City of Phoenix

Minutes

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

168079

City Council Formal Meeting

Wednesday, March 23, 2022 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, March 23, 2022 at 2:38 p.m. in the Council Chambers.

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

The Mayor and Councilmembers attended the meeting virtually. Councilman DiCiccio left the meeting following Item 100.

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

The City Clerk confirmed copies of the titles of Ordinances G-6973 through G-6974, S-48392 through S-48448, and Resolutions 22003 through 22009 were available to the public in the office of the City Clerk at least 24 hours prior to this Council meeting and, therefore, may be read by title or agenda item only pursuant to the City Code.

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

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 City Manager Jeffrey Barton:

Historic Preservation Commission/Heritage Commission
Appoint Brenda Thomson, replacing Tricia Amato in a Resident of Phoenix seat, for a term to expire March 23, 2025, as recommended by Mayor Gallego.
Appoint Taz Khatri, replacing John Wilenchik, for a term to expire March 23, 2025, as recommended by Mayor Gallego.
Reappoint Tricia Amato, replacing Sherry Rampy as a Real Estate representative, for a second term to expire March 23, 2025, as recommended by Mayor Gallego.
Reappoint Dan Garcia, for a second term to expire July 6, 2023, as recommended by Mayor Gallego.
Reappoint Richard de Uriarte, for a third term to expire Dec. 14, 2022, as recommended by Mayor Gallego.

Phoenix Business and Workforce Development Board
Appoint Dean Scheinert, filling a Workforce Representative seat, for a partial term to expire June 30, 2023, as recommended by Mayor Gallego.
Appoint Samuel Wolo, filling a Business seat, for a partial term to expire June 30, 2022, as recommended by Mayor Gallego.

Phoenix Deferred Compensation Board/Post Employment Healthcare Plan Board
Appoint Jim Frazier, recommended by the Coalition of Phoenix City Unions to represent employees, replacing David Nieto, for a partial term to expire Sept. 30, 2022, as recommended by Mayor Gallego and City Manager Jeffrey Barton.

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

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

No: 0

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

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

A motion was made by Vice Mayor Pastor, seconded by Councilwoman Stark, that Items 2-15 be recommended for approval. The motion carried by the following voice vote:

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

No: 0

2 Liquor License - Sid's Garage

Request for a liquor license. Arizona State License Application 181665.

Summary

Applicant
Amy Nations, Agent

License Type
Series 12 - Restaurant

Location
21001 N. Tatum Blvd., Ste. 48-1540
Zoning Classification: C-2
Council District: 2

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow outdoor dining and outdoor alcohol consumption. This business is currently being remodeled with plans to open in April 2022.

The 60-day limit for processing this application is March 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
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 owner of the business currently holds liquor licenses for 5 locations in Idaho. This is the 97th location that he has been a part of opening. He has 30 years experience in operating restaurants and knows what it takes to operate a successful business."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Sid's garage is a fun new concept for Phoenix. It offers great burgers with specialty ice cream shakes. Sid's garage will be located in the Desert Ridge Marketplace. This will be the only of it's kind in the area and

we believe our community will be happy to call us neighbors."

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 - Sid's Garage
Liquor License Map - Sid's Garage

This item was recommended for approval.

3 Liquor License - Native Grill & Wings

Request for a liquor license. Arizona State License Application 182481.

Summary

Applicant
Navayogasingam Thuraisingam, Agent

License Type
Series 12 - Restaurant

Location
10004 N. 26th Drive
Zoning Classification: A-1
Council District: 3

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

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

O H S O Brewery & Eatery (Series 12)
3800 E. Sky Harbor Blvd., #F51, Phoenix
Calls for police service: 1,433
Liquor license violations: None

Barrio Brewing Company Restaurant (Series 12)
5803 S. Sossaman Road, Mesa
Calls for police service: N/A - Not in Phoenix
Liquor license violations: None

Copper Plate An American Grill (Series 12 with Growler Privileges)
6033 S. Sossaman Road, 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:
“We have operated several restaurants throughout the Valley for several years, serving food and alcohol to communities, and have always complied with all liquor rules and regulations, without any issue or problems.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“This restaurant will provide the community with a welcome option for dining and will also provide employment opportunities to the surrounding area."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Native Grill & Wings
Liquor License Map - Native Grill & Wings

This item was recommended for approval.

4 Liquor License - Topnotch Island Flavor Kitchen

Request for a liquor license. Arizona State License Application 181393.

Summary

Applicant
Everette Reid, Agent

License Type
Series 12 - Restaurant

Location
16816 N. Cave Creek Road
Zoning Classification: C-2
Council District: 3

This request is for a new liquor license for a restaurant. This location was

previously licensed for liquor sales and may currently operate with an interim permit.

The 60-day limit for processing this application is March 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 a law abiding United States citizen. I have completed the required basic and management training classes required for this license. I am a responsible business owner."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:

"We are not an open bar facility. We simply want to add to our guests dining experience and in turn increase our revenue. This will help us to be competitive with our offerings and offer options to our guest. We do not have a bar at our facility to accommodate patrons. We have a display service bar only."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Topnotch Island Flavor Kitchen
Liquor License Map - Topnotch Island Flavor Kitchen

This item was recommended for approval.

5 Liquor License - Mariscos Mi Lindo Guymas Y Pescaderia

Request for a liquor license. Arizona State License Application 181642.

Summary

Applicant
Nasser Awawda, Agent

License Type
Series 12 - Restaurant

Location
7223 W. Indian School Road, Ste. A101
Zoning Classification: C-2
Council District: 5

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 March 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.

Carniceria La Hacienda (Series 10)
7215 W. Indian School Road, Phoenix
Calls for police service: 7
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 own convenience store and was managing restaurant where we were selling alcohol This experience gave me the opportunity of learning the importance and significance of obtaining an alcohol license. I am assured to uphold the laws and regulations about alcohol 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 restaurant will provide a safe and secure place for the neighborhood to eat and drink. 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 restaurant will be a safe, secure and convenience place for the customers to eat and drink."

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 - Mariscos Mi Lindo Guymas Y Pescaderia
Liquor License Map - Mariscos Mi Lindo Guymas Y Pescaderia

This item was recommended for approval.

6 Liquor License - Special Event - Desert Garden Montessori School, Inc.

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

Summary

Applicant
Shetal Walters

Location
5130 E. Warner Road
Council District: 6

Function
Dinner/Dance

Date(s) - Time(s) / Expected Attendance

April 2, 2022 - 5:30 p.m. to 10:30 p.m. / 150 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

7 Liquor License - Macayo Restaurant

Request for a liquor license. Arizona State License Application 012070006307.

Summary

Applicant
Navayogasingam Thuraisingam, Agent

License Type
Series 12 - Restaurant

Location
12637 S. 48th St.
Zoning Classification: C-2
Council District: 6

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

The 60-day limit for processing this application is April 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
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 have operated this location, as well as several other locations for several years. We have always complied with all liquor rules and regulations and never had any issue with our licenses."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

8 Liquor License - Best Western Inn & Suites

Request for a liquor license. Arizona State License Application 07070284.

Summary

Applicant
Jigarkumar Patel, Agent

License Type
Series 7 - Beer and Wine Bar

Location
1615 E. Northern Ave.
Zoning Classification: R-4
Council District: 6

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

The 60-day limit for processing this application is March 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:
"An expreince for holding the same license running business successfully has made me more confident."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We are also the part of the same community and we understand our social responsibilities."

Staff Recommendation
Staff recommends approval of this application.

Attachments

Liquor License Data - Best Western Inn & Suites
Liquor License Map - Best Western Inn & Suites

This item was recommended for approval.

9 Liquor License - South Mountain Brew Co.

Request for a liquor license. Arizona State License Application 181566.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 12 - Restaurant

Location
12020 S. Warner Elliot Loop, Ste. 115
Zoning Classification: C-1
Council District: 6

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow the sales of alcoholic beverages as an accessory to a restaurant.

The 60-day limit for processing this application is March 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.

Papi Gordos (Series 12)
3623 E. Indian School Road, Phoenix
Calls for police service: 1
Liquor license violations: None

Low Key Piano Bar (Series 6)
501 S. Mill Ave., 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:
"Our hope is to operate a successful business and bring a great place to the neighborhood. We will ensure our employees attend ALIC's Title 4 training."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"A breakfast stop for busy workers everywhere, South Mountain Brew Co. is your place for rest and relaxation. Come sit down in our friendly, cozy atmosphere that's full of delicious snacks, the smell of freshly roasted

beans, and friendly smiles."

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 - South Mountain Brew Co.
Liquor License Map - South Mountain Brew Co.

This item was recommended for approval.

10 Liquor License - Whining Pig

Request for a liquor license. Arizona State License Application 07070190.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 7 - Beer and Wine Bar

Location
1612 E. Bethany Home Road
Zoning Classification: C-2 PPSP
Council District: 6

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

The 60-day limit for processing this application is April 10, 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:
"Applicant purchased and will operate The Whining Pig as a casual gathering place, offering craft beer and wine with classic board games. Applicant would like to continue to offer beer and wine to 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 - Whining Pig
Liquor License Map - Whining Pig

This item was recommended for approval.

11 Liquor License - Special Event - Phoenix Community Alliance, Inc.

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

Summary

Applicant
Devney Preuss

Location
67 W. Culver St.
Council District: 7

Function
Festival

Date(s) - Time(s) / Expected Attendance
April 9, 2022 - 11 a.m. to 7 p.m. / 4,000 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

12 Liquor License - Special Event - Phoenix Pride Incorporated

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

Summary

Applicant
Ryan Starzyk

Location

429 W. Jackson St.
Council District: 7

Function
Dinner

Date(s) - Time(s) / Expected Attendance
April 9, 2022 - 5 p.m. to 2 a.m. / 180 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

13 Liquor License - Creo Commercium

Request for a liquor license. Arizona State License Application 181197.

Summary

Applicant
Enrique Ramos, Agent

License Type
Series 4 - Wholesaler

Location
11 E. Jones Ave., Ste. A
Zoning Classification: C-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 March 25, 2022.

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

Other Active Liquor License Interest in Arizona

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

Creo Commercium (Series 4)
3118 W. Thomas Road, #710, Phoenix
Calls for police service: 7
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 taken Liquor trainging and have held a federal liquor lisc for over 10 years. And will be following all state and federal rules."

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.

14 Liquor License - Sin Muerte

Request for a liquor license. Arizona State License Application 166263.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 12 - Restaurant

Location
817 N. 1st St.
Zoning Classification: DTC-West Evans Churchill HP
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. This location requires a Use Permit to allow outdoor liquor service. This business has plans to open in April 2022.

The 60-day limit for processing this application is April 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
This information is not provided due to the multiple ownership interests held by the applicant in the State of Arizona.

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

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

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“Sin Muerte will be an elevated vegetarian gastropub with artisan wood-fired pizzas and small plates made with fresh ingredients. Applicant would like to offer alcoholic beverages to guests 21 and over as an incident incident to the dishes 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 - Sin Muerte
Liquor License Map - Sin Muerte

This item was recommended for approval.

15 Liquor License - Silver Pony

Request for a liquor license. Arizona State License Application 06070415.

Summary

Applicant
Dylan Hatch, Agent

License Type
Series 6 - Bar

Location
620 W. Dobbins Road
Zoning Classification: C-2
Council District: 8

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

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

Kay's Place (Series 6)
315 S. Alma School Road, Mesa
Calls for police service: N/A - not in Phoenix
Liquor license violations: In April 2019, a fine of $2,250 was paid for allowing disorderly to remain on premises, intoxicated on premises for thirty minutes and selling liquor to an intoxicated or disorderly person.

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"We own and operate other successful businesses here in Arizona including another bar in Mesa. We are experienced in running bars and know the Arizona liquor laws. We are excited to add The Silver Pony to our family business and will make it the best bar in Phoenix."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This location has been a bar for over 20 years. The neighborhood has become accustomed to coming by and having a good time . We would like to continue to make this a great neighborhood spot to have a drink and meet the neighbors."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Silver Pony
Liquor License Map - Silver Pony

This item was recommended for approval.

ORDINANCES, RESOLUTIONS, AND NEW BUSINESS

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

Discussion
Following the vote, Mayor Gallego thanked her colleagues for taking unanimous action on the items related to housing.

A motion was made by Vice Mayor Pastor, seconded by Councilwoman Stark, that Items 16-100 be approved or adopted, except Items 27-28, 41, 48, 60-61, 63-65, 74 and 100. The motion carried by the following vote:

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

Items 16-26, Ordinance S-48392 was a request to authorize the City Controller to disburse funds, up to amounts indicated, for the purpose of paying vendors, contractors, claimants and others, and providing additional payment authority under certain existing city contracts. This section also requested continuing payment authority, up to amounts indicated below, for the following contracts, contract extensions and/or bids awarded. As indicated below, some items below require payment pursuant to Phoenix City Code section 42-13.

16 Settlement of Claim(s) Sepulveda v. City of Phoenix

To make payment of up to $52,000.00 in settlement of claim(s) in *Sepulveda v. City of Phoenix,* 20-1149-002, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a property damage claim arising from a water main break on June 8, 2021, involving the Water Services Department.

This item was adopted.

17 Settlement of Claim(s) Wilson v. City of Phoenix

To make payment of $115,000.00 in settlement of claim(s) in *Wilson v. City of Phoenix,* CV2020-006112, 19-0424-001, AU, BI, 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 27, 2019, involving the Police Department.

This item was adopted.

18 Sterling Infosystems, Inc. doing business as Sterling Volunteers

For $94,000.00 in additional payment authority for Contract 146656-0, Ordinance S-43751, through Jan. 4, 2023, for Citywide employee and volunteer background screening for in-processing and onboarding services for the Human Resources Department. The City of Phoenix has

experienced a greater increase in hiring than anticipated at the time of the original funding request. The additional funds are needed for the final year of the contract.

This item was adopted.

19 Science Care Holdings, Inc. doing business as Science Care Inc.

For $44,180.00 in payment authority to purchase two Cadaver Labs for Paramedics for the Fire Department. The Cadaver Labs for Paramedics will provide a laboratory facility and cadavers for the Fire Department Emergency Medical Service Division accredited paramedic training program. The department will utilize the vendor facility and cadavers for the purpose of visualizing gross anatomy on a human specimen, as well as teaching and practicing life-saving interventions for the paramedic student to develop the knowledge and abilities to perform skills safely and efficiently on members of our community, when needed at emergency scenes.

This item was adopted.

20 ErgoFlex Systems, Inc. doing business as Xybix Systems, Inc.

For $42,999.00 in payment authority to purchase 20 Xybix Monitor Mounts for the Xybix Systems workstations for the Phoenix Fire Department. The height-adjustable ergonomic workstations and consoles for 24/7 mission-critical environments are installed at the Fire Alarm Room Headquarters (AHQ2) at the Lower Buckeye site. The furniture upgrades to 20 of the workstations at AHQ2 will help accommodate the new Computer Aided Dispatch (CAD) map deployed for the regional CAD system.

This item was adopted.

21 Adorama Inc

For $35,805.00 in payment authority to purchase 35 Samsung tablets, for the Police Department. The tablets are Samsung GT S7+ 265GB (Wi-Fi) and will be used by the Vehicular Crimes Unit to assist with investigating serious traffic collisions and all traffic fatalities which occur in the City, by eliminating the need for additional or private resources. The deployment of this equipment will provide up to date technology to help collect, organize, and transfer investigative data more efficiently and in real-time. Currently, the computer technology provided is outdated and does not

support Wi-Fi; it consists of either a laptop with limited mobility or a desktop computer with no mobility.

This item was adopted.

22 John E. Reid and Associates, Inc.

For $13,500.00 in payment authority for the Reid Child Abuse Program. The program includes training on topics of understanding the mind of an offender, investigative, profiling, and behavioral provoking questions. An in-house three-day training for up to eight hours a day, will be presented to 40 participants. Funding for the training is available in the Internet Crimes Against Children grant.

This item was adopted.

23 Bennett Truck Transport doing business as Bennett DriveAway

For $10,387.46 in payment authority to purchase transportation services for the Public Transit Department. The funds will cover the costs to transport a 60-foot articulated bus to and from Thermo King Corporation in Minneapolis for testing and experimentation to improve the overall functioning and maintenance needs of the bus heating, ventilation, and air conditioning systems.

This item was adopted.

24 Credit Management Group, LLC doing business as Christmas Light Decorators

For $47,183.00 in payment authority to lease holiday decorations to be installed on certain streets for the Public Works Department. The lease includes the installation and removal of holiday decorations on Central Avenue between Baseline and Camelback Road during the holiday season.

This item was adopted.

25 ThermAir Systems, LLC

For $35,366.00 in payment authority to purchase Greenheck ventilation parts for the Public Works Department. The parts are used to maintain and repair the exhaust system at the 27th Avenue Transfer Station. The exhaust system is used to extract dust, fumes, and combustion by-products from the workspaces and drive-up bays that are used by employees, contractors, and residents. Proper operation of the exhaust

system is critical to the air quality and safe operation of the facility. The vendor is the sole provider for Greenheck parts in Arizona.

This item was adopted.

26 IES Southwest, Inc

For $9,500.00 in payment authority to purchase Circular Clarifier Parts for the Water Services Department. The parts and materials are needed to repair a Pre-Sedimentation Basin's Collector Drive for sludge collection and removal. Repairing the drive is one of the first steps in the water treatment process. The parts will rehabilitate the heavy piece of equipment that if not replaced, would cause a substantial financial burden to the City of Phoenix.

This item was adopted.

29 Proposed 99th Avenue and Southern Avenue Right of Way De-Annexation (Ordinance S-48416)

Request City Council authorization to de-annex and decrease the corporate limits of the City of Phoenix, Maricopa County, State of Arizona, pursuant to the provisions of Arizona Revised Statutes, Title 9, Chapter 4, Article 7 (Section 9-471.03), by de-annexing a certain tract of land within the present corporate limits of the City of Phoenix, contingent upon that same tract of land being received by Maricopa County and declaring as County right-of-way, and the approval by the Maricopa County Board of Supervisors.

