City of Phoenix

Minutes

City Council Formal Meeting

186283

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

Wednesday, November 16, 2022 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, Nov. 16, 2022 at 2:33 p.m. in the Council Chambers.

Present: 8 - Councilman Sal DiCiccio, Councilmember Carlos Garcia, Councilwoman Betty Guardado, Councilwoman Ann O'Brien, Councilwoman Debra Stark, Councilman Jim Waring, Vice Mayor Laura Pastor and Mayor Kate Gallego

Absent: 1 - Councilwoman Yassamin Ansari

Councilwoman Ansari was absent and Vice Mayor Pastor attended the meeting virtually.

Mayor Gallego acknowledged the presence of Carmen Cota, a Spanish interpreter. In Spanish, Carmen Cota announced her availability to the audience.

An affidavit was presented to the Council by the City Clerk stating that copies of the titles of Ordinances G-7052 and G-7055 through G-7056, S-49144 through S-49193, and Resolutions 22081 through 22086 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.

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

BOARDS AND COMMISSIONS

1 Mayor and Council Appointments to Boards and Commissions

Summary

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

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

Environmental Quality and Sustainability Commission
Appoint Anna Bettis for a term to expire August 31, 2023 as recommended by Mayor Gallego.

Development Advisory Board
Appoint Nathan Sonoskey for a term to expire November 16, 2025 as recommended by Mayor Gallego.

Industrial Development Authority
Appoint Jack Dover for a term to expire May 1, 2027 as recommended by Mayor Gallego.
Re-appoint Darcy Renfro for a term to expire May 1, 2027 as recommended by Mayor Gallego.

Judicial Selection Advisory Board
Re-appoint David Weinzweig for a term to expire November 19, 2025 as recommended by Mayor Gallego.

Maryvale Village Planning Committee
Appoint Jennifer Fostino, to fill a vacancy, for a term to expire November 19, 2023 as recommended by Councilwoman Betty Guardado.

Phoenix Residential Investment Development Effort
Appoint Michael Axelrod, to fill a vacancy, for a term to expire November 1, 2025 as recommended by Mayor Gallego.

Phoenix Women's Commission
Appoint Lisa Doromal, to fill a vacancy, for a term to expire November 16, 2025 as recommended by Mayor Gallego.

A motion was made by Councilwoman Pastor, seconded by Councilwoman Stark, that this item be approved as revised. The

motion carried by the following voice vote:

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

No: 0

Absent: 1 - Councilwoman Ansari

Mayor Gallego administered the oath of office to the following appointees:
Anna Bettis - Environmental Quality and Sustainability Commission
Nathan Sonoskey - Development Advisory Board
Jack Dover - Industrial Development Authority

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 Councilwoman Pastor, seconded by Councilwoman Stark, that items 2-29 be recommended for approval, noting items 27-29 are as revised and recommended for approval. The motion carried by the following voice vote:

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

No: 0

Absent: 1 - Councilwoman Ansari

2 Liquor License - Twin Peaks

Request for a liquor license. Arizona State License Application 207079.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 12 - Restaurant

Location
3063 W. Agua Fria Fwy.
Zoning Classification: C-2
Council District: 1

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 Nov. 18, 2022.

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

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

Twin Peaks (Series 12)
2135 E. Camelback Road, Phoenix
Calls for police service: 4
Liquor license violations: None

Twin Peaks (Series 12)

6922 N. 95th Ave., Glendale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Twin Peaks (Series 12)
8787 E. Frank Lloyd Wright Blvd., Scottsdale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Twin Peaks (Series 12)
2050 E. Rio Salado Pkwy., Tempe
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Twin Peaks has several locations in 26 states, and is opening its 5th location in Arizona. The restaurant features house-made comfort food in casual lodge setting. Applicant would like to offer guests 21 and over alcoholic beverages in addition to the food they enjoy the food."

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 - Twin Peaks
Liquor License Map - Twin Peaks

This item was recommended for approval.

3 Liquor License - Angel Thai Bistro

Request for a liquor license. Arizona State License Application 209344.

Summary

Applicant
Jerry Hester II, Agent

License Type
Series 12 - Restaurant

Location
4010 E. Greenway Road, Ste. 2
Zoning Classification: C-2
Council District: 2

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

The 60-day limit for processing this application is Nov. 26, 2022.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I own the restaurant with my wife who has prior restaurant experience in a restaurant with a liquor license. I am a retired Phoenix Police sergeant. I have experience in handling alcohol related incidents and knowledge of A.R.S. title 4. I recently completed a basic and management title 4 class. I now hold certifications in both."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"My wife and I considered not getting a license. However, customers request beer and wine from time to time. We only want to make our customer happy. We will only offer a small selection of beer and wine. We will operate a safe location which will generate tax revenue which the city can use to improve or create community services. We are a new business, but look forward to donating some profits in the future to a

vetted charity."

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 - Angel Thai Bistro
Liquor License Map - Angel Thai Bistro

This item was recommended for approval.

4 Liquor License - DashMart

Request for a liquor license. Arizona State License Application 210649.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 10 - Beer and Wine Store

Location
20330 N. Cave Creek Road, Ste. A100
Zoning Classification: C-2
Council District: 2

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 business has plans to open in December 2022.

The 60-day limit for processing this application is Nov. 29, 2022.

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

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

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

DashMart (Series 10)
14131 N. Rio Vista Blvd., Ste. 3, Peoria
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

DashMart (Series 10)
2330 W. Bethany Home Road, Ste. 110, Phoenix
Calls for police service: 62
Liquor license violations: None

DashMart (Series 9)
2414 W. 14th St., Ste. 2414A, Tempe
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

DashMart (Series 10)
3512 E. Southern Ave., Mesa
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

comment period.

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Applicant offers direct delivery of snacks, drinks, personal essentials and a variety of convenience items, and would like to offer customers 21 and over the opportunity to purchase beer and wine."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - DashMart
Liquor License Map - DashMart

This item was recommended for approval.

5 Liquor License - Hookah Cash N Carry

Request for a liquor license. Arizona State License Application 210377.

Summary

Applicant
Lubna Dawood, Agent

License Type
Series 10 - Beer and Wine Store

Location

1926 W. Cactus Road
Zoning Classification: C-2
Council District: 3

This request is for a new liquor license for a convenience store that does not sell gas. This location was 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 Dec. 5, 2022.

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

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

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

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

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

"I have over 5 years of experience in the retail and customer service business and for the past year I've worked 2 jobs to support my family and grow my new business. I'm very hard working and strive for success in all my endeavors. While working 2 jobs I'm also a full time mom of 4 children. I'm very reliable as I stay on top of all my bills to pay ahead of the date as well as continually managing our store inventory and paying all required sales taxes prior to the due date. At Walmart I'm the stock room supervisor and lead teams to be success"

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Issuing the liquor license will allow our business to offer a small to moderate selection of beers and wines. This offering will be a convenience to our current and future customers. This will reduce the number of trips made to multiple stores to complete their shopping. As we operate our business day to day. We are committed to engage with our customers and also be ethically and environmentally good custodians. We will ensure age verification of all customers purchasing beer or wine from our business."

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 - Hookah Cash N Carry
Liquor License Map - Hookah Cash N Carry

This item was recommended for approval.

6 Liquor License - Imperial Market and Liquor

Request for a liquor license. Arizona State License Application 09070641.

Summary

Applicant

Akram Jabaieh, Agent

License Type
Series 9 - Liquor Store

Location
9429 N. Cave Creek Road
Zoning Classification: C-3
Council District: 3

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

The 60-day limit for processing this application is Dec. 3, 2022.

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

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

Amigo's Market (Series 10)
7536 W. Glendale Ave., Glendale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I hold a certificate for "The Basic and Management Liquor Law Training". This training provided me the opportunity of learning the importance and significance of obtaining a liquor license. I am assured to uphold the laws and regulations about liquor license. I have never been involved in any criminal activity, no record of getting in 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 liquor. 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 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 - Imperial Market and Liquor
Liquor License Map - Imperial Market and Liquor

This item was recommended for approval.

7 Liquor License - Nicks

Request for a liquor license. Arizona State License Application 12075930.

Summary

Applicant
Jason Brody, Agent

License Type
Series 12 - Restaurant

Location
10810 N. Tatum Blvd., Ste. 107
Zoning Classification: C-1
Council District: 3

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 outdoor alcohol consumption as an accessory to a restaurant.

The 60-day limit for processing this application is Nov. 29, 2022.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“The new applicant has worked for Nick for 18 years before purchasing the business. We will continue to abide by Title 4 laws. We have a great community support, customer service and provide quality food with great portions. We will continue to be an asset to 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.

This item was recommended for approval.

8 Liquor License - Special Event - Assyrian Church of the East - St. Peter AZ

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

Summary

Applicant
Sargon Yaro

Location
1915 W. Thunderbird Road
Council District: 3

Function
Dinner/Dance

Date(s) - Time(s) / Expected Attendance
Dec. 31, 2022 - 8 p.m. to 2 a.m. / 400 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

9 Liquor License - Special Event - Assyrian Church of the East - St. Peter AZ

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

Summary

Applicant
Sargon Yaro

Location
1915 W. Thunderbird Road
Council District: 3

Function
Dinner/Dance

Date(s) - Time(s) / Expected Attendance
Dec. 25, 2022 - 8 p.m. to 2 a.m. / 300 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

10 Liquor License - Carniceria Rancho Alegre

Request for a liquor license. Arizona State License Application 212288.

Summary

Applicant
Adalberto Cornejo, Agent

License Type
Series 10 - Beer and Wine Store

Location
4340 W. McDowell Road, Ste. 1-3
Zoning Classification: C-1
Council District: 4

This request is for a new liquor license for a convenience market. This location was previously licensed for liquor sales and may currently

operate with an interim permit.

The 60-day limit for processing this application is Dec. 5, 2022.

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

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

El Rancho Alegre Meat Market (Series 10)
502 E. Cottonwood Lane, #1, Casa Grande
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“I have a valid training and Certificate of Completion on Basic and Management Title 4 courses. I have another establishment in Casa Grande, AZ for many years and which is hold a Series 10 license store and have a history of compliance with A.R.S. 4-112 (G)(2).”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“There is a demand for the purchase of liquor products at this location. It is a retail meat market store conveniently located for customers on a major intersection. A meat market and grocery store selling alcohol that has been established for many years at this place, serving residents that many times walk to the store to get the items they need or simply wants to save time and do their purchases faster, in a small store.”

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 Rancho Alegre
Liquor License Map - Carniceria Rancho Alegre

This item was recommended for approval.

11 Liquor License - Los Amigos Market

Request for a liquor license. Arizona State License Application 09070597.

Summary

Applicant
Jared Repinski, Agent

License Type
Series 9 - Liquor Store

Location
4141 N. 35th Ave., Ste. 14
Zoning Classification: C-2
Council District: 4

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

The 60-day limit for processing this application is Nov. 21, 2022.

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

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

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

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

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

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

12 Liquor License - Lucky's Liquor

Request for a liquor license. Arizona State License Application 09070100 and 09070100S.

Summary

Applicant
Jared Repinski, Agent

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

Location
2328 N. 16th St.
Zoning Classification: C-2 CNSPD
Council District: 4

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

The 60-day limit for processing this application is Dec. 6, 2022.

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

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

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

Smokey Booze (Series 9)
5270 N. 59th Ave., #7 and #8, Glendale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Mikes Market (Series 9)
8520 W. Peoria Ave., Peoria
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

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

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

proposed liquor licensed business, all businesses will prosper."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Lucky's Liquor
Liquor License Map - Lucky's Liquor

This item was recommended for approval.

13 Liquor License - Ghett Yo Wings

Request for a liquor license. Arizona State License Application 213037.

Summary

Applicant
Jared Repinski, Agent

License Type
Series 12 - Restaurant

Location
1703 W. Bethany Home Road, Ste. E03
Zoning Classification: PSC TOD-1
Council District: 5

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

The 60-day limit for processing this application is Dec. 6, 2022.

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

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

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

Ghett Yo Taco (Series 12)
241 S. Oregon St., Chandler
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Tourism plays an important role in our local economy and liquor licensed establishments (the sale of alcohol) is a very important aspect of tourism. Therefore, if the City of Phoenix continues to lead the State of Arizona by

approving quality and diverse businesses (restaurants, bars, microbreweries, distilleries, hotels, resorts golf courses, special events, convenience/ grocery stores and gas stations) similar to this proposed liquor licensed business, all businesses will prosper."

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

Attachments
Liquor License Data - Ghett Yo Wings
Liquor License Map - Ghett Yo Wings

This item was recommended for approval.

14 Liquor License - Castro's Cigar Lounge

Request for a liquor license. Arizona State License Application 06070427.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 6 - Bar

Location
4855 E. Warner Road, Ste. A29-30
Zoning Classification: C-2
Council District: 6

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 outdoor dining and outdoor alcohol consumption.

The 60-day limit for processing this application is Nov. 20, 2022.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"We own and operate other bare and restaurants in the valley. We will continue to abide by Title 4 liquor laws."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We would like to offer our community/neighbors a place to enjoy a full craft bar and lounge ambience."

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 - Castro's Cigar Lounge
Liquor License Map - Castro's Cigar Lounge

This item was recommended for approval.

15 Liquor License - Clarendale Arcadia

Request for a liquor license. Arizona State License Application 209558.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 12 - Restaurant

Location
3233 E. Camelback Road
Zoning Classification: PUD Z-32-19
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.

The 60-day limit for processing this application is Nov. 26, 2022.

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

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

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

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

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Clarendale Arcadia is an active senior living community with resort-style amenities, including casual and fine dining experiences. Applicant would like to offer alcoholic beverages to residents and guests 21 and over."

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

Attachments
Liquor License Data - Clarendale Arcadia
Liquor License Map - Clarendale Arcadia

This item was recommended for approval.

16 Liquor License - Texaz Grill

Request for a liquor license. Arizona State License Application 210678.

Summary

Applicant
Jared Repinski, Agent

License Type
Series 12 - Restaurant

Location
6003 N. 16th St.
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 Nov. 26, 2022.

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

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

Public Opinion

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

Applicant's Statement

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

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

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

Staff Recommendation

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

Attachments

Liquor License Data - Texaz Grill
Liquor License Map - Texaz Grill

This item was recommended for approval.

17 Liquor License - 3 Sheilas Wine & Spirits

Request for a liquor license. Arizona State License Application 209700.

Summary

Applicant
Nancy Mangone, Agent

License Type
Series 4 - Wholesaler

Location
625 S. 27th Ave., Ste. 130B-3S
Zoning Classification: A-2
Council District: 7

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

The 60-day limit for processing this application is Nov. 21, 2022.

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

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

3 Sheilas Wine & Spirits (Series 4)
2440 W. Lincoln St. #165-3S
Calls for police service: 4
Liquor license violations: None

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
“I already hold a Series 4 alcoholic beverage wholesaler's license for my current warehouse space, located at 2440 W. Lincoln Street, #165-3S, Phoenix, AZ 85009. I am in compliance with all legal requirements for that license. I am also a practicing attorney, who takes seriously and complies with all the ethical obligation of my profession. I understand and am able to meet all regulatory requirements for obtaining this new license and complying with Arizona's liquor laws.”

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

18 Liquor License - Central Records

Request for a liquor license. Arizona State License Application 210347.

Summary

Applicant
Jake Goldsmith, Agent

License Type
Series 12 - Restaurant

Location
824 N. Central Ave.
Zoning Classification: DTC-Downtown Gateway
Council District: 7

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

The 60-day limit for processing this application is Nov. 27, 2022.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I am experienced, trained, certified and committed to executing my duties and responsibilities as an operator and manager with several years of a proven track record in hospitality."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"The Roosevett Row Arts district needs more vibrant, dynamic and unique concepts such as ours within its geography. There is no concept like ours in the area and bringing it to the arts district will add significant cultural value."

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

Attachments
Liquor License Data - Central Records
Liquor License Map - Central Records

This item was recommended for approval.

19 Liquor License - Good Omens

Request for a liquor license. Arizona State License Application 210752.

Summary

Applicant
Elijah Tubbs, Agent

License Type
Series 4 - Wholesaler

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

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

The 60-day limit for processing this application is Dec. 4, 2022.

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

Other Active Liquor License Interest in Arizona
The ownership of this business has an interest in other active liquor license(s) in the State of Arizona. This information is listed below and

includes liquor license violations on file with the AZ Department of Liquor Licenses and Control and, for locations within the boundaries of Phoenix, the number of aggregate calls for police service within the last 12 months for the address listed.

Good Omens (Series 4)
2440 W. Lincoln St., Ste. 165GO, Phoenix
Calls for police service: 4
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Good Omens is a competent distributor already in business"

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

20 Liquor License - Latitude Wines

Request for a liquor license. Arizona State License Application 210134.

Summary

Applicant
Camila Alarcon, Agent

License Type
Series 4 - Wholesaler

Location

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

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

The 60-day limit for processing this application is Nov. 29, 2022.

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

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

Latitude Wines (Series 4)
2440 W. Lincoln St., #165LW, Phoenix
Calls for police service: 4
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“Applicant's members have interest in importer and wholesaler licenses

in 12 other states. They have held a wholesaler license in Phoenix without incident since 2016, as well as an Out-of-State Producer's license in Arizona since 2005. The applicant will continue to be committed to adhering to all applicable liquor laws."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

21 Liquor License - Manuel Brothers Distributing

Request for a liquor license. Arizona State License Application 209663.

Summary

Applicant
Lucas Manuel, Agent

License Type
Series 4 - Wholesaler

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

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

The 60-day limit for processing this application is Nov. 21, 2022.

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

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

Manuel Brothers Distributing (Series 4)
2440 W. Lincoln St., Ste. 170, Phoenix
Calls for police service: 4
Liquor license violations: In May 2018, a fine of $500 was paid for purchasing liquor from other than a primary source.

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 completed the title 4 liquor training and have successfully operated a liquor wholesale business in Phoenix since 2016."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

22 Liquor License - Plush 21

Request for a liquor license. Arizona State License Application 209976.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 12 - Restaurant

Location
21 W. Van Buren St.
Zoning Classification: DTC-Business Core

Council District: 7

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

The 60-day limit for processing this application is Nov. 28, 2022.

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

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

Tru Ultra Lounge (Series 6)
915 N. Central Ave., Phoenix
Calls for police service: 12
Liquor license violations: In October 2022, a fine of $500 was paid for allowing an employee to consume on duty.

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

Applicant's Statement

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“Plush 21 will offer a variety of quality breakfast/bruch menu items. Applicant would like to offer guests 21 and over the opportunity to enjoy alcoholic beverages as an incident to the meals items served.”

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

Attachments
Liquor License Data - Plush 21
Liquor License Map - Plush 21

This item was recommended for approval.

23 Liquor License - Tappa Wines

Request for a liquor license. Arizona State License Application 210152.

Summary

Applicant
Derek Kaminsky, Agent

License Type
Series 4 - Wholesaler

Location

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

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

The 60-day limit for processing this application is Nov. 29, 2022.

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

Other Active Liquor License Interest in Arizona
This information is 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.

Tappa Wines (Series 4)
2440 W. Lincoln St., Ste. 170 BC, Phoenix
Calls for police service: 4
Liquor license violations: In June 2019, a fine of $750 was paid for purchasing liquor from other than a primary source.

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 responsible alcohol sales and service."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

24 Liquor License - The Natural Wine Co, LLC

Request for a liquor license. Arizona State License Application 209778.

Summary

Applicant
Lucas Anable, Agent

License Type
Series 4 - Wholesaler

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

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

The 60-day limit for processing this application is Nov. 20, 2022.

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

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

Material Wine Co (Series 4)
2440 W. Lincoln St., #170-N1, Phoenix
Calls for police service: 4
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I am the current owner of a licensed Arizona wholesaler. I am also the agent on this license. We are applying for a new license in order to move to a larger warehouse. We have shown ourselves to be a responsible and compliant small business. I have been engaged with Arizona Food and Beverage for over a decade. I bring experience, passion and a national and international network to my work as a wholesaler in Arizona."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

25 Liquor License - Quench Wine & Spirits

Request for a liquor license. Arizona State License Application 196743.

Summary

Applicant
Robert Delgado, Agent

License Type
Series 4 - Wholesaler

Location
4250 E. Superior Ave., Bldg. B Ste. 200
Zoning Classification: A-1
Council District: 8

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

The 60-day limit for processing this application is Dec. 2, 2022.

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

Other Active Liquor License Interest in Arizona
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 applicable laws."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

26 Liquor License - Sip Coffee & Beer

Request for a liquor license. Arizona State License Application 210470.

Summary

Applicant
Kevin Kramber, Agent

License Type
Series 12 - Restaurant

Location
3800 E. Sky Harbor Blvd., T4 S1 F3
Zoning Classification: C-3
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 December 2022.

The 60-day limit for processing this application is Dec. 4, 2022.

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

Other Active Liquor License Interest in Arizona
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.

Sir Veza's Taco Garage (Series 12)
3800 E. Sky Harbor Blvd., T4 S4 F51
Calls for police service: 1,865
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 represent over 200 + licenses statewide. Controlling person has clean background. Controlling person has ownership in other State issued liquor licenses. Filed manager has State approved Title IV liquor training"

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Our location is within Sky Harbor Airport and we would like to offer travelers additional drink options with thier meal and enhance thier traveling experience. Filed manager has State approve Title IV liquor training."

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 - Sip Coffee & Beer
Liquor License Map - Sip Coffee & Beer

This item was recommended for approval.

27 Liquor License - El Dorado Sports Bar

Request for a liquor license. Arizona State License Application 07070862.

Summary

Applicant
Theresa Morse, Agent

License Type
Series 7 - Beer and Wine Bar

Location
4134 N. 67th Ave.
Zoning Classification: C-2
Council District: 5

This request is for an acquisition of control of an existing liquor license for a beer and wine bar. This location is currently licensed for liquor sales. This location requires a Use Permit to allow patron dancing.

The 60-day limit for processing this application is Nov. 26, 2022.

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

Other Active Liquor License Interest in Arizona
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 attended both Basic and Management Liquor Law training and have worked on many occassions at the bar with my father, Samuel Rodriguez Contreras. I am familiar with the legal forms of identification to sell alcohol and I know how to determine if a customer is intoxicated. I will make sure if the customer is intoxicated that they will not be allowed to enter the bar. If a customer is intoxicated I will request them to take a taxi or call a friend to pick them up. I want to make sure our customers are safe and do not hurt others by driving while intoxicated.”

