City of Phoenix

Minutes

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

185979

City Council Formal Meeting

Wednesday, October 6, 2021 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, Oct. 8, 2021 at 2:32 p.m. in the Council Chambers.

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

Councilman DiCiccio briefly disconnected and rejoined the meeting during discussion on Item 125, and disconnected from the meeting during Citizen Comments.

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

An affidavit was presented to the Council by the City Clerk stating that copies of the titles of Ordinances G-6899 through G-6905, S-47965 through S-47966 and S-47968 through S-48014, and Resolutions 21959 through 21967 were available to the public in the office of the City Clerk at least 24 hours prior to this Council meeting and, therefore, may be read by title or agenda item only pursuant to the City Code.

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

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

BOARDS AND COMMISSIONS

1 Mayor and Council Appointments to Boards and Commissions

Summary

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

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

Community Development Review Committee

Reappoint Elda Alvidrez, for a forth term to expire June 30, 2023 as recommended by Mayor Gallego.
Reappoint Joe Keeper, for a sixth term to expire June 30, 2023 as recommended by Mayor Gallego.
Reappoint Kelly Paisley, for a second term to expire June 30, 2023 as recommended by Mayor Gallego.
Reappoint Jacqueline Sandoval, for a second term to expire June 30, 2023 as recommended by Mayor Gallego.
Reappoint Jeff Stephens, for a fourth term to expire June 30, 2023 as recommended by Mayor Gallego.

Fast Track Cities Ad Hoc Committee

Appoint Jessyca Leach as recommended by Mayor Gallego.
Appoint Jimmy Thomason as recommended by Mayor Gallego.

Military Veterans Commission

Appoint Timothy Bourcet, serving as Chair on the Commission for a term to expire Oct. 6, 2023 as recommended by Mayor Gallego.

North Mountain Village Planning Committee

Appoint Bill Adams, replacing Larry Herrera on the Committee for a partial term to expire Nov. 19, 2021 as recommended by Councilwoman O'Brien.

Phoenix Arts and Culture Commission

Appoint Anna Backstrom, filling a vacancy on the Commission for a term

to expire Sept. 30, 2024 as recommended by Mayor Gallego and Councilwoman O'Brien.

Phoenix Sister Cities Commission
Appoint Louie Lujan, filling a vacancy on the Commission for a term to expire Sept. 30, 2024 as recommended by Mayor Gallego.

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

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

No: 0

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

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

A motion was made by Councilwoman Guardado, seconded by Councilwoman Stark, that Items 2-34 be recommended for approval. The motion carried by the following voice vote:

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

No: 0

2 Liquor License - Bonitas

Request for a liquor license. Arizona State License Application 158205.

Summary

Applicant
Itzel Rochin-Valle, Agent

License Type
Series 12 - Restaurant

Location
4920 W. Thunderbird Road, Ste. 100
Zoning Classification: C-2
Council District: 1

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 Oct. 17, 2021.

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

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

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

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

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

because:
“We are a small family owned Restaurant with +20 years of experience where Liquor has always been controlled in our previous restaurants. Our Bonitas Restaurant is a Breakfast/Lunch Restaurant and Liquor is only about 5% of Monthly sales.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“Our loyal customers have been reaching to us on the perfference of keeping and continueing with their favorite Micheladas.”

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 - Bonitas
Liquor License Map - Bonitas

This item was recommended for approval.

3 Liquor License - Salt Tacos Y Tequila

Request for a liquor license. Arizona State License Application 06070482.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 6 - Bar

Location
2450 W. Happy Valley Road, Ste. 1143
Zoning Classification: C-2 M-R PCD
Council District: 1

This request is for an ownership and location transfer of a liquor license

for a bar. This location was not previously licensed for liquor sales and does not have an interim permit. This business has plans to open in November 2021.

The 60-day limit for processing this application is Oct. 17, 2021.

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.

Whiskey Rose Saloon (Series 6)
6751 N. Sunset Blvd., #E110, Glendale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Salt Tacos Y Tequila (Series 6)
6751 N. Sunset Blvd., #E109, Glendale
Calls for police service: N/A - not in Phoenix
Liquor license violations: In March 2019, a fine of $9,000 was paid for employee consuming on duty, sales of liquor between 2 a.m. and 6 a.m. (2 a.m. and 10 a.m. Sundays) and possession/consumption of alcohol after 2:30 a.m.

Cabin (Series 6)
9868 W. Northern Ave, Peoria
Calls for police service: N/A - not in Phoenix
Liquor license violations: In February 2018, a fine of $1,500 was paid for allowing a disorderly person(s) to remain on the premises.

