City of Phoenix

Minutes

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

City Council Formal Meeting

Wednesday, April 15, 2020 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

Present: 9 - Councilman Sal DiCiccio, Councilmember Carlos Garcia, Councilman Michael Nowakowski, Councilwoman Laura Pastor, Councilwoman Debra Stark, Councilman Jim Waring, Councilwoman Thelda Williams, Vice Mayor Betty Guardado and Mayor Kate Gallego

The Phoenix City Council convened in formal session on Wednesday, April 15, 2020 at 2:39 p.m. in the Council Chambers.

The Mayor and Councilmembers attended the meeting remotely.

Mayor Gallego acknowledged the presence of Mario Barajs, a Spanish interpreter.

The City Clerk confirmed that copies of the titles of Ordinances G-6688 through G-6693, S-46441, S-46512 through S-46549, and Resolutions 21817 through 21819 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 items that were attached to the agenda.

BOARDS AND COMMISSIONS

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

Public Defender Review Committee

Appoint Jaime Garcia, filling a vacancy, for a term to expire April 15, 2024.

Appoint John Phebus, replacing Robert McWhirter, for a term to expire April 15, 2024.
Reappoint Max Bessler, for a second term to expire April 15, 2024.
Reappoint Terry Bublik, for a third term to expire April 15, 2024.
Reappoint Cary Lackey, for a second term to expire April 15, 2024.
Reappoint Thomas Moring, for a third term to expire April 15, 2024.
Reappoint Treasure VanDreumel, for a second term to expire April 15, 2024.

1 Mayor and Council Appointments to Boards and Commissions

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

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

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

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

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

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Stark, that Items 2 through 27 be recommended for approval, except Items 7 and 27; and continuing Item 26 to the May 6, 2020 City Council Formal Meeting. The motion carried by the following vote:

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

2 Liquor License - Westin Kierland Resort & Spa

Request for a liquor license. Arizona State License Application 06070314.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 6 - Bar

Location
15636 N. Clubgate Drive
Zoning Classification: RH SP PCD
Council District: 2

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

The 60-day limit for processing this application is April 19, 2020.

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

Other Active Liquor License Interest in Arizona
This 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:

"Applicant is committed to upholding the highest standards for business and maintaining compliance with applicable laws. Managers and staff will be trained in the techniques of legal and responsible alcohol sales and service."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

3 Liquor License - Lovecraft Beer Shop & Ale House

Request for a liquor license. Arizona State License Application 06070695.

Summary

Applicant
Rebecca Golden, Agent

License Type
Series 6 - Bar

Location
3128 E. Cactus Road
Zoning Classification: C-2
Council District: 3

This request is for an ownership and location transfer of a liquor license for a bar. This location is currently licensed for liquor sales with a Series 7 - Beer and Wine Bar, liquor license.

The 60-day limit for processing this application is May 4, 2020.

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.

Lovecraft Beer Shop & Ale House (Series 7)
3128 E. Cactus Road, Phoenix
Calls for police service: 10
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I currently hold a Series 7 @ this location. I owned and operate 32 Shea for 7 years which operated under a series 12 w/liquor with no issues and no violations."

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 locally owned business that is geared to expand providing a destination for the neighborhood and a spot for locals to congregate."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Lovecraft Beer Shop & Ale House
Liquor License Map - Lovecraft Beer Shop & Ale House

This item was recommended for approval.

4 Liquor License - Roadhouse Cinemas

Request for a liquor license. Arizona State License Application 06070604.

Summary

Applicant
Kevin Kramber, Agent

License Type
Series 6 - Bar

Location
245 E. Bell Road, Ste. 50
Zoning Classification: C-2
Council District: 3

This request is for an ownership and location transfer of a liquor license for a bar. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow a bar. This business is currently being remodeled with plans to open in January 2021.

The 60-day limit for processing this application is April 28, 2020.

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.

Roadhouse Cinema (Series 12)
4811 E. Grant Road, #150, Tucson
Calls for police service:N/A - not in Phoenix
Liquor license violations: None

Roadhouse Cinema (Series 12)
9090 E. Indian Bend Road, Scottsdale
Calls for police service:N/A - not in Phoenix
Liquor license violations: None

Public Opinion

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

Applicant’s Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
“1) I am currently 'agent' on 140+ liquor licenses statewide. 2) Ownership principals hold 2 current liquor licenses in the state. 3) No liquor license

violations at either current locations ever."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "As a 'dine in theater' concept we believe that the ability for our 21 and over patrons to order an alcoholic beverage will enhance their pleasure and enjoyment of our restaurant & movie going experience."

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 - Roadhouse Cinemas
Liquor License Map - Roadhouse Cinemas

This item was recommended for approval.

5 Liquor License - Valley Wings

Request for a liquor license. Arizona State License Application 98589.

Summary

Applicant
Myron Milton, Agent

License Type
Series 12 - Restaurant

Location
15414 N. 19th Ave., Ste. C
Zoning Classification: C-2
Council District: 3

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

The 60-day limit for processing this application is April 19, 2020.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I am a responsible adult, who cares about the safety of the community. I am not just the owner of my business, but I am also the top worker. I have the ability to monitor customers behavior, and distribute beverages accordingly. I am capable of paying all fees associated with the series 12 license. Myself, along with few employees will be attending the management training."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We are a restaurant in the community that the people stand behind. We

not only value our customers, but our neighbors as well. If we are approved for our license, we will be having a lecture for our employees on alcohol intoxication. This will assure the community that out staff has the knowledge to keep them safe. Our customers have repeatedly asked for beer and wine, and we believe that they believe in us."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Valley Wings
Liquor License Map - Valley Wings

This item was recommended for approval.

6 Liquor License - Boom Boom Room

Request for a liquor license. Arizona State License Application 06070678.

Summary

Applicant
Rasheda Worthy, Agent

License Type
Series 6 - Bar

Location
1544 E. McDowell Road
Zoning Classification: C-2 CNSPD
Council District: 4

This request is for an ownership and location transfer of a liquor license for a bar. 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 September 2020.

The 60-day limit for processing this application is April 27, 2020.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I am a law abiding citizen and have never had any criminal violation, I am a long-term Phoenix resident of 30+ years and care about and understand the community, I am an experienced business owner with over 20 years business experience and Masters degree level education I am a wife, mother and community leader and will protect the families in my community."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"The issuance of this license will create jobs within the community, generate tax revenue for both the city and state, add a local social

gathering place for community members and add a business opportunity for community organizations 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 - Boom Boom Room
Liquor License Map - Boom Boom Room

This item was recommended for approval.

8 Liquor License - Isaac Convenient Store

Request for a liquor license. Arizona State License Application 100390.

Summary

Applicant
William Isaac, Agent

License Type
Series 10 - Beer and Wine Store

Location
3140 W. Indian School Road, Ste. 102
Zoning Classification: C-2
Council District: 4

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

The 60-day limit for processing this application is May 2, 2020.

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 experenss I am working long time in convenient store."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"I am frendly with my costomer."

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 - Isaac Convenient Store
Liquor License Map - Isaac Convenient Store

This item was recommended for approval.

9 Liquor License - Addis Ababa Restaurant & Cafe

Request for a liquor license. Arizona State License Application 99159.

Summary

Applicant
Tegegne Dutela, Agent

License Type
Series 12 - Restaurant

Location
3527 W. Bethany Home Road
Zoning Classification: C-2
Council District: 5

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

The 60-day limit for processing this application is April 25, 2020.

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 become fully fledged and have educated myself on how to handle and hold a liquor license. I will reciprocate this with my actions when serving the public, and will make sure to do the right thing at all times. Follow and obey the liquor license and do one's utmost to take the repercussions at all times."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"It is very important that safety management plan is present for the people's well being. By taking extra measures to keep the community safe. We will make sure to be aware at all times who we are serving to and that liquor isn't being abused. Not just for our customers safety but our community's as well."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Addis Ababa Restaurant & Cafe
Liquor License Map - Addis Ababa Restaurant & Cafe

This item was recommended for approval.

10 Liquor License - Koi Poke

Request for a liquor license. Arizona State License Application 012070007640.

Summary

Applicant
Lauren Merrett, Agent

License Type
Series 12 - Restaurant

Location
4280 E. Indian School Road, Ste. 108
Zoning Classification: C-1
Council District: 6

This request is for an acquisition of control of an existing liquor license for a restaurant. This location is currently licensed for liquor sales. This location requires a Use Permit to allow the sale of alcoholic beverages and to allow outdoor dining and outdoor alcohol consumption.

The 60-day limit for processing this application was March 17, 2020. However, the applicant submitted a written request for more time.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Owner is capable reliable and qualified with multiple locations and

businesses in the state of Arizona. Several have liquor licenses. They have been shown to be responsible providers of alcohol."

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

This item was recommended for approval.

11 Liquor License - Phoenician Resort

Request for a liquor license. Arizona State License Application 06070218.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 6 - Bar

Location
6000 E. Camelback Road
Zoning Classification: PUD
Council District: 6

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

The 60-day limit for processing this application is April 19, 2020.

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

Other Active Liquor License Interest in Arizona
This 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:
"Applicant is committed to upholding the highest standards for business and maintaining compliance with applicable laws. Managers and staff will be trained in the techniques of legal and responsible alcohol sales and service."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

12 Liquor License - Brunch & Sip

Request for a liquor license. Arizona State License Application 98762.

Summary

Applicant
Larry White, Agent

License Type
Series 12 - Restaurant

Location
3950 E. Indian School Road, Ste. 100
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 April 21, 2020.

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.

Lolo's Chicken & Waffles (Series 12)
3133 N. Scottsdale Road, Scottsdale
Calls for police service: N/A - not in Phoenix
Liquor license violations: In December 2018, a fine of $750.00 was paid for accepting unauthorized forms of I.D. and selling, giving and furnishing an underage person with alcohol.

Lo-Lo's Chicken & Waffles (Series 12)
366 N. Gilbert Road, Ste. 101, Gilbert
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Lolo's Chicken & Waffles (Series 12)
1220 S. Central Ave., Phoenix
Calls for police service: 30
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I curretly have liquor license in four other Restaurants for my other Business Lo-Lo's Chicken & Waffles Phx. Scottsdale, Gilbert & Las Vegas."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Guests will be able toenjoy a cool refreshing adult beverage with their meals. One stop shop Breakfast, Brunch, Lunch & Cocktails that have perfectly pared to go with the meals we serve."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Brunch & Sip
Liquor License Map - Brunch & Sip

This item was recommended for approval.

13 Liquor License - Nanaya

Request for a liquor license. Arizona State License Application 99496.

Summary

Applicant
I Chung Chow, Agent

License Type

Series 12 - Restaurant

Location
3603 E. Indian School Road, Ste. B
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. This location requires a Use Permit to allow outdoor dining and outdoor alcoholic beverage consumption

The 60-day limit for processing this application is April 28, 2020.

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 over 10 years of international restaurant management experience and have successfully passed the Title 4 Basic and Management liquor training classes.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“We are a family-friendly, locally-owned restaurant and would like our customers to be able to enjoy an alcoholic beverage with their meal.”

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 - Nanaya
Liquor License Map - Nanaya

This item was recommended for approval.

14 Liquor License - Uberrito Fresh Mex

Request for a liquor license. Arizona State License Application 98133.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 12 - Restaurant

Location
4325 E. Indian School Road, Ste. 150
Zoning Classification: C-2 HGT/WVR DNS/WVR SP
Council District: 6

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

The 60-day limit for processing this application was April 13, 2020. However, the applicant submitted a written request for more time.

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.

Founding Fathers Kitchen (Series 12)
3820 E. Ray Road, Ste. 30, Phoenix
Calls for police service: 2
Liquor license violations: None

Public Opinion

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"We own two other locations in the Phoenix Arizona and have had no violations. We will ensure all of our employees attend the Title 4 Arizona Liquor Law training."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We would like the opportunity to sell adult beverages to clients of age."

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 - Uberrito Fresh Mex
Liquor License Map - Uberrito Fresh Mex

This item was recommended for approval.

15 Liquor License - Sheraton Downtown Phoenix

Request for a liquor license. Arizona State License Application 06070700.

Summary

Applicant
Brady Lamar, Agent

License Type
Series 6 - Bar

Location
340 N. 3rd St.

Zoning Classification: DTC - BC
Council District: 7

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

The 60-day limit for processing this application is April 19, 2020.

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

Other Active Liquor License Interest in Arizona
This 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:
"Applicant is committed to upholding the highest standards for business and maintaining compliance with applicable laws. Managers and staff will be trained in the techniques of legal and responsible alcohol sales and service."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

16 Liquor License - Westin Phoenix Downtown

Request for a liquor license. Arizona State License Application 11077007.

Summary

Applicant
Michelle Kinnison, Agent

License Type
Series 11 - Hotel/Motel

Location
333 N. Central Ave.
Zoning Classification: DTC-BC
Council District: 7

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

The 60-day limit for processing this application is April 19, 2020.

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

Other Active Liquor License Interest in Arizona
This 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:
"Applicant is committed to upholding the highest standards for business and maintaining compliance with applicable laws. Managers and staff will

be trained in the techniques of legal and responsible alcohol sales and service."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

17 Liquor License - Carniceria Tres Potrillos

Request for a liquor license. Arizona State License Application 98998.

Summary

Applicant
Alma Ramos, Agent

License Type
Series 10 - Beer and Wine Store

Location
3202 W. Buckeye Road
Zoning Classification: C-3
Council District: 7

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

The 60-day limit for processing this application is April 24, 2020.

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 never had any problems with police or any other institution. I pay pay taxes. I'm a responsible person in everything I do."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"It would bring more business to the community more employment to the community."

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

Attachments
Liquor License Data - Carniceria Tres Potrillos
Liquor License Map - Carniceria Tres Potrillos

This item was recommended for approval.

18 Liquor License - Circle K Store #9541

Request for a liquor license. Arizona State License Application 99306.

Summary

Applicant
Kim Kwiatkowski, Agent

License Type
Series 10 - Beer and Wine Store

Location
2775 S. 75th Ave.
Zoning Classification: C-2
Council District: 7

This request is for a new liquor license for a convenience store that sells gas. This location was not previously licensed for liquor sales and does not have an interim permit. This business is currently under construction with plans to open in September 2021.

The 60-day limit for processing this application is April 26, 2020.

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

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

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

comment period.

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Circle K requires all store personnel to attend an in-house training program. This training is designed to provide a safe and positive customer service environment. As part of the Circle K training program, we provide an Alcohol Training Program that meets the requirements of the Arizona Department of Liquor License Control. Employees must pass a test on Techniques of Alcohol Management that becomes part of their employee file. Store managers are required to attend additional in-house manager training and obtain certification from the Arizona Department of Liquor License Control. This certification requires submission of fingerprints and includes a background investigation."

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

Staff Recommendation

Staff recommends approval of this application 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 - Circle K Store #9541
Liquor License Map - Circle K Store #9541

This item was recommended for approval.

19 Liquor License - Quality Distributor

Request for a liquor license. Arizona State License Application 99398.

Summary

Applicant
Gerard Barbera, Agent

License Type
Series 4 - Wholesaler

Location
431 N. 47th Ave.
Zoning Classification: Industrial Park
Council District: 7

This request is for a new liquor license for a wholesaler. This location was not previously licensed for liquor sales and does not have an interim permit. This business has plans to open in April 2020.

The 60-day limit for processing this application is April 27, 2020.

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

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

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

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

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

"I am the owner of Benny Enterprises, Inc., dba: Quality Distributor, a California Corporation expanding to The State of Arizona. My company is a licensed importer and distributor of alcoholic beverages and supplier to national, regional and local retailers. Due to demand from our existing accounts, we are entering Arizona to best serve them as well as the Arizona Community."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

20 Liquor License - Amigo Liquor & Market

Request for a liquor license. Arizona State License Application 09070528.

Summary

Applicant
Zahid Ullah, Agent

License Type
Series 9 - Liquor Store

Location
801 N. 16th St.
Zoning Classification: C-2
Council District: 8

This request is for an acquisition of control of an existing liquor license for a liquor store. This location is currently licensed for liquor sales. This location requires a Use Permit to allow package liquor sales.

The 60-day limit for processing this application is April 27, 2020.

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

Other Active Liquor License Interest in Arizona
The ownership of this business has an interest in other active liquor

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

Hermano's Food Market (Series 9)
1340 Grand Ave., Phoenix
Calls for police service: 7
Liquor license violations: In March 2005, a fine of $750 was paid for selling liquor to an intoxicated or disorderly person.