Staff Recommendation
Staff recommends disapproval of this application based on Police Department recommendation for disapproval. The Police Department disapproval is based the applicant's lack of experience in owning or managing a bar. The applicant has not demonstrated the capability, qualifications and reliability to hold and control a liquor license. Staff also notes that 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 Police Department Recommendation - El Dorado Sports Bar

This item was recommended for approval as revised.

28 Liquor License - Saddlehorn Saloon

Request for a liquor license. Arizona State License Application 06070238.

Summary

Applicant
Theresa Morse, Agent

License Type
Series 6 - Bar

Location
2334 W. Buckeye Road
Zoning Classification: C-3
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 Nov. 26, 2022.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have attended both Basic and Management Liquor Law Training and have worked on many occasions at the bar with my father, Samuel Rodriguez Contreras. I am familiar with the legal forms of identification to sell alcohol and I know how to determine if a customer is intoxicated that they will not be allowed to enter the bar. If a customer is intoxicated. I will make sure if the customer is intoxicated I will request them to take a taxi or call a friend to pick them up. I want to make sure our customers are safe and do not hurt others by driving while intoxicated."

Staff Recommendation
Staff recommends disapproval of this application based on Police Department recommendation for disapproval. The Police Department disapproval is based on the applicant's lack of experience in owning or managing a bar. The applicant has not demonstrated the capability, qualifications and reliability to hold and control a liquor license.

Attachment
Liquor License Police Department Recommendation - Saddlehorn Saloon

This item was recommended for approval as revised.

29 Liquor License - Blue Cloud Distribution of Arizona, Inc.

Request for a liquor license. Arizona State License Application 210498.

Summary

Applicant
Camila Alarcon, Agent

License Type
Series 4 - Wholesaler

Location
4242 E. Raymond St.
Zoning Classification: A-1
Council District: 8

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

The 60-day limit for processing this application is Dec. 3, 2022.

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

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

in the State of Arizona.

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Applicant or its commonly-controlled entities have operated with wholesaler licenses since 2021 in various states. Applicant will be committed to adhering to all applicable liquor laws."

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

This item was recommended for approval as revised.

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 Councilwoman Pastor, seconded by Councilwoman Guardado, that items 30-109 be approved or adopted, except items 45, 65, 72, 78, 80, 83, 85, 101 and 107-108; noting Item 63 is withdrawn; and Item 109 is an add-on. The motion carried by the following vote:

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

Items 30-43, Ordinance S-49144 was a request to authorize the City Controller to disburse funds, up to amounts indicated on items, 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 CI Technologies, Inc.

For $55,128.00 in payment authority to purchase software maintenance and support for the Phoenix Police Department. The Professional Standards and Compliance and Oversight Bureaus currently use the IAPro solution application suite from CI Technologies. The application manages internal affairs matters such as citizen complaints, department-initiated investigations, audits, early intervention alerts, and other incidents that involve department employees. CI Technologies will provide the software subscription as well as remote maintenance and support on an as-needed basis.

This item was adopted.

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

For $9,615.29 in payment authority for Salt River Project (SRP) for the design and construction of electrical facilities to install a High Intensity Activated Crosswalk (HAWK), for the Street Transportation Department. SRP needs to make changes to their power design for the Indian School Road and Amelia Avenue Signalized Crosswalk Project ST33881333.

This item was adopted.

32 US Bank NA doing business as Voyager Fleet Systems Inc.

For $230,000.00 in payment authority to process monthly US Bank National, Voyager Fleet Fuel invoices for the Police Department. The department requires fuel credit cards when traveling outside the city limits or to purchase premium fuel that is not available at city fueling stations. Funding is available in the Police Department's budget.

This item was adopted.

33 Settlement of Claim(s) Arizona School Risk Retention Fund v. City

of Phoenix

To make payment of up to $33,000.00 in settlement of claim(s) in *Arizona School Risk Retention Fund v. City of Phoenix,* 21-0337-001, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a property damage claim involving a broken water main pipe on July 30, 2021.

This item was adopted.

34 Settlement of Claim(s) Babin v. City of Phoenix

To make payment of up to $250,685.26 in settlement of claim(s) in *Babin v. City of Phoenix,* 21-0090-002, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement for a property damage claim involving a broken water main pipe on July 25, 2021.

This item was adopted.

35 Settlement of Claim(s) Beavins v. City of Phoenix

To make payment of up to $170,803.55 in settlement of claim(s) in *Beavins v. City of Phoenix*, 21-0090-008, GL, PD, for the Finance Department pursuant to Phoenix City Code chapter 42. This is a settlement for a property damage claim involving a broken water main pipe on July 25, 2021.

This item was adopted.

36 Settlement of Claim(s) Boor v. City of Phoenix

To make payment of up to $64,000.00 in settlement of claim(s) in *Boor v. City of Phoenix*, 21-0568-001, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement for a property damage claim involving a broken water main pipe on Dec. 16, 2021.

This item was adopted.

37 Settlement of Claim(s) Dent v. City of Phoenix

To make payment of up to $35,000.00 in settlement of claim(s) in *Dent v. City of Phoenix*, CV2021-092170, 20-0297-001, AU, BI, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a bodily injury claim arising from a motor vehicle accident

on May 6, 2020, involving the Police Department.

This item was adopted.

38 Settlement of Claim(s) Guerrero-Ochoa v. City of Phoenix

To make payment of up to $75,000.00 in settlement of claim(s) in *Guerrero-Ochoa v. City of Phoenix*, 19-0621-001, GL, BI, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is settlement for a bodily injury claim arising from an incident that occurred on July 4, 2019, involving the Street Transportation Department.

This item was adopted.

39 Settlement of Claim(s) Rockledge Fairway Apartments v. City of Phoenix

To make payment of up to $27,500.00 in settlement of claim(s) in *Rockledge Fairway Apartments v. City of Phoenix,* 21-0545-001, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement for a property damage claim involving a broken water main pipe on Dec. 6, 2021.

This item was adopted.

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

To make payment of up to $189,000.00 in settlement of claim(s) in *Smith v. City of Phoenix*, 20-1019-001, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is the settlement for a property damage claim arising from a water main break on April 24, 2021.

This item was adopted.

41 Settlement of Claim(s) Wagner v. City of Phoenix

To make payment of up to $55,300.00 in settlement of claim(s) in *Wagner v. City of Phoenix,* 21-0569-001, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is settlement for a property damage claim arising from a water main break that occurred on Dec.15, 2021.

This item was adopted.

42 Settlement of Claim(s) Wong v. City of Phoenix

To make payment of up to $35,000.00 in settlement of claim(s) in *Wong v. City of Phoenix,* 20-1015-002, GL, PD, for the Finance Department

pursuant to Phoenix City Code Chapter 42. This is a settlement for a property damage claim involving a broken water main pipe on May 11, 2022.

This item was adopted.

43 Settlement of Claim(s) Yudell and Hum v. City of Phoenix

To make payment of up to $566,000.00 in partial settlement of claim(s) in *Yudell and Hum v. City of Phoenix,* 21-1079-001, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a partial settlement for a property damage claim involving a broken water main pipe on June 1, 2022.

This item was adopted.

44 Resolution Rescinding All Declarations Related to the COVID-19 Emergency (Resolution 22081)

Request for City Council consideration of a resolution rescinding all declarations related to the COVID-19 emergency.

Summary

On March 11, 2020, the Governor of the State of Arizona declared a State of Emergency and on March 19, 2020, issued an Executive Order implementing emergency measures across the state. On March 20, 2020, the City Council declared a local emergency and pursuant to the Governor's orders and the City Council's declaration, the City Council made various declarations from April 2, 2020 through Dec. 2, 2020 regarding public health and safety, and the use and operation of City facilities during the emergency.

As of Oct. 26, 2022, the Centers for Disease Control and Prevention has listed the COVID-19 transmissions level for Maricopa County, Arizona, as "Low."

The proposed resolution declares that there no longer exists a local emergency related to COVID-19 and rescinds all declarations related to the COVID-19 emergency.

This item was adopted.

46 Proposed 35th Avenue and Carter Road Annexation - Authorization to File

Request to authorize the City Manager, or his designee, to file with the Maricopa County Recorder's Office a blank petition for a proposed annexation. This annexation was requested by Reese Anderson and Jon Gillespie with Pew & Lake, PLC for the purpose of receiving City of Phoenix services. The proposed annexation conforms to current City policies and complies with Arizona Revised Statutes section 9-471 regarding annexation.

Summary

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

Location

The proposed annexation area includes parcel 105-89-013L, located at 35th Avenue and Carter Road (**Attachment A**). The annexation area is approximately 4.93 acres (0.0077 sq. mi.) and the population estimate is zero individuals.

Council District: 7

This item was approved.

47 Pesticides and Herbicides - IFB 20-008 - Amendment (Ordinance S-49163)

Request to authorize the City Manager, or his designee to allow additional expenditures under contracts 151429 with ADAPCO LLC, 151427 with Helena Agri-Enterprises LLC, 151430 with Nutrien AG Solutions Inc, 151431 with Siteone Landscape Supply, LLC, and 151428 with Rentokil North America, Inc. DBA Target Specialty Products for the purchase of pesticides and herbicides for Citywide departments. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $702,100.

Summary

This contract will provide various pesticides and herbicides, intended for preventing, destroying, repelling, or mitigating pests and also for use as plant regulators, defoliants or desiccants. Products include insecticides,

larvacides, herbicides, algaecides, fungicides and associated additives, indicators, colorants and organic alternatives. The primary using departments are Parks and Recreation, Aviation, and Water Services. Contract usage has been greater than anticipated and funds are needed for the remaining term of the contracts.

Contract Term

The contract term remains unchanged, ending on Dec. 31, 2024

Financial Impact

Upon approval of $702,100 in additional funds, the revised aggregate value of the contract will not exceed $1,920,000. Funds are available in the various departments' budgets.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

• Pesticides and Herbicides contracts 151429, 151427, 151430, 151431, 151428, (Ordinance S-46171) on Nov. 20, 2019.

This item was adopted.

48 V-Desk II System Operator - RFA 19-021 - Amendment (Ordinance S-49165)

Request to authorize the City Manager, or his designee to allow additional expenditures under Contract 148626 with Skyline Productions, Inc. for the purchase of V-Desk II System Operator services for the Communications Office. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $30,000.

Summary

This contract will provide highly technical, trained and skilled multi-robotics camera operator services for the robotic camera system located in the PHXTV studios, which provides live-broadcast capability for meetings in the City Council Chambers and City Hall Assembly Rooms, both on-air and online. The use of robotic cameras in the City Council Chambers and Assembly Rooms provides the City cost savings and staffing efficiencies, as fewer people are required to produce meeting coverage for broadcast.

Contract Term

The contract term remains unchanged, ending on Sept. 30, 2023.

Financial Impact

Upon approval of $30,000 in additional funds, the revised aggregate value of the contract will not exceed $130,000. Funds are available in the Communications Office's budget.

Concurrence/Previous Council Action

The City Council previously reviewed this request:
• V-Desk II System Operator Contract 148626 (Ordinance S-45033) on Oct. 3, 2018.

This item was adopted.

49 Employee Small Loan Program - RFP 030718 - Amendment (Ordinance S-49172)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 149092 with Employee Loan Solutions LLC., dba. TrueConnect/Sunrise Banks N.A., to extend the contract term for six months. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed as the request is to continue using Ordinance S-45017.

Summary

This contract will provide an employee loan program which can provide City employees with a resource to secure safe, affordable, small-dollar loans (up to $5,000) to avert financial emergencies and ease financial stress. Loan payments are deducted from each paycheck over 12 months. Loans are made by an FDIC-insured lender with a reasonable interest rate of 19.9 percent and offer an alternative to title loans and payday loans, which typically carry extremely high interest rates. There are no origination fees or other fees assessed on the loan. Loan eligibility is not dependent upon personal credit score and a borrower's personal credit score is improved upon complete loan repayment. The contractor's plan is supported by a comprehensive employee financial wellness program which can help employees get out of the cycle of debt. This program is provided at no cost or liability to the City.

Contract Term

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

Financial Impact

This program is provided at no cost or liability to the City, and there is no impact to the General Fund. The costs for these services are paid by monthly payroll deductions from participants in the loan program.

Concurrence/Previous Council Action

The City Council previously reviewed this request:
• Employee Small Loan Program Contract 149092 (Ordinance S-45017) on Sept. 19, 2018.

This item was adopted.

50 Hearing Officer Services Contract RFP 22-150 - Request for Award (Ordinance S-49153)

Request to authorize the City Manager, or his designee, to enter into contract with Carol Scott Berry; Craig Steblay; Craig Tribken; Elizabeth Ann Drake dba Drake & Associates; Frank J. Dolasinski; Jon M. Froke dba Jon M. Froke Urban Planning, LLC; and Michael N. Widener dba Lexpertise, LLC, to provide Hearing Officer Services for the Planning and Development Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed $920,000.

Summary

This contract will provide hearing officer services on an as-needed assignment basis for zoning, zoning takings, zoning adjustment, historic preservation, and other hearings as deemed necessary by the City. Per City Council's direction, independent hearing officers will be used in the decision-making process for zoning adjustment hearings for increased transparency. These services support the City's Strategic Plan to promote economic development fostering an environment for entrepreneurial growth and the revitalization of Phoenix's urban areas.

Procurement Information

A Request for Proposal procurement was processed in accordance with City of Phoenix Administrative Regulation 3.10.

Seven vendors submitted proposals deemed responsive and responsible. An evaluation committee of City staff evaluated those offers based on the following criteria with a maximum possible point total of 1,000:

Qualifications and Experience (0-500 points)
Method of Approach (0-400 points)
Work Product Evaluation (0-100 points)

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

Carol Scott Berry - 648 points
Craig D. Steblay - 648 points
Craig Lewis Tribken - 666 points
Elizabeth Ann Drake dba Drake & Associates - 813 points
Frank J. Dolasinski - 750 points
Jon M. Froke dba Jon M. Froke Urban Planning, LLC - 691 points
Michael N. Widener dba Lexpertise, LLC - 853

Contract Term
The contracts will begin on or about Jan. 1, 2023, for a three-year term with two one-year options to extend.

Financial Impact
The aggregate contracts value will not exceed $920,000.

Funding is available in the Planning and Development Department's Operating budget.

This item was adopted.

51 Library eResources and Associated Services - RFQu 17-202 - Amendment (Ordinance S-49174)

Request to authorize the City Manager, or his designee, to execute amendments to Contract 146865 with EBSCO Industries and Contract 146487 with Kanopy Inc. to extend contract term. Further request to authorize the City Controller to disburse all funds related to this item. No

additional funds are needed, request to continue using Ordinance S-44098.

Summary

These contracts will provide electronic resources and associated services for the Library Department. Additional time is needed to allow completion of the new procurement. This extension will ensure the public has continued access to these crucial electronic resources.

Contract Term

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

Financial Impact

The aggregate value of the contract will not exceed $1,327,000 and no additional funds are needed.

Concurrence/Previous Council Action

The City Council previously reviewed this request:
Library eResources and Associated Services - Contracts 146865 and 146487 (Ordinance S-44098) on Nov. 29, 2017.

This item was adopted.

52 Acceptance and Dedication of Easements for Public Utility and Sidewalk Purposes (Ordinance S-49167)

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

Summary

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

Easement (a)
Applicant: 1450 East Rose Lane #1, LLC, its successor and assigns
Purpose: Public Utility
Location: 1450 E. Rose Lane
File: FN 220074
Council District: 6

Easement (b)
Applicant: Randy T. Bos PLC, its successor and assigns
Purpose: Public Utility
Location: 819 E. Apollo Road
File: FN 220072
Council District: 8

Easement (c)
Applicant: RBR Holdings III LLC, its successor and assigns
Purpose: Public Utility
Location: 2522 N. 28th Place
File: FN 220083
Council District: 8

Easement (d)
Applicant: South Mountain Acquisition LP, its successor and assigns
Purpose: Sidewalk
Location: 3218 E. Southern Ave.
File: FN 220071
Council District: 8

This item was adopted.

53 Authorization to Execute Agreements with Arizona Public Service and Grant Related Easements for Electric Vehicle Charging Stations at 150 S. 12th St. (Ordinance S-49145)

Request to authorize the City Manager, or his designee, to execute agreements with Arizona Public Service and grant related easements for electric vehicle (EV) charging stations at the Fire Administration building located at 150 S.12th St.

Summary
Arizona Public Service (APS) is conducting an Electric Vehicle (EV) Charging Pilot Program (Program) for installation of EV charging stations to assess EV consumer purchasing and the use of EV charging stations. The program will be in place for five years and may be terminated at any time by APS. Upon termination, the City may elect to take ownership of, or have APS remove, the EV charging stations.

At no cost to the City, APS will design, construct, and install all necessary infrastructure and charging stations. APS will install six EV chargers at the Fire Administration building located at 150 S.12th St., and will provide semi-annual inspections, testing and firmware upgrades on the equipment. The City is responsible for weekly safety inspections to keep the charging stations clear and free of debris.

The City may be required to grant easements or licenses for infrastructure related to the installation and operation of the EV charging stations. If the City elects to take ownership of the EV charging stations, APS will transfer title to the City.

Contract Term
The agreement term will be for five years.

Financial Impact
There is no financial impact to the City.

Location
150 S. 12th St.
Council District: 8

This item was adopted.

54 Acquisition of Real Property for Improvements at the Intersection of 5th Avenue and Chambers Street (Ordinance S-49159)

Request to authorize the City Manager, or his designee, to acquire all real property and related property interests required by donation, purchase within the City's appraised value, or by the power of eminent domain for intersection improvements at the southwest corner of 5th Avenue and Chambers Street. Further request to authorize dedication of land with roadway and public improvements to public use for right of way purposes via a separate recording instrument. Further request to authorize the City Controller to disburse all funds related to this item.

Summary
Acquisition of real property is required for widening and installing roadway improvements at the intersection of 5th Avenue and Chambers Street. Improvements include new pavement, curb, gutter and Americans with Disabilities Act compliant sidewalks and ramps.

The parcel affected by this project and included in this request is identified by Maricopa County Assessor's parcel number 113-38-031 located at 504 W. Sunland Ave.

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

Location
Intersection of 5th Avenue and Chambers Street.
Council District: 7

This item was adopted.

55 Professional IT Services for Oracle Environment (Ordinance S-49190)

Request to authorize the City Manager, or his designee, to extend the term of Contract 144149 with ERP Analysts, Inc. and Contract 144147 with LCS Technologies, Inc. to continue to purchase professional IT services for the City's Oracle environment for departments citywide. No additional funds are being requested. Remaining funds previously authorized by City Council action will be applied to the extended contract term. Further request to authorize the City Controller to disburse all funds related to this item.

Summary
The City uses Oracle applications and technologies in multiple departments and for several critical citywide systems. These agreements are essential to the City, as they will allow departments to continue implementing, updating, or obtaining specialized support and technical services for Oracle related applications and technologies on an as-needed basis. Uses include PeopleSoft development and system administration for the City's Human Capital Management system supported by Information Technology Services, database administration for the Customer Care and Billing System (CC&B) and other systems for the Water Services Department, and business intelligence development citywide. Funding professional services to optimize the use of the City's Oracle systems creates efficiencies, improves customer service, and supports delivery of services to the public. Additionally, these contracts

allow departments to quickly utilize highly experienced Oracle technology professionals to address unforeseen technology issues or support surges.

Contract Term

The term of these agreement will be extended through Nov. 30, 2023.

Financial Impact

There is no financial impact to the City as a result of this request. The contracts' aggregate value remains at $7,950,000 over the seven-year term ending in Nov. 30, 2023. Funds are available in various departments' budgets.

This item was adopted.

56 2022-23 Federal HOME Investment Partnerships Program Call for Interest

Request City Council approval of the Housing Department's 2022-23 HOME Investment Partnerships Program (HOME) Call for Interest (CFI), Community Priorities for the HOME CFI, and the associated revisions to the Affordable Housing Loan Program (AHLP) and Underwriting Guidelines. The HOME Program is a federally funded program provided by the U.S. Department of Housing and Urban Development.

Summary

The AHLP's Community Priorities (Priorities) and Underwriting Guidelines allow the City to be proactive in communicating housing needs to developers of affordable and/or special needs housing. On Nov. 17, 2021, the City Council approved the Priorities as follows, and the Housing Department recommends continuing with these Priorities for the 2022-23 CFI:

Acquisition, rehabilitation, and/or new construction of properties that focus on homeless or special needs populations and that provide appropriate services to assist and sustain these populations; and

Acquisition, rehabilitation, and/or new construction of properties where the developer qualifies as a Community Housing Development Organization (CHDO) as defined by the HOME Program.

The total allocation available for the 2022-23 CFI is approximately $7

million in HOME funding, of which $972,277 must be awarded to CHDOs. The funds will allow for an estimated three to four affordable housing project awards with a maximum award of $2 million per project. The Housing Department may utilize HOME-ARP funds with this solicitation if proposals meet the HOME-ARP special population criteria and HUD approves the HOME-ARP Allocation Plan before the CFI deadline.

Procurement Information
The CFI will be available through the City's website on or about Nov. 21, 2022, with proposals due on or about Feb. 6, 2023. A selection committee will convene to evaluate proposed projects for the CFI identified Priorities, based on the criteria listed below. The committee will be made up of representatives from City departments and community partners with housing development expertise who are not competing for the funding. Formal recommendation for the CFI award(s) will be presented to the City Council for approval.

Applicants must meet the following Threshold Criteria prior to moving forward for evaluation and scoring by the selection committee:

Application submitted before the deadline;
Development team is not on the HUD Debarment List;
Compliance with existing city loans;
Property management experience, minimum three years; and
Complete application as specified in the CFI.

The applications that do not meet the threshold criteria will be rejected and will not move forward for evaluation.

Evaluation criteria for selection will include the following below.

Developer Experience (260 points) - Capacity and prior experience of the organization; its staff member and consultant experience in planning and completing projects similar to the proposed project; property management experience of those who will manage the proposed property; including compliance with federally subsidized units.

Project Merits (430 points) - Project need; proximity to services;

sustainability as demonstrated in energy efficient design; location near transportation; amenities included in the project design; site plans and elevations; accessibility; experience of the General Contractor; project readiness and timeline.

Financial Feasibility (260 points) - Includes development financing plan; funding commitments; mitigation of identified risks; leverage of City funds.

Project Impact (50 points) - How likely the project is to succeed, accomplish its goals and serve the intended population; and demonstration of financial feasibility and project readiness.

Underwriting Guidelines Revisions

The City first adopted the AHLP Underwriting Guidelines (Guidelines) in October 2005. Since then, the Guidelines have been periodically updated to reflect current City priorities, federal funding regulations and changes in lending practices. The Guidelines were last updated in November 2021. The goals of the Guidelines are to:

Provide long-term housing affordability;
Outline clear guidelines for quality, well-constructed or rehabilitated housing;
Create predictable, clear underwriting and approval process; and
Manage risk and encourage high performing projects.