Summary

Maricopa County Department of Transportation is requiring dedication of right-of-way and roadway improvements for development along 99th Avenue. The City of Phoenix Street Transportation Department has requested the City of Phoenix de-annex a certain portion of right-of-way currently located within the limits of the City of Phoenix in connection with the Maricopa County Department of Transportation's requirement.

Location

The proposed de-annexation area includes 22 feet along the eastern side of 99th Ave. and Southern Ave. adjacent to the Vista del Sur development (**Attachment A**). The de-annexation area is approximately 0.63 acres (0.0010 sq. mi.), decreasing the area of the City of Phoenix by approximately 0.63 acres.

Council District: 7

This item was adopted.

30 Proposed 107th Avenue and Mobile Lane Right of Way De-Annexation (Ordinance S-48420)

Request City Council authorization to de-annex and decrease the corporate limits of the City of Phoenix, Maricopa County, State of Arizona, pursuant to the provisions of Arizona Revised Statutes, Title 9, Chapter 4, Article 7 (Section 9-471.03), by de-annexing a certain tract of land within the present corporate limits of the City of Phoenix, contingent upon that same tract of land being received by Maricopa County and declaring as County right-of-way, and the approval by the Maricopa County Board of Supervisors.

Summary

Maricopa County Department of Transportation is requiring dedication of right-of-way and roadway improvements for development along 107th Avenue. The City of Phoenix Street Transportation Department has requested the City of Phoenix de-annex a certain portion of right-of-way currently located within the limits of the City of Phoenix in connection with the Maricopa County Department of Transportation's requirement.

Location

The proposed de-annexation area includes 32 feet along the eastern side of 107th Avenue adjacent to the Trouvaille development (**Attachment A**). The de-annexation area is approximately 0.68 acres (0.0011 sq. mi.), decreasing the area of the City of Phoenix by approximately 0.68 acres.

Council District: 7

This item was adopted.

31 Authorization to Accept a Trail Easement and to Terminate Existing Easements for the Relocation of a Portion of Cholla Trail and to Execute an Easement Agreement for a Drainage System (Ordinance S-48414)

Request authorization for the City Manager, or his designee, to execute a trail easement agreement with Host Camelback I, LLC and to terminate existing easements for the relocation of a portion of the Cholla Trail, and to execute a separate easement agreement for a drainage system.

Additionally, 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

A portion of the Cholla Trail is located on a trail easement through the Phoenician property before reaching City property on Camelback Mountain near the summit. The location of the trail along Cholla Lane created several issues including hikers in the middle of the street during busy times, traffic congestion as some hikers are illegally dropped off at the trailhead, no drinking water for hikers to hydrate, hikers helping themselves to hose water at private residences, no public restroom, and no way to close trail during off hours.

Host Camelback I, LLC (Host) received approval for the Phoenician Planned Unit Development through Ordinance G-6368, adopted on Oct. 4, 2017, with the stipulation that Host would grant the City a new, perpetual, and non-exclusive single track hiking trail easement to accommodate the relocation of the lower portion of the City's existing Cholla Trail onto property in the northeast corner of the Phoenician. With the redevelopment of the Phoenician, an opportunity arose to relocate the trailhead from Cholla Lane to Invergordon Road and to implement improvements to remedy the issues.

The City and Host will execute an easement agreement which requires the termination of the following easements via quitclaim deed: (i) MCR 1998-0012346 recorded on Jan. 8, 1998, (ii) MCR 1987-740674 recorded on Dec. 15, 1987, as corrected by MCR 1990-116663 recorded on March 16, 1990, and (iii) any other prescriptive easements or rights to use any other property located on Host’s property for a hiking trail.

In exchange, Host will convey to the City a perpetual, non-exclusive 15-foot-wide easement within a portion of Host’s property for the purpose of construction, maintenance, and operation of the new trail, including public use upon completion. Host will also convey to the City a perpetual,

non-exclusive easement over additional portions of Host's property for the following purposes: (i) to accommodate the public's use of restrooms located at the trailhead of the new trail, including servicing of the restrooms; (ii) to facilitate the City's ability to access the lower portion of the new trail in the event of emergencies; (iii) to construct and maintain portions of the new trail; and (iv) to construct and maintain hydration stations.

The City is responsible for all costs associated with the construction, operation, and maintenance of the new trail and related improvements. The City will be required to pay $1,000 per day if the City's improvements are not substantially complete within a 365-day period. Grantor shall have the right, but not the obligation, to remedy any violation of the agreement or default not remedied after 10 days written notice, and charge the City for all costs and expenses of such remedial work, plus an additional management fee of 15 percent. Currently, the project is scheduled to be completed prior to the end of the 365-day period.

The City and Host will enter into a separate written easement agreement for the design, construction, installation, and maintenance of a drainage system along the north property line of Host's property adjacent to the residential neighborhood known as Cholla Heights containing terms and conditions that are mutually satisfactory to the City and Host. The drainage system will be designed to accommodate a 100-year storm event with the purpose of protecting downstream private property.

Location
West of North Invergordon Road and south of East Cholla Lane within Maricopa County Assessor's Parcel Number 172-12-072.
Council District: 6

This item was adopted.

32 Authorization to Grant an Easement to Arizona Public Service Company Across City-Owned Property Along Alvarado Road, North of McDowell (Ordinance S-48395)

Request to authorize the City Manager, or his designee, to grant an easement to Arizona Public Service Company (APS) across City-owned property, for consideration in the amount of the appraised value. Further

request to authorize the City Treasurer to accept all funds related to this item.

Summary

APS requires an easement for the installation, operation, and maintenance of the electrical utility equipment that provides service to the Phoenix Art Museum. APS will upgrade the 12kv underground electrical distribution line and install a switching cabinet adjacent to Alvarado Road to tie into the existing facilities on the museum property. This easement is approximately 468 square feet and will allow for future upgrades to the service area.

Location

Along Alvarado Road, north of McDowell Road, identified by Maricopa County assessor parcel number 118-55-047.
Council District: 4

This item was adopted.

33 Acquisition of Real Property for Street, Sidewalk, and Multi-Use Trail Improvements along the Western Canal from South 4th Avenue to South 24th Street (Ordinance S-48399)

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 street, sidewalk and multi-use trail improvements along the Western Canal from South 4th Avenue to South 24th Street. Further request to authorize dedication of land with roadway and/or public improvements to public use for right-of-way purposes via separate recording instrument. Additionally, request to authorize the City Controller to disburse all funds related to this item.

Summary

The Western Canal project will provide commuter and recreational routes for bicycle and pedestrian traffic along the canal bank for safe crossing at arterial and collector street intersections. The project also aims to re-integrate the canals with surrounding communities by incorporating public art, landscaping, and neighborhood access points to the pathway for improved visibility, access and use of the canal system in the Phoenix area. The acquisition of real property is needed to facilitate street, sidewalk, and multi-use trail improvements along the southern bank of the

Western Canal from South 4th Avenue to South 24th Street. Project improvements include Americans with Disabilities Act (ADA) sidewalks, multi-use trail improvements, High Intensity Activated Walkway (HAWK) signals, pathway lighting, and landscaping.

The parcels affected by this project and included in this request are identified in **Attachment A**.

Financial Impact
Funding is available in the Street Transportation Department's Capital Improvement Program budget utilizing Transportation 2050 funds.

Location
Along the southern bank of the Western Canal from South 4th Avenue to South 24th Street.
Council Districts: 7 and 8

This item was adopted.

34 Acquisition of Real Property for Bus Stop Enhancements at Various Locations (Ordinance S-48404)

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 bus stop enhancements at: (1) Dunlap and 19th avenues; (2) Heatherbrae Drive and 19th Avenue; and (3) 15th Avenue and Washington Street. Further request to authorize dedication of land with roadway and/or public improvements to public use for right-of-way purposes via separate recording instrument. Additionally, request to authorize the City Controller to disburse all funds related to this item.

Summary
The acquisition of real property is needed to enhance existing bus stops at the three locations. Bus stop enhancements include updated transit pads with area for shelter placement and Americans with Disabilities Act (ADA) compliance.

The parcels affected by this project are identified in **Attachment A.**

Financial Impact

Funding is available in the Public Transit Department's Capital Improvement Program budget.

Location
(1) Dunlap and 19th avenues; (2) Heatherbrae Drive and 19th Avenue; and (3) 15th Avenue and Washington Street

Council Districts: 3, 4 and 7

This item was adopted.

35 Acquisition of an Easement for Antenna Installation at the PH05 Sewer Meter Station (Ordinance S-48407)

Request to authorize the City Manager, or his designee, to acquire an easement by donation, purchase within the City's appraised value, or by the power of eminent domain for installation of an antenna at the PH05 Sewer Meter Station. Additionally, request to authorize the City Controller to disburse all funds related to this item.

Summary
An easement is required for placement of a new antenna mast in conjunction with relocation of the PH05 Sewer Meter Station. The antenna installation will improve communication at the inline sewer meter station.

The parcel impacted by this project is identified by Maricopa County Assessor's parcel number 104-39-007, located near Loop 202 and Lower Buckeye Road.

Financial Impact
Funding is available in the Water Services Department's Capital Improvement Program budget.

Location
Near Loop 202 and Lower Buckeye Road
Council District: 7

This item was adopted.

36 Acceptance of an Easement from the Burlington Northern Santa Fe Railway for Constructing an At-Grade Crossing at North 27th Avenue and West Thomas Road (Ordinance S-48413)

Request to authorize the City Manager, or his designee, to accept an easement from the Burlington Northern Santa Fe Railway for the construction of a new at-grade crossing at North 27th Avenue and West Thomas Road, pursuant to City Agreement 155684. Further request to authorize dedication of land with public improvements to public use via separate recording instrument.

Summary

The Street Transportation Department entered into Agreement 155684 with Burlington Northern Santa Fe (BNSF) Railway to improve the existing Thomas Road and 27th Avenue at-grade crossings. Under the agreement, BNSF is required to grant the City a new, perpetual, and non-exclusive easement consisting of approximately 1,244 square feet to accommodate the construction of a new at-grade crossing at the intersection of North 27th Avenue and West Thomas Road. Crossing and intersection improvements will include new preempted highway traffic control signals and signage, and new Americans with Disabilities Act (ADA) compliant sidewalks and ramps in compliance with the safety improvement plan for the area.

Financial Impact

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

Concurrence/Previous Council Action

The City Council approved Agreement 155684 (Ordinance S-47811) on July 1, 2021.

Location

Along North 27th Avenue, South of West Thomas Road.
Council District: 7

This item was adopted.

37 Acceptance of Easements for Water and Drainage Purposes (Ordinance S-48419)

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

Summary

Accepting the property interest below meets the Planning and

Development Department's Single Instrument Dedication Process requirement prior to releasing any permits to applicants.

Easement (a)
Applicant: Grand Canyon University, its successor and assigns
Purpose: Water
Location: Southwest corner of 29th Avenue and Colter Street.
File: FN 210124
Council District: 5

Easement (b)
Applicant: Edmund R. Navarro, its successor and assigns
Purpose: Drainage
Location: 8232 S. 32nd St.
File: FN 210127
Council District: 8

This item was adopted.

38 Acceptance and Dedication of Easements for Public Utility and Sidewalk Purposes (Ordinance S-48421)

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

Easement (a)
Applicant: NASS 3 Property, LLC, its successor and assigns
Purpose: Public Utility
Location: 6655 W. Indian School Road
File: FN 210126
Council District: 5

Easement (b)
Applicant: Tabeguache Peak LLC, its successor and assigns
Purpose: Sidewalk

Location: 4115 N. 91st Ave.
File: FN 220004
Council District: 5

Easement (c)
Applicant: Noe Vallejo Renteria and Hermelinda Carrazco Nava, its successor and assigns
Purpose: Public Utility
Location: 3315 W. Madison St.
File: FN 210125
Council District: 7

Easement (d)
Applicant: Isaias Carreon, its successor and assigns
Purpose: Sidewalk
Location: 2701 E. Broadway Road
File: FN 220005
Council District: 8

This item was adopted.

39 Grant of Public Utility Easement on City-owned Property for the 24th Street Water System Power Redundancy Project (Ordinance S-48447)

Request City Council to grant a public utility easement, for consideration of one dollar and/or other valuable consideration, for installation of an underground distribution electrical line on City-owned property within the Salt River Project service area, and further ordering the Ordinance recorded.

Summary
This public utility easement will be for the area more fully described in the legal description ("Easement Premises") recorded with the ordinance and will be granted to all public service corporations, agricultural improvement districts, and telecommunication corporations providing utility service to the property located near 24th Street and Maryland Avenue (collectively "Grantee") for an indefinite period, subject to the following terms and conditions:

Grantee is hereby granted the right to construct, reconstruct, replace,

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

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

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

Grantor shall maintain an appropriate three-foot clear area around all edges of all equipment pads for Grantee Facilities in addition to a clear operational area that extends 12 feet immediately in front of all transformer or switching cabinet openings, within the Easement

Premises. No obstruction, trees, shrubs, fixtures or permanent structures shall be placed or permitted by Grantor within said areas. Grantee is hereby granted the right to trim, prune, cut, and clear away trees, brush, shrubs or other obstruction within said areas.

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

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

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

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

Except in emergencies or exigent circumstances such as service restoration, Grantee agrees to contact Grantor at least one business day prior to Grantee's entrance onto the Easement Premises where the Easement Premises are located: (1) on a site that includes

Aviation Department facilities; (2) water and wastewater treatment facilities; (3) Police Department headquarters located at 620 W. Washington St.; (4) Fire Department headquarters located at 150 S. 12th St.; (5) City Hall located at 200 W. Washington St.; (6) City Court Building located at 300 W. Washington St.; (7) Calvin C. Goode Building located at 251 W. Washington St.; (8) Transit Operations Center located at 320 N. 1st Ave. or West Transit Facility located at 405 N. 79th Ave.; or (9) in a secured or fenced area.

Location
Near 24th Street and Maryland Avenue, identified by Maricopa County Assessor parcel numbers 164-42-013B, 164-42-013C, and 164-42-013J.
Council District: 6

This item was adopted.

40 Grant of Public Utility Easement on City-owned Property at the Closed Del Rio Landfill Site (Ordinance S-48448)

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

Summary
This public utility easement will be for the area more fully described in the legal description ("Easement Premises") recorded with the ordinance and will be granted to all public service corporations, agricultural improvement districts, and telecommunication corporations providing utility service to the property located along the north side of East Elwood Street at 12th Street (collectively "Grantee") for an indefinite period, subject to the following terms and conditions:

Grantee is hereby granted the right to construct, reconstruct, replace, repair, operate and maintain utility facilities together with appurtenant fixtures for use in connection therewith (collectively "Grantee Facilities") to, through, across and beyond Grantor's property within the Easement Premises. Subject to the notice requirements provided

in paragraph "I," Grantee shall at all times have the right of full and free ingress and egress to and along the Easement Premises for the purposes herein specified. Grantee acknowledges and accepts that Grantee shall share the Easement Premises with other Grantees and shall use such Easement Premises with other Grantees in accordance with and consistent with industry standards and customs for shared use. Grantor agrees to coordinate the location of Grantee's Facilities within the Easement Premises and to pay costs for relocation of Grantee's Facilities as provided in paragraph "F."

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

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

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

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

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

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

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

Except in emergencies or exigent circumstances such as service restoration, Grantee agrees to contact Grantor at least one business day prior to Grantee's entrance onto the Easement Premises where the Easement Premises are located: (1) on a site that includes Aviation Department facilities; (2) water and wastewater treatment facilities; (3) Police Department headquarters located at 620 W. Washington St.; (4) Fire Department headquarters located at 150 S. 12th St.; (5) City Hall located at 200 W. Washington St.; (6) City Court

Building located at 300 W. Washington St.; (7) Calvin C. Goode Building located at 251 W. Washington St.; (8) Transit Operations Center located at 320 N. 1st Ave. or West Transit Facility located at 405 N. 79th Ave.; or (9) in a secured or fenced area.

Location
Along the north side of East Elwood Street at 12th Street, identified by Maricopa County Assessor's parcel numbers 113-17-001, 113-17-002, 113-17-005 and 113-17-008.
Council District: 8

This item was adopted.

42 Fire Extinguisher Inspection, Testing, and Maintenance Services - Requirements Contract - 12-JLH-011A (Ordinance S-48394)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 149050 with Cintas Corporation for the purchase of fire extinguisher and fire hose inspection, testing and maintenance for Citywide use. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $600,000.

Summary
The contract is necessary for continuation of fire extinguisher and fire hose inspection, testing and maintenance services for Citywide departments. Fire extinguishers and fire hoses are located throughout City buildings and in some City vehicles. It is important to maintain operable fire extinguishers and fire hoses for use in the event of an emergency. Regularly scheduled inspection, testing and maintenance services promote safety for employees and visitors entering City buildings, and ensures the equipment is ready for use if needed. The contract also offers emergency and exit light inspection services. The National Fire Protection Association (NFPA) requires monthly inspection and annual maintenance of fire extinguishers. All services provided shall be in accordance with applicable state and local fire codes, as well as the NFPA.

Contract Term
The contract term is Dec. 5, 2018 through Dec. 31, 2023.

Financial Impact

Upon approval of $600,000 in additional funds, the revised aggregate value of the contract will not exceed $1,450,000. Funds are available in the various departments' budgets.

Concurrence/Previous Council Action

This contract was originally approved by City Council on Dec. 5, 2018.

This item was adopted.