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 business has served the nearby residents and the traveling public for more than ten(10) years."

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

This item was recommended for approval.

21 Liquor License - Centrico

Request for a liquor license. Arizona State License Application 100351.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 12 - Restaurant

Location
202 N. Central Ave.
Zoning Classification: DTC - BC HP
Council District: 8

This request is for a new liquor license for a restaurant. This location is currently licensed for liquor sales with a Series 11 - Hotel / Motel liquor license.

The 60-day limit for processing this application is May 2, 2020.

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.

Bar Smith / Monarch Theatre (Series 6)
122-130 E. Washington St., Phoenix
Calls for police service: 8

Liquor license violations: In December 2014 a fine of $375 was paid for failure to report an act of violence. In January 2016, a fine of $1,500 was paid for delinquent taxes.

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:
"Have managed several establishments and will ensure our employees attend Title 4 liquor law training."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We would like to offer the downtown area a place to come and enjoy great food and drinks."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Centrico
Liquor License Map - Centrico

This item was recommended for approval.

22 Liquor License - El Entronke Bar & Grill

Request for a liquor license. Arizona State License Application 99521.

Summary

Applicant
Socorro Cervantes Arreola, Agent

License Type
Series 12 - Restaurant

Location
9032 S. Central Ave.
Zoning Classification: C-2
Council District: 8

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

The 60-day limit for processing this application is April 28, 2020.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“I am a law abiding citizen of good character. I have previous restaurant management experience.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“The area is limited to full service family oriented restaurants. This will be a sit down restaurant with mexican and sea food. Our patrons will be able to sit down and enjoy their meal with their family in a family atmosphere.”

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 - El Entronke Bar & Grill
Liquor License Map - El Entronke Bar & Grill

This item was recommended for approval.

23 Liquor License - Huss Brewing Company

Request for a liquor license. Arizona State License Application 98612.

Summary

Applicant
Camila Alarcon, Agent

License Type
Series 12 - Restaurant

Location
111 N. 3rd St.
Zoning Classification: DTC-BC
Council District: 8

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This business is currently being remodeled with plans to open in August 2020.

The 60-day limit for processing this application is April 19, 2020.

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.

Huss Brewing @ Uptown Plaza (Series 7)
10 E. Camelback Road, Ste. 160, Phoenix
Calls for police service: 1
Liquor license violations: None

Huss Brewing Company (Series 3)
1520 W. Mineral Road, #102, Tempe
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Huss Brewing Company (Series 7)

1520 W. Mineral Road, #102, Tempe
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"The Applicant's members have significant experience operating establishments with liquor licenses for over fifteen years. Applicant's members currently hold three other licenses: a Series 7 taproom in Phoenix, a Series 7 taproom in Tempe, and a Series 3 microbrewery in Tempe. Applicant will continue to follow all Arizona liquor laws and regulations and will ensure proper training of managers and staff on the same."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Applicant intends to open a third location of Huss Brewing Company at Phoenix Convention Center. This will be the Applicant's first restaurant location. It complements the other establishments currently operating in the Business Core of downtown Phoenix, and provides an additional dining and craft beer option to the surrounding community."

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

Attachments
Liquor License Data - Huss Brewing Company

Liquor License Map - Huss Brewing Company

This item was recommended for approval.

24 Liquor License - Star Liquor

Request for a liquor license. Arizona State License Application 09070391S.

Summary

Applicant
Sun Kang, Agent

License Type
Series 9S - Addition of Sampling Privileges for a Liquor Store

Location
701 E. Mohave St.
Zoning Classification: C-3 AIO
Council District: 8

This request is for the addition of Sampling Privileges to an existing liquor license for a liquor store. This location is currently licensed for liquor sales.

The 60-day limit for processing this application is April 27, 2020.

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.

Public Opinion

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have been in business for over 30 years and know the laws. I believe my years of hands on experience helps me run the business responsibly every day."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"It will help customers discover new products and try new items without having to risk their hard earned money."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Star Liquor
Liquor License Map - Star Liquor

This item was recommended for approval.

25 Liquor License - Omoide Sushi & Noodle

Request for a liquor license. Arizona State License Application 100605.

Summary

Applicant
Mikyung Chung, Agent

License Type
Series 12 - Restaurant

Location

455 N. 3rd St., Ste. 1120
Zoning Classification: DTC - BC
Council District: 8

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

The 60-day limit for processing this application is May 4, 2020.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I am obeying all the rules and regulations and I have no history of liquor

violations. Also, I have been business owner for many years and I will run the restaurant personally."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "It will give businesses and neighbors in this area additional choice for entertainment and socializing."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Omoide Sushi & Noodle
Liquor License Map - Omoide Sushi & Noodle

This item was recommended for approval.

26 Liquor License - That One Mini Mart

Request for a liquor license. Arizona State License Application 97867.

Summary

Applicant
Shamsher Singh, Agent

License Type
Series 10 - Beer and Wine Store

Location
2720 W. Indian School Road
Zoning Classification: C-2
Council District: 4

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

The 60-day limit for processing this application was April 11, 2020. However, the applicant has submitted a written request for more time.

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 hold a certificate for 'The Basic Liquor Law Training'. This training provided me the opportunity of learning the importance and significance of obtaining a beer and wine license. I am assured to uphold the laws and regulations about beer and wine license. I have never been involved in any criminal activity, no record of getting trouble with law and authorities."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This store will provide a safe and secure place for the neighborhood to buy beer and wine. The location will be convenient for the people in

neighborhood who may not have access to transportation. Adding the long time experience of the owner with running a store while upholding all the laws and regulations, the store will be a safe, secure and convenience place for the customers to purchase quality liquor."

Staff Recommendation
Staff recommends disapproval of this application based on a Police Department recommendation for disapproval. The Police Department disapproval is based on possible hidden ownership, lack of oversight of the business, and failure to truthfully disclose the source of funding for the business. The applicant has not demonstrated the capability, qualifications and reliability to hold and control a liquor license.

Attachments
Liquor License Data - That One Mini Mart
Liquor License Map - That One Mini Mart
Liquor License Police Department Recommendation - That One Mini Mart

This item was continued to the May 6, 2020 City Council Formal Meeting.

7 Liquor License - Cheetahs

Request for a liquor license. Arizona State License Application 06070496.

Summary

Applicant
Rick Jodsaas, Agent

License Type
Series 6 - Bar

Location
4125 N. 7th St.
Zoning Classification: C-3
Council District: 4

This request is for an ownership transfer of a liquor license for a topless

bar. This location is currently licensed for liquor sales with a Series 6, Bar, liquor license.

The 60-day limit for processing this application is April 19, 2020.

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 conducting business in Arizona for 25 years and have previously held a state scrap metal dealers license to conduct business. I am well aware of the necessity of the corporate and social responsibilities to maintain a high code of conduct while operating business."

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 serving liquor since 1967. At over 50 years it is an established location and the general public as well as the surrounding business community is accustomed to this location providing alcohol sales."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Cheetahs
Liquor License Map - Cheetahs

A motion was made by Councilwoman Pastor, seconded by Councilmember Garcia, that this item be forwarded to the State without recommendation. The motion carried by the following vote:

Yes: 8 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 1 - Councilman Waring

27 Liquor License - Kandies Cabaret

Request for a liquor license. Arizona State License Application 06070320.

Summary

Applicant
Robert Wallace, Agent

License Type
Series 6 - Bar

Location
3790 Grand Ave.
Zoning Classification: C-3
Council District: 5

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

The 60-day limit for processing this application was April 11, 2020. However, the applicant has submitted a written request for more time.

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.

Chicas Cabaret (Series 7)
2802 N. 35th Ave., Phoenix
Calls for police service: 27
Liquor license violations: In November 1996, a fine of $500 was paid for prohibited sex acts and employee/entertainer clothing requirements. In January 1997, a fine of $325 was paid for failure to protect the safety of patrons. In December 1997, a fine of $750 was paid for prohibited sex acts. In February 1998, a fine of $750 was paid for an entertainer employed by licensee performing a simulated sex act. In November

1999, a fine of $1,750 was paid for prohibited sex acts and allowing a disorderly to remain on premises. In August 2001, a fine of $375 was paid for underage on premises without a parent. In June 2004, a fine of $2,000 was paid for employee clothing requirements and prohibited sex acts. In January 2010, a fine of $250 was paid for not maintaining an employee log. In January 2012, a fine of $4,000 was paid for false or misleading information on application or other documents. In February 2012, a fine of $750 was paid for failure to request ID from underage buyer and selling, giving, furnishing an underage person with alcohol. In February 2012, a fine of $750 was paid for delinquent taxes. In July 2019, a fine of $3,000 was paid for failure to maintain capability, qualification and reliability.

Public Opinion

Two letters protesting the issuance of this license have been received and are on file in the Office of the City Clerk. The letters are from local residents. They feel that it would be a detriment as well as a potential danger for the community to add liquor to the establishment.

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I am an experience licensee with more than 20 years experience in the liquor industry. I am committed to upholding the highest standards for business practices & employees. I currently own a lic in the city of Phoenix which sales beer & wine and, have been trained in the techniques of legal & responsibility & taken title 4 liquor law training."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Kandies Cabaret wishes to provide adult entertainment, generate job opportunities, and provide a safe environment for the public. In addition, Kandies Cabaret will responsibly adhere to all state and federal tax laws and maintain a strict adherence to the security requirements of the city

and state requirements."

Staff Recommendation

Staff recommends disapproval of this application based on a Police Department recommendation for disapproval. The Police Department disapproval is based on past criminal history and numerous prior liquor violations. The applicant has not demonstrated the capability, qualifications and reliability to hold and control a liquor license. In addition, the location of the application is not in the best interest of the community.

Attachments

Liquor License Data - Kandies Cabaret
Liquor License Map - Kandies Cabaret
Liquor License Police Department Recommendation - Kandies Cabaret

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Stark, that this item be recommended for disapproval based on the Police Department's recommendation. The motion carried by the following vote:

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado 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 Guardado, seconded by Councilwoman Stark, that Items 28 through 94 be approved or adopted, except Items 30, 31, 34, 40, 48, and 59; noting that Item 50 is withdrawn; and excluding these items for public comment, Item 38. The motion carried by the following vote:

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

Items 28-29, 32-33, 35-37, Ordinance S-46512 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.

28 **ANSI National Accreditation Board, LLC**

For $10,000.00 in additional payment authority for Contract 143610 for accreditation and report fees for the Police Department, Laboratory Services Bureau. Accreditation for forensic testing laboratories is mandatory to apply and receive grant funding and to participate in the Federal Bureau of Investigation's Combined DNA Index System Program, which fosters the exchange and comparison of forensic DNA evidence from federal, state and local crime laboratories. The laboratory must maintain accreditation, including fees for interim audits and undergo a re-assessment and annual accreditation verifications by the ANSI National Accreditation Board LLC for Forensic Testing laboratories. The Laboratory Services Bureau is accredited by ANSI National Accreditation Board (ANAB). Accreditation is a mandatory requirement to participate in CODIS program and receive the majority of grant awards. The cost of accreditation includes an annual fee and audit. Payment of the invoice for the 2019 audit and 2020 accreditation fee is critical to maintaining our accreditation status.

This item was adopted.

29 **Settlement of Claim(s) Flores v. City of Phoenix**

To make payment of up to $150,000.00 in settlement of claim(s) in

Flores v. City of Phoenix, Maricopa County Superior Court, case number CV2019-008934, 18-0494-009 AU BI, for the Finance Department pursuant to Phoenix City Code chapter 42.

This item was adopted.

32 Settlement of Claim(s) Ayala-Serrano v. City of Phoenix

To make payment of up to $600,000.00 in settlement of claim(s) in *Ayala-Serrano v. City of Phoenix,* Maricopa County Superior Court, case number CV2015-054457, 14-0854-003 AU BI, for the Finance Department pursuant to Phoenix City Code chapter 42.

This item was adopted.

33 Settlement of Claim(s) Maydak v. City of Phoenix

To make payment of up to $42,500.00 in settlement of claim(s) in *Maydak v. City of Phoenix,* Maricopa County Superior Court, case number CV2019-094862, 18-0551-001 AU BI, for the Finance Department pursuant to Phoenix City Code chapter 42.

This item was adopted.

35 Team Marathon Fitness, INC. dba: Marathon Fitness

For $95,000.00 in payment authority to purchase fitness equipment for Phoenix Fire Department stations. Maintaining operational fitness levels are a mandatory requirement for Phoenix Firefighters. The purchase would be used for new fitness equipment as part of the current Phoenix Firefighters Association, IAFF Local 493 Memorandum of Understanding (MoU) Agreement. Funding through the MoU agreement is available to purchase fitness equipment to supplement existing standard fire station gym packages.

This item was adopted.

36 Combs Construction Company, Inc.

For $429,274.54 in additional payment authority for Agreement 146516, Change Orders 2 and 3 (Project ST87600114), Grand Canal Bike and Pedestrian Improvements Phase II for the Street Transportation Department. The change orders cover additional construction work necessary to complete the project including: electrical service to provide continuous pathway lighting and to power signalized pedestrian roadway crossings; steel material changes for the Sky Train Pedestrian Bridge;

additional guard railing to enhance pedestrian safety at the Sky Train pedestrian bridge; wireless irrigation equipment; additional landscaping; unanticipated removal and replacement of asphalt paving, curb and gutter, sidewalks, and driveways; and additional fencing, retaining wall, and concrete spillway construction at multiple locations. This Change Order is essential to the health, safety, and welfare of the Public and critical operations for the City.

This item was adopted.

37 Arizona Public Service Company doing business as APS

For $8,024.84 in payment authority to APS to reimburse APS for fourth quarter (October through December 2019) trip charges to disconnect or reconnect service to a street light for maintenance or non-maintenance purposes. Payment authority is critical because this work is required for the Capital Improvement projects to continue. Funding for these projects are budgeted in the Fiscal year the work is completed. This work was budgeted for FY 2019-20.

This item was adopted.

39 Request to Utilize Arizona Secretary of State's Online Nomination Petition System

Request to authorize the City Manager, or his designee, to approve for the City Clerk Department to utilize the Arizona Secretary of State's online nomination petition system (E-QUAL) as an option for the Mayoral and City Council candidate nomination process for the upcoming November 2020 Election and prepare related City Code changes to be presented to the Council at a later date, if needed.

Summary

On Nov. 3, 2020, the City of Phoenix will hold an election for Mayor and City Council Districts 1, 3, 5 and 7. To be certified to the ballot, mayoral candidates are required to obtain 1,500 signatures of registered Phoenix voters and council candidates must obtain 200 signatures of registered voters residing in that council district. After filing a Statement of Interest form with the City Clerk’s Office, candidates may begin gathering signatures on May 7, 2020 and must submit signatures to the City Clerk’s Office by 5 p.m. on July 6, 2020.

The current process for city candidates to obtain signatures is to circulate

hard copy nomination petition forms and gather signatures from qualified voters in-person, either by visiting households of registered voters or obtaining signatures at community events, among other methods. If a candidate collects enough valid signatures and meets all other nomination-related requirements, the candidate is certified to the ballot.

Currently because of the COVID-19 pandemic, and in anticipation of expected challenges with using the existing nomination petition process due to social distancing requirements, the City Clerk Department has the opportunity to work with the Secretary of State's Office (SOS) to offer candidates the option to use the SOS online nomination petition system (E-QUAL) for the November 2020 election. The E-QUAL system is a robust secure internet portal system that is currently used by the SOS for Statewide and Legislative candidates. It allows authenticated voters to sign a candidate nomination petition from their home or anywhere internet access is available and prevents voters from signing more than one petition for the same office. It also allows candidates to monitor the number of signatures gathered and determine how many more signatures are needed to meet the needed threshold. Candidates can encourage voters to sign their online petition by reaching out by phone, mailers, website information, or social media, instead of requiring an in-person contact.

The use of a secure internet portal system provided by the Secretary of State's Office for municipal use is currently authorized under state law under Arizona Revised Statutes § 16-317(A). If approved by the City Council, staff will work with the Secretary of State's Office to implement the E-QUAL option for mayoral and council candidates for the November 2020 election and prepare related City Code changes to be presented for Council approval at a later date, if needed.