Proposed revisions to the AHLP Guidelines include the following clarifications: revise the current definition of surplus cash flow to allow for the deferred developer fee to be included as a required payment before surplus cash is calculated. Previously the deferred developer fee was an exclusion in the definition. This change aligns with the Arizona Department of Housing Low Income Housing Tax Credit Program.

There were no revisions to scoring, evaluation criteria and threshold for this CFI.

Financial Impact

There is no impact to the General Fund. HOME is a federally funded

program.

This item was approved.

57 HOME-ARP Allocation Plan and 2020-24 Consolidated Plan's 2021-22 Annual Action Plan Substantial Amendment

Request City Council approval of a Substantial Amendment to the 2020-24 Consolidated Plan's 2021-22 Annual Action Plan to add the U.S. Department of Housing and Urban Development (HUD) HOME Investment Partnerships Program (HOME) American Rescue Plan Act of 2021 (ARP) allocation of $21,354,777; submit the HOME-ARP Allocation Plan to HUD for approval; and take all necessary actions and execute all documents and agreements required by HUD authorized under Section 3205 of the American Rescue Plan Act of 2021, Public Law 117-2, enacted on March 11, 2021, for the purposes of providing homelessness assistance and supportive services due to the continued impact of the COVID-19 pandemic on the economy, public health, state and local governments, individuals, and businesses. Further request to authorize the City Treasurer to accept and the City Controller to disburse all funds related to this item.

Summary

The 2020-24 Consolidated Plan's 2021 Annual Action Plan defines how the City's Community Development Block Grant, Emergency Solutions Grant, HOME, and Housing Opportunities for Persons with AIDS programs be used to address the priorities and goals outlined in the five-year plan.

The Housing Department is proposing the following Substantial Amendment to add HOME-ARP funding allocations for the purposes of:

Providing homelessness assistance and supportive services due to the continued impact of the COVID-19 pandemic on the economy, public health, state and local governments, individuals, and businesses;

Waiving the matching contribution requirements;

Waiving the set-aside requirements for Community Housing Development Organizations;

Waiving the requirements for the 24-month deadline for the commitment of funds;

Waiving the requirements for home buyer or existing homeowner

activities in the National Affordable Housing Act; and
Implementing all HOME-ARP waivers.

The following outlines how the City of Phoenix intends to utilize these funds and waivers to provide homelessness assistance and supportive services in response to the continued impact of the COVID-19 pandemic:

1. Add the HOME-ARP allocation of $21,354,777 to support the following activities:
Production or Preservation of Affordable Housing - $8,209,650;
Supportive Services including services designated at 24 CFR 578.53(e) - $2,500,000;
Purchase and development of Non-Congregate Shelter - $8,209,649;
Operating Costs for Community Housing Development Organizations, other non-profit organizations, and homeless providers - $300,000 (maximum allocation allowed for this activity is 5 percent or $1,067,289); and
Administration costs - $2,135,478 (Maximum allocation allowed for this activity is 15 percent or $3,203,216).

2. Utilization and implementation of all HOME-ARP waivers as authorized by HUD's Community Planning and Development memo dated Sept. 8, 2021.

Prior to implementation of these funds, HUD requires that the City complete an in-depth assessment to determine the needs for the qualifying populations as well as submit a HOME-ARP Allocation Plan. The City contracted with a consultant to complete the required analysis and plan. Upon approval by the City Council, the HOME-ARP Allocation Plan will be submitted to HUD for final approval and authorization to utilize these funds. The HOME-ARP Allocation Plan also includes a preference for non-congregate shelter and rental housing projects that serve people experiencing homelessness. Further City Council action will be required to enter into any new agreements, or to modify any existing contracts, with service providers for services funded under these eligible activities.

Procurement Information

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

Financial Impact

These programs are federally funded by HUD. There is no impact to the General Fund.

Public Outreach

As part of the HOME-ARP Allocation Plan process, HUD requires that proposed substantial amendments be made public and provide for a 15-day public comment period. Additionally, as part of the American Rescue Plan Act of 2021, Public Law 117-2, enacted on March 11, 2021, HUD approved an abbreviated process to allow flexibility to institute more streamlined requirements to address immediate needs relative to the Coronavirus. The HUD abbreviated process includes the following:

The reduction of the 30-day public comment period and the implementation of a public comment period of no less than 15 days in an effort to expedite the Consolidated Plan Substantial Amendment process and allow the City to respond as quickly as possible to the immediate needs in the community; and

The elimination of the in-person public hearings and the implementation of virtual public hearings when national and or local health authorities recommend social distancing and limiting public gatherings for public health reasons; and virtual hearings provide reasonable notification and access for citizens in accordance with Phoenix's certifications, timely responses from local officials to all citizen questions and issues, and public access to all questions and responses.

The City of Phoenix published a 15-day comment period and public hearing notice in the Arizona Republic on Aug. 29, 2022. A virtual public hearing was held to provide an opportunity for public comment on Sept. 12, 2022. The public comment period was open from Sept. 13 to Sept. 27, 2022.

In addition to the public outreach required by HUD, Housing staff conducted six virtual listening sessions for community stakeholders and interviewed numerous service agencies and housing providers directly. More than 66 agencies participated in interviews and listening sessions.

Concurrence/Previous Council Action
This item was recommended for approval at the Community and Cultural Investment Subcommittee meeting on Nov. 2, 2022.

This item was approved.

58 CARES Act Community Development Block Grant (CDBG-CV) Reallocation

Request authorization for the City Manager, or designee, to reallocate $2 million of available Community Development Block Grant Coronavirus Aid, Relief, and Economic Security Act (CDBG-CV) funding, and approval to take all necessary actions and execute all documents and agreements required by the U.S. Department of Housing and Urban Development (HUD) as authorized by CARES Act, Public Law 116-136, enacted March 27, 2020, for the specific purpose of preventing, preparing for, and responding to the COVID-19 public health crisis.

Summary
The City of Phoenix received two rounds of CDBG-CV funding to help Phoenix residents, businesses, and neighborhoods prevent, prepare for, and respond to the COVID-19 pandemic. Since May 2020, the City Council has authorized the Neighborhood Services Department (NSD) to implement multiple programs by allocating the CDBG-CV funds towards support services and shelters for people experiencing homelessness.

In December 2021, City Council approved the utilization of $2 million in CDBG-CV funds for an open application Request for Proposal (RFP) for shelter acquisition projects. In March 2022, NSD posted a $2 million RFP to fund real property acquisitions of emergency or transitional shelter facilities to provide expanded shelter beds for individuals and families experiencing homelessness in the City of Phoenix to prevent, prepare for, and respond to the COVID-19 pandemic. As of October 2022, NSD

had not received any proposals for this open application RFP.

Staff proposes to reallocate the available $2 million in CDBG-CV funds to other homelessness support activities.

Financial Impact
Funding is made available by the U.S. Department of Housing and Urban Development through the Coronavirus Aid, Relief, and Economic Security Act. There is no impact to the General Fund.

Concurrence/Previous Council Action
On May 6, 2020, the City Council authorized a Substantial Amendment to the 2015-20 Consolidated Plan's 2019-20 Annual Action Plan to include the first release of allocations and waivers authorized by the CARES Act.

On Jan. 21, 2021, the Land Use and Livability Subcommittee recommended City Council approval of broad allocations of Emergency Solutions Grant allocations to prevent, prepare for, and respond to the COVID-19 pandemic, focusing on individuals and families who are experiencing homelessness or receiving homeless assistance, and to support homelessness prevention activities to mitigate the impacts of COVID-19.

On Feb. 17, 2021, the City Council authorized a Substantial Amendment to the 2015-20 Consolidated Plan's 2019-20 Annual Action Plan to include the second release of allocations and waivers authorized by the CARES Act.

On Nov. 3, 2021, the Community and Cultural Investment Subcommittee recommended approval of the reallocation of CDBG-CV funds to support the issuance of the Shelter Acquisition RFP by a 4 to 0 vote.

On Dec. 1, 2021, the City Council authorized the reallocation of CDBG-CV funds to support the issuance of the Shelter Acquisition RFP.

This item was approved.

59 Fence Supply and Services (Federal Funded) - Request for Award

(Ordinance S-49152)

Request to authorize the City Manager, or his designee, to enter into agreements with LP Steel Industries, LLC., Phoenix Fence Company, and Western Fence Co. Inc., to provide the Housing Department various types of fence, fencing supplies and services. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed $300,000.

Summary

This contract will provide various types of fencing, supplies, and services. A majority of the fencing is for the Section 32 Homeownership Program.

Procurement Information

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

Three vendors submitted bids deemed to be responsive to the specifications and responsible to provide the required goods and services. The Housing Department recommends the following:

Western Fence Co.: Group 1 - Block Wall Fence and Group 3 - Chain-Link Fence (alternate vendor for Group 4);
Phoenix Fence Company: Group 2 - Ornamental Fence (alternate vendor for Group 3- Chain-link Fence); and
LP Steel Industries, LLC.: Group 4 - Wood Fence (alternate vendor for Group 2 - Ornamental Fence), and all fence rentals.

Contract Term

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

Financial Impact

The aggregate contract value shall not exceed $300,000. 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.

60 Housing Department Custodial Services- RF FY23-086-01 - Request for Award (Ordinance S-49164)

Request to authorize the City Manager, or his designee, to enter into an agreement with Triangle Services, Inc., to provide custodial services for the Housing Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $955,000.

Summary
This contract will provide custodial services, on a regular basis, for the Housing Department's Senior sites and Housing locations throughout the city. The services include, but are not limited to, general cleaning of the interior and exterior of the facilities, such as floors, restrooms, community rooms, laundry rooms, and offices. Additional services include more advanced cleaning of floors, upholstery, exterior surfaces, and windows.

Procurement Information
A Request for Proposal procurement was processed in accordance with City of Phoenix Administrative Regulation 3.10.

Four vendors submitted proposals deemed responsive and responsible. An evaluation committee of City staff evaluated those offers based on the criteria with a maximum possible point total of 1,000:

Method of Approach (0-450 points);
Experience/Qualifications/References (0-200 points);
Quality Assurance Program (0-200 points); and
Price (0-150 points).

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

Triangle Services, Inc.: 720 points.

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

Financial Impact

The aggregate contract value will not exceed $955,000. This contract is funded with U.S. Department of Housing and Urban Development grant funds and Special Revenues.

This item was adopted.

61 Request to Amend the Affordable Housing Loan Agreement between the City of Phoenix and Sunnyslope Housing Limited Partnership (Ordinance S-49166)

Request to authorize the City Manager, or his designee, to amend the Affordable Housing Loan Agreement, Contract 107641, between the City of Phoenix and Sunnyslope Housing Limited Partnership, an Arizona limited partnership, (the "Owner") to change the affordability restriction of the City's set aside units from serving households at 50 percent of the Phoenix Median Family Income to 60 percent of the Phoenix Median Family Income. Authorization is also requested for the City Manager, or his designee, to execute all necessary documents.

Summary

Contract 107641 was executed on Oct. 1, 2003, with the Owner to assist with the development of the 150-unit Hacienda at Sunnyslope Apartments, located at 730 W. Vogel Ave. This contract represents an investment by the City of $3 million of General Obligation Bond funds into the project in the form of a loan which secured 33 City set aside units for households at or below 50 percent of the Phoenix Median Family Income. In 2010, the property experienced financial distress in the wake of the recession. As a result, it filed for Chapter 11 Bankruptcy in January 2011. In December 2012, the Bankruptcy Court approved an amended plan of reorganization which included the City's contract. This plan effectively froze all debts on the property and restructured the ownership.

The owner is currently in the process of repositioning the property in the hopes of creating long term financial stability and ensuring the affordability and public benefit can be provided throughout the entire term of the City's contract. To facilitate this, the owner has requested the City to change the affordability restriction of the City's set aside units from serving households at 50 percent of the Phoenix Median Family Income to 60 percent of the Phoenix Median Family Income. This change still provides affordability for the 33 City set aside units for 25 years, the remaining term of the contract.

Financial Impact

There is no financial impact to the General Fund.

Location

730 W. Vogel Ave.
Council District: 3

This item was adopted.

62 Authorization to Enter Into an Intergovernmental Agreement with Arizona Department of Housing (Ordinance S-49191)

Request to authorize the City Manager, or his designee, to enter into an intergovernmental agreement (IGA) with the Arizona Department of Housing (ADOH) to accept funding to support construction costs, emergency shelter services and workforce opportunities at the City's forthcoming emergency shelter, located at 2225 S. Lower Buckeye Road (Shelter). The total value of the IGA will not exceed $7 million. Further request to authorize the City Treasurer to accept, and the City Controller to disburse all funds related to this item.

Summary

Funding awarded to the City from ADOH will be utilized to support construction costs, emergency shelter services and workforce opportunities for guests staying at the shelter.

As an immediate solution to address the growing number of unsheltered individuals in the downtown area, specifically the area surrounding the Human Services Campus, the City of Phoenix developed a program to provide congregate shelter for up to 200 individuals nightly, non-congregate shelter for up to 50 individuals nightly, and an optional workforce component for guests staying at the shelter. The workforce component was developed in partnership with St. Vincent de Paul who will operate the program. However, participation in the workforce program is not a requirement to stay at the shelter. The Shelter will operate as a closed campus, meaning walk-up services will not be available. All guests will be referred by an outreach provider, City of Phoenix emergency services staff or a provider from the Human Services Campus. The shelter will have 24/7 security and service animals will be allowed.

Contract Term

The term of the IGA will begin on or about Nov. 1, 2022, and run through June 30, 2023, with five one-year options to extend, which may be exercised by mutual agreement of the City and ADOH.

Financial Impact

The total value of the IGA will not exceed $7 million. Funding is available from ADOH. There is no impact to the General Fund.

This item was adopted.

63 Request to Amend Contract with Central Arizona Shelter Services, Inc. for Emergency Shelter and Case Management Services (Ordinance S-49160)

Request to authorize the City Manager, or his designee, to amend Contract 152511 with Central Arizona Shelter Services, Inc. (CASS) to add $285,000 from a combination of Emergency Solutions Grant - COVID (ESG-CV) and Community Development Block Grant-COVID (CDBG-CV) funds for the contract period beginning July 1, 2022, through June 30, 2023. The new contract total will not exceed $2,919,114. Further request to authorize the City Controller to disburse all funds related to this item for the life of the contract.

Summary

CASS is a provider of shelter services for single adult men and women in Phoenix and Maricopa County and currently serves up to 600 individuals each evening. Currently, it is the only facility that has the capacity to serve this large number of homeless individuals. CASS is located on the Human Services Campus where the Brian Garcia Welcome Center is also located, which is a designated Coordinated Entry Point for individuals seeking shelter services. Shelter operations include bed and bedding, meals, showers and toiletries, limited secured storage for personal belongings, and case management. The funding distribution is as follows:

CDBG-CV: $129,062
ESG-CV: $155,938

Contract Term

The term of the contract remains unchanged. The contract is for one year

with two 1-year options to renew beginning on or about July 1, 2020, subject to annual budget approval, which may be exercised by the City Manager or his designee.

Financial Impact

The new total contract value will not exceed $2,919,114. Funding is available from a combination of ESG-CV and CDBG-CV funding. There is no impact to the General Fund.

Concurrence/Previous Council Action

On May 6, 2020, City Council approved Contract 152511 with Ordinance S-46577.

This item was withdrawn.

64 Request to Amend the Facility Use Agreement Between the City of Phoenix Head Start Birth to Five Program and the Washington Elementary School District (Ordinance S-49170)

Request to authorize the City Manager, or is designee, to amend the Facility Use Agreement (FUA) 148169 with the Washington Elementary School District to extend the term through June 30, 2024, and to authorize payment of up to $100,000 for upgrades and renovations to district-owned buildings used by the Head Start Birth to Five Program. Further, request to authorize the City Controller to disburse all funds related to this item. There is no impact on the General Fund. Funding is provided by the U.S. Department of Health and Human Services Office of Head Start.

Summary

In July 2018, the City of Phoenix Head Start Birth to Five Program entered into a FUA with the Washington Elementary School District to use space in the District's Annex building, located at 1502 W. Mountain View Road, for an Early Head Start Home-Based socialization site. The space is used bi-weekly for Early Head Start families living in the Washington Elementary School District to interact and socialize.

The amendment to the FUA will provide a mechanism for the City of Phoenix Head Start Birth to Five Program to pay a percentage of upgrades and renovations to district owned buildings. The upgrades and renovations include expanding the Early Head Start socialization site in

the Washington Elementary School District's Annex building, allowing more space for families during bi-weekly socializations, and office space for staff. The space will be available to Early Head Start Home-Based staff Tuesdays through Thursdays weekly.

The other upgrades and renovations are for office space for two Head Start Caseworkers at the Washington Elementary School District's Registration Center, located at 3200 W. Cholla St., providing families easier access to Head Start Birth to Five staff and resources.

Contract Term
The current term of the FUA is July 1, 2022, through June 30, 2023. The term of the extension will be July 1, 2023, through June 30, 2024.

Financial Impact
The contract total will not exceed $100,000. Funding is provided by the Office of Head Start. There is no impact on the General Fund.

Concurrence/Previous Council Action
The City Council approved Ordinance S-46464 on March 18, 2020, approving the use of Head Start grant funds and authorizing the City Manager to enter associated agreements for term of the grant (July 1, 2020 to June 30, 2024).

The Head Start Birth to Five Policy Council approved this action on Sept. 28, 2022.

Location
Washington Elementary School District Registration Center
3200 W. Cholla St.
Council District: 1

Washington Elementary School District Annex Building
1502 W. Mountain View Road
Council District: 3

This item was adopted.

66 Request to Amend Contract with Plaza Del Rio Management

Corporation (Ordinance S-49183)

Request to authorize the City Manager, or his designee, to amend Contract 152663 with Plaza Del Rio Management Corporation dba Plaza Companies (Plaza) for property management services at the City's Family Advocacy Center (FAC) to add $1.1 million to support the completion of proposed renovation projects at the FAC. The new contract total will not exceed $2,204,180. Further request to authorize the City Controller to disburse all funds related to this item for the life of the contract. Funding is available from non-City tenant rent. There is no impact to the General Fund.

Summary

Plaza provides property management services in connection with the continued operations of the FAC. The FAC is a City-owned Human Services Department facility. Plaza is responsible for property management of the entire FAC campus and for the collection of operation and maintenance expenses and non-City tenant rent. The additional funding supports the completion of proposed renovation projects.

Contract Term

The initial term of this contract was from Sept. 30, 2020, through June 30, 2021, with four, one-year options to extend through June 30, 2025, which may be exercised by the City Manager or his designee.

Financial Impact

The new contract total will not exceed $2,204,180. The additional $1.1 million requested is available from non-City tenant rent. There is no impact to the General Fund.

The funding breakdown is as follows:

Property Management: $555,750
Common Area Expenses: $518,430
Proposed Renovation Projects: $1,130,000
Total: $2,204,180

Concurrence/Previous Council Action

On June 17, 2020, the City Council authorized staff to enter into an agreement with Plaza to provide property management services and authorizing the City Controller to disburse funds with Ordinance S-46724.

On Jan. 6, 2021, the City Council authorized additional funding to support common area maintenance expenses with Ordinance S-47208.

On April 4, 2022, the City Council authorized additional funding to support renovation project expenses with Ordinance S-48521.

Location

Family Advocacy Center, 2120 N. Central Ave.
Council District: 4

This item was adopted.

67 Request to Enter into an Agreement with The Industrial Development Authority of the City of Phoenix for Case Management and Housing Navigation Services (Ordinance S-49188)

Request to authorize the City Manager, or his designee, to enter into an agreement with the Industrial Development Authority of the City of Phoenix (Phoenix IDA), to provide case management and housing navigation services in an amount not to exceed $300,000. Funding is available through the City's allocation of American Rescue Plan Act (ARPA) and is in the Utility and Rental Assistance program of the strategic plan. Further request to authorize the City Controller to disburse all funds related to this item for the life of the contract.

Summary

For case management and housing navigation services, the Human Services Department will enter into an agreement for up to $300,000 with the Phoenix IDA to provide services to include case management supporting housing needs as a priority. The services will also include holistic priority needs such as access to physical health care, behavioral health care, nutrition assistance, cash assistance, workforce development, emergency rental assistance and vouchers, etc. This program will use funding in the ARPA Utility and Rental Assistance program.

Contract Term

The term of the contract will be retroactive to Oct. 3, 2022, and run through June 30, 2023, with one option to renew for one year.

Financial Impact

The aggregate contract value will not exceed $300,000 over the life of the contract. Funding is available through the City's allocation of ARPA funding. There is no impact to the General Fund.

This item was adopted.

68 Request to Enter into an Agreement with the Salvation Army to Expand Family Emergency Shelter Services (Ordinance S-49186)

Request to authorize the City Manager, or his designee, to enter into an agreement with the Salvation Army to expand family emergency shelter services. The total value of the contract will not exceed $6 million. Further request to authorize the City Controller to disburse all funds related to this item. Funding is available from Community Development Block Grant (CDBG) entitlement and Community Development Block Grant Coronavirus Aid, Relief, and Economic Security Act (CDBG-CV) funding from the U.S. Department of Housing and Urban Development (HUD). There is no impact to the General Fund.

Summary

The Salvation Army currently operates an emergency family shelter which houses families experiencing homelessness for up to 120 days. The shelter provides housing, meals, case management, vocational counseling, crisis counseling, life skills classes, and other activities for 24 families. This project would add an additional residential building to the Salvation Army campus, located at 2707 E. Van Buren St., expanding the capacity of the shelter by 12 rooms, with beds for as many as 60 individuals, increasing the total number of families served at any one time to 36. Based on services provided by existing units, it is expected that the additional rooms, over the course of a year, would serve approximately 173 families, including an estimated 267 children. Funding would cover the construction expenses associated with this project.

Contract Term

The term of the contract will begin on or about Nov. 16, 2022, and end on Dec. 31, 2024.

Financial Impact

The total value of the contract will not exceed $6 million. Funding is available from HUD through CDBG and CDBG-CV funding. There is no impact to the General Fund.

Concurrence/Previous Council Action

On May 6, 2020, the City Council authorized a Substantial Amendment to the 2015-20 Consolidated Plan's 2019-20 Annual Action Plan to include the first release of allocations and waivers authorized by the CARES Act.

On Jan. 21, 2021, the Land Use and Livability Subcommittee recommended City Council approval of broad allocations of ESG-CV2 allocations to prevent, prepare for, and respond to the COVID-19 pandemic, focusing on individuals and families who are experiencing homelessness or receiving homeless assistance, and to support homelessness prevention activities to mitigate the impacts of COVID-19.