43 Public Safety, Preparedness, Safety Equipment and Solutions - COOP 22-037 (Ordinance S-48411)

Request to authorize the City Manager, or his designee, to enter into a cooperative participating agreement with Safeware, Inc. to purchase public safety equipment and solutions for Citywide use. A cooperative contract was established by the Omnia Partners under contract number 159469. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $24,000,000.

Summary

This contract offers a broad range of public safety and emergency preparedness products and services. The majority users are the Police and Fire departments who require these critical products, equipment, materials and services in order to provide public safety, emergency preparedness and government security solutions. In addition, other departments that will be utilizing this contract include Parks and Recreation, Neighborhood Services, Aviation and Water Services.

Safeware will provide a rebate program to the City for all gross sales revenue transacted through this contract. This rebate would be .5 percent (1/2 of 1 percent) of all gross sales revenue transacted using this Contract. The rebate would be paid quarterly.

The following is a summary of the Departments that will utilize this contract. The summary also includes a list of items each Department will procure and an estimated aggregate amount that will be utilized by each Department as well.

Fire: $10,000,000

Hazmat meters and hazardous material detection equipment
Maintenance agreement for meters and hazmat meter repair supplies
Chemicals for meters
Lifting and leveling jacks used to aid in rescue of trapped persons
Forcible entry props for the Training Academy
Unmanned aircraft systems (drones)

Police: $10,600,000
Training equipment
Camera equipment
License plate recognition devices
Robots used to identify and mitigate potential hazardous items by bomb technicians
Unmanned aircraft systems (drones)
Duty gear, body armor, helmets and ballistic shields

Homeland Security and Emergency Management: $20,000
Hazmat meters and hazardous material detection equipment
Maintenance agreement for meters and hazmat meter repair supplies
Chemicals for meters
Lifting and leveling jacks used to aid in rescue of trapped persons

Parks and Recreation: $75,000
Uniform safety equipment
Safety vests, gloves, boots and small tools
Unmanned aircraft systems (drones)

Neighborhood Services: $65,000
Uniform safety equipment
Safety vests, gloves, boots and small tools

Aviation: $500,000
First aid kits and personal protective equipment
Heat relief materials such as fluid replacement drinks and coolers
Batteries and generators
Automated external defibrillators

Water Services: $5,000

Fire extinguishers

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

The Omnia Partners contract covers the purchase of public safety equipment and services as required by Citywide departments. The contract was awarded on April 1, 2021. The use of this cooperative will provide the City national discounts on these products.

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

The Assistant Finance Director recommends that the cooperative participating agreement with Safeware, Inc. be accepted.

Contract Term
The five-year contract term will begin on or about March 31, 2022.

Financial Impact
The aggregate contract value will not exceed $24,000,000 and funds are available in the various departments' budgets.

This item was adopted.

44 Liquefied Petroleum Gas - Requirements Contract - IFB 22-065 (Ordinance S-48408)

Request to authorize the City Manager, or his designee, to enter into a contract with Ferrellgas, LP, to purchase liquefied petroleum gas (propane) for Citywide use. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $300,000.

Summary
This Citywide contract to provide liquefied petroleum gas will be used by

the City as a fuel source for powered lift trucks, propane-based forklifts, propane-based four wheel carts, wax terrazzo burnishers, barbeques, and miscellaneous other equipment. The purchase of liquefied petroleum gas supports the City's strategic plan to manage public facilities to provide safe, sustainable, cost-effective, well-maintained, and aesthetically pleasing public facilities for delivery of municipal services to residents.

Procurement Information

IFB 22-065 was conducted in accordance with Administrative Regulation 3.10. There was one offer received by the Procurement Division on Jan. 7, 2022, which was evaluated on price, responsiveness to specifications, and responsibility to provide the required goods and services. The bid notification was sent to 12 suppliers and was publicly posted and available for download from the City's website. The price was determined to be fair and reasonable based on market research and available public information.

The Assistant Finance Director recommends that the offer from Ferrellgas, LP, be accepted as the lowest price, responsive, and responsible offer.

Contract Term

The one-year contract term includes four one-year options to extend which may be exercised by the City Manager or designee, for a total of five years. The contract will begin on or about April 15, 2022.

Financial Impact

The aggregate contract value will not exceed $300,000. Funds are available in the various departments' budgets.

This item was adopted.

45 Data Center Cooling Equipment Maintenance and Repair - Requirements Contract - IFB 22-078 (Ordinance S-48428)

Request to authorize the City Manager, or his designee, to enter into a contract with Diversified Data Center Services, and Artic Air Heating & Cooling Inc., to purchase Data Center Cooling Equipment Maintenance and Repair services for Citywide use. Further request authorization for

the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $336,700.

Summary

This Citywide contract is for the preventive maintenance, corrective maintenance, emergency maintenance, and repairs to various data center cooling equipment that is essential to maintaining the City's critical infrastructure. The services will include all inspections and adjustments required to keep the data center cooling equipment in peak operating condition.

Procurement Information

IFB 22-078 was conducted in accordance with Administrative Regulation 3.10. There were four offers received by the Procurement Division on Feb. 3, 2022 which were evaluated on price, responsiveness to specifications, and responsibility to provide the required goods and services. The bid notification was sent to over 300 suppliers and was publicly posted and available for download from the City's website.

Multiple awards are recommended to ensure competitive pricing, the overall lowest cost, and continuous services to the City.

Contract Term

The one-year contract term will begin on or about April 1, 2022. Provisions of the contract include an option to extend up to an additional four years, in one-year increments.

Financial Impact

The aggregate contract value will not exceed $336,700. Funds are available in various departments' budgets.

This item was adopted.

46 Locksmith Services - Requirements Contract - IFB 22-044 (Ordinance S-48432)

Request to authorize the City Manager, or his designee, to enter into contracts with Anderson Lock & Safe and Arizona Lock & Safe Co. to purchase locksmith services for Citywide use. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $335,000.

Summary

The City is responsible for maintaining City-owned buildings and ensuring that these properties are secure for the public and City staff. As part of those efforts, various City departments need to replace and maintain building locking systems. The performance of day-to-day operations, maintenance and replacement of critical systems is essential to prevent liability to buildings and their occupants.

Procurement Information

IFB 22-044 was conducted in accordance with Administrative Regulation 3.10. There were two offers received by the Procurement Division on Nov. 18, 2021, which were evaluated on price, responsiveness to specifications, and responsibility to provide the required goods and services. The bid notification was sent to 176 suppliers and was publicly posted and available for download from the City's website.

The Assistant Finance Director recommends that the offers from Anderson Lock & Safe and Arizona Lock & Safe Co. be accepted as the lowest priced, responsive, and responsible offers.

Multiple awards are recommended to ensure the overall lowest cost to the City.

Contract Term

The five-year contract term will begin on or about April 1, 2022.

Financial Impact

The aggregate contract value will not exceed $335,000. Funds are available in the various departments' budgets.

This item was adopted.

47 Cigna Dental Contract Extension (Ordinance S-48403)

Request to authorize the City Manager, or his designee, to extend Contract 155839 with Cigna Health and Life Insurance Company (Cigna) for a sixth year, through Dec. 31, 2024, and to authorize additional payment authority in the amount of $10 million. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Human Resources Department, Benefits Division has four large complex contracts that expire at the same time. This creates challenges with conducting the RFPs, implementing the new contracts, testing plan changes, and preparing timely materials for open enrollment. This extension for the Dental Plan contract will separate the contract end dates and allow sufficient time to effectively implement Non-Medicare Retiree Health Plans, Employee Medical Plan Administrative Services Provider and Employee Pharmacy Benefits Manager. The Dental Plan was selected for the extension because it has the lowest cost value to the City.

Approval of this extension will result in effective implementation to plan changes, multiple vendor changes and better customer service to employees and retirees.

Procurement Information

This contract was originally procured through a competitive Request for Proposal (RFP) process in accordance with City policy.

Contract Term

Upon approval, the contract term will end Dec. 31, 2024.

Financial Impact

Upon the approval of the additional payment authority of $10 million, the revised aggregate value will be $60 million. Employee contributions account for approximately 20 percent of these funds. The costs for these services are paid by the Health Care Benefits Trust Fund and Dental Trust Fund.

Concurrence/Previous Council Action

The initial contract was approved by City Council on June 27, 2018 (Ordinance S-44860).

This item was adopted.

49 Professional Services for Mandatory Payment Card Industry Compliance (Ordinance S-48446)

Request to authorize the City Manager, or his designee, to execute an amendment under Agreement 142524 to authorize a name change and

allow payment to RiskSense, Inc. and/or Cyber Security Works, LLC as a result of an assignment. Further request authorization for additional contract term for the agreement for professional services related to the mandatory payment card industry compliance services for the Information Technology Services Department in support of citywide departments. Any remaining funds authorized by previous 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

RiskSense, Inc. provides penetration testing services to ensure compliance with regulatory requirements for Payment Card Industry (PCI) Data Security Standards and Health Insurance Portability and Accountability Act. This service evaluates the efficacy of controls in place to protect the City's systems and data from unauthorized access. This service also helps to ensure the security of the City's network, and failure to continue with penetration testing would result in non-compliance with PCI regulations.

Contract Term

The term of this contract with RiskSense, Inc. will be extended through March 31, 2023.

Financial Impact

There is no financial impact to the City as a result of this request. The contract's aggregate value remains at approximately $1,729,000.

This item was adopted.

50 Transfer of Retirement Funds to Arizona State Retirement System (Ordinance S-48429)

Request to authorize the City Manager, or his designee, to transfer retirement funds for Brian Graham in the amount of $39,961.67 to the Arizona State Retirement System. Further request to authorize the City Controller to disburse funds.

Summary

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

following former City of Phoenix employee has requested transfer of the balance of their credited service:

Graham, Brian: $39,961.67

Concurrence/Previous Council Action
This item was approved by the COPERS Board at the March 3, 2022 meeting.

This item was adopted.

51 Housing Opportunities for Persons with AIDS Program Contract - Amendment (Ordinance S-48400)

Request to authorize the City Manager, or his designee, to increase Housing Opportunities for Persons with AIDS (HOPWA) funding by $1 million and to extend the life of the associated contracts with HOPWA nonprofit agencies by one year, and to take all actions and execute all documents to complete the contract amendments. Further request to authorize the City Controller to disburse funds for the life of the contracts. There is no impact to the General Fund.

Summary
On May 21, 2017, the City Council approved an award of $1,296,810 annually in HOPWA funds, subject to a 15 percent increase or decrease per year not to exceed the City's annual HOPWA allocation, for Contract 144347 with Southwest Behavioral and Health Services; Contract 145399 with Phoenix Shanti Group; and Contract 145478 with Arizona Agency on Aging/Care Directions. The terms of the contracts were two years each beginning July 1, 2017, each with the option to extend the term of the contract for up to three additional one-year periods. Phoenix Shanti Group did not utilize all extensions due to the nonprofit having to close permanently. The final one-year extension for the two other agencies ends June 30, 2022.

A one-year extension to the current contracts and an increase of $1 million is being requested for Arizona Agency on Aging/Care Directions and Southwest Behavioral and Health Services. These extensions and funding will assist with continued housing and supportive services for those living with HIV or AIDS.

Contract Term
The terms of the contracts began July 1, 2017, for a two-year term, with three one-year renewal options. If approved, the amendment would extend the terms of the contracts to June 30, 2023.

Financial Impact
The initial authorization for this expenditure was not to exceed $8,743,587.44. The amendment will increase the authorization for the contracts by an additional $1 million, for a new total not-to-exceed aggregate value of $9,743,587.44. There is no impact to the General Fund. HOPWA is a federally funded program.

Concurrence/Previous Council Action
The City Council authorized the contracts on May 21, 2017, in Ordinance S-43478.

This item was adopted.

52 Federal HOME Open Doors Down Payment Assistance Contract Awards (Ordinance S-48410)

Request to authorize the City Manager, or his designee, to enter into agreements with Chicanos Por La Causa and Trellis for the Housing Department's federally funded Open Doors Down Payment Assistance (DPA) Program in an aggregate amount not to exceed $1.5 million over the life of the contracts. Further request to authorize the City Controller to disburse all funds for the life of the contracts. There is no impact to the General Fund.

Summary
The City receives an annual allocation of federal HOME Investment Partnerships (HOME) Program funds from the U.S. Department of Housing and Urban Development (HUD), which the City can use to increase homeownership opportunities for low and moderate-income families.

On Sept. 27, 2021, the Housing Department issued a Request for Proposals (RFP) inviting sealed offers for the administration of the Open Doors DPA Program. Chicanos Por La Causa and Trellis were selected based on their responses to the City’s RFP. These agencies will utilize federal HOME Program funds for the provision and administration of the

Open Doors DPA Program, which will assist eligible first-time homebuyers with the purchase of an affordable home in Phoenix by providing funding for down payment and/or closing costs.

Persons eligible for assistance using HOME funds must be at or below 80 percent of the Area Median Income and must be first-time homebuyers. Buyers must complete eight hours of Homebuyer Education and occupy the property as their primary residence.

Assistance of up to 10 percent of the home purchase price will be provided to the applicant for DPA and/or closing costs. Total assistance provided to homeowners will be based on eligibility and individual need. Home prices cannot exceed HUD established HOME Homeownership Value Limits calculated annually.

Chicanos Por La Causa and Trellis will bill the City one flat fee for each executed loan. The funds will allow for the execution of an estimated 45 loans over five years.

Procurement Information
The RFP was available through the City's website through Nov. 4, 2021. A selection committee convened to evaluate proposals based on the criteria listed below. The committee was made up of two representatives from City departments and one community partner, with housing development expertise, who was not competing for the funding.

Offerors were required to meet the following threshold criteria prior to moving forward for evaluation and scoring by the selection committee.

Threshold Criteria:

Public agency, or nonprofit organization, currently operating in Maricopa County, or be capable of having a local office, accessible to Phoenix residents, fully operational prior to the contract effective date;
Entity is not on the HUD Debarment List; and
Must have three years’ experience with loan origination programs.

Proposals submitted in response to the Housing Department’s RFP for

the Open Doors DPA Program were subject to three evaluation criteria.

Experience, Financial Capacity and Qualifications (450 points)
Capacity and demonstrated effectiveness in performing the specified work as evidenced by references and other supporting documentation; financial stability and years in existence.

Design (350 points)
Proposed approach, methodology, timelines, and implementation strategy for providing services for the required activities.

Price and Cost (200 points)
Reasonableness of proposed fees, based on per unit pricing for each executed loan; proposed fiscal accounting processes and budgetary controls to ensure the responsible use and management of contract funds and accurate invoicing.

Two proposals were received and reviewed by the evaluation committee. The evaluation panel scored the proposals as follows:

Trellis: 603 points; and
Chicanos Por La Causa: 565 points.

Contract Term
The City intends to enter into two-year contracts, with options to renew or extend the agreements for three additional periods of up to one year each that may be exercised in the discretion of the City Manager.

Financial Impact
The aggregate contract value will not exceed $1.5 million over the life of the contracts. There is no impact to the General Fund. HOME is a federally funded program.

This item was adopted.

53 Additional Federal HOME Program Funding for Red Mountain Place Apartments Affordable Housing Development (Ordinance S-48405)

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

Hancock Place Apartments, LLC federal HOME Investment Partnerships (HOME) funding award by up to $250,000 and amend any and all agreements as necessary or appropriate to effectuate the increase in funding. The increased loan funds will result in a total loan amount of up to $750,000, which will assist with COVID-19 pandemic related cost overruns during the construction of Red Mountain Place, an affordable housing multifamily rental development project. Further request to authorize the City Controller to disburse all funds related to this item. There is no impact to the General Fund.

Summary

On April 17, 2019, the City Council approved an award of $500,000 in HOME funds to G.A. Haan Development, LLC, through Hancock Place Apartments, LLC for the development of Red Mountain Place Apartments, a 50-unit affordable permanent housing community located at 913 N. 32nd St.

Additional HOME funds are being requested to fill a project financing gap identified by G.A. Haan Development, LLC which will allow them to utilize project funds to assist with cost overruns due to the COVID-19 pandemic. In exchange for the additional funding the owner has agreed to increase the public benefit by providing the City an additional two HOME units, increasing the total HOME units from five to seven. All seven City HOME units will serve households at or below 40 percent Area Median Income (AMI). All units in the development will serve persons with incomes at or below 60 percent of the AMI. Supportive services will be provided by Who I Am Foundation, an organization that provides employment services, financial management, tutoring and computer training.

The total development budget is $10,549,852. Other funding for this project includes Low Income Housing Tax Credit equity and a deferred developer fee.

Financial Impact

There is no impact to the General Fund. HOME is a federally funded program. Funds are available in the Housing Capital Improvement Program.

Concurrence/Previous Council Action
Original funding was approved on April 17, 2019, by the City Council through Ordinance S-45577.

Location
913 N. 32nd St.
Council District: 8

This item was adopted.

54 Accounting and Auditing Services for the Housing Department's Affordable Housing Properties (Ordinance S-48422)

Request to authorize the City Manager, or his designee, to enter into an agreement with Novogradac and Company LLP for Accounting and Auditing Services for the Housing Department's 17 affordable housing properties in an amount not to exceed $65,000. Further request to authorize the City Controller to disburse all funds related to this item. There is no impact to the General Fund.

Summary
The Housing Department's Affordable Housing Program requires Accounting and Auditing Services from certified public accounting firms experienced with low-income housing tax credits and affordable housing properties on an annual basis. The City-owned portfolio consists of 17 multi-family housing properties with 1,270 rental units providing affordable housing to low- to moderate-income residents.

Procurement Information
RFP FY 22-086-03 Accounting Services - Affordable Housing Audit was conducted in accordance with Administrative Regulation 3.10. Three offers were received by the Housing Department on Nov. 19, 2021.

One proposal was determined to be non-responsive and the offeror was notified via a formal letter.