For candidates who do not wish to use the E-QUAL system, the existing hard copy nomination petition process would still be an alternative option for the November 2020 election.

Public Outreach

If approved by the City Council, staff will provide information to all candidates on how to use the E-QUAL system.

This item was approved.

41 Facility Maintenance, Repair and Operations, Industrial and Building Supplies with Related Equipment, and Accessories, Supplies and Services (Ordinance S-46521)

Request to authorize the City Manager, or his designee, to enter into a contract with WESCO Distribution, Inc., to provide essential maintenance, repair, and operational supplies required by all Citywide departments in an amount not to exceed $5,000,000 over five years, or approximately $1,000,000 annually. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

Adopting the new Sourcewell (formerly the National Joint Powers Alliance) contract will allow the City to purchase maintenance, repair, and operational (MRO) supplies which support the needs of City employees, facilities, and warehouses, as well as the general public. MRO supplies include, but are not limited to: electrical supplies, motors, lighting, hand and power tools, safety equipment, pumps, pneumatic equipment, machining/cutting tools, HVAC equipment and supplies, test instruments, and a wide variety of goods required for the City to remain operational on a daily basis. The primary departments utilizing the contracts are: Aviation, Fire, Phoenix Convention Center, Public Works, Street Transportation, and Water Services. Approximately 83 percent of the contract spend is used by enterprise funds.

Procurement Information

By utilizing the Sourcewell (formerly the National Joint Powers Alliance) agreement, the City benefits from the cooperative contract rates.

Contract Term

The five-year contract period for these vendors will begin on or about April 15, 2020.

Financial Impact

The aggregate five-year contract value shall not exceed $5,000,000, or approximately $1,000,000 annually. The contract value is based on historical spend. Funds are available in City of Phoenix departments' budgets.

This item was adopted.

42 Multi-function Copier Devices (Unified Print Program) - State of Arizona Cooperative Contract - ADSPO13-050376 (Ordinance S-46525)

Request to authorize the City Manager, or his designee, to authorize additional expenditures for the two additional years using the established cooperative Contract 140630 with Toshiba Business Solutions (USA) Inc., for Citywide multi-function print and scanning devices. The total amount will not exceed $4,486,000 for purchases made from this contract. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

Toshiba Business Solutions (USA) Inc. (Toshiba) provides multi-function print and scanning devices, including supplies and maintenance, for all City departments. The deployment of devices is managed through the city's Unified Print Program, which involves analysis of printer usage at various locations, and an annual review to ensure devices are deployed in the most efficient and cost-effective manner. The additional funds are necessary for continued device replacement, maintenance, and support of the fleet through June 30, 2022.

This contract is necessary for continuance of our monthly service for multi-function print and scanning devices and to ensure the City's meets the obligations of the contract terms.

Procurement Information

In accordance with Administrative Regulation 3.10, a participating agreement is required when the City uses a cooperative agreement from another public agency. The contract was awarded through a competitive process, as set forth in the Phoenix City Code, Chapter 43. Utilization of cooperative agreements allows the City to benefit from government pricing and volume discounts. The State of Arizona contract covers multi-function print and scanning devices including supplies and maintenance, and the City adopted the contract in May 2015 with Toshiba for an amount not to exceed $7,825,000.

Contract Term

Toshiba Contract 140630 was originally awarded for a five-year term expiring June 30, 2020, with a one two-year extension option. The City is exercising the two-year extension, and this request covers the remaining term through June 30, 2022.

Financial Impact

With the $4,486,000 in additional funds, the contract's revised aggregate value is now $12,311,000 (including applicable taxes). Funds are available in City departments' budgets.

This item was adopted.

43 Acceptance of a Deed and Easements for Sidewalk, Roadway and Public Utility Purposes (Ordinance S-46528)

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

Summary

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

Easement (a)
Applicant: West Coast Land Group, LLC, its successor and assigns
Purpose: Sidewalk
Location: 4215 N. 91st Ave.
File: FN 200509
Council District: 5

Deed (b)
Applicant: Cheryl Vitale, its successor and assigns
Purpose: Roadway
Location: 1940 W. Olney Ave. (portion)
File: FN 190150
Council District: 7

Easement (c)
Applicant: Mike McGinn, its successor and assigns

Purpose: Public Utility
Location: 1940 W. Olney Ave. (portion)
File: FN 190150
Council District: 7

Easement (d)
Applicant: Cheryl Vitale, its successor and assigns
Purpose: Public Utility
Location: 1940 W. Olney Ave. (portion)
File: FN 190150
Council District: 7

This item was adopted.

44 Contract Extension for Phoenix Stable Income Fund Investment Management Services for City's 457(b) Deferred Compensation and 401(a) Defined Contribution Plan

Request to authorize the City Manager, or his designee, to amend Contract 140701 with Principal Global Investors, LLC., doing business as Morley Capital Management, by extending the term of the contract for one year to provide continued Phoenix Stable Income Fund (Fund) Investment Management Services for the City's 457(b) Deferred Compensation and 401(a) Defined Contribution Plan. No disbursement of funds from the City Controller is required for this contract. The administrative costs are paid from plan assets.

Summary

The City entered into a contract with Morley Capital Management on May 21, 2015, to provide investment management services for the Fund which is approximately $410 million. The fifth year of the contract will expire May 20, 2020. Morley Capital Management recently diversified the Fund by adding two stable value wrap providers and finalized those contracts. Stable value wrap contracts are complex and require extensive knowledge of all variables involved. A one-year extension is requested to allow Morley Capital Management to ensure the success of the Fund. A new procurement process will be conducted before the new expiration date.

Procurement Information

In accordance with Administrative Regulation 3.10, a Determination Memo citing a need to extend the current contract beyond maximum option years was approved on Jan. 30, 2020.

Contract Term

The original contract term was for a three-year period, beginning on May 21, 2015, with two, one-year extension options exercised by the City. Approval of this request would extend the contract until May 20, 2021.

Financial Impact

No General Funds are used for this contract. The administrative costs are paid from plan assets.

Concurrence/Previous Council Action

The initial contract was approved by City Council on Nov. 19, 2014.

This item was approved.

45 Increase Expenditure Authority for Life Insurance Services (Ordinance S-46544)

Request to authorize the City Manager, or his designee, to authorize additional payment authority for Contract 141100 with Minnesota Life Insurance Company, in the amount of $150,000 with a revised aggregate value of $4,980,000, to provide occupational accidental death and dismemberment insurance benefits for sworn Police and Fire personnel. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The additional amount is needed due to the increase of occupational accidental death and dismemberment insurance benefits for sworn Police and Fire personnel pursuant to A.R.S. 23-901.01(B). The definition of Line of Duty death has been expanded to include death manifested due to inhalation of smoke or chemical substance while in the course of occupation for sworn Police and Fire personnel.

Procurement Information

In accordance with Administrative Regulation 3.10, a Determination Memo citing the amendment to the contract and needed funds was approved on March 31, 2020. The contract was awarded through a

competitive process consistent with the City's procurement processes, as set forth in the Phoenix City Code, chapter 43. The contract expires Dec. 31, 2020 and the Human Resources Department is currently conducting a Request for Proposals for a new contract to be effective Jan. 1, 2021.

Contract Term

The original contract term was for a three-year period, beginning on Jan. 1, 2015, with two, one-year extension options exercised by the City. The City Council approved adding a third one-year option to the contract on June 29, 2019.

Financial Impact

Upon the approval of the additional payment authority of $150,000, the revised aggregate value will be $4,980,000 through the term of Dec. 31, 2020. Funds are available in department’s budget.

Concurrence/Previous Council Action

Contract 141100 was approved by Formal Council action on Oct. 10, 2014.

This item was adopted.

46 Telecommunication Facilities Sharing - Intergovernmental Agreement with Federal Bureau of Investigation (FBI) (Ordinance S-46542)

Request to authorize the City Manager, or his designee, to extend the established Intergovernmental Agreement (IGA) 57350 with the Federal Bureau of Investigation (FBI) for continued shared use of telecommunication facilities, and the addition of a site specific supplemental agreement for a 10-year period with an option to extend for one additional 10-year period, at no cost, not to interfere basis. There is no financial impact to the City of Phoenix.

Summary

The IGA permits and supports sharing of telecommunication facilities owned and operated by the City of Phoenix (City) and/or the FBI. The City and FBI both operate extensive telecommunication systems within the city of Phoenix and the State of Arizona. Potential electronic sites are

limited, an in order to avoid a proliferation of site development by a number of users, it is in the public's interest for both agencies to share those facilities that service a common good. The City and the FBI agree that sharing telecommunication facilities reduces duplication of efforts, cost effective and improvements to service. In addition, the FBI is one of the Regional Wireless Cooperative (RWC) intertop partners and they work with all police department for RWC members.

Procurement Information
In accordance with Administrative Regulation 3.10, IGA's are excluded and subject to Arizona Revised Statutes.

Contract Term
This contract was last amended with an expiring term of May 2, 2020. The City of Phoenix is exercising a 10-year option to extend through May 2, 2030 with an option to extend for one additional 10-year period.

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

This item was adopted.

47 Housing Landscaping Services - Residential Single-Family Homes (Ordinance S-46536)

Request to authorize the City Manager, or his designee, to enter into a contracts with Artistic Land Management, Inc. and Somerset Landscape, a Yellowstone Landscape Company to provide landscaping services at the Housing Department's residential single-family homes. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $400,000. There is no impact to the General Fund.

Summary
Contractors will provide regular ground and landscape maintenance on single-family homes owned by the City and managed by the Housing Department. Landscape services at these homes will include, but are not limited to, vegetation control, trash pickup, removal of illegal dumping, tree maintenance and removal, and other related services. All work will be carried out in accordance with the technical specifications in the

solicitation and as directed by City Housing Department personnel.

Procurement Information
IFB FY20-086-07 was conducted accordance with Administrative Regulation 3.10. Five offers were received by the Housing Department Management Services Division on March 4, 2020. Offers were evaluated and the award recommendations are for the lowest cost. Multiple awards are recommended to meet the volume requirements and locations throughout the City as outlined in the solicitation (see **Attachment A**).

The Housing Department Director recommends that the offers of Artistic Land Management, Inc. and Somerset Landscape, a Yellowstone Landscape Company, be accepted as the lowest priced, responsive and responsible offers.

Contract Term
The five-year contract term will begin on or about May 1, 2020 and end on April 30, 2025 with no options to extend.

Financial Impact
The aggregate contract value will not exceed $400,000 (including applicable taxes). This contract is funded with U.S. Department of Housing and Urban Development (HUD) funds. There is no impact to the General Fund.

This item was adopted.

49 Authorization to Enter into Development Agreement with US RELP NORTERRA EAST 1, LLC (Ordinance S-46543)

Request to authorize the City Manager, or his designee, to enter into a Development Agreement (DA), and other agreements as necessary, with US RELP NORTERRA EAST 1, LLC (Developer) to provide public infrastructure assistance for a mixed-use commercial development at the intersection of Happy Valley Road and 21st Avenue. Further request to authorize the City Controller to disburse funds related to this item, estimated at approximately $400,000. Funding is available in the Strategic Economic Development Fund.

Summary
The Developer, a partnership of United Services Automobile Association

(USAA), is constructing a mixed-use commercial development at the northwest corner of Happy Valley Road and 21st Avenue. The development of this 42-acre mixed-use project will include more than 75,000 square feet (SF) of commercial, office and other mixed-use space (Project). As a previously announced expansion, USAA is approaching their commitment to hire up to 1,100 new jobs at their 1.1 million SF facility just north of this site. To accommodate for these new jobs and growth resulting from these efforts, additional public infrastructure is necessary at the intersection of Happy Valley Road and 21st Avenue.

The City recognizes the resulting substantial economic impacts to the City and region from the Project and USAA expansion. To remain competitive and allow for continued economic growth in this area, the following terms have been negotiated:

Developer and City shall enter into the DA within 6 months of City Council authorization of the business terms.

Developer shall construct an approximately 42-acre mixed-use development in phases which shall include not less than 75,000 SF of commercial, office and other mixed-use space.

Within 10 years of the execution of the DA, Developer shall:

Design and construct Phase 1 of the Project, which will include no less than 30,000 square feet of commercial, office and mixed-use space.

Complete any necessary dedications for the future installation of the traffic signal at Happy Valley Road and 21st Avenue.

City shall, when traffic counts warrant, design and construct a traffic signal at Happy Valley Road and 21st Avenue.

The DA will include other terms and conditions as required by the City.

Contract Term

The DA is for a maximum term of 10 years with no extensions.

Financial Impact

The estimated cost of the traffic signal is approximately $400,000. Funding is available in the Street Transportation Department's Capital Improvement Program budget beginning in Fiscal Year 2021-2022.

Location
Northwest corner of Happy Valley Road and 21st Avenue.
Council District: 1

This item was adopted.

50 (CONTINUED FROM MARCH 18, 2020) - One-Time Purchase of Mobile Imaging System (Ordinance S-46441)

Request to authorize the City Manager, or his designee, to allow the one-time purchase from Freedom Surveillance, LLC dba Strongwatch for a mobile imaging system for the Police Department, Homeland Defense Bureau in the amount not to exceed $375,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
The Police Department, Homeland Defense Bureau, seeks to purchase the Strongwatch mobile imaging system which will be used for major events and high-profile event management. The system is used to stream live video back to a command post allowing command level decision-makers to observe events as they unfold and allows trained staff to make critical decisions with realtime information. In addition, the camera system can capture recorded visual information that can later be used to investigate incidents that occurred during major events.

The Homeland Defense Bureau currently operates a deployable camera system for major events. The Strongwatch system is compatible with the current system and will require no additional networking to tie into the current system. Additionally, the new Strongwatch platform will be interchangeable with the current Strongwatch platform.

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

Procurement Information
In accordance with Administrative Regulation 3.10, normal competition was waived as a result of an approved Determination Memo for Special Circumstance Without Competition citing Freedom Surveillance, LLC dba Strongwatch as the provider of the mobile imaging system that is

compatible with the current system. The determination memo was completed and approved by the Deputy Finance Director recommending the one-time purchase with Freedom Surveillance, LLC dba Strongwatch be accepted.

Contract Term
This contract will begin on or about April 16, 2020 and will end on or about Sept. 17, 2020.

Financial Impact
Expenditures will not exceed $375,000. Funds are available in the Police Department's budget.

This item was withdrawn.

51 9-1-1 Equipment and Emergency Notification Software and Services (Ordinance S-46514)

Request to authorize the City Manager, or his designee, to allow the use of the H-GAC cooperative contract EC07-18 with Intrado Life & Safety Solutions Corporation for the supply of 9-1-1 Equipment & Emergency Notification Software and Services. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value is $10,000,000.

Summary
The City of Phoenix, as a political subdivision of the State and through the resolutions by the Maricopa Association of Governments (MAG) member agencies, was designated as the contracted agent for the 9-1-1 system in 1989. The Regional 9-1-1 Services was established as a section of the Phoenix Fire Department to oversee the 9-1-1 program. The 9-1-1 Administrator, head of the Regional 9-1-1 services, manages the 9-1-1 system throughout the Maricopa region. Responsibilities of the 9-1-1 administrator include budget and billing on behalf of the Public Safety Answering Points (PSAPs) in the Maricopa region, to the State 9-1-1 Office who manages the 9-1-1 fund.

The MAG Regional Council, Phoenix Fire, Regional 9-1-1 Services provide 9-1-1 services for the Phoenix Metropolitan Area ("Maricopa

Region"), consisting of twenty-five 9-1-1 PSAPs throughout the greater Phoenix area. The State of Arizona has mandated the procurement be managed at the local level, providing a 9-1-1 grant funded by the Emergency Telecommunication's Fund. The grant funds will provide uninterrupted 9-1-1 services to all PSAPs in the Phoenix Region and allow agencies to manage the 9-1-1 contracts and secure the services on a local level.

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

Procurement Information
In accordance with Administrative Regulation 3.10, a participating agreement is required when the City uses a cooperative agreement from another public agency. The contract was awarded through a competitive process consistent with the City's procurement process, as set forth in the Phoenix City Code, Chapter 43. The H-GAC contract covers the purchase of 9-1-1 Equipment & Emergency Notification Software and Services for the Fire Department. The H-GAC contract was awarded on July 1, 2018. The use of this cooperative will provide the City national discounts on these products and services.

Contract Term
The contract term will begin on or about July 1, 2020 and end on or about June 30, 2025.