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 train all of our employees in responsible liquor service. We also conduct regular audits to ensure they comply."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We would like the ability to allow our 21 and over guests to enjoy an adult beverage. Salt Tacos Y Tequila staff has the knowledge, dedication, and leadership required to effectively create the best quality alcoholic beverages and food available."

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 - Salt Tacos Y Tequila
Liquor License Map - Salt Tacos Y Tequila

This item was recommended for approval.

4 Liquor License - California Pizza Kitchen

Request for a liquor license. Arizona State License Application 12075025.

Summary

Applicant
Amy Nations, Agent

License Type
Series 12 - Restaurant

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

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 Oct. 12, 2021.

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

California Pizza Kitchen (Series 12)
2502 E. Camelback Road, #112, Phoenix
Calls for police service: 106
Liquor license violations: None

California Pizza Kitchen (Series 12)
2000 E. Rio Salado Parkway, #E1, Tempe
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

California Pizza Kitchen (Series 12)
10100 N. Scottsdale Road, Scottsdale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"California Pizza Kitchen owns and operates over 150 locations across the country and has been in business for 36 years."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

5 Liquor License - S. Maranto's

Request for a liquor license. Arizona State License Application 157535.

Summary

Applicant
Michael Miller, Agent

License Type
Series 12 - Restaurant

Location
7000 E. Mayo Blvd., Ste. 1002
Zoning Classification: PUD PCD
Council District: 2

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and may currently operate with an interim permit. This business is currently being remodeled with plans to open in November 2021.

The 60-day limit for processing this application is Oct. 9, 2021.

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:
“15 + years of Food & Beverage management experience. Bachelors Degree, Management, University of Arizona. Thorough knowledge, training, delivery of liquor laws. Will require all associates to obtain a Arizona Basic Title 4 certificate. Passion for Safety and Training.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“Increase cities gastronomical offerings for residents. Increase food conscious tourism. Create sustainable Jobs & Job Growth. Provide more offerings for dinging and catering to North Phoenix's growing commercial base. We will be an ambassador for the City of Phoenix.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - S. Maranto's
Liquor License Map - S. Maranto's

This item was recommended for approval.

6 Liquor License - 1 Stop Market

Request for a liquor license. Arizona State License Application 157631.

Summary

Applicant
Abid Albueissa, Agent

License Type
Series 10 - Beer and Wine Store

Location
610 W. Dunlap Ave.
Zoning Classification: C-1
Council District: 3

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

operate with an interim permit.

The 60-day limit for processing this application is Oct. 10, 2021.

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

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

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

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: “This store will provide a safe and secure place for the neighborhood to buy beer and wine. The location will be convenient for the people in neighborhood who may not have access to transportation. Adding the long time experience of the owner with running a store while upholding all the laws and regulations, the store will be a safe, secure and convenience place for the customers to purchase quality liquor.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - 1 Stop Market
Liquor License Map - 1 Stop Market

This item was recommended for approval.

7 Liquor License - Bob's Market

Request for a liquor license. Arizona State License Application 158585.

Summary

Applicant
Odette Isaac, Agent

License Type
Series 10 - Beer and Wine Store

Location
12312 N. 32nd St.
Zoning Classification: C-2
Council District: 3

This request is for a new liquor license for a beer and wine store. This location is currently licensed for liquor sales with a Series 9 - Liquor Store, liquor license.

The 60-day limit for processing this application is Oct. 23, 2021.

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.

Bob's Market (Series 9)
12312 N. 32nd St., Phoenix
Calls for police service: None
Liquor license violations: None

Gas & Food Mart (Series 10)
1902 W. Cactus Road, Phoenix
Calls for police service: 2
Liquor license violations: None

Public Opinion

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

Applicant’s Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
“I have been in the convenience store business for the past 20 years, which included the sale of alcohol.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“it will permit the continuation of packaged alcohol sales to its customers who desire to purchase such products. This store has held a license to sell alcohol for a number of years.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Bob's Market
Liquor License Map - Bob's Market

This item was recommended for approval.

8 Liquor License - Gas & Food Mart

Request for a liquor license. Arizona State License Application 09070524.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 9 - Liquor Store

Location
1902 W. Cactus Road
Zoning Classification: C-2
Council District: 3

This request is for an ownership and location transfer of a liquor license for a liquor store. This location is currently licensed for liquor sales with a

Series 10 - Beer and Wine Store, liquor license.

The 60-day limit for processing this application is Oct. 22, 2021.

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.