The other two proposals were evaluated in accordance with City Code 43-14 for Competitive Sealed Proposals by a team of four evaluators. A request and submission of best and final offers was conducted and the proposals were rescored.

The final scoring is:

Novogradac - 822 points; and
Citrin Coopermen - 760 points.

Staff recommends that the offer from Novogradac and Company LLP be accepted.

Contract Term
The contract term will begin on or about July 1, 2022, and end on June 30, 2027.

Financial Impact
The aggregate contract value will not exceed $65,000 (including applicable taxes). This contract is funded with U.S. Department of Housing and Urban Development funds. There is no impact to the General Fund.

This item was adopted.

55 Authorization for the Housing Department to Serve as Fiscal Agent and Property Manager for Phoenix Residential Investment Development Effort (Ordinance S-48440)

Request to authorize the City Manager, or his designee, to authorize the Housing Department to serve as fiscal agent and property manager for Phoenix Residential Investment Development Effort (PRIDE) and enter into related agreements. Further request to authorize the City Treasurer to accept funds and the City Controller to disburse all funds related to this item. There is no impact to the General Fund.

Summary
PRIDE is a private non-profit, non-stock corporation created in 1989 with directors appointed by the Phoenix City Council whose mission is to assist the Housing Department in its efforts to create and enhance affordable housing communities within the City of Phoenix.

PRIDE is an independent 501(c)3 entity formed by the Housing Department to participate in developmental activities and support the mission of affordable housing in Phoenix. PRIDE currently owns and manages two affordable properties in Phoenix, Ladera del Norte and

Santa Fe Springs. The PRIDE Board desires to obtain the services of the Housing Department, for a fee, to oversee the management of the properties by a third-party management company and to serve as PRIDE's fiscal agent to manage its finances, accept donations, make payments and perform general administrative functions on PRIDE's behalf. The Housing Department seeks authorization to proceed with all actions necessary or appropriate to serve in the capacity of PRIDE's fiscal agent and make expenditures based on approved PRIDE Board action and provide property management oversight services.

Contract Term

The City intends to enter into a five-year agreement, with the option to renew or extend the agreement for an additional five years.

Financial Impact

There is no impact to the General Fund.

Concurrence/Previous Council Action

On Feb. 15, 2022, the Economic Development and Equity Subcommittee unanimously recommended City Council approval to authorize the Housing Department to serve as fiscal agent and property manager for PRIDE and enter into related agreements.

This item was adopted.

56 Authorization to Accept and Disburse Grant Funding from JPMorgan Chase & Co. (Ordinance S-48435)

Request to authorize the City Manager, or his designee, to accept JPMorgan Chase & Co. grant funds totaling $150,000. Further request authorization to enter into an agreement with the Phoenix Parks Foundation to serve as the fiscal agent to receive these funds. Additionally, request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item for the life of the grant.

Summary

Since 2013, the City of Phoenix Youth Reach and Invest in Summer Employment (Phoenix Youth RISE) program has placed more than 722 youth between the ages of 16 to 24 in summer work experiences. The program provides subsidized wages for youth to work up to 80 hours with

an employer during the summer and includes work readiness training, career exploration, and mentorship. For the summer 2021, Phoenix Youth RISE placed 122 qualified youth applicants in paid internships due to increased philanthropic support.

Annually, JPMorgan Chase & Co. partners with U.S. cities to increase the number of youth who have access to quality summer work experiences to place youth on a path to greater economic mobility. To be a recipient of the funds, JPMorgan Chase & Co. requires that a Memorandum of Understanding (MOU) be executed with a 501(c)3 nonprofit partner that agrees to serve as the applicant and fiscal agent for the grant.

In March 2021, the Human Services Department executed a one-year MOU with the option to extend for up to an additional two years with the Phoenix Parks Foundation, to serve as the fiscal agent for grant funds awarded on behalf of the Phoenix Youth RISE program. This MOU was extended in November 2021 for the period of March 1, 2022, through Feb. 28, 2023.

If awarded, $150,000 will support summer work experiences for 91 youth. The cost per youth is approximately $1,656, including the cost of wages, interest and skill assessments, training, mentoring and supportive services.

Contract Term
The grant period is from May 1, 2022, through June 30, 2023.

Financial Impact
There is no impact to the General Fund. Funding will be provided by JPMorgan Chase & Co. No matching funds are required.

This item was adopted.

57 Request to Enter into a Contract for a Phoenix Will Work Program to Provide Homeless Outreach and Navigation Services (Ordinance S-48417)

Request to authorize the City Manager, or his designee, to enter into an agreement with Phoenix Gospel Mission, Inc. dba Phoenix Rescue Mission (PRM) to provide an American Rescue Plan Act (ARPA)

subaward to allow PRM to conduct the Phoenix Will Work program to provide labor opportunities, homeless outreach, and navigation services to individuals experiencing homelessness in the City of Phoenix. The contract total will not exceed $1.5 million. Further request to authorize the City Controller to disburse all funds related to this item for the full term of the contract. There is no impact to the General Fund. Funding is available through the City's ARPA allocation and is under the City's Homelessness and Mental Health Program category.

Summary

One of the primary barriers to permanent housing for individuals experiencing homelessness is employment and related supportive services. The Phoenix Will Work program through PRM will address this barrier by providing an opportunity for those experiencing homelessness to earn wages by conducting beautification projects and perform landscaping duties throughout blighted areas of Phoenix. Program participants will also be assigned a PRM Outreach Navigator who will assist in providing supportive services such as obtaining and maintaining housing, health care and transportation.

Procurement Information

This selection was made in accordance with Administrative Regulation 3.10. The City of Phoenix will comply with all applicable federal procurement guidelines in making this ARPA subaward.

Contract Term

The initial term of this contract will begin April 1, 2022, and end June 30, 2023, with one option to extend through Dec. 31, 2024, which may be exercised by the City Manager or his designee based on continuous need and available funding.

Financial Impact

The total value of this contract shall not exceed $1.5 million. There is no impact to General Fund. Funding will be provided through the City's allocation of ARPA funds.

This item was adopted.

58 Authorization to Amend Contract 153777 with Dr. Eddie Genna (Ordinance S-48418)

Request to authorize the City Manager, or his designee, to amend Contract 153777 with Dr. Eddie Genna to add $7,500 in funding for a contract total not to exceed $18,000. Further request to authorize the City Controller to disburse all funds related to this item for the life of the contract.

Summary

The City adopted the Strategies to Address Homelessness plan in June 2020. One of the strategies is to create a task force to share ideas, research evidence-based practices, develop new partnerships and funding opportunities while advocating for solutions at the state and county levels.

Dr. Genna facilitates monthly meetings with the Strategies to Address Homelessness Plan Task Force to develop strategies for the implementation of the Strategies to Address Homelessness plan. Dr. Genna also provides consultation and recommendations to City staff regarding how the formal sessions are progressing toward the goal of ending homelessness. The Human Services Department has decided to extend Contract 153777 for an additional year, as authorized by City Council via Ordinance S-47288. This request is to authorize additional funding to fund this contract through the extension period.

Contract Term

The contract term is Jan. 11, 2021, through Dec. 31, 2022.

Financial Impact

The revised total value of the contract will not exceed $18,000. Funds are available in the Human Services Department, Emergency Solutions Grant.

Concurrence/Previous Council Action

The contract was originally approved by City Council on Jan. 6, 2021, via Ordinance S-47228, in an amount not to exceed $10,500. The Ordinance also authorized a one-year contract extension.

This item was adopted.

59 Senior Nutrition Meal Program Contract - Amendment (Ordinance S-48436)

Request to authorize the City Manager, or his designee, to amend Contract 147513 with Selrico Services, Inc. to increase the contract amount by $3.5 million to provide additional home delivered meals to vulnerable seniors impacted by the COVID-19 pandemic. The new total contract amount will not exceed $34,943,045. Further request to authorize the City Controller to disburse all funds related to this item. Funding is provided by the Area Agency on Aging, Region One, Inc. There is no impact to the General Fund.

Summary

Selrico Services, Inc. provides home-delivered meal (HDM) services to homebound and disabled seniors who live in Phoenix as specified by the Area Agency on Aging, Region One, Inc. (AAA) standards for the HDM program. The AAA funding and standards are outlined in Contract 152984. As a result of the COVID-19 pandemic, AAA has expanded the qualifications for HDM recipients, resulting in an increase of residents who qualify for meals. To address the need created by the COVID-19 pandemic, Selrico Services under its existing contract, will prepare and deliver additional meals to meet the needs of qualifying recipients.

Contract Term

The term of the contract is from July 1, 2018, through June 30, 2023, with one two-year option to extend. However, the additional funding being requested must be expended by June 30, 2022.

Financial Impact

Contract total not to exceed $34,943,045. Expenditures for the term July 1, 2021, through June 30, 2022, not to exceed $6,819,450. There is no impact to the General Fund. Funding is provided from AAA.

Concurrence/Previous Council Action

On May 16, 2018, the City Council authorized staff to contract with Selrico Services, Inc. for food management of the Senior Congregate and HDM Programs with Ordinance S-44610.

On April 3, 2019, the City Council authorized staff to enter into contract with AAA, the City Treasurer to accept and City Controller to disburse funds with Ordinance S-45521.

On May 14, 2020, the City Council approved the COVID-19 Food Assistance Plan. On June 3, 2020, the City Council approved $300,000 in additional funds to be added to the Selrico contract with Ordinance S-46709.

On Nov. 18, 2020, the City Council authorized an amendment to the AAA contract to accept $2,843,045 in additional funding and for the City Treasurer to accept and City Controller to disburse funds.

On Jan. 6, 2021, the City Council approved $2,843,045 in additional funds to be added to the Selrico contract with Ordinance S-47210.

On Feb. 17, 2021, the City Council approved $500,000 in additional funds to be added to the Selrico contract with Ordinance S-47313.

This item was adopted.

62 Business Roadmap Facilitation Services - Requirements Contract - RFP 22-042 (Ordinance S-48427)

Request to authorize the City Manager, or his designee, to enter into a contract with Compass CBS Foundation to purchase Business Roadmap Program Facilitation Services for the Public Library Department. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $500,000. A portion of funding is available through the City's allocation of the American Rescue Plan Act (ARPA) received from the federal government and is under the City's StartupPHX @ Burton Barr program.

Summary

The City of Phoenix Library Department's StartUpPHX is an entrepreneurial resource and services program available to entrepreneurs and small business owners where they can access tools they need to start and grow their business by providing programming, resources and network opportunities. The StartUpPHX Business Roadmap Program is a series of eight start-up workshops, in-person or virtually, detailing the essentials for starting a business. The Contractor will conduct up to 14 series in a year, with eight workshops in each series, and will be focused, foundational workshops, open to the public of a variety of ages in the English and Spanish language.

Procurement Information
RFP 22-042 was conducted in accordance with Administrative Regulation 3.10. There were three offers received by the Procurement Division on Dec. 7, 2021. The notification was sent to 302 suppliers and was publicly posted and available for download from the City's website.

The proposals were scored by a four-member evaluation panel on the following criteria:

Experience and Qualifications - 400
Method of Approach - 350
Price - 250

The Assistant Finance Director recommends that the offer from Compass CBS Foundation be accepted as the highest scored, responsive and responsible offer most advantageous to the City.

Contract Term
The five-year contract will begin on or about April 1, 2022.

Financial Impact
The aggregate contract value will not exceed $500,000. Of the total contract value, $300,000 will be provided by ARPA funds and $200,000 will be provided by funds available in the Public Library Department's budget.

This item was adopted.

66 Volunteer and Guest Services Management (Ordinance S-48401)

Request to authorize the City Manager, or his designee, to enter into a contract with VIP Hospitality, LLC to provide Volunteer and Guest Services Management at Phoenix Sky Harbor International Airport (Airport). Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $9.5 million.

Summary
The Airport Volunteer Navigator Program and Guest Services Information Counter Program require continued coordination and day-to-day management to enhance the guest experience and maintain the

America's Friendliest Airport designation. Volunteer management services support more than 450 volunteers in the Phoenix Navigator Program, including Customer Service Volunteers that staff Airport information counters, Navigator Buddies Pet Therapy Volunteers, Chaplain Volunteers, and Seasonal Teen Navigator Volunteers. Additionally, volunteer management staff oversee the Compassion Corner for passengers utilizing the Sensory Room and Chapel, assist stranded passengers, and distribute Compassion Cacti lanyards for the special needs passengers who request them.

Guest Service Representatives help assist customers airport-wide during early mornings, nights, and weekends when volunteers are not available to cover information counters. Guest services staff also provide passenger assistance in Federal Inspection Services (FIS) facilities, distribute Airport brochures, staff the Aviation Headquarters and Rental Car Center information counters, and support special Airport initiatives i.e. mask distribution, PHX Pop Up shops and special events.

Procurement Information
Request for Proposal (RFP) 22-007 - Volunteer and Guest Services Management was conducted in accordance with Administrative Regulation 3.10. Five proposals were received and all proposals were deemed responsive and responsible.

The proposals were evaluated by an evaluation panel and scored by consensus based on the following criteria, with a point range of 0-1,000 points:
Method of Approach to Scope of Services: 0-300 points.
Key Personnel Qualifications and Experience: 0-250 points.
Firm Qualifications and Experience: 0-250 points.
Fee Schedule Proposal (Offer): 0-200 points.

The evaluation panel recommends VIP Hospitality, LLC for contract award as the best value to the City based on the consensus scores:
VIP Hospitality, LLC - 892 points.
ABM Aviation, Inc. - 765 points.
Airport Terminal Services - 726 points.
Hudson and Associates, LLC - 649 points.

Polaris Research and Development, Inc. - 607 points.

Contract Term
The term of the contract will begin on or about June 1, 2022. The term is for two years, with three one-year options to extend the term for an aggregate five-year contract term. The options to extend may be exercised at the sole discretion of the Aviation Director.

Concurrence/Previous Council Action
This item was recommended for approval by the Phoenix Aviation Advisory Board on Feb. 17, 2022, by a vote of 9-0.

Financial Impact
The total contract value will not exceed $9.5 million.

Funding is available in the Aviation Department's budget.

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

This item was adopted.

67 Phoenix Sky Harbor International Airport Terminal 4 Infrastructure Vertical and Horizontal Transportation Modernization and Replacement Phase I (Re-advertise) - Design-Build Services - AV21000104 (Ordinance S-48431)

Request to authorize the City Manager, or his designee, to enter into an agreement with Chasse Building Team, Inc. to provide Design-Build Services for the Phoenix Sky Harbor International Airport Terminal 4 Infrastructure Vertical and Horizontal Transportation Modernization and Replacement Phase I project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed $31 million.

Additionally, request to authorize the City Manager, or his designee, to take all action as may be necessary or appropriate and to execute all

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

Summary

The purpose of this project is to modernize and replace critical horizontal and vertical transportation systems of an on-going effort to improve terminal operations and to enhance the passenger experience. Phase I of this multi-year effort to update Terminal 4 infrastructure includes modernization of approximately 26 elevators, escalators and moving walkways with new and updated equipment, technology and finishes, and a complete replacement of an approximately 200- to 250-foot-long moving walkway. When completed, this project will improve the serviceability and reliability of this piece of critical infrastructure.

Chasse Building Team, Inc. will initially confirm project scope requirements and then prepare a conceptual design adequate to provide a Guaranteed Maximum Price (GMP) proposal. Chasse Building Team, Inc. will assume the risk of delivering the project through a GMP agreement. Chasse Building Team, Inc. will be responsible for construction means and methods related to the project and fulfilling the Small Business Enterprise (SBE) program requirements. Chasse Building Team, Inc. will be required to solicit bids from pre-qualified subcontractors and to perform the work using the City’s subcontractor selection process. Chasse Building Team, Inc. may also compete to self-perform limited amounts of work.

Chasse Building Team, Inc.’s services include, but are not limited to: provide design and modernization of equipment involving replacement of all components in vertical units (elevators) and horizontal units (moving walkways and escalators); test and commission systems installed; develop construction phasing plans to minimize interruption to airport

operations; provide alternate systems evaluation and constructability studies; advise ways to control project costs; initiate procurement of long-lead items; obtain permits; participate with City to set a goal for local and SBE participation and implement the local and SBE process; and other work as required for a complete project.

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

Selected Firm
Rank 1: Chasse Building Team, Inc.

Additional Proposers
Rank 2: Caliente Construction, Inc.
Rank 3: Sun Eagle Corporation
Rank 4: The Weitz Company, LLC

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

Financial Impact
The agreement value for Chasse Building Team, Inc. will not exceed $31 million, including all subcontractor and reimbursable costs.

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

termination.

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

This item was adopted.

68 Public Transit Beverage and Snack Vending Revenue Contract Award (Ordinance S-48426)

Request to authorize the City Manager, or his designee, to enter into an agreement with Compass Group USA, Inc., dba Canteen, for beverage and snack vending services at Phoenix Public Transit sites. Further request to authorize the City Treasurer to accept all funds related to this item. This is a revenue-generating agreement for the Public Transit Department.

Summary
The Public Transit Department has beverage and snack vending machines at three public transit operations and maintenance facilities and the Desert Sky Transit Center. During the contract term, the City may add vending machines at additional public transit properties. The contractor will be responsible for providing all equipment and required services, including installing, maintaining, cleaning, repairing and stocking the machines.

Procurement Information
The Public Transit Department issued a Revenue Contract Solicitation on Nov. 4, 2021, to award a contract to provide beverage and snack vending services. Two offers were received, with one submittal determined to be non-responsive. In accordance with City of Phoenix Administrative Regulation 3.10, the offer from Compass Group USA, Inc., dba Canteen was deemed responsive and responsible with the solicitations requirements.

The following criteria was used by the panel during the evaluation:

Criteria	Possible Points
Qualifications and experience	400
Price proposal	350

Method of approach	250
TOTAL	1,000

The following proposer is selected for award: Compass Group USA, Inc., dba Canteen.