On Feb. 17, 2021, the City Council authorized a Substantial Amendment to the 2015-20 Consolidated Plan's 2019-20 Annual Action Plan to include the second release of allocations and waivers authorized by the CARES Act.

This item was adopted.

69 Request to Enter into an Agreement with UMOM New Day Centers to Expand Family Emergency Shelter Services (Ordinance S-49187)

Request to authorize the City Manager, or his designee, to enter into an agreement with UMOM New Day Centers, Inc. (UMOM) to expand family emergency shelter services. The total value of the contract will not exceed $2 million. Further request to authorize the City Controller to disburse all funds related to this item. Funding is available from Community Development Block Grant (CDBG) entitlement and Community Development Block Grant Coronavirus Aid, Relief, and Economic Security Act (CDBG-CV) funding from the U.S. Department of Housing and Urban Development (HUD). There is no impact to the General Fund.

Summary

UMOM is currently providing emergency shelter and is seeking to expand its Family Emergency Shelter program. Through the redesign, remodeling, and repurposing of a building currently on the UMOM campus an additional 20 family shelter units can be created. Given the length of stay for families being around 90 days in the shelter program, it is anticipated the 20 units would be able to serve an additional 80 families per year. Funding from the City would cover the rehabilitation expenses associated with this project.

Contract Term

The term of the contract will begin on or about Nov. 16, 2022, and end on Dec. 31, 2024.

Financial Impact

The total value of the contract will not exceed $2 million. Funding is available from HUD through CDBG and CDBG-CV. There is no impact to the General Fund.

Concurrence/Previous Council Action

On May 6, 2020, the City Council authorized a Substantial Amendment to the 2015-20 Consolidated Plan's 2019-20 Annual Action Plan to include the first release of allocations and waivers authorized by the CARES Act.

On Jan. 21, 2021, the Land Use and Livability Subcommittee recommended City Council approval of broad allocations of ESG-CV2 allocations to prevent, prepare for, and respond to the COVID-19 pandemic, focusing on individuals and families who are experiencing homelessness or receiving homeless assistance, and to support homelessness prevention activities to mitigate the impacts of COVID-19.

On Feb. 17, 2021, the City Council authorized a Substantial Amendment to the 2015-20 Consolidated Plan's 2019-20 Annual Action Plan to include the second release of allocations and waivers authorized by the CARES Act.

This item was adopted.

70 Authorization to Enter into an Agreement between the City of Phoenix and U.S. Army Corps of Engineers for the Rio Salado

Oeste Project General Reevaluation Report (Ordinance S-49184)

Request approval for the City Manager, or his designee, to enter into an agreement with the U.S. Army Corps of Engineers to prepare the Rio Salado Oeste General Reevaluation Report. Further request to authorize the City Controller to disburse all funds related to this item. The City costs under this agreement will not exceed $1.5 million spread over three years.

Summary

The City is the local sponsor for the Rio Salado Oeste Ecosystem Restoration project, a U.S. Army Corps of Engineers (USACE) Civil Works project along approximately eight miles of the Salt River from 19th Avenue to 83rd Avenue. This vital ecosystem restoration river project will connect to two existing and successful projects (Rio Salado Phoenix upstream and Tres Rios downstream). Both Rio Salado Phoenix and Tres Rios provide value to the City and its residents in terms of passive recreation, educational opportunities, access to natural spaces, adjacent economic growth, and tourism. Rio Salado Oeste is a crucial connection that will provide a continuous 19 miles of restored river corridor through Phoenix, magnifying the beneficial impact beyond what any one of these projects achieves individually.

This project originated in 2006. At that time, environmental documentation and partial early design plans were completed but were put on hold in 2009. A General Reevaluation Report (GRR) is required by the USACE to reactivate this project. This three-year effort will evaluate the feasibility of the Rio Salado Oeste project and position the project to obtain federal funds for design and construction. The GRR is led by the USACE and the City as partners, with each contributing 50 percent of costs for this phase of work. The USACE is providing $1.5 million over three years, and the City is responsible for a local match.

Contract Term

The agreement will be for a three-year term, with potential extensions not to exceed a total of five years, beginning on or around Oct. 1, 2022.

Financial Impact

The aggregate value shall not exceed $1.5 million without further City

Council approval. Funding is available in the Parks and Recreation Department's Capital Improvement Program budget.

The City's local matching funds will be expended for USACE to conduct the GRR; however, if any City funds remain after the GRR is complete, the City may choose to roll the funds forward as part of the local match for the design and construction phase of the project.

Location
Salt River from 19th Avenue to 83rd Avenue
Council District: 7

This item was adopted.

71 Request to Pay Annual Membership Fee for The Connective, a Smart Cities Initiative of the Partnership for Economic Innovation

Request to authorize the City Manager, or his designee, to pay the annual membership fee for the City's participation in The Connective, a Smart Cities initiative of the Partnership for Economic Innovation (PEI). Further request the City Controller to disburse all funds related to this item. The total cost of this item will not exceed $50,000.

Summary
The City of Phoenix is a lead participant in The Connective, a Smart Cities initiative of the Partnership for Economic Innovation (PEI), with a mission to transform Arizona into a top global market for innovation and establish the first Smart Region. Phoenix has had many recent successes in working with The Connective. The Office of Innovation and Public Works Department are partnering with The Connective on a pilot project to evaluate and test an after-market device that connects to a vehicle's fuel system that could save on fuel and maintenance costs as well as reduce carbon emissions by up to 70 percent, to support the City's Climate Action Plan goals during the transition to zero-emission vehicles. The Connective will also support the City in scientific evaluations of initiatives, pilot projects and existing processes, designed to reduce costs, improve performance and advance innovation across City departments.

Phoenix is part of the leadership council for The Connective and, as the only identified "large city" in the Valley, will have the opportunity to direct

its focus toward shared goals and objectives for the City and region. The Connective identifies and evaluates Smart Cities opportunities for cities and the region; leads education and certificate opportunities; tests and implements pilot projects and brings them to scale; fosters data-sharing agreements; and grows innovation hubs and districts in the region. Five overarching impact areas include: Circular Economy; Digital Equity; Public Safety; Transportation and Mobility; and Innovation in Government.

PEI was founded in 2016 by Greater Phoenix Economic Council (GPEC), Arizona Public Service, Sunbelt Holdings, Arizona State University's Center for Smart Cities and Regions, and Salt River Project. PEI launched The Connective in 2019, in collaboration with GPEC, ASU, Maricopa Association of Governments, Institute for Digital Progress, Arizona Commerce Authority and Maricopa Community College District. More than 25 cities and towns now participate in The Connective, including Phoenix, Scottsdale, Chandler, Tempe and Glendale.

Financial Impact

The annual cost for the City of Phoenix to participate in The Connective is $50,000. Funding is available in the Office of Innovation and Information Technology Services operating budgets.

Concurrence/Previous Council Action

The Economic Development and Equity Subcommittee recommended approval of this request on Oct. 26, 2022 by a vote of 4-0.

This item was approved.

73 Enter into a Contract with John E. Garretson Living Trust for Installation of Two Driveways at 41 E Madison Street (Ordinance S-49154)

Authorize the City Manager, or his designee, to enter into a contract with John E. Garretson Living Trust (Property Owner), for the installation of driveway improvements at 41 E Madison St. Request authorization for the City Treasurer to accept funds from Property Owner to offset costs for additional requested work, and for the City Controller to disburse related funds. There is no impact to the General Fund.

Summary

In 2018, Jefferson Place Partners (JPP) acquired the Barrister Building,

located at 101 S. Central Avenue, and surrounding property from the City for development pursuant to a Request for Proposal that was issued in 2015. Following the acquisition, JPP applied to abandon the alleyway that transected the property which was approved with conditions (Conditional Approval 170033C) including one requiring JPP build a new driveway on the subject site to maintain access. JPP chose to facilitate the installation of one driveway as stipulated by the Hearing Officer by entering into a Driveway Prepayment Agreement with the City (Contract 144414-DPA). In 2022, Property Owner requested a second driveway be installed at the same time as the one stipulated and has agreed to pay for any additional costs of the second driveway.

Community and Economic Development Department (CEDD) has worked with Streets Transportation Department to determine a detailed cost estimate. Property Owner will deposit $23,000, the estimated overage, with CEDD and any excess funds will be returned to Property Owner upon completion of the project.

Financial Impact

Property Owner will deposit $23,000, the estimated overage, with CEDD and any excess funds will be returned to Property Owner upon completion of the project. There is no impact to the General Fund.

Location

41 E Madison St.
Council District: 7

This item was adopted.

74 Online Survey Service Subscription Contract - Request Award to SurveyMonkey (Ordinance S-49171)

Request to authorize the City Manager, or his designee, to contract with SurveyMonkey, or its designee, for online survey services for a maximum of five years. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate value will not exceed $35,000.

Summary

The Community and Economic Development (CED) Department uses an online survey service to design and send online professional surveys to

entrepreneurs, employers, and other business contacts. This service was previously procured as a Small Dollar Purchase, as defined by Administrative Regulation (A.R.) 3.10. With the transition of many previously in-person events and functions to virtual options, the number of staff needing access to this service has increased to meet the expanded needs of customers.

Procurement Information

In compliance with A.R. 3.10, an informal procurement was conducted. SurveyMonkey is the selected vendor based on price and service features.

Contract Term

The contract will begin on or about Dec. 1, 2022, for a one-year term with four one-year renewal options.

Financial Impact

The aggregate cost for five years will not exceed $35,000. Costs will be allocated based on use between general CED activities and workforce activities. Funding is available in the department's operating budget and from the Workforce Innovation and Opportunity Act budget.

This item was adopted.

75 Technical Corrections to Amend Ordinance S-48550 for Lease of Property at 8114 N. Black Canyon Highway (Ordinance S-49177)

Request to authorize the City Manager, or his designee, to amend Ordinance S-48550, authorizing the lease of certain real property and improvements located at 8114 N. Black Canyon Highway, to correct clerical errors, specify the number of options to extend the lease term, permit exceptions to the indemnification and limitation of liability provisions codified in the Phoenix City Code and authorize the right of the City to purchase the property at any time during the lease term subject to certain agreed upon terms between the parties.

Summary

On April 20, 2022, the City Council authorized the acquisition of the property located at 2526 W. Northern, Ordinance S-48504, and the leasing of certain real property and improvements located at 8114 N.

Black Canyon Highway, Ordinance S-48550 (the Lease). Staff has since entered into negotiations with the lessor and have identified items in the Lease that require clerical correction and clarification. The ordinance will be revised to reflect the following changes:

The number of options to extend the lease term lease shall be seven (7), 10-year renewal options.

A clerical correction for the annual lease rate increase to 2.5 percent. This was the rate agreed upon during initial discussions. The 2.4 percent figure is a clerical error.

Addition of exceptions to the indemnification and limitation of liability provisions codified in the Phoenix City Code.

Authorize the right of the City to purchase the subject property at any time during the lease term. If purchased at any time within the first 10 years of the lease term, the seller shall reduce the purchase price paid by the City for the subject property by a prorated amount to be agreed upon and negotiated between the parties.

All other terms under Ordinance S-48550 remain the same.

Contract Term

The initial contract term will remain at 25 years. The number of lease extension options will be seven, 10-year renewal options.

Financial Impact

There is no financial impact as a result of this action.

Concurrence/Previous Council Action

City Council approved entering into a lease for the property located at 8114 N. Black Canyon Highway on April 20, 2022.

Location

8114 N. Black Canyon Highway.
Council District: 5

This item was adopted.

76 **Execute Short-term Licenses on Vacant City-owned Property including Parking Lots for Downtown Special Events (Ordinance S-49181)**

Authorize the City Manager or his designee to execute short-term licenses on vacant City-owned property, including parking lots, to support downtown special events hosted at other City-owned properties between Dec. 1, 2022, and Dec. 1, 2024. Further request authorization for the City Treasurer to accept all necessary funds related to this item.

Summary

The Community and Economic Development Department regularly receives requests from private entities to license City-owned property to support special events hosted at other City-owned properties. The Community Development Division, in consultation and coordination with the event organizer or the event host committee, will enter into licenses for use of vacant City-owned property in support of those special events.

The term of each license shall not exceed 30-days. The license fee will be based on market rent and/or other valuable consideration, as determined by the Real Estate Division. Each license may contain other terms and conditions acceptable to the City based on the use. Each licensee shall provide insurance and indemnification acceptable to the City's Risk Management Division and Law Department.

Financial Impact

The license fee will be based on market rent and/or other valuable consideration, and any fees received will go into the City's Downtown Community Reinvestment Fund.

Location

Various locations within Downtown Phoenix.
Council District: 7 and 8

This item was adopted.

77 **Fiscal Year 2022-23 Bioscience Healthcare Strategic Initiative (Ordinance S-49155)**

Request to authorize the City Manager, or his designee, to implement the Bioscience Healthcare Strategic Initiative, including authorization of an

Arizona Bioindustry Association (AZBio) membership and participation at the BIO International Convention in 2023. Also, request authorization for the City Treasurer to accept funds from the City's BIO Convention partners to offset costs associated with the 2023 Convention expenses, and for the City Controller to disburse funds associated with this request. There is no impact to the General Fund. Funding is available in the Genomics Facilities and Operations Fund, with the request not to exceed $105,000.

Summary

Phoenix has grown to be a hub of bioscience activity in the Southwestern U.S. CBRE, a national commercial real estate firm, ranked Phoenix fifth in the nation as an Emerging Life Science Market in their 2020 annual U.S. Life Science Report and first for Life Science Job Growth in Emerging Life Science Markets in their 2021 report. Much of this success is due to Phoenix’s world-class medical centers, innovative research institutions, pro-business environment, a growing educated population, dedicated universities and community colleges, and the spirit of entrepreneurship. In order to build upon these strengths, staff is continuing to implement a strategic plan introduced in 2018 designed to grow, strengthen and sustain a healthy bioscience industry. Since the launch of this effort, there has been an acceleration of investment and growth in the bioscience industry in Phoenix with more than $3.75 billion invested in new and expanded bioscience and healthcare facilities by the end of 2022. The results are more than 5.7 million square feet of primary facility space for discovery, development and care delivery creating more than 9,000 jobs for Phoenix residents.

Staff has focused its economic development efforts in the areas of research, development, precision medicine, healthcare delivery, health-tech and education. Focusing on these areas strengthens and solidifies Phoenix as a leader in the nation’s bioscience healthcare industry. The Community and Economic Development Department (CEDD) will continue to ensure there is a world-class real estate inventory that meets the unique needs of bioscience companies. This commitment includes support of the downtown Phoenix Bioscience Core (PBC) and Discovery Oasis (the former Arizona Biomedical Corridor), in North Phoenix, in addition to other submarkets within the City. Specifically, CEDD has been working closely with Arizona State University (ASU) and

its development partner, Wexford Science & Technology, to bring prospective tenants to the first phase development on the PBC north of Fillmore Street, the 850 PBC building. In the 850 PBC building, ASU is a major tenant in the building along with the expansion of the Center for Entrepreneurial Innovation with its new LabForce program to train individuals with the skills needed to work in a lab setting. Other tenants within the new building include bioscience companies and a co-working accelerator lab that will generate new companies and jobs in Phoenix.

In order to maintain the City's position in the bioindustry, CEDD is requesting to continue the City's annual membership with the AZBio, the only statewide organization exclusively focused on building Arizona's bioindustry. AZBio is committed to building a top-tier life science industry in Arizona and is a critical partner for Phoenix. As specialists, AZBio provides industry insight, programs specifically designed for life science organizations, visibility into investment opportunities, and a voice for the industry in the media, across the community, and with elected leaders and government agencies at the local, state, and federal levels. The AZBio annual membership cost is $15,000 for Fiscal Year 2022-23.

Another key effort is the promotion of Phoenix's bioscience efforts nationally and internationally by attending the 2023 BIO International Convention to be held in Boston. The 2022 BIO Convention was held in person for the first time since the beginning of COVID, with more than 14,000 attendees and 64 countries represented. As a sponsor of Start-Up Stadium, the City of Phoenix was able to kick off the event this year and nominate three Phoenix-based companies that were selected as finalists. These three early-stage companies were able to engage with key members of the investment community, venture philanthropy groups, and BIO attendees. This year's Phoenix delegation included 52 attendees, representing 31 Phoenix companies and organizations. The delegation held more than 300 productive meetings along with continuous engagement with BIO conference attendees in the Phoenix Pavilion. More than 200 people attended Mayor Gallego's Rapid Fire, Fireside Chat featuring 12 Phoenix life science leaders sharing their innovations with the audience. Attendance at the event provided valuable networking and partnership opportunities and synergy with the City's attending partners looking to promote their research and products to a

global audience. The knowledge and contacts generated by attending this convention will be used in communicating the City's competitive advantage, existing ecosystem and resources in Phoenix to attract and grow companies in this industry to thrive and generate quality jobs for the community.

Planning is currently underway, subject to City Council authorization of funding, for the 2023 BIO Convention. Preliminary estimates for participation such as sponsorships, advertising, equipment, and shipping costs total approximately $90,000. Staff will also work with industry partners, such as the University of Arizona (UA), ASU, and the Translational Genomics Research Institute (TGen) to co-locate at the convention. This shared effort may allow the City to reduce its costs and boost visibility while assisting its partners in promoting Phoenix.

These continued efforts enable CEDD staff to showcase Phoenix's citywide assets and ensure success of future projects. CEDD and its partners continue to generate qualified prospects to create a pipeline of businesses considering expansions and/or relocations to Phoenix through a multi-faceted marketing approach targeted at this industry. Phoenix's involvement and partnership with AZBio and the BIO International Convention elevates the City's visibility as a hub for bioscience, building a critical mass of bioscience and healthcare-related companies and attracting and developing top talent vital to sustain the long-term growth of this thriving industry.

Financial Impact

There is no impact to the General Fund. Funding for the AZBio membership and to participate in BIO International 2023 will not exceed $105,000 total for both efforts. Funding is available in the Genomic Facilities and Operations Fund. Funding received from the City's BIO International Convention partners shall reimburse the Genomic Facilities and Operations Fund.

Concurrence/Previous Council Action

This item was recommended for approval by the Economic Development and Equity Subcommittee at the Nov. 1, 2022 meeting by a vote of 4-0.

This item was adopted.

79 Authorization to Enter Into Agreement for FY 2022-23 for Tourism and Hospitality Advisory Board Funds (Ordinance S-49156)

Request to authorize the City Manager, or his designee, to enter into a contract with the Greater Phoenix Convention and Visitors Bureau (GPCVB) for FY 2022-23 Tourism and Hospitality Advisory Board (THAB) funds. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Tourism and Hospitality Advisory Board (THAB) is the City of Phoenix Board that, annually, reviews and recommends projects and/or programs that enhance the City's tourism and hospitality industry. The 14-member board is comprised of eight hoteliers (one from each Council district), two at-large members from hospitality related industries, two citywide representatives, one non-voting representative from City staff, and one non-voting member from the GPCVB. For FY 2022-23, $500,000 is appropriated for tourism and hospitality initiatives.

Procurement Information

The 2022-23 funding recommendation is in accordance with City of Phoenix Administrative Regulation 3.10, following the approved City of Phoenix Request for Agreement procurement process.

On Sept. 21, 2022 at the THAB meeting, the GPCVB presented the proposed FY 2022-23 funding request and scope of work for consideration. In partnership with GPCVB, the current funding proposal will help aid in stimulating the local tourism and hospitality industry and assist in increasing activity to hotels and businesses in the local area. Under the proposal, the GPCVB will utilize THAB funding in the following areas to support the City's tourism and hospitality industry now and over the next several years:

Convention Client Hosting Obligations $150,000 - Represents seven meetings and conventions to be held at the Phoenix Convention Center between November 2022 and August 2023. It is anticipated that these seven groups will generate approximately 48,500 event attendees and delegates, more than 63,000 hotel room nights and more than $668 in direct spending for every dollar invested.

Phoenix Convention Center Promotional Support $25,000 - Funds will be used to attract and support new convention business contracted during FY 2022-23 or later. The funds will assist newly contracted groups with support in areas of rental abatements, IT costs, AV costs, registration, transportation assistance, or other event hosting services. GPCVB is targeting groups planning to host meeting or events during identified Phoenix Convention Center and Phoenix-area hotel need periods or short-term bookings exploring meeting options in the destination for 2023.

Mega Event Support for the 2023 NFL Super Bowl $200,000 - Funds will be utilized to offset expenses, such as facility costs, personnel, public safety, traffic barricades and street closures, fan and media events and other such hosting costs. This will be the fifth year of a five-year request to support the Super Bowl in 2023.

Mega Event Support for the 2024 NCAA Men's Final Four $125,000 - Funds will be utilized to offset expenses, such as facility costs, personnel, public safety, traffic barricades and street closures, fan and media events and other related hosting costs. This will be the fourth year of a five-year request to support the NCAA Men's Final Four Tournament in 2024.

Contract Term
The contract term is for five-years with no extension options.

Financial Impact
The budget will not exceed $500,000 over the life of the contract. THAB is funded through the Sports Facilities Fund, which is the hospitality industry's share of special excise taxes on hotel/motel lodging and rental cars.

Concurrence/Previous Council Action
The Economic Development and Equity Subcommittee recommended approval of this item at its Oct. 26, 2022 meeting. This item was unanimously approved by the Tourism and Hospitality Advisory Board at its Sept. 21, 2022 meeting.

This item was adopted.

81 Authorization to Issue a month-to-month extension to Agreement No. 146400 for Medical Laboratory Testing Services (Ordinance S-49192)

Request to authorize the City Manager, or his designee, to exercise a month-to-month option to extend for up to 12 months the Medical Laboratory Testing Services Agreement No. 146400 with Sonora Quest Laboratories, LLC. The extension will not to exceed $200,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The City Council authorized Agreement No. 146400 with Sonora Quest Laboratories, LLC in November 2017 to provide testing of blood and urine samples. The Fire Department provides approximately 3,000 annual firefighter physical examinations for multiple fire departments throughout the Valley. Blood and urine samples are routinely taken during these examinations. The Fire Department will be reimbursed for all associated costs by participating jurisdictions for services provided to that jurisdiction.

The current contract term is set to expire on Nov. 30, 2022. Staff is seeking authorization to continue utilizing the services of Sonora Quest Laboratories, LLC on a month-to-month basis while a new solicitation is in process. Continued service will provide continuity until a vendor is selected and awarded a new contract per the City's solicitation process.