Bob's Market (Series 9)
12312 N. 32nd St., Phoenix
Calls for police service: None
Liquor license violations: None

Gas & Food Mart (Series 10)
1902 W. Cactus Road, Phoenix
Calls for police service: 1
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 will abide by Arizona Title 4 liquor laws. We will ensure our employees have attended the proper liquor training provided by ALIC."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"The location has operated with a Series 10 for several years. We would like to provide a full service liquor store to the area."

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

Attachments
Liquor License Data - Gas & Food Mart
Liquor License Map - Gas & Food Mart

This item was recommended for approval.

9 Liquor License - Native Grill & Wings

Request for a liquor license. Arizona State License Application 155792.

Summary

Applicant
Onkar Singh, 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 Oct. 8, 2021.

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 working owner operator at this sports bar."

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 family run business and operated."

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.

10 Liquor License - Special Event - Orgazac Inc

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

Summary

Applicant
Jesus Barraza Rodriguez

Location
4231 W. Thomas Road
Council District: 4

Function
Dance

Date(s) - Time(s) / Expected Attendance
Nov. 25, 2021 - 8 p.m. to 2 a.m. / 300 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

11 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
300 E. Indian School Road
Council District: 4

Function
Festival

Date(s) - Time(s) / Expected Attendance
Nov. 6, 2021 - 11:30 a.m. to 9 p.m. / 15,000 attendees
Nov. 7, 2021 - 11:30 a.m. to 9 p.m. / 10,000 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

12 Liquor License - Authentic EthioAfrican

Request for a liquor license. Arizona State License Application 155695.

Summary

Applicant
Anduale Hassan, Agent

License Type
Series 12 - Restaurant

Location
1740 E. McDowell Road
Zoning Classification: C-2
Council District: 4

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

The 60-day limit for processing this application was Sept. 21, 2021.

However, the applicant submitted a written request for more time.

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

Other Active Liquor License Interest in Arizona
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 believe my work experience & educational background for the last 21 years in the food service capable to hold liquor license. LSG Sky events (1998-2006) bill clerk, dispatcher, inflight services auditor. HMS Host (2006-2013) productions manager responsible for over 20 restaurants national & local brands in Phoenix Sky Harbor airport operation. Education Bachelor of Applied Sciences/Individualized conversation in Global business 2005. Associates Degree food service administration Phoenix College 2003 small business owner 2012 - present."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: “Help suppor the best of our ability to regulate the sale, supply promotion and consumption of misuse of liquor for the best interests of community according to the current law exists.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Authentic EthioAfrican
Liquor License Map - Authentic EthioAfrican

This item was recommended for approval.

13 Liquor License - Hidden Track Cafe

Request for a liquor license. Arizona State License Application 157904.

Summary

Applicant
Danielle Middlebrook, Agent

License Type
Series 12 - Restaurant

Location
4700 N. 12th St., Ste. 118
Zoning Classification: C-2
Council District: 4

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

The 60-day limit for processing this application is Oct. 13, 2021.

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.

Hidden Track Bottle Shop (Series 10)
5070 N. Central Ave., Phoenix
Calls for police service: 1
Liquor license violations: None

Hidden Track Cafe (Series 12)
111 W. Monroe St., #121 Phoenix
Calls for police service: 37
Liquor license violations: None

Hidden Track Bottle Shop (Series 10)
111 W. Monroe St., #120 Phoenix
Calls for police service: 37
Liquor license violations: None

Public Opinion

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

Applicant's Statement

The applicant submitted the following statement in support of this

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

I have the capability, reliability and qualifications to hold a liquor license because:
“I am a current liquor license holder (Series 10 & Series 12) in good standing with zero infractions. I am well versed on AZ liquor laws, including the requirements of a Series 12.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“A Series 12 license will allow Hidden Track Cafe to share globally sourced wine and beer along with our global selections of food.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Hidden Track Cafe
Liquor License Map - Hidden Track Cafe

This item was recommended for approval.

14 Liquor License - La Santisima Gourmet Taco Shop

Request for a liquor license. Arizona State License Application 157489.

Summary

Applicant
Cristina Meillon, Agent

License Type
Series 12 - Restaurant

Location
4117 N. 16th St.
Zoning Classification: C-2
Council District: 4

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

The 60-day limit for processing this application is Oct. 8, 2021.

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.

La Santisima Gourmet Taco Shop (Series 12)
1919 N. 16th St., Phoenix
Calls for police service: 5
Liquor license violations: None

La Santisima Gourmet Taco Shop (Series 12)
5932 W. Glendale Ave., Glendale
Calls for police service: N/A - not in Phoenix
Liquor license violations: In July 2021, a fine of $250 was paid for allowing alcohol to be removed from premises and retailer failed to display license.