Contract Term

The initial three-year base contract term will begin on or about April 1, 2022, and includes two one-year options to extend if the contractor has performed satisfactorily and it is in the City's best interest to exercise the available options.

Financial Impact

This is a revenue-generating contract for beverage and snack vending services at public transit operating facilities. The estimated total revenue expected for the three-year base term and two one-year extension options is $70,000. All revenue generated under this contract will be deposited into the City's transit fund to support ongoing transit operations.

This item was adopted.

69 Oracle Software Partitioning License (Ordinance S-48442)

Request to authorize the City Manager, or his designee, to enter into an agreement with Oracle America, Inc., under Oracle Master Agreement 142562-AR-001, to obtain software partitioning licenses for the Public Transit Department. Further request authorization for the City Controller to disburse all funds in an amount not to exceed $187,700.

Summary

Multiple City departments use Oracle applications and technologies, which are an integral part of daily operations. Oracle applications and technologies are used in several critical citywide systems, including transit-specific systems managed by the City's Public Transit Department (PTD) on behalf of the regional transit system. These systems include, but are not limited to: radio communications, computer-aided dispatch/automatic vehicle location (CAD/AVL), on-board routers, regional fare collection, and GPS-based ridership data collection.

As these systems evolve and require upgrades, PTD maintains and

upgrades back-office servers and software as well as equipment located at multiple transit garages throughout the region. These systems require licenses and partitioning features as provided through the City's Master Agreement with Oracle, which is available for use by City departments.

Implementation of these partitioning licenses will maintain database functionality and continue to ensure successful upgrades of transit-specific systems, which in turn will improve upon the department's ability to compile ridership data, collect revenue distribution data, and mitigate security risks for such systems. The partitioning licenses also ensure overall database system compliance with Oracle's requirements. This request includes the purchase of the licenses as well as three years of support from Oracle.

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

Contract Term
The agreement's term of three years shall begin on the execution of this agreement, with prompt purchase of the licenses to follow execution.

Financial Impact
The agreement's total cost is anticipated not to exceed $187,700, including taxes.

Funds for the purchases of these licenses in the amount of $135,800 are available in PTD's Capital Improvement Program budget Transportation 2050 (T2050) fund. Support and maintenance costs will be funded via the T2050 fund in PTD's operating budget, and first year costs of $25,500 are available in PTD's proposed Fiscal Year 2022-23 budget. The City will recover a portion of these license and support costs from the region through existing technology support agreements.

Concurrence/Previous Council Action
The City Council approved Oracle Master Agreement 142562 (Ordinance S-47326) on Feb. 17, 2021.

This item was adopted.

70 Sustainability Education, Events and Volunteer Coordination - RFA 23-SW-002 (Ordinance S-48398)

Request to authorize the City Manager, or his designee, to enter into a service agreement and a lease agreement with Keep Phoenix Beautiful, Inc., an Arizona 501(c)3 non-profit organization, to administer and develop sustainability education, events, and volunteer coordination throughout the City. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. The total value of the agreements will not exceed $1.5 million.

Summary

Keep Phoenix Beautiful, Inc. (KPB) is an affiliate of the Keep America Beautiful System, which is presently active in more than 600 cities and 40 states. KPB will provide various solid waste diversion education and event coordination services including kindergarten through eighth grade presentations throughout the City. The services will provide education to Phoenix youth about sustainability issues including the importance of recycling. KPB will organize, lead, and participate in large diversion events, volunteer recruitments, community garden activities, illegal dumping prevention, and anti-littering efforts including neighborhood clean-ups.

Additionally, KPB will lease approximately 537 square feet of office space on the 16th floor of Phoenix City Hall at 200 W. Washington St. The lease may contain such other terms and conditions deemed necessary or appropriate to the City.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as a result of a determination memo, citing special circumstance, without competition.

Contract Term

The agreements will commence on July 1, 2022 and will be for a concurrent period of five years.

Financial Impact

The estimated annual expenditure is $300,000 and will not exceed the

aggregate amount of $1.5 million over the life of the contract.

Funding is available in the Public Works Department's budget. Rent during the term is $1.00 per year plus in-kind services to be provided by KPB. The in-kind services will be in addition to the services provided by KPB in the agreement.

Location
Phoenix City Hall - 200 W. Washington St.
Council District: 7

This item was adopted.

71 Authorization to Enter into an Intergovernmental Agreement with Arizona State University's Rob and Melani Walton Sustainability Solutions Service (Ordinance S-48402)

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement with Arizona State University's Rob and Melani Walton Sustainability Solutions Service for a three-year period to pilot test a cooperative-based business model for micromanufacturing plastic products, at the neighborhood scale, using plastic waste. The pilot test intends to accelerate transition to a circular economy in Phoenix in support of the City's Climate Action Plan and Zero Waste 2050 goals, while also becoming a workforce training and economic development tool benefiting low-income and disadvantaged communities. The agreement value will not exceed $750,000.

Summary
The Office of Environmental Programs, Public Works and Community and Economic Development departments propose to partner with Arizona State University (ASU) Rob and Melani Walton Sustainability Solutions Service (RMWSSS) through an Intergovernmental Agreement (IGA). This IGA for consultant services supports Phoenix's commitment to achieving zero waste by 2050 and the updated Climate Action Plan goals to prepare for the impacts of climate change. ASU has conducted a variety of consultant services for the City of Phoenix since 2012. RMWSSS uses the considerable knowledge and research assets of Arizona State University, the nation's most innovative university and leader in sustainability education, to develop scalable solutions to economic, social, and environmental challenges throughout the globe.

Through the IGA, RMWSSS will collaborate with the Public Works and Community and Economic Development departments and the Office of Environmental Programs to support Citywide diversion goals and climate action goals with the following projects:

Support transition to a circular economy through pilot testing of a cooperative-based business model for a plastics micromanufacturing facility, including establishment of a workforce development training program focused on entrepreneur capacity building; and

Provide research and evaluation support related to air quality, climate action planning, and other environmental and sustainability areas on behalf of the City of Phoenix Office of Environmental Programs.

Contract Term

The length of the IGA will be for an initial three-year term, following City Council authorization. Provisions of the Agreement may include an option to extend the term up to two years, to be taken in one-year increments, which may be exercised by the City Manager or his designee.

Financial Impact

This item will have an estimated annual expenditure of $250,000, with a total aggregate amount of $750,000.

Funding is available in the Office of Environmental Programs, and the Public Works and Community and Economic Development departments' budgets.

Concurrence/Previous Council Action

The Community and Cultural Investment Subcommittee recommended approval of this item on March 2, 2022, by a vote of 4-0.

This item was adopted.

72 Machine Shop and Related Services - Amendment (Ordinance S-48425)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 154134 with Device Development, LLC to provide additional funding for machine shop services and allow the Public Works Department to use this contract. 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 $22,500.

Summary

The purpose of this amendment is for the Public Works Department to be added as an authorized user of the existing Water Services Department contract for Machine Shop and Related Services. The Facilities Operations Division (FOD) periodically enlists services from local machine shops. These services include custom machining and metal fabrication for creation of new parts and repair of existing equipment. FOD relies on this service to support City staff in maintaining and rebuilding large pumps; motors; heating, ventilation, and air conditioning (HVAC) equipment; and industrial machinery. Additionally, the vendor will provide services to fabricate new shafts and couplings to adapt new motors to older equipment at various locations throughout the City.

Contract Term

The contract term will remain unchanged, ending on June 30, 2027.

Financial Impact

The initial authorization of Contract 154134 was for an expenditure not-to-exceed $1.42 million. An amendment increased the authorization for the contract by $50,000. This amendment will increase the authorization for the contract by an additional $22,500, for a new total not-to-exceed contract value of $1,492,500.

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

Concurrence/Previous Council Action

The City Council approved:

Machine Shop and Related Services Contract 154134 (Ordinance S-47424) on April 7, 2021; and

Machine Shop and Related Services Contract 154134 - Amendment (Ordinance S-48268) on Jan. 26, 2022.

This item was adopted.

73 Traffic Signing Materials - COOP 22-087 (Ordinance S-48406)

Request to authorize the City Manager, or his designee, to enter into a cooperative participating agreement with Zumar Industries Inc. to

purchase Traffic Signing Materials for the Street Transportation Department. A cooperative contract was established by Maricopa County under solicitation number 210206-S. Further request to authorize the City Controller to disburse all funds related to this item. The total contract value will not exceed $1 million.

Summary

The Traffic Services Division, Signing and Striping Shop fabricates and maintains traffic control signage throughout the City. Adopting this contract will provide additional sign fabrication capacity and options to the City in the event higher volumes of sign fabrication or specialty signs are further required. The signing material provided by this contract are critical to maintaining the City of Phoenix's traffic control signage infrastructure.

Procurement Information

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

The Maricopa County contract covers the purchase of Traffic Signing Materials as required by the Street Transportation Department. The contract was awarded on Sept. 16, 2021.

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

The Assistant Finance Director recommends that the contract with Zumar Industries Inc. be accepted.

Contract Term

The five-year contract term will begin on or about April 1, 2022.

Financial Impact

The total contract value will not exceed $1 million.

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

This item was adopted.

75 Salt River Project Construction Services Contract for Sunland Avenue, 16th Drive to 15th Avenue - ND30120015 (Ordinance S-48397)

Request to authorize the City Manager, or his designee, to enter into a Construction Services Contract with Salt River Project to provide electrical service to three new streetlights on Sunland Avenue from 16th Drive to 15th Avenue. Further request to grant an exception pursuant to Phoenix City Code 42-20 to authorize inclusion in the documents pertaining to this transaction of indemnification and assumption of liability provisions that otherwise would be prohibited by Phoenix City Code 42-18. Additionally, request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $3,828.54.

Summary

The Street Transportation Department is constructing roadway and lighting improvements on Sunland Avenue from 16th Drive to 15th Avenue, which will require the installation of three new streetlights for which Salt River Project will provide power to energize. The total cost of work for the Construction Services Contract is $3,828.54. This work is in conjunction with City Project ND30120015.

Contract Term

The term of the contract will begin in February 2022 and will expire when the streetlights are installed and energized.

Financial Impact

Funding in the amount of $3,828.54 is available from the Community Development Block Grant (CDBG) program.

Location

Sunland Avenue, 16th Drive to 15th Avenue
Council District: 7

This item was adopted.

76 BNSF Railway Company License for Fiber Optic Line Across Railway Property - ST89360035 (Ordinance S-48415)

Request to authorize the City Manager, or his designee, to enter into a License for a Fiber Optic Line across BNSF Railway Company property for work associated with City of Phoenix project ST89360035 Indian School Road Fiber Enhancement. 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. Additionally, request to authorize the City Controller to disburse all funds related to this item.

Summary

The purpose of this license is to allow the City to install fiber optic communications conduit and cabling that cross the BNSF Railway Company's rail corridor, Line Segment 7208 as specified in the license agreement. This work is in conjunction with City Project ST89360035, which will install enhanced fiber optic communications for Citywide purposes.

Contract Term

The agreement term will be for 20 years.

Financial Impact

The anticipated financial impact of the license agreement is approximately $10,000, which includes required third-party inspection services.

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

Location

Indian School Road, east of 35th Avenue.
Council District: 4

This item was adopted.

77 Citywide Landscape Construction - Job Order Contracting Services - 4108JOC204 (Ordinance S-48423)

Request to authorize the City Manager, or his designee, to enter into separate master agreements with two contractors, to provide Citywide Landscape Construction Job Order Contracting Services. Further

request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed $35 million for each master agreement, for a total fee for services will not exceed $70 million.

Additionally, request to authorize the City Manager, or his designee, to take all action deemed necessary or appropriate and to execute all design and construction agreements, licenses permits, ad 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 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 Job Order Contractors (JOC) will be used on an as-needed basis to provide Citywide Landscape Construction Job Order Contracting services. Additionally, the JOC's will be responsible for fulfilling Small Business Enterprise program requirements.

Procurement Information

The selection was made using a qualifications-based selection process as 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. Four firms submitted a proposal and are listed below.

Selected Firm

Rank 1: Valley Rain Construction Corporation
Rank 2: DNG Construction, LLC

Additional Proposers

Rank 3: BrightView Landscape Services, Inc.
Rank 4: Patriot Landscaping and Design, LLC

Contract Term

The term of each master agreement is for up to five years, or up to $35 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 contractor will not exceed $35 million, including all subcontractor and reimbursable costs. The total fee for all services will not exceed $70 million.

Request to authorize the City Manager, or his designee, to execute job order agreements performed under this master agreements for up to $4 million each. In no event will any job order agreement exceed this limit without Council approval to increase the limit.

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

This item was adopted.

78 SmartNet Subscriptions with Surveyors Source, LLC (Ordinance S-48434)

Request to authorize the City Manager, or his designee, to enter into an agreement with Surveyors Source, LLC to provide SmartNet subscriptions for the Street Transportation Department that enable highly accurate and efficient professional surveying services. Further request to authorize the City Controller to disburse all funds related to this service.

Summary

The SmartNet subscriptions will provide Global Navigation Satellite Systems Network Real Time Kinetic connections to hand-held devices that are utilized for surveying purposes by the Street Transportation

Department's survey staff. The survey staff provide professional surveying services for Street Transportation and other City departments' projects. Each hand-held device has the capability to receive a Global Positioning System signal from satellites. The SmartNet subscription service is the only service that can provide up to one inch accuracy for the locations of the devices.

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 the result of a Determination Memo citing that Surveyors Source, LLC is the sole provider of the SmartNet subscriptions used for the City equipment.

Contract Term
The five-year term shall begin on or about June 1, 2022, and end May 31, 2027. Provisions of the contract include an option to extend the contract up to five additional years in increments of up to one year, which may be exercised by the City Manager or his designee.

Financial Impact
The total contract value will not exceed $120,000 for the ten-year term.

Funds are available in the Street Transportation Department's operating budget.

This item was adopted.

79 Scientific, Regulatory and Technical Based Training Services Agreement - Request for Award (Ordinance S-48393)

Request to authorize the City Manager, or his designee, to enter into separate agreements with the three consultants listed below, to provide scientific, regulatory and technical based training services to provide training, course development, and consulting services on an ongoing basis. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate agreements value will not exceed $800,000.

Summary

The purpose of this agreement is to provide scientific, regulatory, and technical based training, course development, and consulting services for the Water Services Department's Environmental Services Division (ESD). All training and related services will address full regulatory compliance for the division's Industrial Pretreatment Program, Laboratory and/or Sampling Ethics, Laboratory and Sampling Quality Systems, and Stormwater Management Program, which is required to maintain the department's license, permits and accreditation.

Offerors' services include but are not limited to providing initial and refresher training, either in person or virtual, to address specified topics related to industrial pretreatment, laboratory sampling ethics and/or quality systems and stormwater management. Offerors will also provide consulting and/or course development services to ensure ESD's training program remains current over time and reflects changes in federal, state, or local regulations and industry policies or procedures.

Procurement Information

The recommendations were made using a Request for Proposal procurement process in accordance with City of Phoenix Administrative Regulation 3.10. Five vendors submitted proposals for four groups and are listed below; all responses were found to be responsive and responsible.

Brown and Caldwell, Inc.
Laboratory Data Consultants, Inc.
NV5, Inc.
Plummer Associates, Inc.
Shepherd Technical Services, LLC

The evaluation panel recommendations were reached by consensus in consideration of published selection criteria with total points ranging from 0-1,000 for each of the four groups:

Qualifications and Experience (0-300 points)
Method of Approach (0-300 points)
Qualifications and Experience of Staff Instructors (0-250 points)

Price (0-150 points)

The evaluation panel recommended awarding to multiple offerors in Group 2: Laboratory and/or Sampling Ethics and Group 3: Laboratory and Sampling Quality Systems to ensure the varied training needs of the division are met for these programs. The following Offerors are selected for award.

Selected Vendors
Group 1: Industrial Pretreatment Program
Brown and Caldwell, Inc. - 863 points

Group 2: Laboratory and/or Sampling Ethics
Shepherd Technical Services, LLC - 922 points
NV5, Inc. - 920 points

Group 3: Laboratory and Sampling Quality Systems
NV5, Inc. - 920 points
Shepherd Technical Services, LLC - 907 points

Group 4: Stormwater Management Program
NV5, Inc. - 844 points

Additional Proposers
Group 1: Industrial Pretreatment Program
Plummer Associates, Inc. - 755 points

Group 2: Laboratory and/or Sampling Ethics
Laboratory Data Consultants, Inc. - 848 points

Group 3: Laboratory and Sampling Quality Systems
Laboratory Data Consultants, Inc. - 849 points

Group 4: Stormwater Management Program
Plummer Associates, Inc. - 759 points

Contract Term

The agreement will begin on or about April 1, 2022, for a five-year aggregate term with no options to extend.

Financial Impact
The aggregate agreements value for Brown and Caldwell, Inc., NV5, Inc. and Shepherd Technical Services, LLC will not exceed $800,000.

Funding is available in the Water Services Department Operating budget.

This item was adopted.

80 Calibration of Balances - Request for Award (Ordinance S-48412)

Request to authorize the City Manager, or his designee, to enter into an agreement with National Calibration, Inc., to provide calibration of balances and preventative maintenance on laboratory scales. Further request to authorize the City Controller to disburse all funds related to this item. This agreement will not exceed $35,000.

Summary
The purpose of this agreement is to provide annual preventive maintenance and calibration services for the balances located at Water Services Department laboratories on an as-needed basis. The services are required in order to maintain compliance with Arizona Department of Health Services (ADHS) and National Environmental Laboratory Accreditation Conference (NELAC) requirements.

The services of National Calibration, Inc. include but are not limited to all labor, equipment, and materials required for calibration and preventative maintenance on laboratory scales at various Water Services Department locations citywide.