Contract Term

Contract term will be month-to-month for up to 12 months with no additional extensions. All other terms and conditions of the Agreement will remain in effect.

Financial Impact

The total fee of the extension will not exceed $200,000. Funding is available in the Fire Department's budget.

Concurrence/Previous Council Action

City Council approved the current five-year agreement (No.146400) with

Sonora Quest Laboratories, LLC in November 2017.

This item was adopted.

82 Fleet Towing Services - Amendment (Ordinance S-49169)

Request to authorize the City Manager, or his designee, to allow additional expenditures to contracts 156287 with Quik Pik, LLC, 156288 with First Class Auto Transport, LLC, 156289 with TnT Towing & Transport, LLC, and 156372 with Professional Towing & Recovery, LLC.

Summary

The Public Works Department currently has contracts with four vendors to provide towing services. These vendors include Quik Pik, LLC, First Class Auto Transport, LLC, TnT Towing & Transport, LLC, and Professional Towing & Recovery, LLC. These contracts provide the service of towing city-owned fleet vehicles. The Phoenix Police Department requests to be added as a user of the existing contracts, to have vehicles towed when needed.

The Police Department will continue to partner with the Public Works Department on future procurements for towing services.

Contract Term

The contract term remains unchanged, ending on May 31, 2023, with four option years to extend in one year increments.

Financial Impact

Upon approval of an additional $48,000 in funding, the revised aggregate value of the contracts will not exceed $2,689,230. Funds are available in the Police Department’s budget.

Concurrence/Previous Council Action

The City Council previously approved the contracts, Quik Pik, LLC (156287), First Class Auto Transport, LLC (156288), TnT Towing & Transport, LLC (156289), and Professional Towing & Recovery, LLC (156372) on May 11, 2022 (S-48566).

This item was adopted.

84 Airline Common Use Paper for Boarding Passes and Baggage Tags - Request for Award (Ordinance S-49146)

Request to authorize the City Manager, or his designee, to authorize the Aviation Department to enter into contracts with Magnetic Ticket & Label Corp. and Olantai Paper Product LLC to provide paper stock for airline common use paper for boarding passes paper and standard baggage tags, for check-in counters, kiosks, and gates for the airlines at Phoenix Sky Harbor International Airport on an as-needed basis. Further request to authorize the City Controller to disburse all funds related to this item. The total aggregate value of contract will not exceed $3,750,000.

Summary

Boarding pass paper and baggage tags are critical elements of airport security and operations. These contracts will provide paper stock for airlines to print baggage tags and boarding passes on common use terminal equipment, including printers and kiosks. The handling of self-service baggage tags and boarding passes will help reduce the overall processing time for passengers and speed up the travel process.

Procurement Information

A Request for Qualifications (RFQu) 22-037 - Airline Common Use Paper procurement was processed in accordance with Administrative Regulation 3.10 to establish a Qualified Vendor List (QVL).

Two offerors submitted qualifications and were deemed responsive and responsible. The Procurement Officer evaluated all offers as pass or fail based on the following minimum qualifications:

•Offeror must have been in operation for a minimum of five (5) consecutive years in the past ten (10) years in the business of supplying various types of airline common use paper and tags.

•Offeror must provide a designated Service Representative with a minimum of two (2) years' experience in providing common use paper to airport customers.

•Offeror must provide products that comply with International Air Travel Associations (IATA) standards.

The following vendors met the minimum qualification criteria and are being recommended award for placement on the QVL:

Magnetic Ticket and Label Corp.
Olantai Paper Product LLC

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

Financial Impact
The contract value will not exceed $3,750,000 for the five-year aggregate contract term. Funding is available in the Aviation Department budget.

Location
Phoenix Sky Harbor International Airport - 2485 E. Buckeye Road
Council District: 8

This item was adopted.

86 Maintenance and Repair of Vehicle Barriers, Security Gates and Cable Barriers Contract - IFB 23-004 Request for Award (Ordinance S-49148)

Request to authorize the City Manager, or his designee, to enter into a contract with Phoenix Fence Company to provide maintenance and repair services for vehicle barriers, security gates and cable barriers on an as-needed basis for Phoenix Sky Harbor International, Deer Valley and Goodyear Airports (Airports). Further request to authorize the City Controller to disburse all funds related to this item. The total aggregate value of the contract will not exceed $850,000.

Summary
This contract will provide installation, inspection, maintenance and repair and/or replacement services for vehicle barriers, turnstiles, security gates, gate operating systems, control bollards, cable barriers and their supporting infrastructure on an as-needed basis at the Airports and airport-owned properties.

Procurement Information
An Invitation for Bid procurement was processed in accordance with City

of Phoenix Administrative Regulation 3.10.

One vendor submitted a bid and was deemed to be responsive to posted specifications and responsible to provide the required goods and services. Following an evaluation based on price, the procurement officer recommends award to the following vendor:

Selected Bidder:
Phoenix Fence Company

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

Financial Impact
The contract value will not exceed $850,000 for the five-year aggregate contract term. Funding is available in the Aviation Department budget.

Locations:
Phoenix Sky Harbor International Airport: 2485 E. Buckeye Rd.
Deer Valley Airport: 702 W. Deer Valley Rd.
Good Year Airport: 1658 S. Litchfield Rd., Goodyear, AZ
Council Districts: 1, 8 and Out of City

This item was adopted.

87 Transit Regional Radio System Maintenance/Support Agreement Extension and Amendment (Ordinance S-49185)

Request to authorize the City Manager, or his designee, to amend Agreement 149069: (1) to consent to the assignment of this Agreement, due to a company merger, from DFW Communications Inc. dba Mobile Communications America (formerly dba Crosspoint Communications) to Mobile Communications America, Inc.; (2) to provide equipment and component upgrades for maintenance and support of the regional public transit system's radio system used by the City and its regional transit partners; and (3) to extend expiration of the Agreement's term by three years until Dec. 31, 2026. Further request authorization for the City Controller to increase disbursement of funding by $1,056,232 for the Agreement, as amended, for a total amount not to exceed $1,950,220.

The City recovers a portion of the associated costs through existing agreements with regional transit partners who utilize these transit support systems.

Summary

The Public Transit Department (PTD) uses an 800 MHz radio frequency network, which is integrated with the Computer Aided Dispatch/Automatic Vehicle Locator (CAD/AVL) system, to provide data and voice communications for its transit fleet, including live communications, vehicle maintenance support, and emergency communications between bus operators and the two bus Operations Control Centers in the region.

PTD entered Agreement 149069 with DFW Communications Inc. dba Mobile Communications America (formerly dba Crosspoint Communications), commencing Jan. 1, 2019 and ending Dec. 31, 2023, for continuous maintenance and support of this critical system. On Jan. 31, 2022, Mobile Communications America, Inc. and DFW Communications, Inc. d/b/a Mobile Communications America filed a statement of merger with the Arizona Corporation Commission. The merger was adopted and made effective on Jan. 31, 2022. As a result of this merger, the City has been asked to consent to assignment of all contractual rights, interests, and obligations in Agreement 149069 to Mobile Communications America, Inc. Accordingly, PTD is requesting to issue that consent by this amendment.

PTD is also requesting an extension to the term of Agreement 149069 for three years, through Dec. 31, 2026, and to upgrade the end-of-life mountain top radio repeater equipment/components. The limited availability of the parts has made ongoing maintenance of the equipment an issue.

During the CAD/AVL system’s initial implementation, DFW Communications Inc. dba Mobile Communications America coordinated with PTD's vendor for radio integration efforts, which included building and maintaining software adapters that are required for efficient communications with buses. Accordingly, that company (now merged into Mobile Communications America, Inc.) has proprietary knowledge of the Capacity Max radio system set up for PTD, along with the knowledge of

the CAD system integration with the radio system. Under these special circumstances, PTD is requesting this upgrade and extension amendment to the Agreement on a sole-source basis for Mobile Communications America, Inc. to continue necessary maintenance and support of the radio system.

Procurement Information
Agreement 149069 expires Dec. 31, 2023. To keep the system under continuous maintenance and support, PTD is requesting to upgrade current equipment and to extend the Agreement for three additional years by amendment. The extension also provides for the support of additional communications consoles purchased by PTD using a state cooperative agreement.

In addition to extending the term for Agreement 149069, the amendment's changes include upgrading communications equipment located on local mountaintops, adding six consoles to the support agreement, and adding back-end radio servers for regional support and maintenance. All other contractual maintenance and support items remain unchanged.

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

Contract Term
Agreement 149069's current five-year term expires on Dec. 31, 2023. This amendment extends the Agreement's term by three years until Dec. 31, 2026.

Financial Impact
This amendment adds $1,056,232 to Agreement 149069. The Agreement's aggregate value shall not exceed $1,950,220 over the eight-year contract term.

Funds are available in PTD's operating and capital budgets in the Transportation T2050 Fund. PTD will recover part of the total contract cost from its regional transit partners.

Location
Citywide

This item was adopted.

88 Security and Access Control Project Contract - Amendment (Ordinance S-49151)

Request to authorize the City Manager, or his designee, to allow additional expenditures to the Security and Access Control contract with Climatec, LLC (Contract 153752) and an additional one-year extension of the contract term. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $6,982,381.

Summary
The Public Works Department manages Security and Access Control (SAC) systems to maintain Citywide facilities and critical infrastructure. These systems provide access control and intrusion detection hardware, software, and badge administration throughout the City. Currently, there are multiple systems in use and they are obsolete with limited system functionality and parts availability. The contract with Climatec, LLC provides for replacement of the existing SAC systems, which is vital to safeguard City assets and comply with current industry security requirements. The current SAC system managed by Public Works supports approximately 2,224 card readers, 4,122 alarm panels, 15,000 badges, 400 access groups, and 100 time schedules. These systems also link to the parking garage database that is used to support access for employees, fleet vehicles and a small group of non-City employees including contractors and Board and Commission members.

The Public Works Department requests additional expenditures to the contract with Climatec, LLC for the technical design, implementation, and integration of the SAC systems for the following sites: 100 W. Washington St. building, Personal Protective Equipment Warehouse, Office of Accountability and Transparency, turnstile installations at Calvin C. Goode and Phoenix City Hall; and the Water Services Department. The additional expenditures and contract extension year will allow for essential conduit work at sites to address capacity. The additional expenditures and contract extension are needed to account for delays and increased costs resulting from the global pandemic's disruptive

impact on industry supply chains. Including the new sites, the SAC Project covers approximately 260 City facilities.

Procurement Information

Request for Proposals (RFP) 18-ADM-059 was conducted in accordance with Administration Regulation 3.10. Four offers were received by the Public Works Department on July 31, 2019. An evaluation committee of City staff evaluated the offers based on the following criteria: project team, preferred experience, pricing, proposed technical design, draft project management plan, general requirements, and preliminary schedule. The evaluation committee determined that two firms were within competitive range and were invited to participate in demonstrations and interviews. This resulted in the evaluation committee reaching a consensus to enter into the Best and Final Offer (BAFO) process. During the final consensus meeting, the evaluation committee recommended the contract award to Climatec, LLC as the highest scored, responsive, and responsible offer that is most advantageous to the City.

Contract Term

The initial three-year contract term started on or about Nov. 1, 2020, with two option years to be exercised in increments of up to one year, with a contract end date of Oct. 31, 2025. Public Works is seeking an additional contract extension year, with a revised contract end date of Oct. 31, 2026.

Financial Impact

The initial authorization for this agreement was for an expenditure not-to-exceed $25.5 million. This request will increase the authorization of the agreement by an additional $6,982,381, for a new total not-to-exceed agreement value of $32,482,381. Funds are available in the Office of Accountability and Finance Department's operating budgets, and in the Capital Improvement Program budgets for the Phoenix Convention Center, Water Services, and Public Works departments.

Concurrence/Previous Council Action

The City Council approved Contract 153752 with Climatec, LLC (Ordinance S-46991) on Oct. 21, 2020.

This item was adopted.

89 Security and Access Control Project Professional Services Contract - Amendment (Ordinance S-49157)

Request to authorize the City Manager, or his designee, to allow additional expenditures for the Security and Access Control Project professional services contract with LSW Engineers, Inc., Contract 153638, and for an additional one-year extension of the contract term. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $1,055,166.

Summary

The Public Works Department manages the Security and Access Control Systems (SAC) to maintain Citywide facilities and critical infrastructure sites. LSW Engineers, Inc. provides professional consulting services required by the City to support implementation of the Citywide SAC project. Public Works requests additional expenditures to the contract with LSW Engineers, Inc. for continued technical assistance, site inspections, quality assurance, and vendor performance of the project specifications for the SAC replacement project. The technical assistance provided by LSW Engineers, Inc. includes oversight of implementation contractor performance, performing site inspections, reviewing close-out documentation and verifying the operability of the new SAC system before the project's completion. The request for additional expenditures and a one-year contract extension are needed to manage additional locations included in the project scope along with the delays and increased costs resulting from the global pandemic's disruptive impact on industry supply chains. The additional expenditures and contract extension are essential to maintain successful implementation of citywide facilities identified in the SAC project. The project sites include 100 W. Washington St. building, Personal Protective Equipment Warehouse, Office of Accountability and Transparency, turnstile installations at Calvin C. Goode and Phoenix City Hall; and the Water Services Department. Including the new sites, the SAC Project covers approximately 260 City facilities.

Procurement Information

The Qualified Vendor List (QVL) for Security Contract Information was approved by City Council in July 1, 2018. LSW Engineers, Inc. was one of the awarded vendors and was selected from the QVL.

Contract Term

The initial three-year contract term started on or about Nov. 1, 2020, with two option years to be exercised in increments of up to one year, with a contract end date of Oct. 31, 2025. Public Works is seeking an additional contract extension year, with a revised contract end date of Oct. 31, 2026.

Financial Impact

The initial authorization for this agreement was for an expenditure not-to-exceed $509,207. This request will increase the authorization of the agreement by an additional $1,055,166, for a new total not-to-exceed agreement value of $1,564,373. Funds are available in the Office of Accountability and Transparency and Finance Department's operating budgets, and in the Capital Improvement Program budgets for the Phoenix Convention Center, Water Services and Public Works departments.

Concurrence/Previous Council Action

The City Council approved Contract 153638 with LSW Engineers, Inc. (Ordinance S-47027) on Oct. 21, 2020.

This item was adopted.

90 State Route 85 Landfill Computer Aided Earthmoving System Upgrade, Maintenance, and Support - Requirements Contract (Ordinance S-49162)

Request to authorize the City Manager, or his designee, to enter into an agreement with Empire Southwest, LLC to provide an upgraded Computer Aided Earthmoving System (CAES), that operates with a Global Positioning System (GPS). The agreement will include maintenance and support. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate value of the contract will not exceed $364,132.

Summary

The Public Works Department uses a satellite based CAES system that integrates with the landfill equipment to measure compaction rates, project the life of the State Route 85 Landfill, and optimize daily operations and staff productivity. Additionally, the system provides real time tracking and data to support efficient and effective air space management for cost analysis and reporting. The current system requires an upgrade because it is at the end of its lifecycle and is no longer supported. This upgrade is essential for the system to operate with Microsoft Windows 10 software, which the City requires to prevent security risks.

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

Procurement Information
In accordance with Administrative Regulation 3.10, normal competition was waived as a result of a determination memo citing sole source. Empire Southwest, LLC is the only authorized vendor of the system that can provide equipment, parts, service, warranty and training for CAT equipment.

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

Financial Impact
The aggregate value of the agreement will not exceed $364,132. Funding is available in the Public Works Department's budget.

Location
State Route 85 Landfill, 28633 W. Patterson Road, Buckeye, AZ
Council District: Out of City

This item was adopted.

91 Vehicle Locksmith Services - Requirements Contract - RFQ 23-FSD-025 (Ordinance S-49168)

Request to authorize the City Manager, or his designee, to enter into a contract with Aardvark Affordable Locksmithing to provide vehicle

locksmith services. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $80,000.

Summary

Public Works Department is responsible for maintaining approximately 7,800 vehicles within the City's fleet. This contract will provide vehicle locksmith services that include duplicating keys, programming keys, repairing door locks, replacing ignition switches, and assisting with vehicle lockouts. This mobile service will provide faster turnaround times to get units back in service in a matter of hours rather than days. With this contract an Original Manufacturer dealer will not need to be used for vehicle locksmith service, thereby reducing service costs.

Procurement Information

Request for Quote (RFQ) 23-FSD-025 was conducted in accordance with Administrative Regulation 3.10. The Public Works Department Procurement Section received one quote. The following quote was received for hourly labor rate for vehicle locksmith services:

Aardvark Affordable Locksmithing: $280.00/hr labor rate.

Contract Term

This contract will begin on or about Dec. 1, 2022 with an initial one-year term, with four one-year options to extend, with a total contract term of five years.

Financial Impact

This contract will have an estimated annual expenditure of $16,000, with a total aggregate value not to exceed $80,000.

Funding is available in the Public Works Department's budget.

This item was adopted.

92 Construction Materials Testing Laboratory Software - Requirements Contract - RFP 63-0031 - Amendment (Ordinance S-49147)

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

amendment to Contract 146601 with SpectraQEST, to extend the contract term for QESTLab Software for the Street Transportation Department. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $95,000.

Summary

This contract provides QESTLab software needed for the management of data collected from samples tested at the Materials Lab for the Street Transportation Department (Streets). The Streets Materials Lab provides a wide range of material testing services and consultation for geotechnical exploration, foundation design, flexile and rigid pavement designs as well as maintenance and remediation of pavements to all City of Phoenix departments. The lab is a fully accredited facility with the American Materials Reference Laboratory, Cement Concrete Reference Laboratory and AZ Department of Transportation certifications. QESTLab was implemented in 2018 for data acquisition for soil, aggregate, concrete and asphalt testing to provide calculations and reporting. In addition, QESTLab is utilized to track laboratory equipment calibration schedules and it also tracks and provides certification information for the lab technicians. SpectraQEST is the only vendor who provides the QESTLab software program.

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

Contract Term

Upon approval, the contract will be extended through Nov. 30, 2027.

Financial Impact

Upon approval of $95,000 in additional funds, the revised total value of the contract will not exceed $267,000. Funds are available in the Street Transportation Department’s budget.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

Construction Materials Testing Laboratory Software, Contract 146601, (Ordinance S-43981) on Oct. 18, 2017.

This item was adopted.

93 Fractured Aggregate Surface Treatment Program - 2-Step Job Order Contracting Services - 4108JOC208 (Ordinance S-49150)

Request to authorize the City Manager, or his designee, to enter into separate master agreements with two contractors to provide Fractured Aggregate Surface Treatment Job Order Contracting services for the Street Transportation Department. Further request to authorize execution of amendments to the agreements as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The total fee for all services will not exceed $20 million.

Additionally, request to authorize the City Manager, or his designee, to take all action deemed as may be necessary or appropriate and to execute all design and construction agreements, licenses, permits, and requests for utility services relating to the development, design, and construction of the project. Such utility services include, but are not limited to: electrical; water; sewer; natural gas; telecommunications; cable television; railroads; and other modes of transportation. Further request the City Council to grant an exception pursuant to Phoenix City Code 42-20 to authorize inclusion in the documents pertaining to this transaction of indemnification and assumption of liability provisions that otherwise should be prohibited by Phoenix City Code 42-18. This authorization excludes any transaction involving an interest in real property.

Summary

The Contractors' services will be used on an as-needed basis to provide Fractured Aggregate Surface Treatment Job Order Contracting (JOC) services within the right-of-way that may include scrub sealing, crack sealing, fog sealing, and other services as may be required. Additionally, the JOC contractors will be responsible for fulfilling Small Business Enterprise program requirements.

Procurement Information

The selections were made using a two-step qualifications and price 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. Two firms submitted proposals and are listed below.

Selected Firms
Rank 1: VSS International, Inc.
Rank 2: Cactus Transport, Inc. dba Cactus Asphalt, A Division of Cactus Transport, Inc.

Contract Term
The term of each master agreement is for up to five years, or up to $10 million, whichever occurs first. Work scope identified and incorporated into the master agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the master agreement. No additional changes may be executed after the end of the term.

Financial Impact
The master agreement value for each of the JOC contractors will not exceed $10 million, including all subcontractor and reimbursable costs. The total fee for all services will not exceed $20 million. The value for each job order agreement preformed under this master agreement will be up to $2 million each. In no event will any job order agreement exceed this limit without Council approval to increase the limit.

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

Public Outreach
The public will be notified on each project if notification is required.

This item was adopted.

94 Neighborhood Services Department Momo Park Renovation Community Development Block Grant - Design-Bid-Build Services

- ND30010036 (Ordinance S-49149)

Request to authorize the City Manager, or his designee, to accept AJP Electric, Inc. as the lowest-priced, responsive and responsible bidder and to enter into an agreement with AJP Electric, Inc. for Design-Bid-Build Services for the Momo Park Renovation Community Development Block Grant project. Further request to authorize the City Controller to disburse all funds related to this item. The fee for services will not exceed $667,230.

Summary

The purpose of this project is to provide all equipment, materials, transportation, management, administrative and direct labor to renovate Momo Park.

AJP Electric, Inc.'s services include, but are not limited to: removing the concrete sidewalks and slabs, benches, basketball hoop and footing, picnic tables, irrigation and chain link fence; and installing new concrete sidewalks, drinking fountain, trash receptacles, bench, seatwall, picnic tables, park grill, ramadas, basketball hoop, new play structure, site wall, landscaping, irrigation and lighting.

Procurement Information

The selection was made using an Invitation for Bids procurement process set forth in section 34-201 of the Arizona Revised Statutes. One bid was received on Sept. 13, 2022, and was sent to the Neighborhood Services Department for review to determine contractor compliance and responsiveness to Community Development Block Grant program and Neighborhood Services Department's Section 3 project requirements.

The Opinion of Probable Cost and the one lowest responsive, responsible bidder is listed below:

Opinion of Probable Cost: $504,701
AJP Electric, Inc: $667,230

Although the bid exceeds the Opinion of Probable Cost by more than 10 percent, it has been determined the bid represents a fair and reasonable price for the required work scope. Additionally, the bid award amount is

within the total budget for this project.

Contract Term
The term of the agreement is 170 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 AJP Electric, Inc. will not exceed $667,230, including all subcontractor and reimbursable costs.

Funding is available in the Neighborhood Services Department's Capital Improvement Program budget using U.S. Housing and Urban Development Community Development Block Grant funds. The Budget and Research Department will separately review and approve funding availability prior to execution of any amendments. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Location
5447 S. 5th St.
Council District: 7

This item was adopted.

95 Parking Pay-By-Phone - RFP 63-0028 - Amendment (Ordinance S-49189)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 146492 with Parkmobile, LLC, to extend the contract term. Further request to authorize the City Controller to accept all funds related to this item. There is no financial cost impact to the City.