Financial Impact
Expenditures against this contract shall not exceed the aggregate amount of $10,000,000. Funds are available in the Fire Department's budget.

This item was adopted.

52 Intergovernmental Agreement with Salt River Pima-Maricopa Indian Community for Regional 9-1-1 Services (Ordinance S-46524)

Request authorization for the City Manager, or his designee, to enter into an intergovernmental agreement with Salt River Pima-Maricopa Indian Community. Additionally request that the City Council authorize an exemption from the indemnification prohibition set forth in Phoenix City Code section 42-18 (A) and (B) for a governmental entity pursuant to

Phoenix City Code section 42-20 (B). Further request authorization for the City Treasurer to accept, and for the City Controller to disburse all funds related to this item.

Summary

Regional 9-1-1 Services, located on the Phoenix Fire Department campus, provides
24-hour 9-1-1 system maintenance and oversees the installation of 9-1-1 equipment for 25 9-1-1 Centers throughout the Maricopa County Region. This service is paid for through monies distributed by the State of Arizona to the City. Salt River Police Department (SRPD) is one of the 9-1-1 Centers for which Regional 9-1-1 Services provides state-funded 9-1-1 maintenance. SRPD recently acquired a back-up 9-1-1 call-taking equipment answering station that requires day-to-day maintenance and technical support, but does not meet the emergency 9-1-1 criteria to qualify for state-funded maintenance. Therefore, SRPD requires dedicated time and resources from the City of Phoenix Fire Department's Regional 9-1-1 Services Program to maintain this equipment, for which the City receives reimbursement.

Contract Term

The five-year contract term will begin July 1, 2020.

Financial Impact

The Fire Department will receive an aggregate amount of $90,000 through June 30, 2025.

Location

N. Fort McDowell Road and Route 87 (Salt River Pima-Maricopa Indian Community)
Council District: Out of City

This item was adopted.

53 Network Equipment and Services - State of Arizona Cooperative Contract (Ordinance S-46537)

Request to authorize the City Manager, or his designee, to authorize additional expenditures for contract 143857 with Enterprise Network Solutions to purchase additional Regional 9-1-1 equipment, provide necessary maintenance, and train additional staff through June 30, 2021.

Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The additional amount will be used for Phoenix Fire Department Regional 9-1-1 Emergency Services equipment and hardware components which also include Internet Protocol ESInet offered by Enterprise Network Solutions as required for 9-1-1 Call Processing Equipment. The ESInet provides emergency communications among the Public Safety Answering Points in the Maricopa region, which include: Apache Junction Police Department, Arizona State University Police Department, Avondale Police Department, Buckeye Police Department, Chandler Police Department, Fort McDowell Police Department, Gilbert Police Department, Glendale Police Department, Goodyear Police Department, Luke Air Force Base Fire Department, Maricopa County Sheriff's Office, Mesa Fire Department, Mesa Police Department, Paradise Valley Police Department, Peoria Police Department, Phoenix Fire Department, Phoenix Police Department, Rural Metro Fire Department, Salt River Tribal Police Department, Scottsdale Police Department, Tempe Police Department, Tolleson Police Department, and Wickenburg Police Department.

The State of Arizona 9-1-1 Program office has oversight responsibility for revenues collected through the Emergency Telecommunication Service Revolving Fund. Revenues are generated through a Telecommunications Services Excise Tax for wireline, traditional wireless and Voice over Internet Protocol phones through the Prepaid Wireless Telecommunications E9-1-1 Excise Tax. Funds are used to implement and operate emergency Telecommunication services through political subdivisions of the state. The City of Phoenix, as a political subdivision of the State, was designated as the contracted agent for the 9-1-1 system in 1989. The Regional
9-1-1 Services was established as a section of the Phoenix Fire Department to oversee the 9-1-1 program. Responsibilities of the 9-1-1 Administrator include budget and billing, on behalf of the Public Safety Answering Points in the Maricopa region, to the State 9-1-1 Office who manages the 9-1-1 fund. These funds will procure 9-1-1 Services, equipment, networking, and training on a local level instead of through the State. The City of Phoenix will act as the pass-through agency for the

procurement of these 9-1-1 acquisitions on behalf of the Maricopa Region member agencies. The City of Phoenix will be reimbursed through the 9-1-1 Grant which was awarded to the City specifically for these purchases.

Procurement Information

In accordance with Administrative Regulation 3.10, a participating agreement is required when the City uses a cooperative agreement from another public agency. The contract was awarded through a process, as set forth in the Phoenix City Code, Chapter 43. Utilization of cooperative agreements allows the City to benefit from national government pricing and volume discounts. The State of Arizona contract covers network equipment and services, and the City adopted the contract in 2016 with Enterprise Network Solutions for an amount not to exceed $20.5 million.

Financial Impact

With $3,500,000 in additional funds, the contract's revised aggregate value is approximately $24,000,000. Funds are available in City department's budgets with the additional $3,500,000 available in the Fire Department.

Concurrence/Previous Council Action

Contract 143857 was approved by Formal Council on Oct. 5, 2016.

This item was adopted.

54 Request to Apply for and Accept Federal Fiscal Year 2019 Assistance to Firefighters Grant Program Funds (Ordinance S-46538)

Request to authorize the City Manager, or his designee, to retroactively apply for, and accept, if awarded, up to $346,418 from federal fiscal year 2019 Assistance to Firefighters Grant (AFG) Program to fund two projects: Personal Protective Equipment (PPE) Decontamination and Fire Ground Survival Training for the Fire Department. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item. If not approved, the grant, if awarded, would be turned down.

Summary

The AFG Program, administered through the Federal Emergency

Management Agency (FEMA), is intended to help the nation's fire service by providing vital funds to local fire departments across the country. The primary goal of the program is to meet the firefighting and emergency response needs of fire departments, nonaffiliated emergency medical service organizations, and State Fire Training Academies. Since 2001, AFG has helped firefighters and other first responders obtain critically needed equipment, protective gear, emergency vehicles, training, and other resources necessary to protect the public and emergency personnel from fire and related hazards.

PPE Decontamination

The PPE Decontamination Project will establish a comprehensive PPE decontamination and cleaning project with an overall goal of improving firefighter health and safety by reducing repeated exposure to harmful contaminants on unclean or inadequately cleaned PPE and fire ground equipment. The funds will be utilized to purchase wet mitigation systems for response vehicles, new washers and dryers, and a downdraft table for use in the PFD laundry room. The total cost for this project is $229,914 with a city match of around $29,989.

Fire Ground Survival Training

The Fire Ground Survival (FGS) Training Project will certify Phoenix and regional partner department trainers to teach FGS to our personnel. The training will enhance first responder awareness of conditions on the fire ground and give our members the critical skills necessary to handle a firefighter emergency. The funds will be utilized to provide training to 30 instructors and purchase three training props, two of which will be trailer mounted for department-wide training. The total cost for this project is $116,504, with a city match of around $35,503.

Since 2008, the Fire Department has received more than $5 million in AFG funding. These grants were used to purchase portable radios, thermal imaging cameras, Incident Safety Officer System training, Automatic Chest Compression devices, Peer Support Team Training and Physical Therapy Equipment upgrades.

Procurement Information

The Fire Department will administer the grant in accordance with

Administrative Regulation 3.10.

Contract Term

The one-year grant Period of Performance is projected to begin on or around June 1, 2020.

Financial Impact

The grant is anticipated to have a 15 percent required cost match; funds are available in the Fire Department's operating budget.

This item was adopted.

55 Amend Ordinance with Northrop Grumman Systems Corporation to Authorize Exceptions to Indemnification Provisions (Ordinance S-46539)

Request the City Council amend Ordinance S-44609 to enter into contract with Northrop Grumman for Regional Computer Aided Dispatch (CAD) maintenance and support services subject to contract provisions and requesting waiver of Phoenix Code §42-18.

Summary

Ordinance S-44609, adopted on May 16, 2018, authorized the City Manager, or his designee, to enter into contract with Northrop Grumman Systems Corporation for Regional Computer Aided Dispatch (CAD) maintenance and support services for the Phoenix Fire Department (PFD). Northrop Grumman Systems Corporation has taken exception to the indemnification provisions in the contract. PFD is seeking an exception to Phoenix Code §42-18 in allowing for mutual indemnification against any and all claims, demands, suits, actions, proceedings, judgements, losses, damages, injuries, penalties, costs, expenses (including reasonable attorneys' fees, both inside and outside counsel) and liabilities, of, by or with respect to third parties, which arise from the intentional misconduct or negligence of either party, its employees, agents or subcontractors. Further, with respect to any and all claims demands, suits, actions, proceedings, judgements, losses, damages, injuries, penalties, costs, expenses (including reasonable attorneys' fees, both inside and outside counsel) and liabilities, of, by or with respect to third parties, which arise from the joint or concurrent negligence of the Contractor and Indemnitee, each party shall assume responsibility in proportion to the degree of its respective fault.

All other provisions of Ordinance S-44609 will remain the same.

This item was adopted.

56 Enter into a Contract with Northrop Grumman for Fire Computer Aided Dispatch (CAD) Upgrade Project and Provide Overall Project Funding (Ordinance S-46540)

Request authorization for the City Manager, or his designee, to enter into a contract with Northrop Grumman (NG) for the Fire Computer Aided Dispatch (CAD) Upgrade Project beginning on or about June 1, 2020. Also request funding to cover the remainder of the Project which will include future acquisition of a Records Management System (RMS) and other project activities that would be timely brought to City Council for future consideration. Also request an ordinance authorizing the City Manager to cause the issuance of obligations of or by a municipal property corporation, including execution and delivery of one or more ground leases, leases, purchase agreements or financing agreements, and the taking of any and all actions necessary or appropriate to finance or reimburse a principal amount not exceeding $20 million of costs for acquiring and improving Phoenix Fire Department facilities and equipment plus related financing costs; authorizing a pledge if deemed appropriate, of excise taxes or other lawfully available fund; authorizing the execution and delivery of other appropriate agreements in connection therewith, including but not limited to any official statements and bond purchase agreements and certificates necessary or appropriate for the financing and associated financing costs; authorizing the City Manager to take any and all other necessary or desirable actions in connection with such bonds. Further request the City Controller to disburse all funds related to these items.

Summary

The Phoenix Fire Department (PFD) currently relies on a NG CAD system that provides regional dispatch management for 26 jurisdictions and two private ambulance companies. When PFD acquired the NG CAD in 1994, they secured access to the source code, enabling the department to customize the application’s functionality to meet the unique requirements of the department and its partner agencies.

Fire CAD systems have a lifespan of 10 to 15 years, primarily due to

technical and functional obsolescence. PFD has significantly elongated the current CAD system's lifecycle by introducing continuous technical and functional enhancements. Nevertheless, the underlying application programming language (COBOL1) and operating system (OpenVMS2) are obsolete, precluding substantive technical and functional improvements.

To keep pace with the growing demand for services, PFD must upgrade the CAD system in order to maintain service levels and meet response time standards established by the National Fire Protection Association. Additionally, acquisition of a modern Fire RMS to replace the existing Fire RMS implemented in 1994 will allow for the reconciliation of all Fire Department incident, equipment and management data.

Providing overall project funding for the Fire Computer Aided Dispatch Upgrade Project (Northrop Grumman) and future acquisition of an RMS System will ensure the following:

Enhanced Business Continuity and Disaster Recovery with improved CAD System maintenance and upgrade processes.
Upgraded existing COBOL CAD System, which was implemented in 1994.
Upgraded mobile and mapping software utilized on Fire Mobile Computer Terminals, which have been in place since 2001.
Acquisition of a modern Fire RMS, which replaces the existing Fire RMS implemented in 1994, and allows for the reconciliation of all Fire Department incident, equipment and management data.
Improved Fire Department ability to report to national Fire data repositories, such as the National Fire Incident Reporting System and the National Fire Operations Reporting System.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as a result of a Determination Memo citing the unusual nature of the goods and services that require a specific vendor. Business Investment Request #3490 has been approved by the Information Technology Services Department.

Contract Term

The term of the agreement with Northrop Grumman, if approved, will be for five years, beginning on or about June 1, 2020 through May 31, 2025.

Financial Impact

The total cost for this five-year project will not exceed $32,687,212. This includes approximately $19.1 million to be paid by the City of Phoenix and approximately $13.6 million to be funded by the City's 22 partner jurisdictions. This ordinance provides authorization to issue up to $20 million principal amount plus related financing costs to fund the PFD equipment. The city will pledge excise taxes or other lawfully available funds to the repayment of the obligation. Funds are available in the Fire Department's budget.

This item was adopted.

57 E-One Ladder Fire Trucks (Ordinance S-46530)

Request to authorize the City Manager, or his designee, to enter into a contract with H&E Equipment Services, Inc. for the purchase of two ladder fire trucks. This contract will have an aggregate expenditure of $2,500,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The City of Phoenix Fire Department currently operates 21 ladder trucks in its active fleet. The department is seeking to replace two units experiencing excessive downtime which has hindered the department from providing service to the residents as first responders on emergency calls. Replacing these two trucks will reduce maintenance costs and allow the Fire Department to provide a high level of service to the community.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as a result of a determination memo - without competition. This is an urgent request to replace two aged fire truck units that are experiencing excessive downtime.

Contract Term

The contract term will start upon Council approval for the one-time purchase of two ladder trucks.

Financial Impact

Expenditures will not exceed $2,500,000 over the life of the contract. Funds are available in the Fire Department's budget.

This item was adopted.

58 Authorization to Enter into Agreement with Grand Canyon University for Police Services (Ordinance S-46546)

Request authorization for the City Manager, or his designee, to allow the Police Department to enter into an agreement with Grand Canyon Education, Incorporated, dba Grand Canyon University (GCU) for police services. Further request authorization for the City Treasurer to accept, and the City Controller to disburse, all funds related to this item.

Summary

This is a continuing agreement with GCU that originated in 2012. The purpose is to enhance police services within designated areas around and on the GCU campus. The designated area is the Black Canyon Freeway (I-17) to 35th Avenue, and Indian School Road to Bethany Home Road. Additional designated areas may also be identified during the agreement period. Crime suppression programs will be conducted on a weekly basis with the goal of impacting the crime rate and the perception of crime in the designated area. GCU will provide annual funding of $100,000 ($95,000 for personnel services and $5,000 for bike purchases and repairs) with an in-kind match from the City of approximately $100,000. The total committment is an average of 58 manpower hours per week.

Contract Term

Three years from July 1, 2020 through June 30, 2023.

Financial Impact

This agreement provides the Police Department with an annual reimbursement of $100,000, and the City will incur an annual in-kind match of approximately $100,000.

This item was adopted.

60 Amend Contract with Bode Cellmark Forensics for DNA Analysis (Ordinance S-46548)

Request authorization for the City Manager, or his designee, to amend Contract 149731 with Bode Cellmark Forensics. This amendment will extend the contract term for one year beyond the original contract term and add an additional $159,690 to the contract, for an aggregate value of $1,182,419. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Phoenix Police Department's Laboratory Services Bureau (LSB) has received multiple grants to facilitate the analysis of sexual assault kits. The LSB utilizes outside services to process these kits in an effort to reduce the backlog of processing sexual assault kits needed to provide evidence in criminal cases. A contract extension is necessary to continue these vital services until a new contract is awarded.

Procurement Information

In accordance with A.R. 3.10, a Special Circumstance - Without Competition Determination was submitted and approved to extend the current contract beyond its original term and to add additional funds to the contract.

Contract Term

The term of the contract will be extended from May 1, 2020 to April 30, 2021.

Financial Impact

Grant funding is available to fund this contract. No City funds are required.

Concurrence/Previous Council Action

This contract was approved by City Council at the March 20, 2019 meeting under Ordinance S-45479.

This item was adopted.

61 Donation of Facility Canines for the Police Communications Bureau (Ordinance S-46545)

Request authorization for the City Manager, or his designee, to accept a donation of two trained facility canines from The Fetch Foundation valued at $7,900 each for the Police Communications Bureau.

Summary

The Fetch Foundation is a non-profit 501(c)(3) organization that works closely with animal rescue organizations and shelters to identify dogs that have the potential to be trained to become search and service dogs or therapy dogs. The Foundation's Homeless to Heroes program takes homeless shelter dogs and repurposes them to work in situations appropriate to their abilities.