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

One vendor submitted a bid and is listed below. The bid was found to be responsive and responsible.

Selected Bidder

National Calibration, Inc. $5,000

Contract Term
The agreement will begin on or about March 23, 2022, for a five-year aggregate term with no options to extend.

Financial Impact
The agreement value for National Calibration will not exceed $35,000.

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

This item was adopted.

81 Booster Pump Station 10A-B1 and Cave Creek and Lone Mountain Waterline Connections - Engineering Services - WS85100032 and WS85500451 (Ordinance S-48396)

Request to authorize the City Manager, or his designee, to enter into an agreement with Wilson Engineers, LLC, to provide Engineering Services that include construction administration and inspection services for the Booster Pump Station 10A-B1 and Cave Creek and Lone Mountain Waterline Connection. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed $2 million.

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

Summary

The purpose of this project is to construct a new 5.8 million gallons per day Booster Pump Station (BPS) at the City's existing Well 300/9A-B2/9A-GS2/10A-B1 site, which is approximately 0.9 mile of new 16-inch waterline between existing infrastructure south of Carefree Highway and the new BPS; approximately 1.1 miles of new 16-inch waterline along Lone Mountain Road; and approximately 0.2 mile of 20-inch waterline along Cave Creek Road to supply the new BPS. The waterline improvements are required for system resiliency when the new BPS is in operation.

Procurement Information

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

Selected Firm

Rank 1: Wilson Engineers, LLC

Additional Proposers

Rank 2: Entellus, Inc.
Rank 3: Carollo Engineers, Inc.
Rank 4: Brown and Caldwell, Inc.
Rank 5: American Rescue and Safety, LLC

Contract Term

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

Financial Impact

The agreement value for Wilson Engineers, LLC will not exceed $2 million, including all subconsultant and reimbursable costs.

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

Location
BPS 10A-B1: Lone Mountain to Cave Creek Roads
16-inch Cave Creek Waterline: Lone Mountain Road to Carefree Highway
16-inch Lone Mountain Waterline: Cave Creek Road to 56th Street
Council District: 2

This item was adopted.

82 Central Arizona Water Clearinghouse (Mammoth Water) - Amendment (Ordinance S-48424)

Request to authorize the City Manager, or his designee, to execute an amendment to consent to assignment of Central Arizona Water Clearinghouse Project Management Services Contract 153788 with Mammoth Water, LLC to ERA Economics. Further request a waiver of Phoenix City Code section 42-18 to allow a limitation of liability provision.

Summary
The purpose of this amendment is to consent to assignment of the agreement with Mammoth Water, LLC to ERA Economics. ERA Economics has acquired Mammoth Water, LLC; this amendment would allow for the project and project duties to move forward unhindered. The Water Services Department also requests a waiver from Phoenix City Code section 42-18(B) for the contract with ERA Economics, LLC. ERA Economics, LLC seeks a limitation of liability and if approved, would preclude their liability for any consequential, indirect, or incidental damages arising out of the agreement.

The contract provides quantitative analysis and professional technical services required to develop the Central Arizona Water Clearinghouse platform prototype. The Clearinghouse is a collaborative project developed by the City of Phoenix and an external team of water professionals, academia, and non-profit organizations. The purpose of

the Clearinghouse is to create water management tools to facilitate market-based transactions that will advance water resource sustainability for the City and other water users in Central Arizona.

Contract Term

The contract term is unchanged by the amendment and will run through Dec. 31, 2023, with an existing option for the City to extend the term for an additional three years.

Financial Impact

There is no requested change to the existing spending authorization for this contract as part of this amendment.

Concurrence/Previous Council Action

The City Council approved:

Acceptance and disbursement of U.S. Bureau of Reclamation 'WaterSMART Water Marketing Strategy' Grant (Ordinance S-45870) on June 26, 2019; and

Central Arizona Water Clearinghouse Contract 153788 (Ordinance S-47164) on Dec. 16, 2020.

This item was adopted.

83 Fire Hydrants and Accessories Contract - Amendment (Ordinance S-48409)

Request to authorize the City Manager, or his designee, to execute amendments to Contracts: 149450 with Mueller Co., LLC; 149451 with Ferguson US Holdings Inc.; 149464 with Dana Kepner Company, Inc.; and 149465 with Fortiline, Inc., to provide additional funding to the agreements. 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 $4.2 million.

Summary

The purpose of this amendment is to provide additional aggregate funding to the agreements for purchase of fire hydrants, additional parts, and accessories for installation throughout the City of Phoenix due to timeline for expedited completion of the fire hydrant replacement and repair project.

Contract Term
The contracts' terms will remain unchanged, ending on Feb. 29, 2024.

Financial Impact
The initial authorization for Fire Hydrants and Accessories Contracts was for an aggregate expenditure not-to-exceed $5,845,065. This amendment will increase the authorization for the contracts by an additional $4.2 million, for a new aggregate total not-to-exceed contract value of $10,045,065.

Funding is available in the Water Services Department’s Capital Improvement Program Budget.

Concurrence/Previous Council Action
The City Council approved Fire Hydrants and Accessories Contracts: 149450; 14951; 149464; and 149465 (Ordinance S-45423) on March 6, 2019.

This item was adopted.

84 Fire Life Safety Systems Testing, Inspections, Maintenance and Repairs - Amendment (Ordinance S-48433)

Request to authorize the City Manager, or his designee, to execute amendments to Agreements 151058 with RCI Systems, LLC.; and 151059 with Metro Fire Equipment, Inc., to provide additional funding to the agreements. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures for services and goods included in this amendment will not exceed $400,000.

Summary
The purpose of this amendment is to increase spending authority due to emergency repairs to existing systems and compliance engine inspection fees. The compliance engine inspection fee was implemented by the City after the contracts were executed. The fee was not accounted for in the initial agreement value and has increased costs for each Fire Life Safety System inspection that is performed by the contractors.

Contract Term
The agreements’ terms will remain unchanged, ending on Sept. 30,

2024.

Financial Impact

The initial authorization for agreements for Fire Life Safety Systems Testing, Inspections, Maintenance and Repairs were for an expenditure not-to-exceed $400,800. This amendment will increase authorization for the agreements by an additional $400,000, for a new total not-to-exceed value of $800,800.

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

Concurrence/Previous Council Action

The City Council approved Fire Life Safety Systems Testing, Inspections, Maintenance and Repairs Contracts 151058 and 151059 (Ordinance S-46057) on Oct. 2, 2019.

This item was adopted.

85 Final Plat - Park Central Amended IV - PLAT 210073 - West of Central Avenue and Earll Drive

Plat: 210073
Project: 00-1783
Name of Plat: Park Central Amended IV
Owner(s): HPPC, LLC
Engineer: Brian J. Diehl, RLS
Request: A 2 Lot Commercial Plat
Reviewed by Staff: Feb. 18, 2022
Final Plat requires Formal Action Only

Summary

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

Location

Generally located west of Central Avenue and Earll Drive.
Council District: 4

This item was approved.

86 **Final Plat - Elevation at the Trails - PLAT 210051 - 4141 North 104th Drive**

Plat: 210051
Project: 18-855
Name of Plat: Elevation at the Trails
Owner: Elevation Living, LLC
Engineer: Robert J. Blake, RLS
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Feb. 22, 2022
Final Plat requires Formal Action Only

Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public. The plat needs to record concurrently, on the same day, with Abandonment 200551. The sequence of recording is as follows: the resolution of abandonment is recorded first, and the plat is recorded second.

Location

Generally located at 4141 North 104th Drive.
Council District: 5

This item was approved.

87 **Final Plat - Ocotillo and 7th Street - PLAT 210018 - Southeast Corner of Ocotillo Road and 7th Street**

Plat: 210018
Project: 19-4263
Name of Plat: Ocotillo and 7th Street
Owner: Rule Transfer AZ, Inc.
Engineer: Mike F. Jennings, RLS
Request: A 2 Lot Residential Plat
Reviewed by Staff: Feb. 10, 2022
Final Plat requires Formal Action Only

Summary

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

July 1, 2021 council agenda and approved, but expired prior to recordation.

Location
Generally located at the southeast corner of Ocotillo Road and 7th Street.
Council District: 6

This item was approved.

88 Abandonment of Easement - ABND 210022 - 23310 North 17th Drive (Resolution 22005)

Abandonment: ABND 210022
Project: 04-3
Applicant: Brian Barr
Request: The drainage easement located on the southeast corner of Lot 41, Pinnacle Peak Business Park Unit II, Book 715 Page 17 Official Records of Maricopa County Recorder.
Date of Decision/Hearing: June 7, 2021

Location
23310 North 17th Drive.
Council District: 1

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

This item was adopted.

89 Abandonment of Private Drive and Easement - ABND 200551 - Indian School Road and 103rd Avenue (Resolution 22003)

Abandonment: ABND 200551
Project: 18-855
Applicant: Jeff Giles, Clouse Engineering Inc.
Request: To abandon the private drive and public utility easements as identified on Exhibit A, recorded on subdivision plat “Villa De Paz Unit One”, Book 135, Page 22. Recorded with Maricopa County Recorder.
Date of Decision/Hearing: Nov. 5, 2020

Summary
The resolution of the abandonment and PLAT #210051 are to be recorded together with the Maricopa County recorder on the same day, at

the same time. The sequence of recording to be followed is that the resolution is recorded first, then the plat is recorded second.

Location
Indian School Road and 103rd Avenue.
Council District: 5

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

This item was adopted.

90 Abandonment of Right-of-Way - ABND 190087 - 4222 N. Paradise Way and 6024 E. Calle Del Norte (Resolution 22007)

Abandonment: ABND 190087
Project: 99-3603
Applicants: Scott Zielinski and William Francis
Request: To abandon front right-of-way originally designed for a cul-de-sac that was never developed.
Date of Decision/Hearing: March 4, 2021

Location
4222 N. Paradise Way and 6024 E. Calle Del Norte.
Council District: 6

Financial Impact
A consideration fee was also collected as part of this right-of-way abandonment in the amount of $691.20.

This item was adopted.

91 Abandonment of Right-of-Way - ABND 200553 - 4945 East Camelback Road (Resolution 22004)

Abandonment: ABND 200553
Project: 99-40961
Applicant: Phoenix Permit Service, LLC
Request: To abandon 25-feet of right-of-way, directly north of 4945 E. Camelback Road.
Date of Decision/Hearing: Nov. 5, 2020

Location

4945 East Camelback Road.
Council District: 6

Financial Impact
A consideration fee was also collected as part of this right-of-way abandonment in the amount of $956.00.

This item was adopted.

92 Abandonment of Easement - ABND 210035 - Northwest Corner of Camelback Road and SR-51 (Resolution 22008)

Abandonment: ABND 210035
Project: 19-4369
Applicant: Noel Griemsmann
Request: Portions of Public Utility Easement and Water Easement adjacent to 154-57-007A, 164-57-008, 164-57-009, 164-57-010, 164-57-449 and 164-57-023B.
Date of Decision/Hearing: July 28, 2021

Summary
The resolution of the abandonment and PLAT 210053 are to be recorded together with the Maricopa County recorder on the same day, at the same time. The sequence of recording to be followed is that the resolution is recorded first, then the plat is recorded second. **Please note PLAT 210053 was already approved at the Feb. 16, 2022 Formal meeting.**

Location
Northwest corner of Camelback Road and SR-51.
Council District: 6

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

This item was adopted.

93 Abandonment of Right-of-Way - ABND 200507 - Northeast Corner of 1st Avenue and Van Buren Street (Resolution 22006)

Abandonment: ABND 200507
Project: 19-2846

Applicant: City of Phoenix Community and Economic Development Department
Request: To abandon 6 square feet of right-of-way at the northeast corner of 1st Avenue and Van Buren Street.
Date of Decision/Hearing: April 23, 2020

Location

Northeast Corner of 1st Avenue and Van Buren Street.
Council District: 7

Financial Impact

A consideration fee was waived by the Planning and Development Director (as permitted by the City Code for acknowledgement of other public benefit as outlined in the City Council approved development agreement) for this right-of-way abandonment. Filing fees were paid.

This item was adopted.

94 Modification of Stipulation Request for Ratification of Feb. 16, 2022, Planning Hearing Officer Action - PHO-3-21--Z-51-01-2 - Northeast Corner of 31st Street and Aire Libre Lane

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Feb. 16, 2022. This ratification requires formal action only.

Summary

Application: PHO-3-21--Z-51-01-2
Existing Zoning: R-3 (Approved P-1 and C-3)
Acreage: 2.39

Owner: William P. & Betty E. Crittenden Trust
Applicant/Representative: Micah McCreary, Beus Gilbert McGroder

Proposal:
1. Modification of Stipulation 1 regarding general conformance to the site plan date stamped July 5, 2019.
2. Deletion of Stipulation 4 regarding the maximum height of outdoor storage and screening from public rights-of-way.

Concurrence/Previous Council Action

Village Planning Committee (VPC) Recommendation: The Paradise Valley Village Planning Committee heard this case on Feb. 7, 2022, and recommended approval with a modification by a 14-0 vote.
Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on Feb. 16, 2022, and recommended approval with a modification and an additional stipulation. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

Location
Northeast corner of 31st Street and Aire Libre Lane.
Council District: 2
Parcel Address: 3150 E. Aire Libre Lane.

This item was approved.

95 Modification of Stipulation Request for Ratification of Feb. 16, 2022, Planning Hearing Officer Action - PHO-1-21--Z-1-93-7(4) - Northwest Corner of Van Buren Street and 35th Avenue

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Feb. 16, 2022. This ratification requires formal action only.

Summary
Application: PHO-1-21--Z-1-93-7(4)
Existing Zoning: C-2
Acreage: 1.15

Owner: SK&M Investments
Applicant/Representative: William F. Allison, Withey Morris PLC

Proposal:
1. Modification of Stipulation 1 regarding general conformance with the site plan dated Nov. 23, 1992.
2. Modification of Stipulation 2 regarding a bus stop on the north side of Van Buren Street.
3. Modification of Stipulation 3 prohibiting access to Melvin Street.

Concurrence/Previous Council Action

Village Planning Committee (VPC) Recommendation: The Estrella Village Planning Committee heard this case on Dec. 21, 2021 and recommended approval by a 6-0 vote.
Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on Feb. 16, 2022 and recommended approval with modifications and additional stipulations. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

Location
Northwest corner of Van Buren Street and 35th Avenue.
Council District: 4
Parcel Address: N/A

This item was approved.

96 Modification of Stipulation Request for Ratification of Feb. 16, 2022, Planning Hearing Officer Action - PHO-1-21--Z-23-95-7(4) - Approximately 175 Feet West of the Southwest Corner of 35th Avenue and Melvin Street

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Feb. 16, 2022. This ratification requires formal action only.

Summary
Application: PHO-1-21--Z-23-95-7(4)
Existing Zoning: P-1
Acreage: 0.23

Owner: SK&M Investments
Applicant/Representative: William F. Allison, Withey Morris PLC

Proposal:
1. Modification of Stipulation 1 regarding pedestrian and vehicular access to Melvin Street.
2. Modification of Stipulation 2 regarding a 20-foot landscape setback along Melvin Street.
3. Modification of Stipulation 3 regarding a 6-foot masonry screen wall.
4. Deletion of Stipulation 4 regarding use of parking.

Concurrence/Previous Council Action
Village Planning Committee (VPC) Recommendation: The Estrella Village Planning Committee heard this case on Dec. 21, 2021 and recommended approval by a 6-0 vote.
Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on Feb. 16, 2022, and recommended approval with modifications and additional stipulations. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

Location
Approximately 175 feet west of the southwest corner of 35th Avenue and Melvin Street.
Council District: 4
Parcel Address: N/A

This item was approved.

97 Modification of Stipulation Request for Ratification of Feb. 16, 2022, Planning Hearing Officer Action - PHO-3-21--Z-105-89-5(6) - Southeast Corner of 7th Street and Northern Avenue

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Feb. 16, 2022. This ratification requires formal action only.

Summary
Application: PHO-3-21--Z-105-89-5(6)
Existing Zoning: R-O
Acreage: 0.91

Owner: Northern Grove Phoenix LLC
Applicant/Representative: Cassandra Alejandro, CVL Consultants

Proposal:
1. Modification of Stipulation 1 regarding general conformance with the site plan dated Feb. 14, 1990.
2. Modification of Stipulation 11 regarding architectural style of the office buildings and general conformance with the renderings dated Feb. 14,

1990.
3. Modification of Stipulation 14 regarding building square footage and height for various uses.
4. Technical corrections to Stipulations 7 and 20.

Concurrence/Previous Council Action
Village Planning Committee (VPC) Recommendation: The Camelback East Village Planning Committee opted not to hear this request.
Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on Feb. 16, 2022, and recommended approval with modifications and an additional stipulation. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

Location
Southeast corner of 7th Street and Northern Avenue.
Council District: 6
Parcel Address: 701 E. Northern Ave.

This item was approved.

98 Modification of Stipulation Request for Ratification of Feb. 16, 2022, Planning Hearing Officer Action - PHO-1-21--Z-155-C-01-7 - Approximately 690 Feet West of the Northwest Corner of 91st Avenue and Broadway Road and Approximately 1,020 Feet East of the Southeast Corner of 107th Avenue and Broadway Road

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Feb. 16, 2022. This ratification requires formal action only.

Summary
Application: PHO-1-21--Z-155-C-01-7
Existing Zoning: S-1 (Approved R-3 PCD), PCD (Approved R-3 PCD)
Acreage: 31.88

Owner: New Era Phoenix LLC
Applicant/Representative: Julie Vermillion, CVL Consultants

Proposal:

1. Deletion of Stipulation 17 regarding porches and patios oriented towards 91st Avenue, 107th Avenue, and Broadway Road.
2. Modification of Stipulation 18 regarding multifamily bicycle infrastructure.