Summary
The Street Transportation Department offers customers parking pay-by-phone services for citizens who wish to pay for meter fees via smart phone. While developing the Scope of Work for the procurement, operational efficiencies were discovered that would allow the integration of increased functionalities. This extension will afford the department time

for staff to test and evaluate the modules and revise the scope of work to include updated requirements for a new competitive process and award of contract.

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

Contract Term

Upon approval the contract will be extended through Dec. 31, 2023.

Financial Impact

This is a revenue generating contract. The estimated annual income is approximately $400,000. There is no financial cost to the City.

Concurrence/Previous Council Action

The City Council previously reviewed this request:
Parking Pay-by-Phone Services, Contract 146492 (Ordinance S-43909) on Sept. 20, 2017.

This item was adopted.

96 Salt River Project Construction License for 43rd Avenue Traffic Signal Upgrades - ST89340579 (Ordinance S-49176)

Request to authorize the City Manager, or his designee, to enter into a Construction License with Salt River Project for work associated with a City of Phoenix Traffic Signal project. Further request the City Council to grant an exception pursuant to Phoenix City Code 42-20 to authorize inclusion in the documents pertaining to this transaction of indemnification and assumption of liability provisions that otherwise would be prohibited by Phoenix City Code 42-18.

Summary

The City is upgrading all traffic signals, equipment and sidewalk ramps on 43rd Avenue from Northern Avenue to Bethany Home Road. The purpose of this license is to allow the City to install signal conduits that will cross under Salt River Project irrigation facilities and to install eight poles with pull boxes that will parallel the Salt River Project irrigation facilities. This work is in conjunction with City Project ST89340579.

Contract Term

The term of the Construction License is one year, effective when the City begins construction, expected to be December 2022.

Financial Impact

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

Location

43rd Avenue; Northern Avenue to Bethany Home Road.
Council Districts: 1 and 5

This item was adopted.

97 Traffic Signal Quick Change Kits Contract - EXC 63-2308 Request for Award (Ordinance S-49182)

Request to authorize the City Manager, or his designee, to enter into a contract with The Get Go Inc. to provide Traffic Signal Quick Change Kits for the Street Transportation Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $250,000.

Summary

This contract will provide Traffic Signal Quick Change Kits (QCKs) used to change out LED traffic signal indications (TSI) for the Traffic Signal Shop technicians. These unique clips do not require technicians to use any tools or remove their safety gloves to replace a TSI. Additionally, the kits make the replacement process faster since they eliminate the problem with other clips being dropped from the technicians' hands onto the ground 15 feet below, requiring the technician to lower the boom lift on the bucket truck to retrieve the dropped items.

Procurement Information

In accordance with AR 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: Special Circumstance Without Competition.
QCKs are manufactured, sold and distributed exclusively by The Get Go Inc., and they maintain the copyright and patent privileges associated with these kits. There are no agents or dealers authorized to sell the QCKs, and these kits must be purchased directly from The Get Go Inc.

Contract Term

The contract will begin on or about Nov. 21, 2022, for a five-year term with no options to extend.

Financial Impact

The total contract value will not exceed $250,000 for the five-year aggregate term. Funding is available in the Street Transportation Department's operating budget.

This item was adopted.

98 Water Meters Contract - IFB 2223-WMD-371 Request for Award (Ordinance S-49158)

Request to authorize the City Manager, or his designee, to enter into a contract with Badger Meter, Itron, Inc., Master Meter, Mountain State Pipe & Supply and Zenner USA to provide the supply of positive displacement and non-mechanical cold-water meters and associated components for the Water Services Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of these contracts will not exceed $28,000,000.

Summary

The purpose of these contracts are to supply the Water Services Department (WSD) with positive displacement cold-water meters, non-mechanical cold-water meters, and components to support fire hydrants and fire service type non-mechanical meters. All meters for the WSD must meet a specific quality and ensure compatibility with Itron meter reading hardware and software. These meter contracts are needed to procure the specific meter type that is required for maintaining accuracy and functionality of the various meters throughout the City, while also efficiently supporting the existing equipment already in operation by WSD.

Procurement Information

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

Five vendors submitted bids deemed to be responsive to posted specifications and responsible to provide the required goods and services. Following an evaluation, based on price, the procurement

officer recommends award to the following vendors:

Selected Bidders:
Badger Meter
Itron, Inc.
Master Meter
Mountain State Pipe & Supply
Zenner USA

Contract Term
The contracts will begin on or about Dec. 20, 2022 for a five-year term with no options to extend.

Financial Impact
The aggregate contract value will not exceed $28,000,000.

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

This item was adopted.

99 Ductile Iron Pipe and Fittings Contract - Request for Award (Ordinance S-49161)

Request to authorize the City Manager, or his designee, to ratify the existing purchase order for a one-time purchase with Dana Kepner Company, LLC to provide ductile iron pipe for the Water Services Department. Further request to authorize the City Controller to disburse all funds related to this item. The expenditures will not exceed $44,453.16.

Summary
The purpose of this request is to ratify the purchase of 1206 feet of 4-inch ductile iron pipe. Ductile iron pipe and fittings are critical to City's water infrastructure which is installed when a fire hydrant or valve is replaced or repaired. The contracted vendor, Core and Main, LP has filed a Force Majeure as the vendor is experiencing long delays on ductile iron pipe, stating that the City's outstanding orders could not be filled prior to Dec. 2022. The ongoing repairs and maintenance was rapidly depleting the Water Services Department's (WSD) inventory of ductile pipe and therefore creating an urgent need to locate another vendor to supply the

critical pipe. In an effort to ensure that repairs to the City's water infrastructure were timely, it was necessary to perform a one-time purchase from Dana Kepner Company, LLC.

Procurement Information

WSD contacted multiple vendors including Ferguson Enterprises, LLC, Fullerform Systems, Inc. and Dana Kepner Company, LLC to source the needed material in a shorter lead-time. Of the three vendors that were contacted, Dana Kepner was the only vendor that had the pipe in stock. A review of pricing was conducted and it was determined that the price quote received from Dana Kepner was competitive as well as fair and reasonable.

In accordance with AR 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: Special Circumstances Without Competition-One Time Contract-Due to Time Restrictions.

Contract Term

This is a one-time purchase to ensure water infrastructure repairs and ongoing projects continue without interruption.

Financial Impact

The total value of the one-time purchase will not exceed $44,453.16.

Funding is available in the Water Services Department Operating Budget.

This item was adopted.

100 Onsite Testing and Repair of Large Water Meters, Metering Services, Inc. (Ordinance S-49173)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 147870, with Metering Services, Inc. to provide additional funding to the agreement. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures included in this amendment will not exceed $350,000.

Summary

The purpose of this amendment is to request additional payment authority of $350,000 for onsite testing and repair of large water meters

required by the Water Services Department (WSD). WSD uses Metering Services, Inc. to perform on-site inspection, repair, preventative maintenance, calibration, retrofitting, replacement (if deemed necessary), testing services, and removal of debris in all confined spaces where large meter assemblies are installed. The testing and calibration are performed in accordance with the American Water Works Association established standard.

Several large meters currently in service are aging and in need of replacement. Funds were unexpectedly needed to replace more meters than anticipated and to address emergency leak repairs. Additional funding will allow for testing to remain on schedule, replacement of non-functioning meters, and to cover emergencies that cannot be anticipated. These factors have contributed to a need for additional funding to support the required service.

Contract Term

The agreement term will remain unchanged, ending on June 30, 2023.

Financial Impact

The initial authorization for Onsite Testing and Repair of Large Water Meters was for an expenditure not-to-exceed $1,945,020.

This amendment will increase the authorization for agreement by an additional $350,000, for a new total not-to-exceed agreement value of $2,295,020.

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

Concurrence/Previous Council Action

The City Council approved Onsite Testing and Repair of Large Water Meters Agreement 147870 (Ordinance S-44658) on June 6, 2018.

This item was adopted.

102 Abandonment of Alley Right of Way - ABND 220015 - South of Southwest Corner of Lafayette Boulevard and 54th Court (Resolution 22085)

Abandonment: ABND 220015

Project: 94-0006661
Applicant: Tristahn Schaub
Request: The alley running east to west, immediately north of 3824 and 3830 N. 54th Court and south of 3846 and 3840 N. 54th Court.
Date of Decision/Hearing: May 12, 2022

Location
Southwest Corner of Lafayette Boulevard
Council District: 6

Financial Impact
A consideration fee was collected as part of this abandonment in the amount of $812.

This item was adopted.

103 Abandonment of Alley Right-of-Way - ABND 220019 - 3510 E. McDowell Road (Resolution 22083)

Abandonment: ABND 220019
Project: 97-0000358
Applicant: Jared Vidales
Request: The remnant alley right-of-way located between the parcel identified by APN 120-18-011B to the north and the parcel identified by APN 120-18-011C to the south.
Date of Decision/Hearing: April 27, 2022

Location
3510 E. McDowell Road.
Council District: 8

Financial Impact

A consideration fee was also collected as part of this abandonment in the amount of $17,000.

This item was adopted.

104 Abandonment of Right-of-Way and Easement - ABND 220004 - Northeast Corner of 79th Avenue and Encanto Boulevard (Resolution 22082)

Abandonment: ABND 220004
Project: 20-2134

Applicant: James A. Brucci, RLS
Request: To abandon a portion of the Encanto Boulevard right-of-way adjacent to the parcel identified as APN 102-38-011L, and the detention force main easement located on the same parcel.
Date of Decision/Hearing: March 24, 2022

Location

Northeast Corner of 79th Avenue and Encanto Boulevard
Council District: 7

Financial Impact

A consideration fee was collected as part of this abandonment in the amount of $1,700.

This item was adopted.

105 Amend City Code - Ordinance Adoption - Rezoning Application PHO-1-22--Z-27-20-1 - Southwest Corner of 28th Drive and Sahuaro Drive (Ordinance G-7055)

Request to authorize the City Manager, or his designee, to approve the Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Oct. 19, 2022.

Summary

Application: PHO-1-22--Z-27-20-1
Existing Zoning: R-3A
Acreage: 3.82

Owner: Matthew Luxenberg Family Trust
Applicant/Representative: Sebastean Losch, Trillium SFR

Proposal:
1. Deletion of Stipulation 1 regarding a maximum building height of 30 feet.

Concurrence/Previous Council Action

Village Planning Committee (VPC) Recommendation: The North Mountain Village Planning Committee heard this case on Sept. 21, 2022, and recommended approval, by a vote of 13-0.
Planning Hearing Officer (PHO) Action: The Planning Hearing Officer

recommended approval.

Location
Southwest corner of 28th Drive and Sahuaro Drive
Council District: 1
Parcel Address: 10640 N. 28th Drive.

This item was adopted.

106 Modification of Stipulation Request for Ratification of Oct. 19, 2022 Planning Hearing Officer Action - PHO-5-22--Z-6-04-7 - Approximately 300 Feet East of the Southeast Corner of 107th Avenue and Lower Buckeye Road

Request to authorize the City Manager, or his designee, to approve the Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Oct. 19, 2022. This ratification requires formal action only.

Summary
Application: PHO-5-22--Z-6-04-7
Existing Zoning: C-2
Acreage: 1.26

Owner: QuikTrip Corporation
Applicant: SimonCRE C90 III LLC
Representative: RKAA Architects Inc.

Proposal:
1. Review of commercial elevations per Stipulation 7.
2. Technical corrections to Stipulations 1, 3, 4, 8 and 9.

Concurrence/Previous Council Action
Village Planning Committee (VPC) Recommendation: The Estrella Village Planning Committee heard this case on Oct. 18, 2022, and recommended approval by a vote of 9-0.
Planning Hearing Officer (PHO) Recommendation: The Planning Hearing Officer recommended approval with a modification and additional stipulations.

Location

Approximately 300 feet east of the southeast corner of 107th Avenue and Lower Buckeye Road
Council District: 7
Parcel Address: n/a

This item was approved.

109 Abandonment of Alley - ABND 220060 - 17217 N. 17th Ave. (Resolution 22086)

Abandonment: ABND 220060
Project: 07-21134
Applicant: Matt Mason on behalf of Beason Turf LLC
Request: The 16-foot alley dissecting the parcel identified by APN 208-08-007W, located approximately 129-feet south of East Campo Bello Drive and immediately east of North 17th Avenue originally quit claimed for alley purposes per Docket 2276 Page 57 of the Maricopa County Recorder.
Date of Decision/Hearing: Nov. 10, 2022

Location
17217 N. 17th Ave.
Council District: 3

Financial Impact
A consideration fee was also collected as part of this abandonment in the amount of $926.48.

This item was adopted.

45 Proposed I-17 and Jenny Lin Road Annexation - Public Hearing

A public hearing, as required by Arizona Revised Statutes section 9-471, on the proposed I-17 and Jenny Lin Road Annexation. This public hearing allows the City Council to gather community input regarding this annexation proposal. The City Council will not act on the proposed annexation at this public hearing Formal adoption of this proposed annexation will be considered at a later date.

Summary
The annexation was requested by Adam Baugh with Withey Morris, PLC for the purpose of receiving City of Phoenix services. The proposed

annexation conforms to current City policies and complies with Arizona Revised Statutes section 9-471 regarding annexation. Additionally, the annexation is recommended for adoption per the attached Task Force Analysis Report (**Attachment A**).

Public Outreach
Notification of the public hearing was published in the *Arizona Business Gazette* newspaper, and was posted in at least three conspicuous places in the area proposed to be annexed. Also, notice via first-class mail was sent to each property owner within the proposed annexation area.

Location
The proposed annexation area includes parcel 202-22-001B, located at I-17 and Jenny Lin Road (**Attachment B**). The annexation area is approximately 7.91 acres (0.0124 sq. mi) and the population estimate is zero individuals.

Council District: 1

Discussion
One electronic comment was submitted, with no position, for this item.

Mayor Gallego declared the public hearing open.

Eileen Baden mentioned concerns about widening the roads in the development and requested that a perimeter path be added to the regional connection. She added that the area was in a scenic corridor and asked that public access be protected.

Noting that there were no additional members requesting to speak, Mayor Gallego declared the public hearing closed.

The hearing was held.

65 Request to Amend Contract with Maricopa Corporate College for Basic Computer Skills Training (Ordinance S-49175)

Request to authorize the City Manager, or his designee, to amend Contract 146877 with Maricopa Corporate College (MCOR), or its city-approved designee, for basic computer skills training to extend the

term of the contract through June 30, 2023. The total contract value will remain unchanged and will not exceed $150,000. Further request to authorize the City Controller to disburse all funds related to this item. Funds are available from the City's allocation of Workforce Innovation and Opportunity Act (WIOA) grant funds. There is no impact to the General Fund.

Summary

MCOR provides training services to develop and deliver up-to-date basic computer skills training services to ARIZONA@WORK City of Phoenix customers to help build and refine their computer skills, increase their workplace readiness, and increase opportunities for attaining employment.

RFP-22-BWDD-58 was issued and posted to the City's Solicitation website on Aug. 10, 2022. On Sept. 9, 2022, one proposal was received and was deemed non-responsive to the solicitation requirements. As a result, the RFP was cancelled. An extension to this contract will allow for the continuation of services while the Human Services Department re-issues an RFP for these services within the next six months.

Contract Term

The term of the extension period will be Feb. 1, 2023, through June 30, 2023.

Financial Impact

Funds are available from the City's allocation of Workforce Innovation and Opportunity Act (WIOA) grant funds. There is no impact to the General Fund.

Concurrence/Previous Council Action

The City Council approved Contract 146877 (Ordinance S-44237) on Jan. 24, 2018.

Discussion

Mayor Gallego stated that vice Mayor Pastor would not participate in this item.

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

Yes:	7 -	Councilman DiCiccio, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring and Mayor Gallego
No:	0	
Conflict:	1 -	Vice Mayor Pastor
Absent:	1 -	Councilwoman Ansari

72 Development Agreement with Phoenix IG, LLC for Redevelopment of the Former Metrocenter Mall (Ordinance S-49180)

Authorize the City Manager, or his designee, to enter into a development agreement, lease agreement, easements and other agreements as necessary (Agreements), with Phoenix IG, LLC, or its City-approved designee (Developer), for the development of an 80-acre mixed-use project located at the site of the former Metrocenter Mall located at 9617 N Metro Parkway West. Further request authorization for the City Treasurer to accept funds from the Developer. There is no impact to the General Fund.

Summary

Developer is under contract to acquire five different properties constituting the former Metrocenter Mall. The proposed multi-phase project will contain nearly 5 million square feet of space, 3,191 multi-family rental residential units, 100,000 SF of retail, two hotels, 6,300 parking spaces as well as a public plaza and park. On May 25, 2022, Council authorized a development agreement with Developer (the “TPT DA”) to acquire public assets constructed at the Site to be paid for with future Transaction Privilege Tax (TPT) revenue generated at the Project Site and the incremental increase generated in the surrounding Benefited Area. The revenues generated under the TPT DA only apply to the general fund share of the City’s TPT.

On Aug. 3, 2022, the Developer submitted a proposal for development assistance requesting the City's consideration of a Government Property Lease Excise Tax (GPLET) transaction for the development of the 3,191 multi-family rental residential units located at the Site. Other retail, hotel

and commercial space built as part of the redevelopment Project at the Site is not being considered for GPLET treatment. The Site is located within the North Mountain Redevelopment Area (NM RDA), approved by Council in 2014. The Plan calls for City support of revitalizing the mall area. Since the NM RDA is not located in a Central Business District, Developer is ineligible for abatement under GPLET and will be responsible for excise tax payments, as prescribed by State Statute, immediately upon executing a lease.

If approved, the Project will bring a capital investment of approximately $1.14 Billion to the Metro District Area at full build out. The Project will be delivered in multiple phases. Upon issuance of a Certificate of Occupancy (C of O) for a completed phase of the Project, and other terms and conditions specified in the Agreements, the Developer will convey title of the property to the City, and the City will lease the property back to the Developer for a term not to exceed twenty-five (25) years. The Developer has also agreed that the Project will generate to the City and other taxing jurisdictions new revenue in the form of certain minimum tax payments (in the construction and leasing of the Project and excise tax revenue generation). These minimum tax payments would be estimated by a third party economic impact study and will only consist of the non-general fund share of applicable TPT revenues. Details regarding those minimum tax payments will be specified in the Agreements, as well as other terms and conditions deemed necessary by City staff.

The Developer also recognizes the issues relating to affordable housing not only within the Metro District, but citywide. To help solve this critical issue, the Developer would contribute $1,500,000 to the City's Affordable Housing Trust Fund, or other Council approved purpose or fund, which will be used in the future by the City to address affordable housing or other approved policy directives. The Developer will make proportional Trust Fund payments commensurate with the size of each completed phase of the Project and the payment will be due upon execution of each lease.

In addition to the Trust Payment, Developer will pay a lease rent of $2,500/annual per phase completed with annual rent increases.

Additional Business Terms Include:

The parties will enter into a Development Agreement for the application of GPLET treatment within 6 months of Council authorization.

Subject to state law, the Developer must enter into any lease within ten (10) years of Council authorization.

Developer may purchase the property prior to the twenty-five (25) year maximum term, but must pay the City 50 percent of any remaining rent. In addition, Developer must also satisfy any pro-rated minimum tax payments if exercising its purchase option.

Contract Term

The lease terms for each phase will be for a maximum of twenty-five (25) years upon issuance of the C of O for a particular phase completed. There are no extensions to the proposed lease, and upon conclusion of the term, ownership of the property will be transferred back to the Developer. The Developer will have the ability to terminate the lease at any time subject to the terms of the Agreements only if in compliance with satisfying minimum tax payments due.

Financial Impact

The project site currently generates $91,000 per year in property taxes to the City of Phoenix which will end upon the lease term beginning; however, the project is estimated to generate approximately $391,000 per year of excise taxes to the city. The estimated one-time non-general fund construction sales tax revenue to the City is $8,960,000, plus an estimated annual commercial rental tax revenue generation of approximately $33,160,000 over the life of all leases. The Developer will pay a rental payment of $2,500/annually for each phase completed, subject to an annual rent increases. The rent payments over the life of all leases shall be deposited into the Downtown Community Reinvestment Fund or an alternative fund to be created in the future. Further, the Developer will provide up to $1,500,000, which will be deposited to the City's Affordable Housing Trust Fund unless otherwise directed by Council.

Concurrence / Previous Council Action

Council adopted the terms of the TPT DA at the May 25, 2022 Formal

Council Meeting.

Public Outreach
Staff has met with the Metro District Community Collaboration group as well as the Washington Elementary School District and the Glendale Union High School District to discuss this Project. Additional public outreach concerning this Project was conducted in April 2022. Pursuant to state law, GPLET notice letters to the impacted taxing jurisdictions were sent on Sept. 9, 2022.

Location
9617 N Metro Parkway West.
Council District: 1

Discussion
Councilwoman O'Brien expressed her excitement for this item. She thanked former Councilwoman Thelda Williams, Christine Mackay, Community and Economic Development Department, Concord Wilshire Capital, TLG Investment Partners, Hines Development, and the community for their work on this item.

Mayor Gallego stated that Steve Betts was present to answer any questions.

Vice Mayor Pastor thanked everyone who was part of this item and congratulated Councilwoman O'Brien for her success on the MetroCenter Development.

Mayor Gallego congratulated Councilwoman O'Brien for her success on the item. She mentioned the extension of the Northwest Valley Metro Light Rail and emphasized the hard work required for the development. She added that the development was becoming a national model and commended the Phoenix staff for their work.

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

Yes: 6 - Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Vice Mayor Pastor and Mayor Gallego

No: 2 - Councilman DiCiccio and Councilman Waring

Absent: 1 - Councilwoman Ansari

78 **Pay Invoices for 2023 Downtown Enhanced Municipal Services District (Ordinance S-49179)**

Request to authorize the City Manager, or his designee, to pay all invoices received from Downtown Phoenix, Inc. (DPI) through the Phoenix Downtown Enhanced Municipal Services District (EMSD) Agreement, in an amount not to exceed $4,556,256 for work related to the calendar year 2023 Downtown EMSD budget and work plan through Dec. 31, 2023. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item.

Summary

The City Council authorized formation of the Downtown EMSD in 1990 to provide enhanced public services, above and beyond the level of services provided in the remainder of the City. The City contracts directly with DPI to implement the work program of the Downtown EMSD, including the Ambassadors program, streetscape improvements and maintenance, the Clean Team program, marketing, event promotion, business assistance and transportation services. Pursuant to State law, each year a budget must be approved for the Downtown EMSD. This action is the final step in the annual budget process to authorize the Community and Economic Development Department to pay DPI for services rendered in calendar year 2023 under the Downtown EMSD contract.