In support of the Police Department's ongoing commitment to employee wellness, the department partnered with the Fetch Foundation to provide two trained facility canines to be placed at the Police Department's Communication Bureau with handlers, who are bureau employees. This bureau employs 280 civilian staff who are responsible for answering emergency and non-emergency calls from the public and dispatching priority calls requiring a police response. The facility canines are expected to help alleviate some of the pressures and emotional stresses this job can have on these employees. One canine has been identified as an ideal candidate for this program and is currently undergoing training. As soon as a suitable second canine candidate is identified, it too will also begin training. The use of facility canines was also a wellness improvement recommendation identified by the City's 911/Civilian Response Workgroup.

Financial Impact

The donation includes the cost of the canine and their training. Minimal annual maintenance costs will be required for food, veterinary visits and miscellaneous supplies. Funds for these expenses are available in the Police Department's budget.

This item was adopted.

62 Badging Supplies - AVN IFB 20-001 (Ordinance S-46515)

Request to authorize the City Manager, or his designee, to enter into separate contracts with Access Watch of Florida, LLC; Rockwest Technology Group, Inc. dba Multicard; and Thermalprint, LLC to provide badging supplies for the Aviation, Fire, Municipal Court, Police, Public Transit, Public Works, and Water Services departments in an amount not to exceed $3,100,000 for the five-year aggregate contract terms. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The contracts will provide badging supplies for City employees and contractors. Badging supply items include, but are not limited to, lanyards, badge holders, printing supplies (i.e. printer film, ribbons, cleaning kits), ID card stock, proximity cards and re-validation stickers. These items are essential for the security access of City employees and contractors. Badging supplies must be readily available to permit necessary access to secured work areas.

Procurement Information

Invitation for Bid (IFB) 20-001 was conducted in accordance with Administrative Regulation 3.10. Bids were requested for four Badging Supply Groups: Group 1 - Badging Accessories - Core Items; Group 2 - Badge Print Supplies; Group 3 - ID Cards; and Group 4 - Badge Revalidation Stickers.

Offers were received for IFB 20-001 as follows:

Group 1 - Badging Accessories - Core Items: Nine Offers.
Group 2 - Badge Print Supplies: Five Offers.
Group 3 - ID Cards: Nine Offers.
Group 4 - Badge Revalidation Stickers: Three Offers.

The offers were evaluated and the lowest responsive and responsible Offeror for each group are as follows:

Group 1 - Badging Accessories - Core Items: Thermalprint, LLC.
Group 2 - Badge Print Supplies: Access Watch of Florida, LLC.
Group 3 - ID Cards: Access Watch of Florida, LLC.
Group 4 - Badge Revalidation Stickers: Rockwest Technology Group, Inc. dba Multicard.

Contract Term

The contracts will begin on or about June 1, 2020 for an initial three-year term, with two one-year options to extend for five-year aggregate contract terms.

Financial Impact

The combined contract values will not exceed $3,100,000 for the five-year aggregate contract terms. Funds are available in the Aviation, Fire, Municipal Court, Police, Public Transit, Public Works, and Water Services departments' budgets.

This item was adopted.

63 Additional Contract Expenditures for Plumbing, Rooter and Jetting Services - AVN IFB 18-034 (Ordinance S-46535)

Request to authorize the City Manager, or his designee, to increase contract funds for Contract 148141 with RKS Plumbing and Mechanical, Inc., for plumbing, rooter and jetting services for the Aviation Department in the amount of $820,000 and not to exceed $1,570,000 for the aggregate three-year contract term. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Aviation Department has experienced unexpected plumbing related repairs at various owned and maintained properties. The contract with RKS Plumbing and Mechanical, Inc. is used to provide plumbing related services including piping repairs on domestic water booster pumps, sewage ejector pumps, gas system repairs, rooter services and sewer line jetting and emergency plumbing services, as required to meet operational demands of Phoenix Sky Harbor International Airport, Deer Valley Airport and Goodyear Airport.

Contract Term

The initial three-year contract term began on July 1, 2018, with no options to extend.

Financial Impact

Additional funds in the amount of $820,000 will increase the total contract value to $1,570,000 for the aggregate three-year contract term. Funds are available in the Aviation Department budget.

Concurrence/Previous Council Action

This contract was recommended for approval at the Formal City Council meeting on June 20, 2018.

Location

Phoenix Sky Harbor International Airport, 3400 E. Sky Harbor Blvd. and surrounding airport properties; Deer Valley Airport, 702 W. Deer Valley Road; and Goodyear Airport, 1658 S. Litchfield Road, Goodyear Ariz. Council District(s): 1, 8, Out of City

This item was adopted.

64 Transit Facilities Maintenance Services - Request for Contract Award (Ordinance S-46534)

Request to authorize the City Manager, or his designee, to enter into an agreement with ABM Industry Groups, LLC to provide transit facilities maintenance services. Also request to authorize execution of amendments to the agreement as necessary within the Council's approved expenditure authority as provided below. Further request to authorize the City Controller to disburse all funds related to this item. The total cost of the agreement if entered with ABM Industry Groups, LLC will not exceed $15 million.

Summary

The purpose of this agreement is to provide complete facilities maintenance services at all of the City of Phoenix's public transit properties, which includes three operating garages, eight park-and-rides, five transit centers, and one office building. Contractor services include: (1) scheduling, supervising, and tracking of all repairs and assets; (2) providing 24-hour emergency response services as needed to keep the public transit properties and services operational; and (3) completing required maintenance to the facilities and its components, such as fire and life safety components, heating and ventilation, bus fueling, bus washing, and bus lifts.

The Facilities Maintenance contract is critical to the upkeep of Public Transit infrastructure, including fire, life and safety components. The current contract expires June 30, 2020, and the new contract allows maintenance to continue at all 18 Public Transit facilities to support bus operations, including fueling, and maintaining facilities in a state of good repair as required by the Federal Transit Administration.

Procurement Information

The selection was made using a Request for Proposal (RFP) procurement process in accordance with Phoenix's Administrative

Regulation 3.10. The three vendors listed below submitted proposals. All proposers were found to be responsible and all proposals were found to be responsive.

The evaluation panel recommendation was reached by consensus in consideration of published selection criteria. The proposers and results are:
ABM Industry Groups, LLC: 863 points (proposer recommended for award)
George S. Hall, Inc.: 622 points
Paragon Services, LLC: 520 points

Contract Term
The five-year agreement will begin on or about July 1, 2020.

Financial Impact
The total cost of the agreement if entered with ABM Industry Groups, LLC will not exceed $15 million. Funding is available for the first year of the agreement in the Public Transit Department's proposed 2020-2021 Operating Budget.

This item was adopted.

65 Happy Valley Road and I-17 Park-and-Ride Facility Lease (Ordinance S-46533)

Request to amend Ordinance S-45689 to authorize the City Manager, or his designee, to execute a new lease for the Happy Valley Road and I-17 Park-and-Ride. Further request to grant an exception pursuant to Phoenix City Code 42-20 to authorize the inclusion of indemnification and assumption-of-liability provisions in the new lease documents that otherwise would be prohibited by Phoenix City Code 42-18, as Arizona State Land Department (ASLD) requires such provisions.

Summary
In 2009, the City entered into a 10-year contract with ASLD to occupy and operate the park-and-ride facility at Happy Valley Road and I-17. In 2019, City Council adopted Ordinance S-45689 to extend the term of that contract for one additional 10-year period. However, ASLD has not approved that extension and instead requires the execution of a new 10-year contract which contains indemnification and

assumption-of-liability provisions for the continued use and operation of the park-and-ride. All other terms and conditions of the contract will remain the same.

Contract Term

The contract term is for a 10-year period, beginning in April 2019.

Financial Impact

The amounts authorized under Ordinance S-45689 will remain the same. Base rent is $22,000 per year, plus applicable taxes. In addition, a payment of $1,000 was made to ASLD for the usual and customary processing fees for the lease renewal. The City is responsible for paying for all utilities, repairs, taxes, assessments, insurance, and maintenance to the premises. Funds are available in the Public Transit Department operating budget T2050 Fund.

Concurrence/Previous Council Action

Ordinance S-36436, adopted July 1, 2009, authorized City Contract 125944.

Ordinance S-45689, adopted June 5, 2019, authorized extending City Contract 125944 for a 10-year period.

Location

24725 N. 29th Ave.

Council District: 1

This item was adopted.

66 Purchase of Gradall XL5100 Self-Hauling Excavator (Ordinance S-46520)

Request to authorize the City Manager, or his designee, to enter into a contract with Mardian Equipment Company, Inc., for the purchase of one Gradall XL5100 self-hauling excavator. This contract will have a one-time expenditure of $548,184. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Public Works Department is seeking to purchase one Gradall XL5100 self-hauling excavator for the Street Transportation Department.

This equipment will be used for storm response, flooding in roadways, and cleaning washes, culverts and drainage channels. Gradall is the only manufacturer that has a self-hauling excavator that can travel at highway speeds, eliminating the need for extra equipment such as a hauling trailer to transport the unit. Currently, there are no other manufacturers in North America that produce equipment that match the specifications being requested by the ordering department and are permitted for travel on streets in the United States.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as the result of a determination memo citing sole source. Mardian Equipment Company, Inc. is the sole source dealer for the State of Arizona for Gradall equipment.

Contract Term

This contract will begin upon City Council approval, for the one-time purchase of the Gradall XL5100.

Financial Impact

This contract will have a one-time expenditure amount of $548,184. Arizona Highway User Funds are available in the Street Transportation Department's budget.

This item was adopted.

67 Automotive Upholstery - Contract Recommendation (Ordinance S-46522)

Request to authorize the City Manager, or his designee, to enter into separate contracts with Empire Custom Upholstery, LLC and Variety Paint and Body, Inc. to provide automotive upholstery service for City of Phoenix fleet vehicles. This item will have an aggregate amount of $300,000 over the life of the contract. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Public Works Department is responsible for maintenance and repair of 6,500 fleet vehicles. Often, the interior of fleet vehicles suffer from biological hazards that cannot be cleaned, and headliners, door panels, and flooring need to be replaced and restored. The services rendered

under this contract will allow the Fleet Make-Ready Shop to send vehicles to the contracted vendors for reupholstering services to expediate getting the vehicles back in service.

Procurement Information
Invitation for Bid (IFB) 20-FSD-037 was conducted in accordance with Administrative Regulation 3.10. The Public Works Department, Procurement Section, received three bids. All bids were evaluated and deemed responsive and responsible, with two vendors being recommended for award. The requesting department approved the two lowest bidders below for all groups:

Empire Custom Upholstery, LLC: $5,622.50
Variety Paint and Body, Inc.: $ 7,080.00
Custom Stitching: $ 9,545.00

Contract Term
The initial one-year contract term shall begin on or about June 1, 2020, with four option years in increments of up to one year, with a total contract option term of five years.

Financial Impact
This contract will have an estimated $60,000 annual expenditure with a total aggregate amount not to exceed $300,000 over the life of the contract. Funds are available in the Aviation and Public Works Departments' budget.

This item was adopted.

68 Specialty Vehicle and Equipment Maintenance and Repair - Contract Recommendation (Ordinance S-46526)

Request to authorize the City Manager, or his designee, to enter into separate contracts with AZ Wastewater Industries, Inc.; Balar Holding Corp.; BTE Body Company, Inc.; Empire Southwest, LLC; Environmental Equipment, LLC; Fleet-Line Properties, LLC, dba Fleet Line Truck Equipment & Repair; and Musgrove Enterprises, LLC, dba Seal Master Arizona, for the purpose of maintaining specialty vehicles and equipment. This item will have an aggregate amount of $5,675,000 over the life of the contract. Further request authorization for the City Controller to

disburse all funds related to this item.

Summary

The Public Works Department is responsible for managing and maintaining a diverse fleet of over 6,500 units of equipment that are repaired and maintained at five service centers and eight police substations. These units, such as all-terrain vehicles, trailers, forklifts and street sweepers, are used in a variety of applications for City services. This contract will assist the maintenance shops in keeping vehicles and equipment in service and minimize downtime. Fleet Services' specialty equipment is grouped into several different classes and this contract will cover all classes.

Procurement Information

Invitation for Bid (IFB) 21-FSD-004 was conducted in accordance with Administrative Regulation 3.10. The Public Works Department, Procurement section, received seven bids. All bids were evaluated and deemed responsive and responsible, with multiple vendors being recommended for award. The requesting department approved the vendors below for groups listed in **Attachment A**:

AZ Wastewater Industries, Inc.
Balar Holding Corp.
BTE Body Company, Inc.
Empire Southwest, LLC
Environmental Equipment
Fleet Line Truck Equipment & Repair
Seal Master Arizona

Contract Term

The initial one year contract term shall begin on or about July 1, 2020, with four option years in increments of up to one year, for a total contract option term of five years.

Financial Impact

This contract will have an estimated $1,135,000 annual expenditure with a total aggregate amount not to exceed $5,675,000 over the life of the contract. Funds are available in the Aviation and Public Works Departments' budget.

This item was adopted.

69 Reciprocal Agreement with Allied Waste Transportation, Inc., doing business as Republic Services of Phoenix, for Disposal of Solid Waste Material (Ordinance S-46519)

Request to authorize the City Manager, or his designee, to enter into a waste exchange and Reciprocal Agreement with Allied Waste Transportation, Inc., doing business as Republic Services of Phoenix, to manage solid waste materials delivered for processing or disposal at City facilities. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary

The City of Phoenix and Allied Waste Transportation, Inc. entered into an initial agreement for disposal of solid waste in April of 2011 based upon achieving operation cost benefits. The parties agree it remains mutually beneficial and good business for each party to institute a new agreement, with some changes to terms, to use the transfer station owned by the other on a reciprocal basis to support operations. This agreement creates business efficiencies for managing refuse collection and disposal with vehicle routing that reduces excessive travel time and distances, reduces air pollution, and maximizes fuel economy.

This agreement will provide for an equal exchange of 3,000 to 5,000 tons per quarter and will provide for either party to deliver excess tonnage to the other party to provide for additional cost-benefit. The agreement is structured to provide both parties access to the other parties post-collection facilities to achieve reduced vehicle travel expenses.

Contract Term

The initial term of this Agreement will begin on July 1, 2020 and conclude on Dec. 31, 2020. Provisions of the agreement include four, one-year options to extend the agreement.

Financial Impact

The City of Phoenix will be paying Allied Waste Transportation, Inc. for excess tonnage, beyond the agreed upon ton-for-ton exchange, delivered to Allied Waste transfer station locations at a value not to exceed $2.9 million over the term of the contract. Tonnage rates vary

based on volume delivered. Based upon current routing, the agreement covers up to $1 million for the period of July 1, 2020 through Dec. 31, 2020. The remaining $1.9 million may be utilized in extension years if the savings in transportation costs exceed the tonnage rate in the contract as current routes are adjusted. Funds are available in the Public Works Department's budget.

Locations
North Gateway Transfer Station, 30205 N. Black Canyon Hwy.
27th Avenue Transfer Station, 3060 S. 27th Ave.
Council Districts: 2 and 7

This item was adopted.

70 Small Diameter Sanitary Sewer Rehabilitation 2019 - Design-Bid-Build Services - WS90500118 (Ordinance S-46513)

Request to authorize the City Manager, or his designee, to accept SAK Construction LLC as the lowest-priced, responsive and responsible bidder and to enter into an agreement with SAK Construction LLC for Design-Bid-Build Services for the Small Diameter Sanitary Sewer Rehabilitation 2019 project. Further request to authorize the City Controller to disburse all funds related to this item. The fee for services will not exceed $4,407,619.80.

Summary
The purpose of this project is to eliminate infrastructure defects and increase sewer system reliability. The project includes sewer infrastructure replacement and/or rehabilitation resulting in additional years of useful life. Rehabilitated pipe segments also reduce cleaning and root removal frequency.

SAK Construction LLC's services include, but are not limited to: rehabilitation of approximately 170,000 feet of primarily 8-inch to 15-inch diameter vitrified clay sewer pipe within the City wastewater collection system. Rehabilitation will include: installation of cured-in-place-pipe lining, performance of cleanout, removal or replacement, manhole repair, lateral reinstatement, odor control, and other work required for sewer system rehabilitation.

Procurement Information

The selection was made using an Invitation for Bids procurement process as set forth in section 34-201 of the Arizona Revised Statutes. Two bids were received on Feb. 11, 2020. A Small Business Enterprise (SBE) goal has not been established for this project due to a lack of availability of SBE contractors for this type of work.