Concurrence/Previous Council Action
Village Planning Committee (VPC) Recommendation: The Estrella Village Planning Committee heard this case on Jan. 18, 2022 and recommended denial by a 5-0 vote. The Estrella Village Planning Committee heard this request on Feb. 15, 2022, and recommended approval by a 6-0 vote.
Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on Feb. 16, 2022, and recommended approval with modifications and an additional stipulation. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

Location
Approximately 690 feet west of the northwest corner of 91st Avenue and Broadway Road and approximately 1,020 feet east of the southeast corner of 107th Avenue and Broadway Road.
Council District: 7
Parcel Address: N/A

This item was approved.

99 Remove/Replace Zoning District - 19th Avenue and Yearling Road - Annexation 513 (Ordinance G-6973)

Request to authorize the City Manager, or his designee, to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by removing the Maricopa County RU-43 zoning district and replacing it with the City of Phoenix S-1 zoning district on the property at the location described below, which was annexed into the City of Phoenix on Dec. 15, 2021, by Ordinance S-48196.

Location
19th Avenue and Yearling Road.
Council District: 1

This item was adopted.

Items 27-28, Ordinance S-48392 was a request to authorize the City Controller to disburse funds, up to amounts indicated, for the purpose of paying vendors, contractors, claimants and others, and providing additional payment authority under certain existing city contracts. This section also requested continuing payment authority, up to amounts indicated below, for the following contracts, contract extensions and/or bids awarded. As indicated below, some items below require payment pursuant to Phoenix City Code section 42-13.

A motion was made by Vice Mayor Pastor, seconded by Councilwoman Stark, that Items 27-28 be adopted. The motion carried by the following vote:

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

27 Western Urban Water Coalition - Annual Payment Authority

For $40,000.00 in payment authority for the Fiscal Year 2021-22 membership renewal to the Western Urban Water Coalition (WUWC) for the Water Services Department. The WUWC is an organization of the western United States' largest urban water utilities. The membership helps secure sound national water policies, programs, and regulations impacting the unique challenges facing urban water supplies in the West.

This item was adopted.

28 Association of Metropolitan Water Agencies - Annual Payment Authority

For $12,000.00 in payment authority for the Fiscal Year 2021-22 membership renewal to the Association of Metropolitan Water Agencies for the Water Services Department. The Association of Metropolitan Water Agencies conducts financial surveys across the major utilities in the country which allows Water Services to benchmark its performance on various issues. The Association also advocates at the federal level for the use of science-based drinking water quality standards. The item was approved by the Transportation, Infrastructure, and Innovation Subcommittee on April 7, 2021.

This item was adopted.

41 An Ordinance Authorizing the Issuance of Obligations for the

Acquisition, Construction and Improvement of Municipal Facilities (Ordinance S-48430)

An ordinance authorizing the City Manager to issue, or to cause the issuance of, obligations of or by the City, a municipal property corporation or a corporate trustee or a loan from a bank or financial institution as short-term and/or long-term obligations to refund short-term obligations or long-term obligations, including execution and delivery of all leases and other agreements necessary or appropriate for the financing, refinancing, or reimbursing of costs for acquiring, constructing, and improving real and personal property for municipal facilities for the City and associated financing costs; pledge, if deemed appropriate, excise taxes or other lawfully available funds for such purposes and to pay for financing costs; and authorizing the City Controller to receive and expend all necessary funds therefore.

Summary

This ordinance provides authorization to issue obligations up to $150,000,000 principal amount plus related financing costs to acquire, construct, and improve real and personal property.

Financial Impact

The City will pledge excise taxes or other lawfully available funds to the repayment of the obligations.

Discussion

A motion was made and seconded to approve this item.

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

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

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

48 Open Data Portal Hosting Annual Renewal (Ordinance S-48445)

Request to authorize the City Manager, or his designee, to extend Contract 144640 with OpenGov, Inc. for the annual renewal of support and maintenance of the City's Open Data portal, in an amount not to exceed $350,000. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

The City of Phoenix utilizes OpenGov, Inc. for its Open Data Portal, which provides transparent and easy-to-use data to residents and businesses regarding areas such as public safety, transportation, finance, energy and sustainability, libraries, parks, and arts and culture. The solution is a cloud-based platform that simplifies or eliminates on-premise storage, infrastructure, indexing, retrieval, data management, and presentation.

Included in this request is the addition of the Citizen Services module for the City Manager's Office and the Procurement Solicitation Development module and professional services for the Finance Department. The Citizen Services module provides a platform that assists with American Rescue Plan Act reporting and the Procurement Solicitation Development module is a collaborative tool that will facilitate procurement modernization as it helps develop consistent and efficient solicitations and contracts. Funding is for maintenance and support, technical assistance, hosting, and performance dashboards, including the additional modules. Failure to renew support and hosting for the portal would result in the City no longer having an open data site for residents and businesses who utilize the data for informational or data analytics purposes, and limit the City's ability to utilize this system's additional capabilities.

Contract Term

This contract was originally awarded with approval of annual maintenance and support to continue annually, as long as it is in the City's best interest. The City renews this contract annually, and this request is for the sixth year, ending Feb. 28, 2023.

Financial Impact

With the $350,000 in additional funds, the contract's revised aggregate value is approximately $1,304,147. Funds are available in the Information Technology Services and Finance departments and City Manager's

Office operating budgets.

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

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

No: 0

60 Emergency Utility Assistance Contract - Amendment (Ordinance S-48437)

Request to authorize the City Manager, or his designee, to amend Contract 154902 with the Arizona Community Action Association dba Wildfire, to accept additional emergency utility assistance funding in an amount not to exceed $76,060 for a new contract total of $392,930. Further request to authorize the City Treasurer to accept, and the City Controller to disburse all funds related to this item. There is no impact to the General Fund.

Summary

Funds provided to the City of Phoenix Human Services Department from Wildfire will be used to provide low-income individuals and families with emergency utility assistance. The additional funding will allow the City of Phoenix to provide utility assistance to approximately 160 households, resulting in more than 1,200 total households being served.

Contract Term

The contract term is for one year, from July 1, 2021, through June 30, 2022.

Financial Impact

The new contract total amount shall not exceed $392,930. There is no impact to the General Fund.

Concurrence/Previous Council Action

On June 2, 2021, the City Council authorized staff to contract with Arizona Community Action Association dba Wildfire to accept emergency utility

assistance funds to provide low-income individuals and families with emergency utility assistance with Ordinance S-47643.

On Dec. 15, 2021, the City Council authorized additional funds be added to the contract with Ordinance S-48198.

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

Yes: 7 - Councilwoman Ansari, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Vice Mayor Pastor and Mayor Gallego

No: 2 - Councilman DiCiccio and Councilman Waring

61 COVID-19 Behavioral Health Support Services Agreement (Ordinance S-48438)

Request to authorize the City Manager, or his designee, to enter into an agreement with Mercy Care to provide outreach, behavioral health, substance abuse, physical health and transportation services for uninsured and underinsured residents in the City of Phoenix. The contract total will not exceed $9 million. Further request to authorize the City Controller to disburse all funds related to this item for the full term of the contract, including extensions. There is no impact to the General Fund. Funding is available through the City's allocation of the American Rescue Plan Act received from the federal government and is under the City's Homelessness and Mental Health Program category.

Summary

The City of Phoenix Human Services Department has been tasked with addressing challenges facing City of Phoenix residents due to the COVID-19 pandemic. Mercy Care will provide outreach, behavioral and physical health screenings, evaluations, counseling, therapy, medication, case management, and transportation to services for residents throughout the city. Mercy Care will also enroll eligible residents in Medicaid/Medicare. Because stable housing is a critical component of recovery for individuals with behavioral health and substance use disorders, additional support services under this program will include eviction prevention, short-term rental assistance and transitional housing.

Mercy Care is the Regional Behavioral Health Authority (RBHA) in Maricopa County. As the RBHA, Mercy Care is responsible for overseeing the Maricopa County public behavioral health crisis system and implementation of the U.S. Department of Health and Human Services Substance Abuse and Mental Health Services Administration block grants. In addition, through multiple other State Medicaid contracts and a Medicare contract beyond their RBHA contract, Mercy Care provides physical and behavioral health services for a range of populations. As part of providing Maricopa County crisis system oversight, Mercy Care works closely with first responders including Phoenix Fire and Police departments as well as the City's Human Services Department.

Contract Term

The term of this contract will begin on or about April 1, 2022, through June 30, 2023, with one option to extend through Dec. 31, 2024, based on continuous need and available funding, which may be exercised by the City Manager or designee.

Financial Impact

The total value of this contract shall not exceed $9 million. There is no impact to the General Fund. Funding will be provided through the City's allocation of the American Rescue Plan Act.

Discussion

A motion was made and seconded to approve this item.

Councilmember Garcia thanked community members and organizations for their feedback at stakeholder meetings, noting the top concern was the pandemic's effect on community members mental health. He expressed he was proud the city was making such a large investment and helping community partners provide mental and behavioral health services for community members. He recognized this was a big task for the department, but this support was needed in the community. He requested an overview of the city's partnership with Mercy Care as well as what people could expect from this project.

Human Services Director Marchelle Franklin conveyed during last year's budget hearings the community asked for support with mental and

behavioral health services. She said staff conducted research and determined the best organization to partner with was Mercy Care then introduced Tad Gary, Deputy Chief Executive Officer and Dr. Blythe FitzHarris, Chief Clinical Officer at Mercy Care. She pointed out Mercy Care was the regional behavioral health funding authority for Maricopa County and responsible for providing and coordinating emergency crisis response throughout the county. She noted Mercy Care had contracts with the federal government for delivery of behavioral health and substance abuse services as well as wrap-around supportive services. She added Mercy Care had contracts with partners for delivery of services at a grassroots level.

Councilmember Garcia asked how people would receive as well as who would qualify for these services.

Dr. FitzHarris replied the intent was to contract with providers that worked in the community, along with federal qualified health centers, so people could go to one of the contracted facilities or engage with navigator community staff. She indicated eligibility was for people in the city of Phoenix who were under-insured or non-insured, including people that did not have documentation of citizenship.

Councilmember Garcia questioned how success would be measured and if a feedback process was possible that was inclusive of people in the program.

Ms. Franklin responded staff defined some metrics, such as tracking the number of people being served, with a commitment of 100 per month, and the demographics.

Mr. Gary added they would work closely with community members to define the outcomes, noting he had spoken with Council about the different data elements for tracking. He conveyed it would be an evolutionary process and that flexibility in tracking outcomes would occur in working with everyone. He indicated they would have standard outcomes when tracking, such as utilization of services and demographic information including who was getting services and when as well as race, ethnicity, age and sex. He stated they would use that data to help expand

outreach to other individuals if the program was under-utilized.

Ms. Franklin said the data would be used at the end of the contract period to bring recommendations to Council on the successes and gaps where more services were needed, noting the gaps would be filled if funding was available. She emphasized the goal was to collect data to show these services were meeting the needs of community members and if there were gaps bring recommendations of further support to Council.

Councilmember Garcia expressed his appreciation of staff's commitment to meet with stakeholders, organizations and neighborhood leaders to ensure people had access to this program. He remarked he was proud the city would be able to meet this need and help it grow with this investment. He thanked staff and Mercy Care for their work and said he looked forward to their recommendations as Council wanted this to be successful.

Councilwoman Ansari said she applauded this program as the city was investing in mental health care. She remarked she had been meeting with community groups, especially in south and west Phoenix, which had a big need for this program in the area, such as refugees who were waiting up to eight months for care. She thanked Ms. Franklin for helping to provide services to current and new residents.

Vice Mayor Pastor stated she wanted to review the initial list of data elements to see if they align with the Council or if additional data elements should be added to the list. She asked if there would be navigators on the light rail platform and on the canal.

Ms. Franklin replied the intention of the mental health program was to ensure the city was meeting all hotspots in the community. She affirmed navigation services in terms of outreach to get people into these services would include those areas. She added the city would work closely with other outreach providers to make sure these services are provided to those experiencing homelessness. She noted other city departments that encountered homeless individuals while working along the canals and other areas would also help people get connected with these services.

Vice Mayor Pastor recalled several years ago when Council put money in the budget for navigators on the light rail to connect that population with services. She asked how this program would interact with existing programs.

Ms. Franklin affirmed funds were set aside several years ago through the Public Transit Department for outreach teams that worked specifically on the light rail platform. She conveyed those outreach teams assigned to light rail could use the ARPA mental health program, noting CBI currently provided that outreach.

Vice Mayor Pastor remarked she was referring to transportation connectivity which included the bus stops. She thanked everyone for their hard work on this item.

Mayor Gallego agreed the entire transit system made sense as this type of outreach was needed around the bus system. She thanked everybody who worked to bring this item forward as the community shared this was a need. She mentioned the city's Community Assistance Program that deployed people with expertise in behavioral health which made an impact in the community. She emphasized the city should target these resources for people who were unsheltered or at risk of being unsheltered as that was a priority. She said she appreciated this included financial assistance for people who were unable to enroll in other programs. She asked if local companies could participate in this program.

Mr. Gary affirmed yes, noting they were aware of the unique needs of various groups so other partners would be brought to the table.

Mayor Gallego questioned how the city would coordinate these efforts to make sure efforts were not duplicated but enhanced the current efforts.

Ms. Franklin replied Mercy Care already worked with the police and fire departments, particularly with the Community Assistance Program so there was connection. She pointed out this would be internal by working with city departments and external with the Community Assistance Program for crisis mental health needs as well as ARPA for non-crisis

needs. She explained when first responders found individuals with long-term needs the engagement already existed with Mercy Care so these individuals could benefit from available services under ARPA. She added if navigators found someone with an immediate need while performing outreach under ARPA they could connect directly with Mercy Care or the Community Assistance Program. She indicated Mercy Care was already involved in the city's program so staff would continue to coordinate those efforts and ensure seamless service for residents.

Mayor Gallego stated she understood the tele-health partners would also receive training to become knowledgeable about the Mercy Care partnership.

Councilman DiCiccio thanked Councilmember Garcia and other individuals for their work on this item. Councilman DiCiccio expressed this program had a lot of potential, especially with a group that understood this environment.

Mayor Gallego thanked the partners who helped the city get through difficult times, including federally-qualified health centers that helped with COVID.

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

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

No: 0

63 Development Agreement with Scannell Properties for installation of Public Infrastructure and Public Space Improvements (Ordinance S-48443)

Request to authorize the City Manager, or his designee, to negotiate and enter into a development agreement and any other agreements as necessary (Agreements), with Scannell Properties, or its City-approved designee (Developer), for the installation of public infrastructure and

outdoor public space improvements. Further request to authorize the City Controller to disburse all funds associated with this request.

Summary

Developer is planning to develop more than three million square feet of class A industrial buildings on approximately 240 acres in Laveen (Project) in the area dubbed as the South Mountain Technology Corridor (SMTC). The property is generally located from the Laveen Conveyance Channel on the north, to the Olney Avenue Alignment on the South, the 67th Avenue Alignment to 63rd Avenue Alignment north of Dobbins Road, and the Gila River Indian Community border on the west, to the 63rd Avenue Alignment south of Dobbins Road (Site). To date, the Developer has successfully acquired 60 of the 240 acres and is in the process of closing on the remaining 180 acres. The first phase of the 240 acres, to be known as Dove Ranch, will span across 60 acres, and will feature state of the art industrial shell buildings that are designed to house high wage employers and capture the widest range of end users possible.

On Oct. 6, 2021, City Council approved the Developer's Planned Unit Development (PUD) rezoning request. In conformance with the intent of creating a technology corridor, the PUD does not allow warehouse distribution as a single use and gives a three year buffer after the buildings are finished to land high tech and advanced manufacturers. To facilitate the development and kick off the SMTC, the Developer will make several public infrastructure improvements, creating new public access through the Site, bringing in needed infrastructure and facilitating pedestrian connectivity and activity.

Subject to City Council approval, the following major business terms have been negotiated with the Developer and would be implemented throughout the Agreements:

Developer will privately finance and construct the enhanced public infrastructure improvements.
Developer will improve and construct Dobbins Road to its full build-out according to the City of Phoenix Street Transportation Department specifications along its property frontage.
Developer will install, construct and dedicate public north-south street

improvements (including landscaping and appurtenant amenities) for public access through the Project at approximately 67th Avenue and 63rd Avenue as detailed in the plans approved by the City of Phoenix Planning and Development Department.

Agreements may include other such public infrastructure and related components (and costs thereof) as approved by the City of Phoenix Community and Economic Development Department Director.

These improvements shall be in conformance with the zoning for the Site.

Developer must comply with Title 34 of the Arizona Revised Statutes in constructing the improvements to qualify for reimbursement, and the specifics and cost of the public infrastructure improvements must be pre-approved by the City in order to qualify for reimbursement.

The City will reimburse the Developer for public infrastructure improvements as listed above in the following manner and will not exceed the maximum amount of $7.5 million.

Reimbursements shall be paid on an annual basis and shall not exceed the amount of the General Fund portion of the Construction Sales tax (Commercial Contracting) and General Fund portion of the Commercial Lease Tax (Commercial Real Estate Property Rental, Leasing, Licensing) collected that year. These taxes shall be comprised of the taxes relating to both (i) the construction and installation of the public infrastructure improvements, private infrastructure improvements constructed, and the build-out and lease up of the Project, and (ii) the construction of vertical and other on-site improvements on the Site from time to time (whether by Developer or by third parties such as technology support companies, and including any tenant improvements). In order to track Construction Sales Taxes eligible for reimbursement, all contractors and subcontractors must secure an independent City of Phoenix Transaction Privilege Tax (TPT) License related solely to the Project. Developer has received a preliminary estimate that is in excess of the $7.5 million to design, install, construct, and dedicate the public infrastructure improvements.

Reimbursement shall not exceed actual verifiable costs for the approved public infrastructure improvements.