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 are a family business we have experience in restaurants bar, also in other business fields imports, interior design and most important we are a honest and hard working family. We like to do family concepts for our comunity."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"The whole purpose of our concept is to bring the community together to celebrate the beauty of culture, tradition art, and family by utilizing quality sustenance as the unifying vessel. We believe in creating a space that allows for an open door to all members of the community by advocating for quality ingredients and experiences at a reasonable cost. For these reasons, La Santisima Gourmet would be an excellent addition to the Phoenix community."

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

Attachments
Liquor License Data - La Santisima Gourmet Taco Shop
Liquor License Map - La Santisima Gourmet Taco Shop

This item was recommended for approval.

15 Liquor License - West Highland Ave LH LLC

Request for a liquor license. Arizona State License Application 148720.

Summary

Applicant
Cara Savarese, Agent

License Type
Series 10 - Beer and Wine Store

Location
720 W. Highland Ave.
Zoning Classification: C-3
Council District: 4

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

The 60-day limit for processing this application is Oct. 13, 2021.

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

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

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have operated multiple successful companies across the US without any problems. My companies have policies in place to ensure State laws are properly executed. We are well aware of AZ liquor laws and will take every measure necessary to abide by the rules of the State."

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 creating a distinct and advanced market by by allowing customers to order alcohol virtually without leaving the comfort of their homes. This virtual business model is unique to the industry and offers public convenience as it allows patrons to purchase and consume alcohol from the safety of their homes, without having to drive anywhere after consuming alcohol. West Highland Ave LH, LLC requests that the City of Phoenix finds the public Necessity and Convenience would be served by the issuance of the liquor license."

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 - West Highland Ave LH LLC
Liquor License Map - West Highland Ave LH LLC

This item was recommended for approval.

16 Liquor License - Special Event - SS. Simon & Jude Roman Catholic Cathedral Phoenix

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

Summary

Applicant
Phillip Lester

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

Function
Fall Festival

Date(s) - Time(s) / Expected Attendance
Oct. 24, 2021 - Noon to 7 p.m. / 450 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

17 Liquor License - Dave Market

Request for a liquor license. Arizona State License Application 157821.

Summary

Applicant
David Talia, Agent

License Type
Series 10 - Beer and Wine Store

Location
3912 Grand Ave.
Zoning Classification: C-3
Council District: 5

This request is for a new liquor license for a convenience store that does not sell gas. This location was previously licensed for liquor sales and

may currently operate with an interim permit.

The 60-day limit for processing this application is Oct. 12, 2021.

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:
"This new owner of this business has operated other successful businesses in the past. He is looking forward to this next business venture."

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 operated with a liquor license since 2013. It has

become the local neighborhood grocery store to the residents near by. They don't only sell beer & wine, they sell many household products and groceries. They would like to continue offering these items that the neighbors have become accustomed purchasing."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Dave Market
Liquor License Map - Dave Market

This item was recommended for approval.

18 Liquor License - Special Event - Almost There: A Mom + Pups Rescue

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

Summary

Applicant
Vittoria Horne

Location
2611 E. Indian School Road
Council District: 6

Function
Community Event

Date(s) - Time(s) / Expected Attendance
Nov. 26, 2021 - 10 a.m. to 3 p.m. / 120 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

19 Liquor License - Special Event - Arizona Parks and Recreation Association

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

Summary

Applicant
Samantha Coffman

Location
10919 S. Central Ave.
Council District: 6

Function
Festival

Date(s) - Time(s) / Expected Attendance
Nov. 20, 2021 - 12:30 p.m. to 6:30 p.m. / 1,400 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

20 Liquor License - Special Event - St. Thomas the Apostle Roman Catholic Parish Phoenix

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

Summary

Applicant
Steven Kunkel

Location
4510 N. 24th St.
Council District: 6

Function
Festival

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

Nov. 13, 2021 - 10 a.m. to 3 p.m. / 2,500 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

21 Liquor License - Aftermath

Request for a liquor license. Arizona State License Application 158732.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 12 - Restaurant

Location
1534 E. Bethany Home Road
Zoning Classification: C-2
Council District: 6

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

The 60-day limit for processing this application is Oct. 24, 2021.

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.

Hush Public House (Series 12)
14202 N. Scottsdale Road, #167, Phoenix
Calls for police service: 52
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 several years in the food and beverage business. I currently own and operate another restaurant in Arizona. We will ensure our employees have attended the proper liquor training provided by ALIC and abide by all liquor laws."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This is a full-service restaurant serving the surrounding community. A liquor license give us the opportunity to give our customers the option of purchasing an alcholic beverage of their choice."