Financial Impact

The City's total estimated annual expenditure for this program is $1,497,884, which includes:

$439,108 from the General Fund (approximate $10,556 decrease from 2022);

$626,558 from the Phoenix Convention Center;

$150,118 from the Sports Facilities Fund;

$10,486 from the Phoenix Bioscience Core; and

$271,614 from collections from tenants on City-owned properties

An additional $984,352 is collected from other government-owned properties including Maricopa County, Maricopa County Stadium District and the State of Arizona. The remaining $2,074,020 of funds are collected from private property owners through an assessment on their property tax bill.

Estimated 2023 District Budget: $4,706,256
Estimated 2023 Assessment Revenue: $4,556,256
Estimated 2023 Non-assessment Revenue: $150,000

Concurrence/Previous Council Action
This item was recommended for approval at the Economic Development and Equity Subcommittee meeting on Sept. 26, 2022, by a vote of 4-0.

On Oct. 26, 2022 The City Council approved:
The 2023 Downtown EMSD Budget, Assessments and Set Public Hearing Date of Nov. 16, 2022 for the hearing on the estimated assessments; and
The 2023 Downtown EMSD Assessment Diagram.

Public Outreach
On Oct. 26, 2022, the City Council set the date of Nov. 16, 2022 as the date for the public hearing on the Downtown EMSD assessments. On Oct. 27, 2022, a total of 20 days prior to the hearing as legally required, all property owners were notified by mail of their annual assessment cost by the Street Transportation and Community and Economic Development departments. In addition, DPI has sent letters to all property owners, and the Downtown EMSD Board approved the 2023 budget at its July 2022 board meeting.

To answer any questions that property owners in the Downtown EMSD might have, Community and Economic Development Department staff made themselves available virtually for an hour prior to the Nov. 16, 2022 public hearing. Notice of the public hearing was also published in the Record Reporter as specified below. No further notification is required after the public hearing.

To be published:
The Record Reporter
Nov. 2, 2022
Nov. 4, 2022

Location
The Downtown EMSD is generally bounded by Fillmore Street on the north, 7th Street on the east, 3rd Avenue on the west, and on the south by the railroad tracks south of Jackson Street.
Council District(s): 7 and 8

Discussion
Mayor Gallego expressed her excitement to support this item. She added that she looked forward to seeing the capital investments, trees, and safety improvements that the item would bring to the Downtown Phoenix area.

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

Yes:	6 -	Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Vice Mayor Pastor and Mayor Gallego
No:	2 -	Councilman DiCiccio and Councilman Waring
Absent:	1 -	Councilwoman Ansari

80 Public Hearing and Resolution to Approve the 2023 Downtown Enhanced Municipal Services District Assessments (Resolution 22084)

Request to hold a public hearing for the approval of the 2023 Downtown Enhanced Municipal Services District (Downtown EMSD) assessments and adopt a resolution approving such assessments for the 2023 calendar year. The General Fund estimated annual expenditure for this program is $439,108.

Summary
Pursuant to State law, a public hearing must be held prior to the annual adoption of the assessments for the Downtown EMSD. The City Council authorized the formation of the Downtown EMSD in 1990 to provide

enhanced public services, above and beyond the level of services provided in the remainder of the City. The costs for the Downtown EMSD services are paid through assessments on property owners within the Downtown EMSD boundaries, which are generally bounded by Fillmore Street on the north, 7th Street on the east, 3rd Avenue on the west, and on the south by the railroad tracks south of Jackson Street.

The City contracts directly with Downtown Phoenix, Inc. (DPI) to implement the work program, as described in **Attachment A**. The work plan and budget for calendar year (CY) 2023 provides a variety of enhanced services in the downtown core, including business improvement services and overall business development.

The annual assessments for the Downtown EMSD will be levied for CY 2023 after the required legal process for the Downtown EMSD has been completed. Assessments are determined in proportion to the benefits received by each parcel. There are approximately 785 parcels in the Downtown EMSD that the budget will be assessed on. This is based on the approved Downtown EMSD assessment diagram that indicates the properties to be assessed for enhanced municipal services. This diagram is on file in the office of the Director of the City of Phoenix Street Transportation Department, and was posted online at the City's Community and Economic Development Department website.

The figures below represent the assessments for private and public property owners based on the approved 2023 Downtown EMSD budget of **$4,706,256**. See **Attachment B** for a breakdown of the expense categories.

This includes $167,222 for streetscape maintenance expenses, which are paid only by property owners and tenants adjacent to the Streetscape Improvement District (SID). The SID includes certain portions of Monroe Street from 3rd Avenue to 7th Street; Adams Street from 2nd Avenue to 2nd Street; 2nd Street from Jefferson to Van Buren Streets; and 3rd Street from Monroe to Van Buren Streets.

Estimated 2023 District Budget: $4,706,256
Estimated 2023 Assessment Revenue: $4,556,256

Estimated 2023 Non-assessment Revenue: $150,000

Downtown EMSD Calendar Year 2023 Assessments
Private Property Owners Assessments: $2,074,020
Public Property Assessments: $2,482,236
Total Assessments: $4,556,256

Streetscape Maintenance Expenses (expenses included in the figures above)
Private Property Owners Assessments: $92,253
Public Property Assessments: $74,969
Total Streetscape Expenses: $167,222

Financial Impact
The City's total estimated annual expenditure for this program is $1,497,884, which includes:
- $439,108 from the General Fund (approximate $10,556 decrease from 2022);
- $626,558 from the Phoenix Convention Center;
- $150,118 from the Sports Facilities Fund;
- $10,486 from the Phoenix Bioscience Core; and
- $271,614 from collections from tenants on City-owned properties

Concurrence/Previous Council Action
This item was recommended for approval at the Economic Development and Equity Subcommittee meeting on Sept. 28, 2022, by a vote of 4-0.

On Oct. 26, 2022, the City Council approved:
- The 2023 Downtown EMSD Budget, Assessments and Set Public Hearing Date of Nov. 16, 2022 for the hearing on the estimated assessments; and
- The 2023 Downtown EMSD Assessment Diagram.

Public Outreach
On Oct. 26, 2022, the City Council set the date of Nov. 16, 2022 as the date for the public hearing on the Downtown EMSD assessments. On Oct. 26, 2022, a total of 20 days prior to the hearing as legally required,

all property owners were notified by mail of their annual assessment cost by the Street Transportation and Community and Economic Development departments. In addition, DPI has sent letters to all property owners, and the Downtown EMSD Board approved the 2023 budget at its July 2022 board meeting.

To answer any questions that property owners in the Downtown EMSD might have, Community and Economic Development Department staff made themselves available virtually for an hour prior to the Nov. 16, 2022 public hearing. Notice of the public hearing was also published in the Record Reporter as specified below. No further notification is required after the public hearing.

To be published:
The Record Reporter
- Nov. 2, 2022
- Nov. 4, 2022

Location
The Downtown EMSD is generally bounded by Fillmore Street on the north, 7th Street on the east, 3rd Avenue on the west, and on the south by the railroad tracks south of Jackson Street.
Council District(s): 7 and 8

Discussion
Mayor Gallego declared the public hearing open.

Mayor Gallego stated that Devney Preuss was available for questions if necessary.

Noting that there were no members of the public wishing to speak, Mayor Gallego declared the public hearing closed.

The hearing was held. A motion was made by Councilwoman Pastor, seconded by Councilwoman Stark, that this item be adopted. The motion carried by the following vote:

Yes: 6 - Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Vice Mayor Pastor and Mayor Gallego

No: 2 - Councilman DiCiccio and Councilman Waring

Absent: 1 - Councilwoman Ansari

83 Hans Hughes Memorial Bikeway Ceremonial Signage

Request City Council approval to install ceremonial signage recognizing Hans Hughes along Fillmore Street at three intersections.

Summary

The Street Transportation Department received a request to install ceremonial signs to honor Hans Hughes, an ambassador for Downtown Phoenix Inc. (DPI), who passed away in September 2021, while riding his bike home from work.

Hughes served the downtown Phoenix community for 12 years welcoming visitors and helping them find their way around the city. He made downtown Phoenix feel friendly and memorable with his radiant personality and baritone voice, and he even made it his personal duty to wave to light rail passengers as they traveled by. His passion for the community he served was evident, and he celebrated each day as “another beautiful day in downtown Phoenix!” Hughes’ legacy is love. DPI describes him as the “downtown superhero.”

The ceremonial signs will be installed on Fillmore Street at Central Avenue, and 1st and 7th streets. See **Attachment A** for an illustration of the proposed sign.

Financial Impact

The fabrication and installation costs of the ceremonial signs will be funded by Council Districts 7 and 8.

Location

Fillmore Street at Central Avenue, and 1st and 7th streets.
Council Districts: 7 and 8

Discussion

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

Councilmember Garcia spoke about Hans Hughes who was the

ambassador with Downtown Phoenix Inc. whom the memorial bikeway ceremonial signage was being dedicated to. He emphasized the importance of respecting bikers on the road and thanked Councilwoman Ansari for splitting the cost of the signs used for this item. He added that the signs would show the community that, in the words of Mr. Hughes, "It's always another beautiful day in Downtown Phoenix".

Councilwoman Stark expressed her appreciation for this item.

Mayor Gallego commended Mr. Hughes and added that he made Downtown Phoenix a better place for residents, the business community, and visitors. She mentioned Jamie Trufin and his work in the Vision Zero initiative which also worked to make the City safer.

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

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

85 Phoenix Rising FC, LLC Ground Lease at Phoenix Sky Harbor International Airport (Ordinance S-49193)

Request to authorize the City Manager, or his designee, to enter into a ground lease with Phoenix Rising FC, LLC for 435,600 square feet (approximately 10 acres) of Phoenix Sky Harbor International Airport (Airport) land. Further requesting authorization to issue rent credits to Phoenix Rising FC, LLC to reimburse it for improvements that are needed by the Airport and will benefit the Airport beyond the term of the lease.

Summary

Phoenix Rising FC, LLC is requesting to enter into a ground lease of Airport land to construct a temporary soccer stadium and associated facilities that may include concession stands, a portable sports book, and a practice facility.

Contract Term
The term of the ground lease will be five years. Provisions of the contract will include five one-year options to extend the term, to be exercised at the sole discretion of the Director of Aviation Services.

Financial Impact
Rent for the first year of the term will be approximately $300,564. Rent will be adjusted annually based on the Phoenix-Mesa-Scottsdale Consumer Price Index. Total anticipated revenue from the lease over the five-year term will be approximately $1,502,820. Rent credits will be issued to reimburse costs for improvements that are needed by the Airport and will benefit the Airport beyond the term of the lease.

Location
Phoenix Sky Harbor International Airport, 3801 East Washington St., Phoenix, Ariz.
Council District: 8

Discussion
Councilmember Garcia announced his excitement for the success of the lease with Phoenix Rising FC, LLC. He added that this item would bring economic value to the city. He also commended the staff of Phoenix Park 'n Swap for their cooperation as neighbors of the leased space.

Councilman DiCiccio congratulated Councilmember Garcia for his success in bringing the first large sporting event to the city since the start of Councilman DiCiccio's term. He also commended Mayor Gallego and her office for their work on this item.

Councilwoman Guardado congratulated Councilmember Garcia. She expressed her excitement for this item and emphasized the importance of advocating to keep children active.

Mayor Gallego stated she was excited to welcome Phoenix Rising to Phoenix and noted that they would be funding their relocation, making important investments, and inspiring young people in the community.

Tim Riester spoke in support of this item and expressed his excitement to engage more children. He mentioned that not having enough grass

was one of the largest challenges they faced which would be addressed by the relocation. He commended Director Christine Mackay and the Community and Economic Development Department for their work on this item.

Aaron Feinberg, General Manager of Park 'n Swap, spoke in support of the item and thanked the Aviation Department Director Chad Makovsky and Community and Economic Development Director Christine Mackay for their work on this item. Mr. Feinberg also expressed his appreciation for Councilmember Garcia's collaboration with Park 'n Swap.

During her vote Vice Mayor Pastor explained that she was pleased to see that Phoenix Rising had finally made it to Phoenix.

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

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

101 Authorization to Enter into an Extension of the Intergovernmental Agreement with the City of Mesa for Administration of "Water - Use it Wisely"™ Advertising Materials and Campaign. (Ordinance S-49178)

Request to authorize the City Manager, or his designee, to enter into an extension of Intergovernmental Agreement 146272 with the City of Mesa for administration of the "Water - Use it Wisely"™ campaign. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The "Water - Use it Wisely"™campaign was developed in 1999 as part of a regional partnership with the cities of Mesa, Scottsdale, Phoenix, and the Arizona Department of Water Resources, to teach customers about water conservation and efficiency. Over the years, the success of the campaign has greatly expanded, and participants now include Avondale,

Arizona Municipal Water Users Association, Buckeye, Central Arizona Project, Chandler, EPCOR Water, Flagstaff, Fountain Hills, Glendale, Global Water, Peoria, Queen Creek, Salt River Project, Surprise, and Tempe, all in addition to the original founders. The City of Mesa maintains the rights to authorize use of the campaign within Arizona.

The "Water - Use it Wisely"™ campaign benefits the City of Phoenix by providing consistent messaging about efficient outdoor water use and preparation for future drought/storage for Phoenix customers. The campaign uses television, radio spots, web site, and social media to provide residents with information on how to be more efficient with water use.

Contract Term

The original intergovernmental agreement (IGA), which was entered into in 2017, allowed for a five-year extension to begin in 2022, if agreed on by the parties. Upon approval of the extension, the IGA will run through June 30, 2027.

Financial Impact

The aggregate value of the IGA extension is not to exceed $712,500. Funding for this contract is available in the Water Services Department's budget.

Discussion

Councilman DiCiccio explained that he had this item pulled but no longer needed clarification.

Mayor Gallego emphasized the importance of communicating with residents about water use. She added that this item was part of an award winning campaign done in partnership with fellow communities.

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

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

Absent: 1 - Councilwoman Ansari

107 **Public Hearing and Ordinance Adoption - Rezoning Application Z-45-22-8 - Southeast Corner of 59th Avenue and Dobbins Road (Ordinance G-7056)**

Request to hold a public hearing and amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-45-22-8 and rezone the site from S-1 (Approved C-2 HGT/WVR PCD) (Ranch or Farm Residence District, Approved Intermediate Commercial, Height Waiver, Planned Community District) to C-2 HGT/WVR DNS/WVR (Intermediate Commercial, Height Waiver, Density Waiver) to allow mixed-use development.

Summary

Current Zoning: S-1 (Approved C-2 HGT/WVR PCD)
Proposed Zoning: C-2 HGT/WVR DNS/WVR
Acreage: 39.74 acres
Proposal: Mixed-use development

Owner: Tyson Family, LTD, et al.
Applicant: Matrix at Dobbins
Representative: Jason Morris, Withey Morris, PLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Laveen Village Planning Committee heard this case on July 11, 2022, and continued the case, by a vote of 8-0. The Laveen Village Planning Committee heard this case on Aug. 8, 2022, and recommended approval, per the Addendum A Staff Report, with modifications and an additional stipulation, by a vote of 6-3.
PC Action: The Planning Commission heard this case on Aug. 4, 2022, and continued the case, by a vote of 9-0.The Planning Commission heard this case on Sept. 1, 2022, and recommended approval, per the Laveen Village Planning Committee recommendation, with a modification and an additional stipulation, by a vote of 7-0.

Location

Southeast corner of 59th Avenue and Dobbins Road.
Council District: 8

Parcel Address: 5703, 5775, and 5875 W. Dobbins Road; and 9250 and 9365 S. 59th Ave.

Discussion

Councilmember Garcia asked for clarification on stipulation number one and added that the Laveen community and surrounding communities were waiting to know what would become of the development.

Planning and Development Assistant Director Joshua Bednarek explained that the stipulation required general conformance to a site plan and elevations that show on the immediate corner on 59th avenue a commercial development occurring. He added that the elevations that accompany any development will be required to conform to the stipulation and if they were to deviate, a request for modification or deletion of the stipulation would be necessary. He concluded that the stipulation added protection to ensure that what was shown would be required to be developed unless developers went back through the public hearing process.

Mayor Gallego declared the public hearing open. She added that Jonathan Bastianelli was present to speak if necessary.

Noting that there were no members of the public or the Council who wished to speak, Mayor Gallego declared the public hearing closed.

The hearing was held. A motion was made by Councilmember Garcia, seconded by Councilman DiCiccio, that this item be approved per the Planning Commission recommendation, with a modification to Stipulation 6 to read as follows, "The Developer should construct a minimum five foot wide sidewalk, a minimum five foot wide multi-use trail and a minimum 11 foot wide landscape area located between the back of the curb and the sidewalk along the south side of Dobbins Road, while maintaining the subsections A through C in the stipulation as approved by the Planning and Development Department.", with adoption of the related ordinance. The motion carried by the following vote:

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

No: 0

Absent: 1 - Councilwoman Ansari

108 **(CONTINUED FROM NOV. 2, 2022) - Public Hearing and Ordinance Adoption - Rezoning Application Z-27-22-6 (Zola North Central PUD) - Northeast Corner of 7th Street and Colter Street (Ordinance G-7052)**

Request to hold a public hearing on the request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-27-22-6 and rezone the site from C-2 (Intermediate Commercial) to PUD (Planned Unit Development) to allow multifamily residential.

Summary
Current Zoning: C-2
Proposed Zoning: PUD
Acreage: 2.55 acres
Proposal: Multifamily residential

Owner: 7th Street and Colter, LLC
Applicant: ZOM Living
Representative: Nick Wood, Esq., Snell & Wilmer, LLP

Staff Recommendation: Approval, subject to stipulations.
VPC Info Only: The Camelback East Village Planning Committee heard this case on June 7, 2022, for information only.
VPC Action: The Camelback East Village Planning Committee heard this case on Sept. 6, 2022, and recommended approval, per the staff recommendation, by a vote of 14-2-1.
PC Action: The Planning Commission heard this case on Oct. 6, 2022, and recommended approval, per the Camelback East Village Planning Committee recommendation with an additional stipulation, by a vote of 7-2.
The Planning Commission recommendation was appealed by a community member and a petition for a 3/4 vote was submitted on Oct. 13, 2022. A 3/4 vote is not required.

Attachment G - Letters of Support

https://www.phoenix.gov/pddsite/Documents/PZ/Z-27-22-6_Letters%20of%20Support.pdf

Attachment H - Letters of Opposition
https://www.phoenix.gov/pddsite/Documents/PZ/Z-27-22-6_Letters%20of%20Opposition.pdf

Location
Northeast corner of 7th Street and Colter Street
Council District: 6
Parcel Address: 5201 N. 7th St.

Discussion
Mayor Gallego introduced this item and explained the process Council would follow announcing that this item would begin with a staff report.

Deputy City Manager Alan Stephenson introduced Planning and Development Assistant Director Joshua Bednarek to present the staff report.

Mr. Bednarek stated that this was zoning application Z-27-22-6 for the Zola North Central Planned Unit Development located on the northeast corner of 7th Street and Colter Street. He added that the request was to rezone the site from Intermediate Commercial (C-2) to Planned Unit Development (PUD) to allow multifamily residential on the 2.55-acre site in Council District 6. Mr. Bednarek explained that the development was a 60 foot multifamily project with 200 proposed units. He presented the zoning in the surrounding areas of the development and stated that staff recommended approval per the stipulations outlined in the memo dated November 16th, 2022. He added that the Camelback East Village Planning Committee recommended approval and the Planning Commission recommended approval per the village planning commission recommendation, and mentioned his availability for questions.

Mayor Gallego stated that the applicant would have ten minutes to present.

Mayor Gallego declared the public hearing open.

Nick Wood representing ZOM living spoke in support of this item. He explained that the development proposed 194 units which was less units than any other development in the area. He also emphasized that the development would not be the tallest in the area noting that another building on the southwest corner of Bethany Home Road was 65 feet tall. Mr. Wood showed that the development was surrounded by multifamily or commercial developments and the two acre site was occupied by a two story building which had previously been a school. He mentioned the size of seventh street noting that it had six lanes and fast moving traffic. Mr. Wood explained that developers met with several neighborhood groups east and west of the development who were concerned with the traffic and speed. He stated that the intersection on Colter was of the most dangerous intersections along 7th street through North Phoenix. Mr. Wood added that developers were asked to put in a traffic signal which would cost five-hundred thousand dollars. He noted that Zom Living worked out stipulations with Director of the Streets Transportation Department Kini Knudson to fund bike lanes and a light. Mr. Wood commented that 347 letters of support had been received along with 38 neutral and additional 53 people who gave verbal support. He showed that the development was a wrap project with a parking structure that was changed to be three stories high due to neighbors expressing concerns of parking in the surrounding neighborhoods. Mr. Wood explained that the development would have an eleven foot wide separation from curb to the sidewalk due to the speed of cars, and would contain bioswales. He added that developers were asked to widen the sidewalks from five feet to seven feet which placed the sidewalk on the property. Mr. Wood concluded that the developers were in agreement with the stipulations proposed.

Larry Whitesell Co-Chair of the Peak Neighborhood Association spoke in opposition of the item. He detailed requests that were made to revise the development including setbacks similar to the building and landscape setbacks in the Broadstone development and height stepbacks. He added that the Streets Transportation Department directive during the pre-application meeting included no access on Colter street. He emphasized that all the comments from the Streets Transportation

Department during the pre-application included access on 7th street. Mr. Whitesell noted that the last review was done on August 12th and the last report was from September 2nd, 2022 both of which had not included the design changes. Mr. Whitesell explained that designing a stepback would reduce the size of the project by 20 units. He asked that his Powerpoint presentation be brought up to demonstrate the changes mentioned. He emphasized that the stepback being requested on the top two floors of the proposed development resulted in an insignificant difference compared to the 27 thousand units that were part of the housing initiative. He reiterated that the 20 units equals .0007% of the goal and was not significant but would make a huge difference with compatibility of the project with recently approved developments and surrounding commercial and multifamily developments. Mr. Whitesell repeated the requested changes including a stepback of the top two floors and 25 foot setback from Seventh Street and access on Seventh Street instead of Colter Street. He expressed his concerns about access on Colter street and presented alternative access on Seventh Street demonstrating the flow of traffic. Mr. Whitesell explained that access on Colter Street is a problem due to cut through traffic in neighborhoods. He asked that Council deny the application as presented by the developer.

Tracy Donow resident of Colter Commons Neighborhood spoke in opposition of this item. She explained that neighbors had high expectations to maintain a certain aesthetic and did not want to compromise the historic value. She emphasized that the community was not opposed to development and added that they did want to accommodate pedestrians and bikers but did not think a traffic light was safe.