The Engineer's Estimate and the two lowest responsive, responsible bidders are listed below:

Engineer's Estimate: $4,209,682.20
SAK Construction LLC: $4,407,619.80
Insituform Technologies LLC: $4,483,099.50

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

Contract Term
The term of the agreement is 430 calendar days from issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact
The agreement value for SAK Construction LLC will not exceed $4,407,619.80, including all subcontractor and reimbursable costs.

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

Concurrence/Previous Council Action
The City Council approved:
Engineering Services Agreement 147034 (Ordinance S-44298) on March 7, 2018.

Public Outreach

Public outreach will occur prior to and throughout construction by maintaining a 24-hour phone line for resident concerns and mailing flyers with date ranges of construction. It also includes, when needed, shutoff notice door hangers, coordinating with property owners, and business walks.

Location

Council Districts: 4, 7 and 8

This item was adopted.

71 Public Works Solid Waste Support On-Call Services (Ordinance S-46518)

Request to authorize the City Manager, or his designee, to enter into separate agreements with the five consultants listed below, to provide Solid Waste Support On-Call Services for the Public Works Department. Further request to authorize execution of amendments to the agreements as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The total fee for services will not exceed $4 million.

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

Summary

The On-Call consultants will be responsible for providing various support services for landfills, transfer station facilities, hauling yards, and maintenance facilities. Each consultant will provide services aligned to their expertise that include, but are not limited to: Engineering Services, Environmental Professional Services, Groundwater Monitoring Services, Survey Services, and other related services as required.

Procurement Information

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

Selected Firms

Rank 1: Geologic Associates, Inc.
Rank 2: Tetra Tech BAS, Inc.
Rank 3: AMTECH Associates, LLC
Rank 4: Brown and Caldwell, Inc.
Rank 5: S3 Arizona, LLC

Additional Proposers

Rank 6: Civil & Environmental Consultants, Inc.
Rank 7: HDR Engineering, Inc.
Rank 8: Sanborn, Head & Associates, Inc.
Rank 9: SCS Engineers

Contract Term

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

Financial Impact

The agreement values for the five firms are as follows:
Geologic Associates, Inc.: $1.5 million
Tetra Tech BAS, Inc.: $1 million
AMTECH Associates, LLC: $500,000
Brown and Caldwell, Inc.: $500,000
S3 Arizona, LLC: $500,000
These amounts include all subconsultant and reimbursable costs. The total fee for services will not exceed $4 million.

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

Location

Del Rio Landfill, 1150 E. Elwood St.
Skunk Creek Landfill, 3165 W. Happy Valley Road
19th Avenue Landfill Cell A, 1701 W. Lower Buckeye Road
19th Avenue Landfill Cell A-1, 3850 S. 15th Ave.
27th Avenue Landfill, 3060 S. 27th Ave.
27th Avenue Transfer Station / MRF, 3060 S. 27th Ave.
North Gateway Transfer Station / MRF, 30205 N. Black Canyon Hwy.
Deer Valley Landfill/Cave Creek Golf Course, Greenway Road and 19th Avenue
SR-85 Landfill (Out of City), 28361 W. Patterson Road, Buckeye, Ariz.
Council Districts: 1, 2, 4, 7 and 8 and Out of City

This item was adopted.

72 Street Transportation Department Subsurface Utility Excavation Job Order Contract Services Amendment 2 - 4108JOC154 (Ordinance S-46523)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 145423 with Cardno, Inc., to provide Subsurface Utility Excavation Job Order Contract Services for the Street Transportation Department, to approve an ownership change to T2 UES, Inc. dba T2 Utility Engineers. The total agreement value remains unchanged by this amendment.

Summary

The purpose of Agreement 145423 is to provide Subsurface Utility Excavation services on an as-needed basis for the Street Transportation Department that include, but is not limited to: determining and documenting precise horizontal and vertical locations of existing subsurface utilities; test holes; collecting data from existing utility records; surveying visible subsurface utility structures; correlating existing utility records to create composite drawings; surveying; mapping; and warranty

of work.

This amendment is necessary because on Oct. 26, 2019, Cardno, Inc. formally changed ownership from Cardno, Inc. to T2 UES, Inc. dba T2 Utility Engineers.

Contract Term
The term of the agreement remains unchanged by this amendment.

Financial Impact
The total agreement value remains unchanged by this amendment.

Concurrence/Previous Council Action
The City Council approved:
Job Order Contract Agreement 145423 (Ordinance S-43657) on June 21, 2017.

This item was adopted.

73 91st Avenue Wastewater Treatment Plant Sub-Regional Operating Group Digester Dome Replacement - Construction Manager at Risk Construction Phase Services Amendment 2 - WS90100001 (Ordinance S-46527)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 144666 with PCL Construction, Inc. to provide additional Construction Manager at Risk (CMAR) Construction Services for the 91st Avenue Wastewater Treatment Plant (WWTP) Sub-Regional Operating Group (SROG) Digester Dome Replacement project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The additional fee for services included in this amendment will not exceed $1.4 million.

Summary
The purpose of this project is to replace the fixed dome for Digester 12 at the 91st Avenue WWTP. This dome is the first of four fixed domes that will be replaced as part of this SROG Digester Dome Replacement project. Digester Domes 2, 3, and 4 will be replaced as part of this contract through future amendments. The existing dome is structurally

deficient due to age and the corrosive environment within the digesters. The anaerobic digesters are critical to the solids treatment process at the plant. The project will include removal of the existing dome, fabrication and installation of a new dome, rehabilitation and coating of the digester's interior wall, installation of protective coatings to the interior of the digester domes and installation of roofing material and ancillary equipment on the exterior of the digester dome.

This amendment is necessary to begin construction phase of the project for Digester Dome 12. This amendment will provide additional funds and time to the agreement. This Amendment is essential to the health, safety, and welfare of the public and critical operations for the City.

The 91st Avenue WWTP is owned by the SROG and operated by the City of Phoenix.

Contract Term

The term of the agreement amendment is 425 calendar days from issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The initial agreement for Construction Services was executed for a fee not-to-exceed $13,599.32, including all subconsultant and reimbursable costs;

Amendment 1 increased the agreement value by $900,000, including all subconsultant and reimbursable costs;

Amendment 2 will increase the agreement by an additional $1.4 million, for a new total not-to-exceed agreement value of $2,314,000, including all subcontractor 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 SROG Advisory Committee:
Approved the project on Feb. 18, 2016.

The SROG Managers Committee:
Approved the project on March 9, 2016.

The City Council approved:
Pre-Construction Services Agreement 142546 (Ordinance S-42516) on May 4, 2015; and
Construction Services Agreement 144666 (Ordinance S-43343) on March 22, 2017.

Location
5615 S. 91st Ave.
Council District: 7

This item was adopted.

74 Authorization to Apply for and Accept Federal Funding for U.S. Department of Transportation 'Better Utilizing Investments to Leverage Development' Grant Opportunity 2020 (Ordinance S-46531)

Request to authorize the City Manager, or his designee, to apply for, accept, and if awarded, enter into agreements for disbursement of federal transportation funding for the U.S. Department of Transportation's 'Better Utilizing Investments to Leverage Development' (BUILD) grant opportunity for an amount not to exceed $25 million. The City's local match would be a minimum of 20 percent, which would be $5 million of the total project construction cost if the maximum award is requested and awarded. However, to be competitive at a national level for the BUILD grant, it is not uncommon for local matches to be up to 30 percent, or up to $7.5 million, if the maximum award is requested and awarded. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, the funds, if awarded.

Summary

The U.S. Department of Transportation issued a Notice of Funding Opportunity on Feb. 18, 2020, for $1 billion in surface transportation grants provided by the fiscal year (FY) 2020 Appropriations Act for National Infrastructure Investments. The FY 2020 BUILD Transportation Grant's appropriation, which stems from the American Recovery and Reinvestment Act, offers an opportunity to leverage City funds for transportation projects. Funds for the grant are to be awarded on a competitive basis for surface transportation infrastructure projects that will have a significant local or regional impact. The BUILD grant specifies that grants may not be less than $5 million or greater than $25 million.

Street Transportation staff is collaborating on a grant submittal that will outline improvements along 35th Avenue, a regional corridor, and the project improvements would emphasize creating a safer street with a focus on improving pedestrian safety and creating safe crossings for all modal users including cars, bicyclists, pedestrians, and transit users. In addition, the City's application will include innovative technologies that will improve signal timing and level of service for vehicles. Staff is utilizing the BUILD grant evaluation and rating criteria to ensure the City's competitiveness in its application. BUILD grant submittals are due on May 18, 2020.

Financial Impact

If selected, the BUILD grant will fund up to 80 percent of the total construction cost. The Street Transportation Department intends to submit a grant application for up to $25 million that includes design, environmental and construction costs related to this project. Staff recommends the City provide a competitive 30 percent total project cost match, up to $7.5 million, which is available in the Street Transportation Department's Capital Improvement Program budget.

This item was adopted.

75 Request Authorization to Amend Intergovernmental Agreement with Flood Control District of Maricopa County for Mandan Street Flood Mitigation Project (Ordinance S-46532)

Request to authorize the City Manager, or his designee, to amend an Intergovernmental Agreement (IGA) with the Flood Control District of Maricopa County (FCDMC) for the Mandan Street Flood Mitigation

Project to update the estimated project cost due to cost increases in required easements and construction. Further request authorization for the City Treasurer to accept and the City Controller to disburse all funds related to this item. The additional City share of the project costs will not exceed $589,600, and the total City share, including this amendment, will not exceed $705,000.

Summary

The City and the FCDMC agreed to construct the Mandan Street Flood Mitigation Project and to split the project costs 50/50 between the City and the FCDMC. The project consists of a floodwall behind several residential structures adjacent to the Phoenix Mountain Preserve and will help prevent flood hazards to several residential structures in the area. The FCDMC is the lead agency for project construction and the City is the lead agency in obtaining necessary easements, both permanent and construction-related. The proposed flood mitigation project will have minimal impacts within the Phoenix Mountain Preserve boundary adjacent to the affected residential properties. However, due to these impacts and in accordance with Phoenix Charter Chapter XXVI, City of Phoenix Mountain Preserves, Section 3(c)4, the project received approval from the Parks and Recreation Board on April 26, 2018.

To take advantage of an opportunity for additional funding to reduce local and regional costs of the project, the FCDMC and the City applied for grant funding through the Federal Emergency Management Agency (FEMA) Pre-Disaster Mitigation (PDM) and Flood Mitigation Assistance (FMA) programs, administered by the Arizona Department of Emergency and Military Affairs (DEMA). The project was successful in the grant process and was awarded $692,377.50 in Spring 2019. At the time of the grant submittal, the estimated project cost was $923,170 of which FEMA would provide $692,377.50 and the remaining local share was $230,792.50 to be split equally between the City and FCDMC.

The FCDMC opened construction bids on Feb. 18, 2020 and received four responsive bidders with bids ranging from $1,756,220.60 to $2,688,330. All bids exceeded the Engineer's estimate for the project.

Staff conducted an evaluation of the increased project costs, which are summarized below:

Additional real estate costs associated with two permanent easements for long-term operations and maintenance and 18 temporary construction easements for the implementation of the project.
Higher construction costs associated with cost indices of construction components in the Phoenix Metro area, which have increased approximately 20 to 40 percent over the last four years.
Construction zone access and egress is limited and includes shorter time-windows for construction hauling due to a nearby school zone.

Financial Impact

Based on the FCDMC's recommended lowest responsive, responsible construction bid of $1,756,222.60, the updated total estimated project cost is $2,102,377.50. The FEMA Grant is providing $692,377.50 and the remaining amount of $1,410,000 will be split 50/50 between the City and FCDMC. City Council previously approved funding in the amount of $115,400, which was the City's original share of the estimated project costs. The additional City share of the project costs will not exceed $589,600, and the total City share, including this amendment, will not exceed $705,000.

Concurrence/Previous Council Action

The Parks and Recreation Board approved the proposed project for City Council authorization on April 28, 2016. The City Council approved submission of a DEMA grant application for the project on May 4, 2016 (Ordinance S-42514).
The Transportation and Infrastructure Subcommittee recommended City Council approval of the submission of a DEMA grant application and entering into an intergovernmental agreement with the FCDMC for this project by a vote of 4-0 at its May 9, 2017 meeting.
The City Council approved submission of a DEMA grant application and entering into an intergovernmental agreement with the FCDMC for this project on June 21, 2017 (Ordinance S-43645).
The Parks and Recreation Board approved a proposed modification of the original concept due to utility coordination efforts on April 26, 2018.

Location

The proposed floodwall will be constructed in the vicinity of Mandan Street and Sacaton Street.
Council District: 6

This item was adopted.

76 Salt River Project Land Use License with City of Phoenix - Laveen Vistas Parcel 3 (Ordinance S-46541)

Request to authorize the City Manager, or his designee, to enter into a land use license with Salt River Project (SRP) for a residential private development project, Laveen Vistas Parcel 3, located on the northeast corner of 51st Avenue and Carver Road. There is no financial impact to the City of Phoenix.

Summary
The land use license is necessary to facilitate the development of the property located on the northeast corner of 51st Avenue and Carver Road. The license will allow for the construction of right-of-way improvements, including pavement, curb, gutter, sidewalk and landscaping along 51st Avenue and will be consistent with and shall not interfere with the U.S. Bureau of Reclamation fee property.

Indemnification
The SRP license agreement includes authorization pursuant to Phoenix City Code section 42-20 to indemnify, release and hold harmless SRP for: (A) acts of omissions of the City, its agents, officers, directors or employees; (B) the City's use of occupancy of the licensed property for the purposes contemplated by the license, including but not limited to claims by third parties who are invited or permitted onto the license property, either expressed or implied by the City or by nature of the City's improvement or other use of the licensed property pursuant to this license; and (C) the City's failure to comply with or fulfill its obligations established by the license or by laws. Per City of Phoenix Code, indemnification of another public entity requires approval from the City Council.

Contract Term
The term of the license shall be for 25 years beginning May 1, 2020 and ending April 30, 2045. The license may be renewed upon written

agreement by the parties.

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

Location
East side of 51st Avenue, north side of Carver Road
Council District: 8

This item was adopted.

77 "811 One Call", formerly Arizona Blue Stake, Mobile Workforce Management System (Ordinance S-46517)

Request to authorize the City Manager, or his designee, to enter into an agreement with Irth Solutions, to provide an enterprise solution software for the purpose of "811 One Call" (formerly Arizona Blue Stake) ticket management and mobile workforce management. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed $158,500.

Summary
The purpose of this contract is to provide Irth Solutions Utilisphere software that will allow the Water Services Department (WSD) to receive real time data, dashboards and reporting that will allow staff to efficiently address workload and ticket management for utility locating services. Arizona state law requires underground utilities must be marked before any type of excavation can occur.

The direct selection is necessary because while other companies offer similar software, only Irth Solutions provides functionalities including damage prevention, claims management, right-of-way management, field workforce data collection and analytics that satisfy the department's needs. Utilisphere is proprietary software provided solely by Irth Solutions, LLC.

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

Procurement Information

The selection was made using a direct selection process set forth in City of Phoenix Administrative Regulation 3.10. A direct selection was made because of the unusual nature of the goods or services that require a specific vendor, which makes a competitive selection impracticable, unnecessary or contrary to the public interest, but which is not an emergency.

Contract Term

The term of the agreement is five years and shall begin on or about April 1, 2020.

Financial Impact

The agreement value for Irth Solutions will not exceed $158,500. Funding is available in the Water Services Department's Operating budget.

Location

Citywide
Out of City

This item was adopted.

78 Water Services Department Purchase of Metrohm Ion Chromatography Instruments (Ordinance S-46529)

Request to authorize the City Manager, or his designee, to enter into an agreement with Metrohm USA, Inc., to provide parts, maintenance, and repair services for Metrohm ion chromatography instruments, which are owned and operated by the Water Services Department (WSD). 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 not to exceed $400,000.

Summary

The purpose of this contract is to provide WSD with parts, maintenance, and repair services for Metrohm ion chromatography instruments to ensure proper functionality. The Metrohm ion chromatography instruments are used by WSD laboratory technicians to perform analytical

tests on treated water samples. These analytical tests are performed to ensure that the water treatment process is in compliance with Federal and State regulations.

Metrohm USA, Inc.'s services include but are not limited to: providing parts, maintenance, and repair services for the Metrohm ion chromatography instruments.

