commission recommended approval by an 8-0 vote. He conveyed staff recommended approval of Item 80 per the Planning Commission recommendation, and adoption of the related resolution. He concluded staff recommended approval of Item 81 per the Planning Commission recommendation, and adoption of the related ordinance.

Mayor Gallego declared the public hearing open.

Adam Baugh said while everyone was not happy about this project, the applicant made changes that resulted in strong recommendations from the Village Planning Committee and Planning Commission. He pointed out 19th Avenue and South Mountain Avenue were not currently designed for future capacities. He mentioned residential development would provide the required infrastructure needed for this area related to drainage concerns and traffic patterns. He displayed the site plan, noting the project was 149 lots in a gated community with lots 60 to 75 feet wide. He stated because of neighborhood outreach the homes would be single-story with an extra-wide landscape tract along 19th Avenue. He added there would be pedestrian connectivity to the trail as well as a serenity garden. He cited the following changes occurred due to outreach which started in December 2020:

180 units down to 149 units;
55-foot lot widths increased to 60-75 width lots;
two-story down to one-story; and
bigger open space tract along the primary road.

Mike Josic read a statement from his wife who was unable to attend this meeting. He indicated she was opposed on principle to rezoning of this property, noting the neighborhood was against the density proposed for the development. He said his wife was thankful that the council member helped negotiate a better deal regarding the density. He noted his wife said this project would be surrounded by active agriculture area and equestrian properties, acre-plus lots with custom homes and housing developments no denser than R1-18.

Troy Gamm stated his back wall would be shared with this new

development which he supported. He conveyed the current proposal for an all single-story development with large setbacks would preserve the South Mountain area as well as fill the need for additional housing by a responsible developer. He expressed he did not know if another developer would provide as many concessions, such as all single-story and three dwelling units per acre, and asked that Council approve this proposal.

Penny Husted-Gamm spoke in support of this development as it would fit in with the greater area of South Mountain. She noted the land being considered was a cotton farm that was currently being used as a dumping ground for large items as well as a place to shoot guns, so developing this property would stop those situations. She conveyed the developer was very collaborative the past year with everybody, especially by agreeing to build one stories behind her property.

Joanne Jensen expressed disappointment that the developer had a density of 149 homes on a 50-acre parcel as that was not compatible with the community. She indicated most neighbors were not opposed to development as long as it preserved the character of the rural community. She said she was happy with the heat mitigation efforts made by the developer; however, she was dissatisfied that more aggressive, inexpensive items were not accepted. She suggested the system be changed so that developers submit zoning and general plan use changes on an ad-hoc basis. She remarked this experience was not all negative as this development would be beautiful.

Mr. Baugh stated after approval recommendations were received a request was made for additional items related to heat island impact. He listed the following commitments made since the Planning Commission recommendation:

all homes would be built to the current Energy Star standard or its equivalent;
primary paint colors would have a Light Reflective Value of 50 and above so it reflects light instead of absorbing it;
included a provision in the CC&Rs that requires a minimum number of trees planted in the front and rear yards which resulted in 596

additional trees; and
all garages would be pre-wired for electric vehicle charging ports.

Mr. Baugh conveyed these were all things the developer committed to after feedback was received from everyone. He said he hoped that Council got behind this project.

Councilmember Garcia thanked everyone that spoke, including the developer's representative, noting this was an interesting case and trying to find a compromise. He expressed not everyone was happy, but he was especially proud of the end result with the heat mitigation piece. He thanked everyone for their efforts as there were other projects coming to the area.

Mayor Gallego declared the public hearing closed.

The hearing was held. A motion was made by Councilmember Garcia, 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: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Pastor and Mayor Gallego

No: 0

81 **Public Hearing and Ordinance Adoption - Rezoning Application Z-31-21-8 - Southeast Corner of 19th Avenue and South Mountain Avenue (Ordinance G-6959)**

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-31-21-8 and rezone the site from S-1 (Ranch or Farm Residence District) to R1-10 (Single-Family Residence District) to allow a single-family detached residential community. This file is a companion case and must be heard following GPA-SM-2-21-8.

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

Acreage: 49.52 acres
Proposed Use: Single-family detached residential community

Owner: New Castle Development, LLC
Applicant: Providence Homes
Representative: Benjamin Tate, Withey Morris, PLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The South Mountain Village Planning Committee heard this case on Nov. 9, 2021 and recommended a continuance by a vote of 9-2. The South Mountain Village Planning Committee heard this case again on Dec. 14, 2021 and recommend approval, per the staff recommendation per the Addendum A Staff Report with a modified stipulation, by a vote of 7-3-1.
PC Action: The Planning Commission heard this case on Dec. 2, 2021 and recommended a continuance, by a vote of 8-0. The Planning Commission heard this case on Jan. 6, 2022 and recommend approval, per the Addendum B Staff Report with an additional stipulation, by a vote of 8-0.
The Planning Commission recommendation was appealed on Jan. 12, 2022.

Location
Southeast corner of 19th Avenue and South Mountain Avenue.
Council District: 8
Parcel Addresses: 1835 W. South Mountain Ave.

Note: Please refer to Item 80 for discussion pertaining to this item.

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

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

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

000 CITIZEN COMMENTS

NOTE: Councilman DiCiccio left the meeting.

City Attorney Cris Meyer stated during Citizen Comment, members of the public may address the City council for up to three minutes on issues of interest or concern to them. He advised the Arizona Open Meeting Law permits the City Council to listen to the comments, but prohibits council members from discussing or acting on the matters presented.

Cynthia Graber stated her neighborhood, near 19th Avenue and Glendale, had been impacted by crime and related issues due to the lack of planning for safeguards on light rail. She added there was a housing development along Glendale Avenue that had over 4,000 calls for service in one year. She expressed concern that public outreach in the area for such projects was limited. She said she wanted to know if the City Attorney's Office evaluated the potential liability for litigation concerning the taking of property interests or diminished property values for neighborhoods affected by these decisions.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 4:52 p.m.

MAYOR

ATTEST:

CITY CLERK

SM

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the formal session of the City Council of the City of Phoenix held on the 2nd day of February, 2022. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 12th day of June, 2024.

CITY CLERK