Terry Savern who lived directly east of the proposed development spoke in opposition of this item. She explained the canvassing mentioned by Mr. Wood took place prior to the entrance and exit moving to Colter Street. She added that she canvassed the neighborhood after the street light was proposed and found many individuals in the neighborhood to be in opposition. She added that if developer should have to meet certain standards to build a project. Ms. Savern asked that Council take the public's concerns into consideration.

Sandra Hunter resident of Historic District Windsor Square, two blocks from the development, spoke in opposition of the item. She mentioned her concerns with the driveway for the building being on Colter Street noting traffic concerns with the 180 cars that could be in the development's garage entering and exiting onto Seventh Street. She emphasized a concern for cut-through traffic despite the existing signage. Ms. Hunter emphasized that existing zoning was for a two story building allocating seventeen units per acre which would change to a five story building with nearly 78 units per acre with the proposed development. She added that the zoning proposed did not align with the general plan from 2015 and the building should belong south of Camelback.

Susan Groff, homeowner on Sixth Street north of Camelback Road thanked the Council for listening to concerns of nearby homeowners. She stated that inappropriate rezoning affects the neighbors. She added that the community was in support of responsible and compatible multifamily development but did not agree with the height and density of the project which would set a precedent for future projects. She explained that the height and density endangered the character and the safety of the North Central Neighborhood. Ms. Groff mentioned single story properties south of Camelback Road that were being underutilized and could be used for housing. She asked that Council not approve the development.

Bull Earnhardt owner of Lexus, 500 feet from the development site, stated that he was excited and in support of the project which implemented live, work, play concepts in Phoenix. He explained that the development would keep more residents in Phoenix and not commuting by providing affordable housing outside of the suburbs. He added that housing in Phoenix was vital for businesses and considered the development to be a great asset to the community. He asked that Council support the project.

George Mothershed spoke in support of the project and stated it would be helpful for businesses and the general public. He added that the development would improve value of homeowner property and argued that traffic can be managed by current physical conditions of the streets and the roadways. He urged the Council to vote yes for the project.

Jackie Rich, resident less than a mile north of the development spoke in opposition of this item. She stated that the development was not compatible and noted that the development if approved would set precedent for five story buildings. She emphasized that developments of that size placed between ten or fifteen feet would harm neighborhood value and quality of life. She added her concerns for the ingress and egress on Seventh Street and noted several accidents that had occurred as well as the existing traffic issues on similar road Rose Lane. Ms. Rich added that traffic lights installed by the city will not be removed. She also mentioned speed bumps and traffic enforcement that had been ineffective on Rose Lane and asked that Council deny the application..

Alexander Malkoon explained his involvement with several planning committees in the city. He asked that Council take public comments into consideration. He also asked that Council include Alhambra Village Planning Committee for the application process.

Sandy Grunow addressed Councilman DiCicico and Vice Mayor Pastor stating that high intensity projects required neighborhood meetings. She noted several interactions and expressed concerns over communication and collaboration with neighbors. She also mentioned being unable to meet with Councilman DiCiccio. She asked that Council make determinations regarding traffic safety concerns brought up by the public. She emphasized that neighbors were against the development and asked that Council continue this item to allow the developers to heard from all parties and arrive to a consensus.

Robert Rebec spoke in support of this item. He stated that developers conducted outreach to take into account concerns of the surrounding neighbors. He added that changes were made in consideration of the concerns to help neighborhoods. He added that a light was the safest option and noted that City staff had approved. He asked that Council approve the application.

Mayor Gallego stated she found it helpful for speakers to explain how they are connected to this item.

William Saul resident of Windsor Square stated he reviewed plan from ZOM Living and spoke in support of this item. He added that as a close neighbor he attended several neighborhood meetings and noted that the neighbors don't like the project. He explained that neighbors wanted the developer to reduce height and density and add setbacks but the two acre site could not meet requirements and have financial viability. Mr. Saul emphasized that the City of Phoenix had the highest migration of people. He mentioned House Bill 2674 which would allow the State to override local zoning and eliminate zoning in Phoenix bill legislature state override local zoning and eliminate single-family zoning in Phoenix and allow eight homes per acre as opposed to the current three homes per acre currently allowed.

Mary Krosher president of the North Central Phoenix Home Owner's Association spoke in opposition of this item. She stated that neighbors and constituents support multifamily projects and understood the need for new housing. She explained that the neighbors were requesting 25 foot setbacks from Seventh Street, stepbacks similar to the Broadstone development on Seventh Street, and safe vehicular access. She emphasized that neighbors were not in opposition of height or density and stated that neighbor's requests were identical to those expressed by Planning and Development staff. She added that changes could be made without compromising profitability. She asked Council to support the adjustments requested by the surrounding neighbors.

Chuck Knolls president of homeowners association near the proposed development spoke in opposition to this item. He stated that the community nor the residents were contacted or notified of the development. He explained that the lack of notification was due to the association not being a neighborhood association which he stated was rectified. Mr. Knolls expressed the concerns of the neighbors with the traffic light and property setbacks. He explained that his community consisted of 48 single story units and was less than a block away from the development. Mr. Knolls added that the homeowners association had already worked with the Streets and Transportation department for traffic mitigation and were required to finance speed bumps to address concerns. He detailed traffic concerns stating that a traffic light would keep residents of his neighborhood from turning left to access their

properties. He also mentioned concerns with Eighth Place to the south of East Colter Street which is only half a lane but will have two lanes of traffic.

Katy Schorr spoke in support of this item. She stated that the ZOM project was a great fit for redevelopment to help Phoenix continue to grow as a healthy and vibrant community. She added that the development provided appropriate living for individuals with active lifestyles who did not want to live in single-family homes. She stated that the development would not have a negative impact on the surrounding area. Ms. Schorr explained that restricting development to single-family homes without restaurants, apartments, or retail was not a modern way to live. Stating she did not want to live in a single-family home community as a millennial and mentioned her experience as a renter who benefited from amenities provided. Ms. Schorr asked Council to support this item.

Nicole Vasquez spoke in support of this item. She stated that quality projects were key to spurring reinvestment in Phoenix. She stated that not everyone wanted to live in single-family homes. She added that the Mayor and Council were responsible for determining a vision of the future for the city. Ms. Vasquez explained that the continued growth of Phoenix would require dense housing to meet the demand. Ms. Vasquez noted the importance of developments being along major transportation corridors and stated that focus should be less on density and more on the quality of the development. She added that a talented work force and strong communities would stop working in Phoenix if the city did not build places for people to live. She asked that Council vote to support this item.

Margaret Haugem, president of Imperial Plaza Home Owners Association spoke in opposition of this item. She stated that Kensington Condominiums was next door to the project and asked the Council to consider continuing the item to provide time for discussion with stakeholders and the community. She reiterated the concerns with the size of the apartment complex, traffic concerns for surrounding neighborhoods, and the visual aesthetics of the neighborhood. She asked that Council require the developer to decrease density, have setbacks as currently in the area, and move the garage to the north with access to Seventh Street.

Mike Freret, vice president of the Board of Directors of the Windsor Square Historic District, stated that there were 300 homes directly west of the project. He emphasized that the community was not anti-development but rather requested a development more consistent with other developments on 7th street north of Camelback Road. He included the request for the building to be pushed back from the street similar to the Broadstone Project and the upper floors be stepped back. Mr. Freret noted that city officials had not said that requests were unreasonable or unachievable. He asked the Council to require the small but meaningful changes to be made and deny the application until changes are made by the developer.

Mary Zarob spoke in support of this item. She stated that ZOM Living was producing more housing options. Ms. Zarob noted her support for the developments design and added that exclusionary zoning robbed the City.

Kathleen Cochran, resident of Windsor Square thanked Mayor Gallego and the City Council for the opportunity to be heard. She spoke in opposition of this item and emphasized that the community supported responsible and safe development. She added that the developer could develop multi-family units in a safe and responsible way with current zoning but chose to submit an application for a PUD. Ms. Cochran asked that the Council deny the application.

Bellinda Penrose, resident of Windsor Square, stated that the number of supporters is not as great as applicant representative Mr. Wood presented. She added that 81 individuals composed letters in opposition of the project with only 2 letters in support. She expressed concerns with the developer sending paid petitioners to gather support. She stated that in total there were 242 letters of support, 76 of those being from business employees or owners which was 31% of the total letters in favor. Ms. Penrose expressed concerns with letters of support coming from employees or employers who did not reside in the area and did not have to deal with the consequences of the impact of the development.

Amy Brannon expressed full support of the project as a local business

owner. She added that as a millennial she was in support of the live workplace scenario that the project offered. Ms. Brannon explained that dense housing near employment centers would lower traffic congestion. She noted that the Phoenix Planning and Development staff was recommending approval with a vision towards the upcoming years. Ms. Brannon added that rising housing costs and housing supply shortages and changing needs for individuals and families needed to be addressed. She asked that the Council approve the application.

Michael Miller spoke in support of this item. He stated that the deficit in housing and the need for more supply was the priority. He explained that as a renter himself he experienced the demand in housing through increase in rent prices. He stated that issues regarding the building itself and density were subordinate to the issue of housing shortage in Phoenix.

Beth Postma spoke in opposition of this item and noted that most of speakers in support did not live in the surrounding neighborhoods. She asked why the developer had not compromised with the neighbors. She stated that the project was too dense for the two acre site, too tall, and too close to surrounding streets. Ms. Postma explained alternatives to the development and asked that the Council not approve the application. She also asked that stipulations be attached to collaborate with the neighborhood and move the access to 7th Street instead of Colter Street.

Susan Rhoads stated she lived directly behind the development and spoke in opposition of this item. She mentioned a similar development on the corner of 7th street and Missouri Avenue. She showed pictures of houses that were backed up to the development similar to how her property would be backed up to the proposed development. Ms. Rhoads explained that the homes backed up to the development that was the precedent to the application in this item have been unable to sell and became two group homes. She mentioned existing issues with the Kennsington Parking Garage shadow and traffic issues on 7th Street. Ms. Rhoads added that Colter Street had no sidewalks and noted that neighbors put up signs to slow traffic down east of seventh street. She mentioned complexes in the area with rental availability.

Councilwoman Stark stated she had questions about traffic. She added that she and Vice Mayor Pastor met with residents to discuss ways to slow down traffic. She noted that Streets and Transportation Director Kini Knudson suggested a new way of doing a bike path and invited Mr. Knudson to explain further.

Mr. Knudson explained the Colter Street project noting that it was entering the design phase. He explained the bicycle and pedestrian improvement project would stretch from 15th Avenue to 20th Street. He added that the intent of the project was to create a safe pedestrian corridor east and west through the stretch of Phoenix and improve the flow of bicycle and pedestrians and discourage cut-through traffic in neighborhoods. Mr. Knudson included that the Planning and Development Department intended on having an engaged process with communities east and west of the development. He stated that due to the project being in the design face there was still an opportunity to address the concerns of the neighborhood.

Councilwoman Stark asked for clarification on the involvement of neighborhoods in the decision for a traffic light. She asked to confirm if there had been a final decision on the design of the traffic light.

Mr. Knudson clarified that there had not been a decision made on the traffic light. He added that part of the discussion with the signal would take into account collision history to address traffic concerns throughout the design process.

Councilwoman stark thanked Mr. Knudson for his clarification.

Vice Mayor Pastor mentioned Larry Whitesell's public comment in opposition of the item. She expressed her concern with the lack of notification she experienced regarding the development. Vice Mayor Pastor asked for clarification on the changes to the request for stepbacks, setbacks, and no access on Colter Street.

Deputy City Manager Alan Stephenson clarified that when staff is working with an applicant that work would take place in the context of the client

working with neighbors and the community as well as the elected official who represents the area. He explained that staff directed the client to speak with the elected officials and the community to gather support for the project. He noted that as this application moved forward the applicant was unable to address the concerns and stated that staff made a decision on the case based on other beneficial factors that outweighed the issues presented by the neighbors. Mr. Stephenson stated that from a standpoint of providing more housing in an area that has high capacity for automobiles and bus transit lines, and is surrounded by multifamily development and commercial with the closest single family significantly far away, staff made the decision to support the project. He added that the applicant was able to address staff's concerns overall which is why staff supported the project with the foresight that the project would have a public hearing and the decision would ultimately be up to the Mayor and Council.

Vice Mayor Pastor stated that for previous projects within her district presented similar safety concerns for 7th Street concerning setbacks. She emphasized the need for safe streets and pedestrian friendly areas. Vice Mayor Pastor added that there was a need for conscious efforts to build noting that this project did not address pedestrian safety concerns. She asked for clarification on the reason for shifting the entrance of the development from 7th Street to Colter Street.

Mr. Stephenson clarified that the applicant wanted to have access on Colter for fuller traffic movement. He added an explanation that if the access was off 7th Street residents would be unable to make left turns into the property.

Vice Mayor Pastor asked if it was safe to exit on Colter Street.

Mr. Knudson confirmed that during the initial review of the site plan the driveway was on 7th street. He added that the primary concern with access being on Colter Street was the potential impact on the Colter Bike and Pedestrian Project. He agreed with Mr. Stephenson's assessment that the change would provide better access for residents of the development which introduced the signal discussion to accommodate those movements. He stated that he shared the concerns the community

had on the potential impacts to adjacent neighborhoods and mentioned that the concerns would be incorporated in the engagement process through the Colter Street project. Mr. Knudson clarified that the Colter Street driveway was not incompatible for having residential access and noted that staff would work with the developer to ensure the project is done in a safe manner.

Vice Mayor Pastor expressed her concerns with connectivity along Seventh Street. She mentioned requests in District 4 along the Seventh Street Corridor to shut down streets to mitigate traffic congestion. She noted that although there was a belief that individuals would live, play, and work and thus use public transportation it would not occur instantaneously. Vice Mayor Pastor posed the question of maintaining a balance for the development to accommodate, workforce, affordability, and companies while maintaining the quality of surrounding neighborhoods. She stated that she supports responsible development that works with communities within their existing areas. She repeated the requests of neighbors to include, stepbacks, setbacks, and access on 7th Street. Vice Mayor Pastor asked that future cases that may sit on the borders of villages be heard by both bordering villages. She explained that Alhambra and Central City Village Planning Committees are divided by the 7th Street but both impacted by the development. She noted that she would not be supporting this project.

Mayor Gallego asked staff if the Development Advisory Board could look at issues that are right on a political boundary.

Mr. Stephenson explained that it was a possibility but would add time to the overall development process noting that the public has had concerns about the processing times. He stated that staff could accommodate to have both villages on a political boundary attend if that is the direction of the Council.

Mayor Gallego suggested that the adjacent village attend the village that is home to the project which she noted would add more time to the meeting but not the overall process.

Mr. Stephenson clarified individuals who are impacted, regardless of the

village that they are a resident of are notified the same and can participate in the meeting.

Mayor Gallego mentioned that neighborhood associations were noticed but not homeowners associations stating that there was still room for improvement of notification.

Mr. Stephenson clarified that those notified are any registered neighborhood association with the Neighborhood Services Department.

Councilwoman O'Brien spoke on the concerns of the community regarding the height and density of developments increasing beyond downtown and the light rail corridor. She asked how staff would assure residents that approval of requests like this item would not set the stage for future development that may be incompatible with the neighborhood.

Mr. Stephenson answered that staff looks at the individual requests that get evaluated through the context of site and location compatibility. He added that this development met the criteria due to surrounding area from a multifamily and commercial perspective. Mr. Stephenson mentioned the Broadstone project north of the development which is lower in height and density and received a significant amount of public comment. He referenced the Alta and Zola projects and explained that this development addressed the concerns of the mass of the building as it related to street frontage. He added that staff is aware of the concerns and worked through them to make sure that appropriate setbacks are implemented for this project through an increased landscape setback.

Mayor Gallego asked if there were opportunities to restrict cut-through traffic in Windsor Square and surrounding areas.

Mr. Knudson explained that when staff works through the Colter Street Bike and Pedestrian Project there would be opportunities to consider different devices or signals to emphasize bicycle movements and restrict movement east or west to reduce cut-through traffic.

Mayor Gallego asked about speed bumps as a possible solution.

Mr. Knudson explained that speed bumps and speed cushions are done outside of city projects and are a neighborhood-led process. He added that there was a petitioning process neighbors to ensure that neighbors are supportive of the traffic calming features. He emphasized that the Colter project would still go through a community engagement process and could include the traffic calming elements.

Mayor Gallego asked if a developer could add funds for street mitigation which could be returned if a community did not agree to traffic mitigation features like speed bumps.

Mr. Knudson confirmed that there were options for escrow funds that could be used for a particular purpose. He noted that the developers had already agreed to fully funding the cost of a signal. Mr. Knudson added that he appreciated the willingness of the developers to address the cost of the signal.

Mayor Gallego commented that there was more enthusiasm for speed cushions over the signal from the public. Mayor Gallego welcomes the applicant for his two minute rebuttal.

Mr. Wood stated that 7th street is 6 lanes wide and dual lane use road. He emphasized that the developers would not allow residences to have to navigate the 7th street traffic that moved 50 to 60 miles an hour. He added that residents would have to slow down traffic to turn into the curb cut and would not be able to turn left making residents have to make U-turns to come back into the residence. He also added that the garbage pickup could not pull in and out of 7th Street.

Mayor Gallego asked Mr. Wood to speak on speed bumps and speed cushions.

Mr. Wood stated that the developers were happy to support staff and provide 500,000 to help with traffic issues through Streets Department.

Mayor Gallego asked Mr. Wood to address the question on twenty units along 7th Street.

Mr. Wood explained that if the top three floors of the five floor development were removed it would result in a loss of thirty-four units and stated that the development could not be built that way. He also clarified that the building has been stepped back at the neighbor's request resulting in a sidewalk inside property lines. Mr. Wood included that nearby buildings are in the range of sixty to sixty-five feet tall and mentioned his availability to answer any further questions.

Councilwoman Stark asked Mr. Wood about changes in original site plan regarding 7th Street exit being changed to Colter Street.

Mr. Wood explained that the change was made for safety. He explained that the developers looked at traffic and discussed with a traffic engineer who determined it would not be safe to have a curb cut anywhere along 7th Street. He added that if the exit was placed across Oregon Street the development would have an offset which would create conflict. Mr. Wood stated that developers could not design around and entrance at the center of the development. Mr. Wood asked for the image displaying the Colter westbound restrictions to be displayed explaining that entry into Windsor Square on Colter coming off of 7th Street already had restrictions but still experience cut-through traffic. Mr. Wood added that an application evolves over time as more information and dynamics around the location are learned.

Mayor Gallego declared the public hearing closed.

During his motion Councilman DiCiccio made comments related to the item. He added that District 6 favored putting the development on 7th Street but realized that an exit on Colter Street was the most logical and safest place to put the exit. Councilman DiCiccio added that housing density was being mandated across the state on major roads. He emphasized that high density development needed to go on major streets to support a mass transit plan. He clarified that the project was designed for young people who could not afford a car or a mortgage on a home. Councilman DiCiccio stated that he supported the project and emphasized the need to address housing for young people who service the city.

Councilwoman Stark explained that additional stipulations were added to help the traffic control issues and public stipulations. She asked if Councilman DiCiccio was in agreement with the stipulations.

Councilman DiCiccio explained that he was in agreement and stated his support. Councilman DiCiccio emphasized that staff does not design unsafe developments.

Mr. Stephenson stated that the stipulations are in the memo that came in the afternoon prior to the meeting and copies were available in the back of chambers. He added to stipulation number eleven based on comments made during the meeting regarding speed cushions. He stated that Council would need to add to stipulation number eleven to include other traffic mitigations devices on adjacent streets as approved by the Streets Transportation Department. He explained that the change would allow a portion of the $460,000 to be used for speed cushions if the Streets Department decides to do so in working through the Colter Street Bike and Pedestrian Project.

Mayor Gallego confirmed the change of stipulation eleven.

The hearing was held. A motion was made by Councilman DiCiccio, seconded by Councilmember Garcia, that this item be approved per the Nov. 16, 2022 memo from the Planning and Development Department Assistant Director with a modification to Stipulation 11 to add to the first sentence after "intersection" to read as follows, "or other traffic mitigation devices on adjacent streets as approved by the Street Transportation Department,", with adoption of the related ordinance. The motion carried by the following vote:

Yes:	7 -	Councilman DiCiccio, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring and Mayor Gallego
No:	1 -	Vice Mayor Pastor
Absent:	1 -	Councilwoman Ansari

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

000 CITIZEN COMMENTS

City Attorney Julie Kriegh stated during Citizen Comments, members of the public may address the City Council for up to three minutes on issues of interest or concern to them. She advised the Arizona Open Meeting Law permits the City Council to listen to the comments, but prohibits council members from discussing or acting on the matters presented.

Carmen Prieto spoke regarding concerns from trailer parks Weldon Court and Las Casitas. She stated that the city only helps if individuals are renters and clarified that individuals were owners and not renters of the trailers. She emphasized that individuals needed homes and submitted a citizen petition.

Salvador Reza spoke on the displacement of the individuals and mentioned the citizen petition to be heard in Council. He mentioned the Council's executive meeting and asked that the Council add an item to the agenda for residents to be heard

Dr. Silvia Herrera stated that the City Council and City Manager's report was just the beginning of the discussion of displacement of mobile home park residents. She added that there was not sufficient viable solutions in the report. Dr. Herrera stated that economic development meant economic devastation to communities of mobile home parks. She asked that Council take action and step up to the challenge of displacement of mobile home residents. She mentioned the citizen petition requesting to put the issue on an item on the agenda.

Alondra Ruiz from Periwinkle Mobile Home park read the citizen petition to add item to address displacement of mobile home parks.

Carmen Cota provided Spanish interpretation for Marta Gutierrez about the petition submitted regarding the displacement of families in Las Casitas Mobile Home Park. She stated that Grand Canyon University gave residents about 180 days to move. She stated that there were five families that needed to leave by the thirtieth of the month without a place to go for the rest of the year from Las Casitas. She asked Council for their help emphasizing that she was not asking for free help and was willing to work for any help that could be provided. She added the concern that Council required individuals to be completely homeless to be provided help and asked that Council find solutions for the displacement.

Joanne Scott Woods spoke on the submission of a citizen petition on racial healing. She also asked for a moment of silence to honor Rumain Brisbon.

Diane Barker spoke on the Board of Directors meeting and public dissonance towards the County's handling of the elections.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 5:22PM.

MAYOR

ATTEST:

CITY CLERK

SLR

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the formal session of the City Council of the City of Phoenix held on the 16th day of November, 2023. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 4th day of September, 2024.

CITY CLERK