Procurement Information
The selection was made using a direct selection process set forth in City of Phoenix Administrative Regulation 3.10. The direct selection is necessary because Metrohm USA, Inc. is the original equipment manufacturer of the Metrohm ion chromatography instruments, and is the only authorized contractor that can provide parts, maintenance, and repair services.

Contract Term
The term of the agreement is seven years and will begin on July 1, 2020.

Financial Impact
The agreement value for Metrohm USA, Inc. will not exceed $400,000. Funding is available in the Water Services Department's operating budget.

This item was adopted.

79 Final Plat - LMC Kierland - 200501 - Approximately 350 Feet North of Tierra Buena Lane East of 71st Street

Plat: 200501
Project: 17-3460
Name of Plat: LMC Kierland
Owner(s): LMV II Kierland Holdings, LP
Engineer(s): Survey Innovation Group, Inc.
Request: A 1 Lot Commercial Plat
Reviewed by Staff: March 19, 2020
Final Plat requires Formal Action Only

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

easements as shown to the public.

Location
Generally located approximately 350 feet north of Tierra Buena Lane, east of 71st Street.
Council District: 2

This item was approved.

80 Final Plat - The Mercado II - 190107 - Southeast Corner of Cave Creek Road and Contention Mine Road

Plat: 190107
Project: 19-762
Name of Plat: The Mercado II
Owner(s): CC&CM, LLC
Engineer(s): Extreme Land Surveying, Inc.
Request: A 1 Lot Commercial Plat
Reviewed by Staff: March 19, 2020
Final Plat requires Formal Action Only

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

Location
Generally located at the southeast corner of Cave Creek Road and Contention Mine Road.
Council District: 2

This item was approved.

81 Final Plat - 2301 W. Cheryl Drive - 180120 - Southeast Corner of 25th Avenue and Peoria Avenue

Plat: 180120
Project: 18-791
Name of Plat: 2301 W. Cheryl Drive
Owner(s): GDC 25th & Peoria, LLC
Engineer(s): Superior Surveying Services, Inc.
Request: A 3 Lot Commercial Plat
Reviewed by Staff: March 23, 2020

Final Plat requires Formal Action Only

Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public. This plat needs to record concurrently with Abandonment V190075A.

Location

Generally located at the southeast corner of 25th Avenue and Peoria Avenue.

Council District: 3

This item was approved.

82 Final Plat - 2nd & Fillmore - 190046 - South of Fillmore Street West of 2nd Avenue

Plat: 190046
Project: 17-3613
Name of Plat: 2nd & Fillmore
Owner(s): Fillmore Apartments Owner, LLC
Engineer(s): Kland Civil Engineers
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Jan. 2, 2020
Final Plat requires Formal Action Only

Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public. This plat needs to record concurrently with Abandonment V180017A. The order of recording should be as follows: the abandonment should be recorded first, and the plat second.

Location

Generally located south of Fillmore Street west of 2nd Avenue.

Council District: 7

This item was approved.

83 Final Plat - Eco PHX Apartments - 190067 - Southwest Corner of 3rd Avenue and Roosevelt Street

Plat: 190067

Project: 16-1046
Name of Plat: Eco PHX Apartments
Owner(s): Eco PHX Development, LLC
Engineer(s): Ritoch-Powell & Associates
Request: A 1 Lot Commercial Plat
Reviewed by Staff: March 19, 2020
Final Plat requires Formal Action Only

Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public. Note: This plat was previously approved by council, but expired prior to recording.

Location

Generally located at the southwest corner of 3rd Avenue and Roosevelt Street.
Council District: 7

This item was approved.

84 Final Plat - Heard Farm - 190100 - 10th Drive and South of South Mountain Avenue

Plat: 190100
Project: 16-582
Name of Plat: Heard Farm
Owner(s): Stoughton Farm, LLC
Engineer(s): Erie & Associates, Inc.
Request: A 24 Lot Residential Plat
Reviewed by Staff: March 11, 2020
Final Plat requires Formal Action Only

Summary

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

Location

Generally located at 10th Drive and south of South Mountain Avenue.
Council District: 8

This item was approved.

85 Abandonment of Easement - V190075 - SEC of 25th Avenue and Peoria Avenue (Resolution 21819)

Abandonment: V190075A
Project: #18-791
Applicant(s): GDC 25th and Peoria LLC
Request: To abandon existing 40-foot sewer easement and re-dedicate sewer easement outside of public utility easement of final plat (#180120)
Date of Decision/Hearing: Jan. 15, 2020
The resolution of the abandonment and the commercial plat, Final Plat for "2301 W Cheryl Drive", Plat 180120, are to be recorded together with the Maricopa County recorder on the same day, at the same time. The sequence of recording to be followed is that the resolution is recorded first, then the plat is recorded second.

Location
SEC of 25th Avenue and Peoria Avenue
Council District: 3

Financial Impact
Pursuant to Phoenix City Code Art. 5, Sec. 31-64 (e) as the City acknowledges the public benefit received by the generation of additional revenue from the private tax rolls and by the elimination of third-party general liability claims against the city, maintenance expenses, and undesirable traffic patterns, also replatting of the area with alternate roadways and new development as sufficient and appropriate consideration in this matter.

This item was adopted.

86 Abandonment of Right-of-Way - V180017A - South of Fillmore Street and West of 2nd Avenue (Resolution 21818)

Abandonment: V180017A
Project: 17-3613
Applicant: Jeff Kern; Fore Property Company
Request: To abandon the 20-foot alleyway bounded by 3rd Avenue and 2nd Avenue and bounded between Fillmore Street and the southern boundary portion of APN's 111-42-028 and 114-42-136, identified on Book 002, Page 05 and Book 512, Page 33 and Book 596, Page 42.

Date of Hearing: July 2, 2018

Summary

The resolution of the abandonment and the commercial plat Final Plat for "2nd & Fillmore," Plat 190046, are to be recorded together with the Maricopa County recorder on the same day, at the same time. The sequence of recording to be followed is that the resolution is recorded first, then the plat is recorded second.

Location

South of Fillmore Street and West of 2nd Avenue
Council District: 7

Financial Impact

A fee was also collected as part of this abandonment in the amount of $28,495.

This item was adopted.

87 Abandonment of Right-of-Way - V190059A - 1231 S. 31st Ave. (Resolution 21817)

Abandonment: V190059A
Project: 93-0000762
Applicant: Andres Valdez
Request: To abandon 30-foot Yavapai Street right-of-way, along the northerly parcel addressed 1231 S. 31st Ave.; APN 105-10-050A; Book 028, Page 33.
Date of Hearing: Oct.10, 2019

Location

1231 S. 31st Ave.
Council District: 7

Financial Impact

A fee was also collected as part of this abandonment in the amount of $808.47.

This item was adopted.

88 Modification of Stipulation Request for Ratification of March 18, 2020 Planning Hearing Officer Action - Z-15-00-8- Approximately 360 Feet East of the Southeast Corner of 24th Street and Baseline

Road

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on March 18, 2020. This ratification requires formal action only.

Summary

Application: PHO-2-19--Z-15-00-8
Existing Zoning: C-2 BAOD
Acreage: 0.73

Applicant: LuAaron Foster, Raising Canes Restaurant
Owner: Marketplace at South Mountain, LLC
Representative: Hemant Modi, PM Design Group, Inc.

Proposal:
Modification of Stipulation 4 regarding general conformance with the elevations date stamped Oct. 19, 2005.
Deletion of Stipulation 5.B regarding shade arcades.
Deletion of Stipulation 5.C regarding pitched roofs.
Deletion of Stipulation 5.H regarding trees on the west sides of buildings.
Technical corrections to Stipulations 3, 7, 9, 14, 23, 26 and 28.

Concurrence

Village Planning Committee (VPC) Recommendation: The South Mountain Village Planning Committee heard this case on March 10, 2020 and recommended approval with a modification by an 11-0 vote.
Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on March 18, 2020, and recommended denial as filed, and approval with a modification and an additional stipulation. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

Location

Approximately 360 feet east of the southeast corner of 24th Street and Baseline Road
Council District: 8
Parcel Address: N/A

This item was approved.

89 (CONTINUED FROM APRIL 1, 2020) - Amend City Code - Official Supplementary Zoning Map 1195 (Ordinance G-6688)

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1195. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-62-02-7 and the entitlements are fully vested.

Summary

To rezone a parcel located at the northeast corner of 59th Avenue and Dobbins Road
Z-62-02-7
Zoning: C-1, R1-8
Owner: Edwin R. Jones
Acreage: 143.30

Location

The northeast corner of 59th Avenue and Dobbins Road
Council District: 7

This item was adopted as corrected.

90 Amend City Code - Official Supplementary Zoning Map 1196 (Ordinance G-6690)

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1196. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-58-06-2 and the entitlements are fully vested.

Summary

To rezone a parcel located approximately 660 feet south of the southwest corner of Loop 101 and 7th Street
Z-58-06-2
Zoning: R-3A
Owner: Yuan Sol C Tr/ Helen F Tr
Acreage: 9.90

Location

Approximately 660 feet south of the southwest corner of Loop 101 and 7th Street

Council District: 2

This item was adopted.

91 Amend City Code - Ordinance Adoption - Rezoning Application PHO-1-19_Z-87-08-1- Northwest Corner of 27th Avenue and Foothill Drive (Ordinance G-6692)

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on March 18, 2020.

Summary

Application: PHO-1-19_Z-87-08-1
Existing Zoning: CP/BP DVAO
Acreage: 5.00
Applicant: Michael Root, SPS Plus Architects
Owner: Jon Roberts, J&D Concepts, LLC
Representative: Michael Root, SPS Plus Architects

Proposal:
1. Modification of Stipulation 1 regarding general conformation to the site plan dated Nov. 14, 2008.
2. Modification of Stipulation 2 regarding general conformance to elevations date stamped Nov. 14, 2008.
3. Modification of Stipulation 3 regarding 2-inch caliper evergreen trees along the north property line.
4. Technical corrections to Stipulations 4, 5, 6, and 7.

Concurrence

Village Planning Committee (VPC) Recommendation: The Deer Valley Village Planning Committee heard this case on Jan.16, 2020 and recommended approval by a 7-0 vote.
PHO Action: The Planning Hearing Officer heard this case on March 18, 2020 and recommended denial as filed and approval with modifications and an additional stipulation. See **Attachment A** for the full list of Planning Hearing Officer recommended stipulations.

Location
Northwest corner of 27th Avenue and Foothill Drive
Council District: 1
Parcel Address: N/A

This item was adopted.

92 Amend City Code - Ordinance Adoption - Rezoning Application PHO-1-20_Z-25-17-3 - Approximately 190 Feet North of the Northwest Corner of 12th Street and Greenway Parkway (Ordinance G-6693)

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on March 18, 2020.

Summary
Application: PHO-1-20_Z-25-17-3
Existing Zoning: C-2 HGT/WVR DNS/WVR
Acreage: 5.59
Applicant: Daniel W. Tilton
Owner: Jerry and Vickie Moyes Family Trust
Representative: Brian Fish, Orcutt Winslow Architects

Proposal:
1. Modification of Stipulation 1 regarding general conformance with the elevations date stamped March 29, 2017.

Concurrence
Village Planning Committee (VPC) Recommendation: The Deer Valley Village Planning Committee chose not to hear this case.
PHO Action: The Planning Hearing Officer heard this case on March 18, 2020 and recommended approval. See **Attachment A** for the full list of Planning Hearing Officer recommended stipulations.

Location
Approximately 190 feet north of the northwest corner of 12th Street and Greenway Parkway
Council District: 3

Parcel Address: N/A

This item was adopted.

93 Remove/Replace Zoning District - 17th Avenue and Desert Hollow Drive Annexation 499 - 25250 North 17th Avenue (Ordinance G-6691)

Request to authorize the City Manager, or his designee, to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by removing the Maricopa County RU-43 zoning district and replacing it with the City of Phoenix S-1 zoning district on property at the location described below, which was annexed into the City of Phoenix on Feb. 19, 2020 by Ordinance S-46376.

Location
25250 N. 17th Ave.
Council District: 1

This item was adopted.

94 ***REQUEST TO ADD-ON (SEE ATTACHED MEMO)* Authorization to Accept Additional Emergency Assistance Funding from Arizona Department of Housing (Ordinance S-46549)**

Request authorization for the City Manager, or his designee, to accept funding in the amount of $650,000 for rental and eviction prevention assistance from the Arizona Department of Housing (ADOH) for the period between March 27, 2020 and Dec. 31, 2020. Further request authorization for the City Treasurer to accept, and the City Controller to disburse, all funds related to these items. There is no impact to the General Fund.

Summary
Funds provided to the City of Phoenix from ADOH will be used to provide immediate rental and eviction prevention assistance to families that have been impacted directly or indirectly by the COVID-19 crisis. Households eligible to receive assistance must be able to document that their current financial hardship is due to COVID-19 and have a total household income at or below 100 percent of Area Median Income during the month for which they are seeking assistance. Area Median Income is currently $77,800 for a family of four. Families will be required to pay 30 percent of their monthly gross income to their landlord/property owner with the balance being paid through the ADOH Emergency Assistance funding.

These funds will require the same documentation as other city emergency utility and rental assistance programs.

Contract Term

The term of the ADOH contract will be from March 27, 2020 through Dec. 31, 2020, and may be extended based on continuous need and available funding. Any extension term may be exercised by the City Manager or his designee.

Financial Impact

Funding for ADOH is provided from the State Housing Trust Fund. There is no impact to the General Fund.

This item was adopted.

Items 30-31 and 34, Ordinance S-46512 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.

30 Settlement of Claim(s) Daily v. City of Phoenix

To make payment of up to $800,000.00 in settlement of claim(s) in *Daily v. City of Phoenix,* United States District Court District of Arizona, case number 2:14-CV-00825-GMS, 13-0314-002 GL BI, for the Finance Department pursuant to Phoenix City Code chapter 42.

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

Yes:	7 -	Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego
No:	2 -	Councilman DiCiccio and Councilman Waring

31 Settlement of Claim(s) Crawley v. City of Phoenix

To make payment of up to $50,000.00 in settlement of claim(s) in

Crawley v. City of Phoenix, United States District Court District of Arizona, case number CV-16-04307-PHX-JJT(JFM), 14-1055-001 GL BI, for the Finance Department pursuant to Phoenix City Code chapter 42.

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

Yes: 6 - Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor Guardado and Mayor Gallego

No: 3 - Councilman DiCiccio, Councilman Waring and Councilwoman Williams

34 HROD, Inc. doing business as Murray, Montgomery & O'Donnell

For $80,000.00 in payment authority to enter into a contract for a one-year term, with two one-year optional renewals to provide federal representation and consulting services for the Phoenix Office of Government Relations (OGR). The consultant will assist OGR and other City departments with identifying grant opportunities, and to successfully pursue funding that supports City services. The consultant will represent the City face-to-face with elected officials and agencies that make decisions about federal funding that directly affects crucial City programs and services in areas including, but not limited to, water and environment, community development, transportation, and public safety. Identifying federal grant funding is particularly important when faced with unforeseen emergency situations, such as COVID-19, which impacts the City's effort to maintain continuity of services for City residents and businesses.

Discussion

Councilman DiCiccio stated he normally philosophically opposed this type of contract and explained this was a time where philosophical beliefs conflicted with common sense. He noted his support despite his philosophical opposition to this type of contract.

Mayor Gallego explained her vote and concern about the length of the contract. She stated the City needed to be all hands-on-deck and conservative for the short-term.

A motion was made by Councilwoman Williams, seconded by

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

Yes: 7 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilwoman Williams and Vice Mayor Guardado

No: 2 - Councilman Waring and Mayor Gallego

38 Recommended Ballot Proposition for Fall 2020 Election

Request City Council to approve recommendations from the 2020 Expenditure Limit Task Force for a Local Alternative Spending Limit (also known as a Home Rule Option) be presented to voters on the Nov. 3, 2020 ballot.

Summary

The Task Force's recommended Home Rule Option would ask Phoenix voters to continue setting the annual spending limit equal to the annual budget. This alternative has been in place since 1999. This would allow Phoenix residents to continue to control local expenditures through the annual budget process, rather than default to a state-imposed formula.