Reimbursement would not begin until after the Developer completes the public infrastructure improvements at the Site and the City has accepted those improvements. Reimbursements would be made

annually, in arrears, with additional details to be specified in the Agreements.

Years 1 through 10: City will reimburse 100 percent of the eligible General Fund TPT revenue generated from new construction and business activity.

No other sources of funds would be used if the above resources are not adequate to meet the projected construction expenses.

Agreements will include other terms and conditions as deemed necessary by the City.

This property is vital to kick off the SMTC and is crucial to provide existing space for the many advanced manufacturing companies coming into the market. The redevelopment of the Site is an important economic development opportunity that will create several hundred new high wage jobs over time for the community, and will yield significant financial and public benefits for the City above and beyond the TPT revenues generated.

Contract Term

The development agreement will terminate 10 years after the Developer's completion and the City's acceptance of public infrastructure improvements.

Financial Impact

The City's financial impact will not exceed $7.5 million from the City's General Fund portion of eligible TPT revenue generated from the Site for 10 years. Financial terms of the Agreements will be reviewed by the Budget and Research Department to verify funding availability prior to execution.

Concurrence/Previous Council Action

This item was recommended for approval by the Economic Development and Equity Subcommittee at the Feb. 23, 2022, meeting by a vote of 4-0.

Location

Generally located from the Laveen Conveyance Channel on the north, to the Olney Avenue Alignment on the South, the 67th Avenue Alignment to

63rd Avenue Alignment north of Dobbins Road, and the Gila River Indian Community border on the west, to the 63rd Avenue Alignment south of Dobbins Road.
Council District: 7

Discussion

Councilwoman Ansari expressed this was an exciting day as Laveen and Estrella residents waited for a quality developer to execute the South Mountain technology corridor. She said she was invested in making sure this project set the stage for what would come in Laveen. She thanked the developer, staff and everyone involved, especially the developer who agreed to a three-year moratorium on distribution buildings in order to attract high-wage technology and manufacturing jobs.

Mayor Gallego thanked Councilwoman Ansari for her work on this corridor and for the motion which ensured the pursuit of high-wage employment that residents wanted in this corridor.

A motion was made by Councilwoman Ansari, seconded by Vice Mayor Pastor, that this item be adopted as amended with the following stipulation: For the term of this agreement, any buildings that are constructed or tenants who have distribution as its primary use, as defined in Ordinance G-6905, will not be included in the reimbursement calculation for public infrastructure. Further, for the term of this agreement, if a building is included in the reimbursement calculation and later houses a tenant with distribution as a primary use, the funds already reimbursed to the developer shall be withheld from subsequent reimbursements. The motion carried by the following vote:

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

No: 0

64 Issuance of Health Care Facilities Revenue Bonds (Mayo Clinic), Series 2022 (Resolution 22009)

Requests City Council approval for the issuance of Health Care Facilities Revenue Bonds (Mayo Clinic), Series 2022, to be issued in one or more tax-exempt or taxable series in an aggregate principal amount not to

exceed $300,000,000.

Summary

Request City Council adoption of a resolution granting approval of the proceedings under which The Industrial Development Authority of the City of Phoenix, Arizona (the "Phoenix IDA") has previously resolved to issue up to $300,000,000 of Health Care Facilities Revenue Bonds (the "Revenue Bonds") for use by Mayo Clinic Arizona (the "Borrower"), an Arizona nonprofit corporation, to

a) finance, and/or refinance, as applicable, all or a portion of the construction, improvement, and equipping of multiple health care-related facilities in support of expansion of medical services, research, and education in Phoenix, Arizona, and
b) pay certain costs related to the issuance of the Revenue Bonds.

Concurrence/Previous Council Action

The Phoenix IDA Board has previously resolved to issue the Revenue Bonds at its meeting held on March 17, 2022.

Location

The Project is located at or near 5777 E. Mayo Blvd., Phoenix, AZ.
Council District: 2

With the exception of certain housing bonds, the Phoenix IDA can finance projects located anywhere in Arizona. In addition, the Phoenix IDA may issue bonds to finance projects outside of Arizona, if the out-of-state project provides a benefit within the State.

Discussion

A motion was made and seconded to approve this item.

Mayor Gallego recognized Councilman Waring for his work on this project, noting the Mayo Clinic would be making huge investments in the city. She mentioned she met with their leadership to discuss how they could help the entire community with treatments, such as cancer patients. She emphasized this was the type of deal she wanted from the Industrial Development Authority as it was development in the city that would also benefit the city.

Vice Mayor Pastor congratulated Councilman Waring and the city.

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

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

No: 0

65 Request to Apply for and Accept Federal Fiscal Year 2021 Fire Prevention and Safety Grant Program Funds (Ordinance S-48439)

Request to retroactively authorize the City Manager, or his designee, to apply for, and accept, if awarded, up to $78,192 from federal fiscal year (FFY) 2021 Fire Prevention and Safety (FP&S) Grant Program, to fund Self Contained Breathing Apparatus (SCBAs) for Fire Investigators. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item. If not approved, the grant would be turned down.

Summary

The FP&S Program, administered through the Federal Emergency Management Agency (FEMA), is intended to help the nation's fire service by providing vital funds to local fire departments across the country. The primary goal of the program is to fund projects that are designed to reach high-risk target groups and mitigate the incidence of death and injuries caused by fire and fire-related deaths by assisting fire prevention programs and supporting firefighter health and safety research and development.

The objective of the FFY 2021 FP&S Grant Program is for grantees to carry out fire prevention education and training, fire code enforcement, fire/arson investigation, firefighter safety and health programming, prevention efforts, and research and development.

This project will provide respiratory protection equipment for Fire Investigators by funding the purchase of specialized SCBA respirators

and replacement air cylinders. The total cost for this project is $78,192 with a city match of up to five percent.

Since 2008, the Fire Department has received more than $200,000 from the FP&S Grant Program. In previous years, these awards have been used to fund Fire Investigator Respirators, High Rise Floor Warden Training, Tablets and Printers for Fire Inspectors and Smoke Detectors for community outreach.

Procurement Information
The Fire Department will administer the grant in accordance with Administrative Regulation 3.10.

Contract Term
The two-year grant Period of Performance is projected to begin after July 1, 2022.

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

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

The following individuals registered to speak in opposition, but did not provide testimony related to this item:
- Vanessa DiCarlo
- Anesia Groves
- Bridgett Hart
- Laura Hudson
- Marysa Leyva
- Ian LoPiccolo
- April McCue
- Helen Mendizabal
- Brandon Valentin
- Veronica Wollenzier

Patricia Pagliuca said she supported the Fire Department receiving funds for breathing apparatus so they can help people.

Electronic comments were submitted for the record on this item: 33 in opposition and 2 with no position.

Councilmember Garcia stated he supported this item so the Fire Department could have the necessary equipment to do their job. He acknowledged the frustration from those who called in to speak and suggested the Public Safety and Justice Subcommittee discuss the multiple police investigations.

Prior to her vote, Vice Mayor Pastor expressed she agreed with Councilmember Garcia's request.

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

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

No: 0

74 Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant (Ordinance S-48441)

Request to authorize the City Manager, or his designee, to apply for, accept, and if awarded, enter into agreements for disbursement of federal transportation funding from the U.S. Department of Transportation's Rebuilding American Infrastructure with Sustainability and Equity (RAISE) discretionary grant program. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. If received, the grant funds would be for an amount not to exceed $25 million and the City would provide a local match in an amount not to exceed $15 million. This grant funding opportunity is part of the Infrastructure Investment and Jobs Act or Bipartisan Infrastructure Law.

Summary

The RAISE discretionary grant program replaced the former Better Utilizing Investments to Leverage Development or BUILD grant program.

The Federal Fiscal Year (FFY) 2022 RAISE grant specifies that the minimum award amount for urban projects must be at least $5 million and no greater than $25 million. The City's grant request will not exceed an award amount of $25 million. The local match requirement would be a minimum of 20 percent of the total project cost. To be competitive at a national level for the RAISE grant, it is not uncommon for local matches to be upwards of 30 percent or more of the total project cost.

The U.S. Department of Transportation issued a Notice of Funding Opportunity on Jan. 27, 2022, authorizing and appropriating $1.5 billion in FFY 2022 surface transportation funds for capital projects under the Infrastructure Investments and Jobs Act (also called the Bipartisan Infrastructure Law) that will have significant local or regional impact. The deadline for application submittal is April 14, 2022. The FFY 2022 RAISE grant offers an opportunity to leverage City funds for transportation projects, and RAISE grants are awarded on a competitive basis considering these evaluative criteria:
Improves safety;
Environmental justice and equity;
Sustainability;
Quality of life;
Mobility and community connectivity;
Economic competitiveness and opportunity;
State of good repair;
Partnership and collaboration;
Innovative;
Project readiness; and
Cost effective.

Street Transportation (Streets) staff is collaborating on a grant submittal for a new pedestrian and bicycle bridge across the Rio Salado along the 3rd Street alignment. Additionally, staff is looking to make improvements along the south bank of the Rio Salado that will extend from a future South Central Light Rail station and connect to the Nina Mason Pulliam Rio Salado Audubon Center, existing local and regional recreational trails, and future commercial development along the Rio Salado. Improvements will also include upgrading the existing south bank dirt path to an asphalt or concrete pathway with low emitting solar lights to improve safety and

connectivity along the multi-use path for extended hours of recreation and commuting between Central Avenue and 16th Street.

The bicycle and pedestrian project will meet the grant criteria for competitiveness including:

Improving safety by offering connections to a future off-roadway/low density collector bike and pedestrian improvement planned on 3rd Street that will connect Rio Salado to Lincoln Drive;

Improving safety by adding low emitting solar lights to the south bank path;

Increasing all the health benefits of extending recreational and commuting paths;

Promoting sustainable design options including solar lights;

Improvements and connections to the South Phoenix community with direct access to the future South Central Light Rail line and direct access to a natural regional recreational trail;

Building upon a state of good repair;

Partnering with regional and local non-profits and jurisdictions collaborating on the Rio Reimagined project, recently designated as an Urban Waters Federal Partnership site; and

Positioning this project for future bicycle and pedestrian expansion phases to include a roadway and multi-use path facility that will directly connect users and underrepresented communities from South Phoenix to Downtown Phoenix.

Financial Impact

If awarded, the RAISE grant will fund up to $25 million of the total project cost. Streets staff intend to submit a grant application for a total project cost estimated at $35-$40 million, which will include design, environmental, and construction costs. With a grant award request of $25 million, the city would provide a local participation of up to $15 million, or about 37.5 percent of the total project cost. This amount aligns well with submitting a competitive grant.

The local match is available for programming in the Street Transportation Department’s Capital Improvement Program budget.

Location

Council Districts: 7 and 8

Discussion

Councilwoman Ansari expressed excitement for this item, noting staff joined her a month ago on an infrastructure tour to spotlight how the Rio Salado revitalization could be fast-tracked with federal funding. She pointed out this grant was an action step to share with community members to re-imagine this area. She conveyed this had the potential to be a $35-$40 million investment in health and connectivity with the city responsible for only 30 percent of the funds. She thanked staff who had been involved with this item.

A motion was made and seconded to approve this item.

Vice Mayor Pastor expressed congratulations on moving this item forward. She indicated constituents contacted her this week to make sure the city stuck to the plan, especially in the Planning and Development Department. She recalled there was a lot of planning on how the Rio Salado should look in the future, noting some areas were not following the plan. She said she wanted everyone to stay true to the community's vision and make sure the development was done per that same vision.

Mayor Gallego stated she looked forward to supporting this item, noting Rio Reimagined had been a priority for many elected officials and this would be a major step forward. She conveyed the Maricopa Association of Governments voted unanimously to provide a letter in support of this project, noting there was also support from the congressional delegation. She added this was consistent with the Administration's priorities of investing in an impacted community with pedestrian safety implications by creating a mobility corridor along the riverfront. She remarked it would be more beneficial to all by being accessible and wanted to move this project forward.

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

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

No: 0

100 Remove/Replace Zoning District - 27th Avenue and Baseline Road - Annexation 515 (Ordinance G-6974)

Request to authorize the City Manager, or his designee, to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by removing the Maricopa County RU-43 zoning district and replacing it with the City of Phoenix S-1 zoning district on the property at the location described below, which was annexed into the City of Phoenix on Feb. 16, 2022, by Ordinance S-48349.

Location
27th Avenue and Baseline Road.
Council District: 8

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

Mark Rodriguez spoke in support of this item.

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

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

No: 0

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

000 CITIZEN COMMENTS

NOTE: Councilman DiCiccio left the meeting.

City Attorney Cris Meyer stated during Citizen Comment, members of the public

may address the City Council for up to three minutes on issues of interest or concern to them. He advised the Arizona Open Meeting Law permits the City Council to listen to the comments, but prohibits council members from discussing or acting on the matters presented.

Anesia Groves expressed concern about communication between Councilman DiCiccio, Police Chief Williams, Phoenix Law Enforcement Association and Maricopa County Attorney's Office to re-file charges on protestors against police violence. She insisted that Council fire Chief Williams, Sergeant McBride and all police officers who approved gang charges against protestors. She also demanded that Phoenix Law Enforcement Association be disbanded and to pay reparations to every person targeted by police officers.

Bridgett Hart expressed concern that Council had not addressed this matter and that the Police Department continued to receive funding instead of holding them accountable.

Laura Hudson claimed Councilman DiCiccio lobbied on behalf of Phoenix Law Enforcement Association to the Maricopa County Attorney's Office to re-file charges on protestors. She demanded that Council fire Chief Williams, Sergeant McBride and all police officers who approved gang charges against protestors. She also insisted that Phoenix Law Enforcement Association be disbanded and to pay reparations to every person targeted by police officers.

Ben Lewis expressed concern about mismanagement in the public safety department and frustration in trying to contact Council about that issue. He alleged there was collusion against residents occurring between the city, council members, Phoenix Law Enforcement Association and the Maricopa County Attorney's Office.

Marysa Leyva remarked she was charged as a gang member during the protest against police violence and was offended that Council had not commented on the matter. She alleged Councilman DiCiccio abused the power of his position to aid in the prosecution of his opponents and urged him to resign.

Ian LoPiccolo expressed it was disheartening Council had not provided comments on the gang charges brought by the Maricopa County Attorney's Office in cooperation with the Phoenix Police Department, Phoenix Law

Enforcement Association and Councilman DiCiccio. He challenged the Council to research these issues and address them.

April McCue claimed Councilman DiCiccio lobbied on behalf of Phoenix Law Enforcement Association to the Maricopa County Attorney's Office to re-file charges on people against police violence. She demanded that Council comment on the matter and to pay reparations to everyone who had been charged.

Helen Mendizabal alleged Councilman DiCiccio lobbied on behalf of Phoenix Law Enforcement Association to the Maricopa County Attorney's Office to re-file charges on people against police violence. She demanded that Council fire Chief Williams, Sergeant McBride and all police officers who approved gang charges against protestors. She also insisted that Phoenix Law Enforcement Association be disbanded and to pay reparations to every person targeted by police officers.

Patricia Pagliuca urged Council to do something about Councilman DiCiccio attempting to re-file charges on people against police violence. She read a citizen petition for Matthew Aguilar who requested that Council disband Phoenix Law Enforcement Association (PLEA); permit public negotiations for all Phoenix Police Department MOU negotiations; pay reparations to all victims of Phoenix Police Department's attempt to file gang charges on protestors; and produce all documents related to Phoenix Police Department's response to 2020 protests and attempt to prosecute protestors with the Maricopa County Attorney's Office, including emails and text messages from Councilman DiCiccio to PLEA; Maricopa County Attorney's Office employees; Police Chief Williams, Executive Assistant Police Chief Kurtenbach, Sergeant Doug McBride, Lieutenant Van Moore, Commander Lawrence Hines, John Collins, Gabriel Lopez and any police officer on administrative leave or being investigated from May 2020 to present; along with Phoenix Police Department presentations made to Council regarding the 2020 protests.

Brandon Valentin remarked he was charged with crimes as he took part in the protest, noting Councilman DiCiccio helped with the filing of charges against protestors. He expressed frustration that Mayor Gallego had not made comments regarding the situation, plus Council had not held anyone responsible and urged them to resign.

Veronica Wollenzier expressed displeasure that Council had not made comments about Councilman DiCiccio's conduct against people wanting to hold police officers accountable. She stressed constituents were speaking today and wanted Council to listen to how people were being targeted by police officers. She urged Council to hold people accountable.

Chelsea Hickok expressed frustration that Mayor Gallego had not held anyone accountable related to this matter. She read her citizen petition that requested Council hold Councilman DiCiccio accountable for his conduct at council meetings and to remove him from Council.

Vanessa DiCarlo read a citizen petition that requested Council fire and remove pensions for everyone involved in imprisoning people from the 2020 protests, including Chief Jeri Williams, Sergeant Doug McBride, Phoenix Law Enforcement Association (PLEA) President Brit London and any officers who re-filed gang-related charges. She expressed it was unacceptable that Mayor Gallego had not made comments about Councilman DiCiccio helping the Maricopa County Attorney's Office charge people who spoke against police violence. She demanded that Council fire Chief Williams, Sergeant McBride and all police officers who approved gang charges; disband PLEA; and pay reparations to every person targeted by police officers. She also insisted that Councilman DiCiccio be held accountable for his conduct.

Andrew Marwick stated Phoenix Sky Harbor International Airport was an asset to Phoenix and the state of Arizona. He expressed concern about Tempe's plan to approve a hockey arena for the Arizona Coyotes near the center runway which would affect aviation safety at the airport.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 4:05 p.m.

MAYOR

ATTEST:

CITY CLERK

SM

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the formal session of the City Council of the City of Phoenix held on the 23rd day of March, 2022. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 26th day of June, 2024.

CITY CLERK