Members of the 2020 Expenditure Limit Task Force included:

Chairperson Monica Villalobos, president and CEO, Arizona Hispanic Chamber of Commerce;
Rachel Aja, government and regulatory affairs manager, Cox Communications;
Bert Coleman, president, Coleman Dahm Layeux, Inc.;
Todd Sanders, CEO, Greater Phoenix Chamber of Commerce; and
Kelli Williams, senior litigation counsel, CNA Insurance Companies.

The Task Force report, recommended ballot language and publicity pamphlet options, and information on the State Expenditure Limit are provided in **Attachment A** to this report.

RECOMMENDATION

The 2020 Expenditure Limit Task Force recommends referral to the Nov.

3, 2020 ballot of a local alternative expenditure limitation that sets the limit equal to the annually adopted balanced budget after the Mayor and Council have publicly reviewed the budget. This limit will be in effect for four fiscal years beginning in 2021-22 through 2024-25.

With the Mayor and Council's approval, staff will prepare the necessary items to place this local alternative expenditure limitation on the Nov. 3, 2020 ballot.

Additionally, staff requests City Council to authorize the City Manager to set the dates of two public hearings required prior to placing a Local Alternative Expenditure Limitation on the Nov. 3, 2020 ballot. The two hearings would be set at the following dates and times:

Wednesday, May 6, 2020 at 2:30 p.m. (Formal Council Meeting)
Wednesday, May 20, 2020 at 2:30 p.m. (Formal Council Meeting)

Immediately following the second public hearing on May 20, 2020, the Council will convene in a special session to consider adoption of the proposition for the ballot.

Concurrence/Previous Council Action
The 2020 Expenditure Limit Task Force approved recommending to City Council a Local Alternative Spending Limit also known as a Home Rule Option on Feb. 20, 2020.

Discussion
Mayor Gallego stated Item 38 was related to home rule. She explained this was an item the Council voted on every few years so it could go on a ballot for the City voters to have an opportunity for control over their budget. She noted Phoenix had been America's fastest growing city and the growth of the airport.

Mayor Gallego explained there was a task force of distinguished citizens who had been advising on this item. She yielded the floor for Monica Villalobos, chairwoman of the task force.

Ms. Villalobos asked if Jeff Barton was present to introduce the item.

Ed Zuercher stated Mr. Barton was present and could introduce the item at the Mayor's discretion.

Mayor Gallego yielded the floor to Deputy City Manager Jeff Barton to introduce the item.

Mr. Barton introduced Ms. Villalobos, chairwoman of the task force responsible for conducting an exhaustive review of the City's finances for the next four fiscal years. He stated this was a procedural item and noted the requirement to comply with the state constitution. Mr. Barton explained without this item the City would have to reduce expenditures to a 1979-80 level, adjusted annually for inflation. He stated that would look like a billion dollar reduction to the City if they did not comply with the home rule provision.

Ms. Villalobos stated her gratitude to Mr. Barton, Amber Williamson, and their team for their work. She explained the City was not required to appoint a citizen task force as the one formed, and further discussed the five citizen member task force made up of herself, Rachel Aja, Bert Coleman, Todd Sanders and Kelli Williams. She noted four meetings were held and time was devoted outside of the meetings to study the issue and analyze the City funds and financial forecasts. She stated the first two meetings were focused on learning about the state spending limits, City's history with the expenditure limit and options selected in the past. She further stated the last two meetings revolved around discussing available options, the merits of an alternative expenditure limit or home rule and a permanent base adjustment. She said all the meetings were open to the public, noting no one attended.

Ms. Villalobos explained that after the task force reviewed the available options, they unanimously voted to recommend a home rule option which established the expenditure limit to be presented to the Council and voters. They additionally recommended the use of community budget hearings to continue to ensure community input and engagement in the annual budget process.

Ms. Villalobos detailed the task force recommended the home rule option

due to the flexibility it provided to support local control and Phoenix's long-standing open budget process. The task force also considered the permanent base adjustment and one-time override options. She explained the permanent base adjustment was not recommended because it would require a significant amount to cover the City's current level of expenditures and may be confusing to voters. This option also did not provide for other flexibility like the home rule option. She noted the permanent base option was attempted in 1985 and 1997, and they were not approved. If the City should have selected this option again and the option did not get passed, the City would be subject to a $75 million penalty per year, which would come out of the general fund and impact basic services like Police and Fire.

Ms. Villalobos stated the home rule option accommodates new taxes approved by voters since 1979 for programs such as parks, preserves, public safety and transit, noting the City cannot provide the expected level of services under the current state limit. She concluded the home rule option protected community services at existing levels and provided for future growth.

Mr. Barton acknowledged Ms. Villalobos' understanding of home rule and municipal finance.

Mr. Zuercher expressed appreciation to Ms. Villalobos as CEO and president of the Arizona Hispanic Chamber of Commerce, and for her leadership and diligence. He also thanked the task force committee.

Mayor Gallego asked if any Councilmembers had comments.

Councilwoman Stark thanked Ms. Villalobos and the task force and stated they did an excellent job.

Councilwoman Williams thanked Ms. Villalobos and the task force.

Following the vote, Mayor Gallego announced voters would have the chance to continue their support of the City of Phoenix's home rule on the Nov. 3, 2020 ballot.

A motion was made by Vice Mayor Guardado, seconded by

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

Yes: 8 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 1 - Councilman Waring

40 **Multi-City Subregional Operating Group User Charge Rates (Ordinance G-6689)**

Request City Council approval to amend Phoenix City Code for the Multi-City Subregional Operating Group (SROG) User Charges.

Summary

This request amends the Phoenix City Code Chapter 28, Article V, Section 28-39 (a) 4, implementing changes to the sewer user charges to the Multi-City SROG members effective July 1, 2020 (**Attachment A**).

The City of Phoenix participates with the cities of Glendale, Mesa, Scottsdale, and Tempe in Intergovernmental Agreement 22699 (IGA), for construction, operation and maintenance of the jointly-used 91st Avenue Wastewater Treatment Plant (WWTP). As lead agency, the City of Phoenix is responsible for the planning, budgeting, construction, operation and maintenance of the plant, and for billing member cities. The other members pay for costs of operation and maintenance based on anticipated use of the facility measured by sewage flows and strengths. These costs are recovered from the other members through user charges implemented annually on July 1 of each fiscal year.

The charges, to be effective July 1, 2020, are used as a basis to fairly allocate costs to the member cities for use of the 91st Avenue WWTP for Fiscal Year 2020-21. The Fiscal Year 2020-21 estimated costs shown below were included in this year’s wastewater financial planning process.

The following SROG user charges and allocation of estimated costs were approved by the SROG Committee on Feb. 12, 2020 (**Attachment B**).

SROG Member	User Charge per 1,000 Gallon	Allocation of FY 2020-21 Estimated Costs
City of Glendale	$1.28058	$3,692,551
City of Mesa	1.17477	7,718,253
City of Scottsdale	1.33237	4,376,820
City of Tempe	0.85818	5,951,501
Subtotal		**$21,739,125**
City of Phoenix	1.05107	32,033,848
Total		**$53,772,973**

Concurrence/Previous Council Action

This item was previously approved by City Council on April 3, 2019 (Ordinace G-6573).

Discussion

City Clerk Denise Archibald read the title of Ordinance G-6689.

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

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

48 **Request Authorization to Enter into Contract with Chrysalis Shelter Services for Victims of Domestic Violence, Inc. (Ordinance S-46516)**

Request authorization for the City Manager, or his designee, to enter into a contract with Chrysalis Shelter for Victims of Domestic Violence, Inc. (Chrysalis) to provide emergency shelter and transitional housing

services for the Human Services Department (HSD). The term of the contract will be for five years beginning on or about July 1, 2020 with an annual budget of approximately $153,000, subject to annual budget approval. The aggregate amount will not exceed $765,000 over the life of the contract. Further request authorization for the City Controller to disburse all funds related to this item for the life of the contract.

Summary

HSD provides a diverse array of support services to assist people in moving towards self-sufficiency. Emergency shelter and transitional housing operation funds are part of the comprehensive continuum of services the department provides. This funding will assist families and individual victims of domestic violence by providing a safe environment to rebuild their lives. Since 2015, HSD has contracted with Chrysalis to provide 14,750 bed nights and shelter to 320 residents and 80 children. Chrysalis provides bed and bedding, food and necessities, client advocacy, trauma counseling and case management. The shelter is in an undisclosed location, staffed 24 hours, and residents are provided up to 120 days of shelter. This coordination is critical to serving individuals and families experiencing homelessness who are victims of domestic violence in the Phoenix metropolitan area and all of Maricopa County. Additionally, Chrysalis offers a safe and secure location to become stable, make long-term lifestyle changes necessary to live free from violence and gain insight and knowledge regarding the impact of domestic abuse on children.

Contract Term

The contract term will be for five years, beginning on or about July 1, 2020, with no options to extend.

Financial Impact

The aggregate value of this agreement shall not exceed $765,000. General Purpose funding is available for the contract in the Human Services Department Victim Services Division budget.

Concurrence/Previous Council Action

City Council approved a 50-year Lease agreement (122063) with Chrysalis on Feb. 15, 2006 with Ordinance S-32696.

Discussion

Mayor Gallego announced Item 38 was to enter into a contract with Chrysalis Shelter Services for victims of domestic violence services and was an item of importance to the entire City Council, especially in the current difficult time with people staying home. She stated it was a strong reminder to residents there were still services available to individuals facing domestic violence and encouraged people to seek help.

Mayor Gallego explained the Police Department had seen an unfortunate rise in the number of domestic violence calls during the period of physical distancing. She noted the partnership between the City and Chrysalis would give victims of domestic violence a safe place to rebuild their lives and create a new future for themselves. She stated over the last five years, the City had partnered with Chrysalis to offer services to 230 adults and 80 children. She explained it was not just a shelter with food provided to victims, but also offered advocacy services and trauma counseling, which were important to regain independence.

Mayor Gallego concluded the goal of the partnership was to provide residents the launching pad they needed to start their new lives.

Vice Mayor Guardado made a motion to adopt Item 48.

Councilwoman Stark seconded the motion.

Mayor Gallego stated the partnership began long before her election and thanked her predecessors for the work they did. She asked if there were Councilmember comments.

Councilman DiCiccio stated this was one of the most substantive things the City was going to do at the meeting. He noted the rise in domestic violence was real. He added it was around 1995 when Council first made the City of Phoenix aware of domestic violence. He praised the individuals who worked and volunteered at the shelters and stated his support for the item.

Councilwoman Stark stated her agreement with Councilman DiCiccio's comments and that she had an opportunity to tour the facility. She

concluded the shelter was doing important work and would be voting yes.

Councilwoman Williams stated her support and thanked Chrysalis Shelter for their partnership. She noted domestic violence was on the rise.

Mayor Gallego thanked Councilwoman Williams for her leadership on this item.

Councilman Nowakowski, chair of the Public Safety Subcommittee, thanked all the partners, agencies, nonprofits, and the leadership of his colleagues for pushing this item through. He stated his support.

Councilwoman Pastor stated her appreciation for continuing the great work of Councilwoman Williams and Councilman DiCiccio and noted the importance of it.

Mayor Gallego responded it was a priority for the City and stated there was a task force moving forward to continue supporting the community. She noted orders of protection were available and encouraged anyone who needed help to pursue it.

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

Yes: 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

59 Approval of Neighborhood Block Watch Oversight Committee's Recommendations for 2020 Grant Program Awards (Ordinance S-46547)

Request authorization for the City Manager, or his designee, to approve the recommendations of the Neighborhood Block Watch Grant Program (NBWGP) Oversight Committee to increase the annual funding amount available for all grant applications from $1,500,000 to $1,509,747

beginning on July 1, 2020 and to execute contracts between the City of Phoenix and 180 NBWGP applicants. Authorization is requested for the City Controller to disburse funds related to this item in the amount of $1,509,747.

Summary

The Neighborhood Block Watch (NBW) Oversight Committee was established to solicit, evaluate and recommend, to the Mayor and City Council, appropriate proposals to expend funds for the expansion of the Block Watch programs within the limits of the Neighborhood Protection Ordinance. This ordinance, known as Proposition 301, was adopted at a special election held on Oct. 5, 1993. The City Council adopted the format and guidelines for this process on April 26, 1994. The NBW program is administered by the Police Department.

On April 10, 2019, the annual funding amount available for all grant applications was increased from $1,400,000 to $1,500,000 for the 2019 grant program (Ordinance S-45622). The scoring of applications submitted for the 2020 grant cycle indicates the current amount available is insufficient to fund all of the grant applications with scores of 5.25 or higher.

The 2020 grant application process opened on Nov. 1, 2019 and closed on Dec. 6, 2019. The NBW Oversight Committee scored the grant applications based on the following criteria: crime prevention - 50 percent, budget evaluation - 20 percent, community involvement - 20 percent, and project viability/ability to complete - 10 percent.

A total of 184 grant applications were received. Of that total,180 are being recommended for funding by the NBW Oversight Committee for a total of $1,509,747. Four grant applications were not recommended for funding. Two grants scored below the program minimum requirement of 5.25 or higher out of 10 possible points and two grants were disqualified for being on the noncompliant list in previous grant years. The NBW Oversight Committee vote was 6 ayes, 3 nays, and 0 abstained on the funding list. See **Attachment A** for a list of all 184 grant applications.

In one case, an applicant was denied partial funding as a result of requesting capped and/or prohibited items. A list of the

prohibited/restricted items was included in the 2020 grant application guide.

Contract Term
The funding period is July 1, 2020 through June 30, 2021.

Financial Impact
No matching funds are required.

Discussion
Mayor Gallego asked Councilwoman Pastor if she would not be participating in the vote on Item 59.

Councilwoman Pastor answered she would not be voting and noted there were three items she had a conflict with and asked if they could be pulled out.

City Attorney Cris Meyer stated it would be possible to pull the conflict items out and vote on them separately.

Mayor Gallego asked Councilwoman Pastor if she wanted to make a motion.

Councilwoman Pastor responded she did not have her agenda packet.

Mayor Gallego suggested Councilwoman Pastor could instead note being generally supportive of Neighborhood Block Watch grants and not participate in the vote.

Councilwoman Pastor stated that would be easier.

Councilman DiCiccio stated it would be better for Councilwoman Pastor to not say anything.

Mayor Gallego yielded the floor to Vice Mayor Guardado to make a motion.

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

Yes:	8 -	Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego
No:	0	
Conflict:	1 -	Councilwoman Pastor

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

CITIZEN COMMENTS

Lowell O'Grady discussed a single road connection on Alta Vista Road located near a very busy intersection at Alta Vista Road and 7th Street. He explained the process of vehicles turning at the intersection. Mr. O'Grady submitted a citizen petition and explained it asked for Alta Vista Road to be treated the same as Vineyard and 7th Street, which would give both directions of turning vehicles their own turning lane to wait in. Additionally, the petition asked for a small section of sidewalk on the south side of Alta Vista Road to help people who walk to the bus stop on 7th Street. Mr. O'Grady thanked Council for considering the petition.

Councilman Nowakowski stated he would have his assistant and the Streets Department look into this.

Abbie Miller submitted a citizen petition and requested the Councilmembers publicly disclose the specific amount of money and any and all benefits for them, their spouse or dependent family members have received from unions and nonprofits since 2016. She stated this information should be placed in an easily accessible location on the city website within 10 days and updated quarterly.

Councilwoman Williams requested to ask question.

Mayor Gallego noted Council cannot have discussion of substance and responded Councilwoman Williams could ask a technical question.

Councilwoman Williams asked City Attorney Cris Meyer if the information was

reported annually and stated she thought they were required to file it.

Mayor Gallego stated they could respond in the Council packet with a link to the annual financial disclosures for members of the Council.

Mr. Meyer responded it appeared Councilwoman Williams was correct and explained that while he still needed to look at the petition, he believed most of the information was required and updated but they could look into adding additional information.

Elizabeth Venable said she was pleased to hear Maricopa County opened up a lot for homeless campers to spread themselves out and be socially distanced. She stated she saw the County doing things but did not see the City doing things. She explained she found it frustrating because she said the City was still enforcing camping on public property. She further discussed Community Bridges and appropriate shelter. Ms. Venable suggested various options the City needed, including hotels, porta-potties and hand washing stations.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 3:18 p.m.

MAYOR

ATTEST:

CITY CLERK

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CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the formal session of the City Council of the City of Phoenix held on the 15th day of April, 2020. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 25th day of August, 2021.

CITY CLERK