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 - Aftermath
Liquor License Map - Aftermath

This item was recommended for approval.

22 Liquor License - California Pizza Kitchen

Request for a liquor license. Arizona State License Application 12072195.

Summary

Applicant
Amy Nations, Agent

License Type
Series 12 - Restaurant

Location
2502 E. Camelback Road, Ste. 112
Zoning Classification: PSC
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 Oct. 12, 2021.

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

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

for the address listed.

California Pizza Kitchen (Series 12)
21001 N. Tatum Blvd., Ste. 40-1370
Calls for police service: 571
Liquor license violations: None

California Pizza Kitchen (Series 12)
10100 N. Scottsdale Road, Scottsdale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

California Pizza Kitchen (Series 12)
2000 E. Rio Salado Parkway, #E1, 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:
"California Pizza Kitchen owns and operates over 150 locations across the country and has been in business for 36 years."

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

This item was recommended for approval.

23 Liquor License - Canteen

Request for a liquor license. Arizona State License Application 157861.

Summary

Applicant
Emily Anderson, Agent

License Type
Series 12 - Restaurant

Location
3619 E. Indian School Road
Zoning Classification: C-1 and C-2
Council District: 6

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

The 60-day limit for processing this application is Oct. 12, 2021.

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

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

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

comment period.

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have run my own business for the last 15 years, been a law abiding citizen, have no criminal record, and am an overall conscientious person."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"it will provide a safe and comfortable environment for customers to connect and build a sense of community for the neighboring areas."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Canteen
Liquor License Map - Canteen

This item was recommended for approval.

24 Liquor License - Obon

Request for a liquor license. Arizona State License Application 155907.

Summary

Applicant
Kevin Kramber, Agent

License Type
Series 12 - Restaurant

Location
2502 E. Camelback Road, Ste. 119
Zoning Classification: C-2

Council District: 6

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and does not have an interim permit. This business is currently being remodeled with plans to open in November 2021.

The 60-day limit for processing this application is Oct. 13, 2021.

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.

Obon Sushi Bar Ramen (Series 12)
7300 N. Via Paseo Del Sur, #B, Scottsdale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Obon Sushi & Bar & Ramen (Series 12)
15059 N. Scottsdale Road, #J1-195, Scottsdale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Obon Sushi + Bar + Ramen (Series 12)
350 E. Congress St., #120, Tucson
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I am currently an Agent on over 2001 liquor licenses statewide. Owner/Principal owns 3 liquor licenses in the State with no compliance actions. Background checks should come back clean/compliant."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This Series 12 Restaurant Liquor License will give our patrons the luxury of order liquor if they choose to in order to enhance their dining experience. Food is our primary source of income and liquor is an offering for the convenience of our patrons."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Obon
Liquor License Map - Obon

This item was recommended for approval.

25 Liquor License - Papi Gordos

Request for a liquor license. Arizona State License Application 158826.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 12 - Restaurant

Location
3623 E. Indian School Road
Zoning Classification: C-2
Council District: 6

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

The 60-day limit for processing this application is Oct. 25, 2021.

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.

Low Key Piano Bar (Series 6)
501 S. Mill Ave, B-101, 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:
"We train all of our employees in responsible liquor service. We also conduct regular audits to ensure they comply."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We would like the ability to allow our 21 and over guests to enjoy an adult beverage. Papi Gordo's staff has the knowledge, dedication, and leadership required to effectively create the best quality alcoholic beverages and food available."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Papi Gordos
Liquor License Map - Papi Gordos

This item was recommended for approval.

26 Liquor License - Shabuo

Request for a liquor license. Arizona State License Application 158907.

Summary

Applicant
Theresia Rahardjanoto, Agent

License Type
Series 12 - Restaurant

Location
4206 E. Chandler Blvd., Ste. 7
Zoning Classification: C-2 PCD
Council District: 6

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

The 60-day limit for processing this application is Oct. 26, 2021.

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.

Yanagi Sushi (Series 12)
884 W. Warner Road, #4, Gilbert
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I understand the responsibilities and regulations that come with owning a liquor license. I take these responsibilities and regulations seriously as I am trying to ensure that my business is run successfully and professionally."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Liquor will be served in a safe and regulated environment."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Shabuo
Liquor License Map - Shabuo

This item was recommended for approval.

27 Liquor License - Special Event - Downtown Phoenix 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
Nov. 13, 2021 - 11 a.m. to 5 p.m. / 2,500 attendees
Nov. 14, 2021 - 11 a.m. to 4 p.m. / 2,500 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

28 Liquor License - Carniceria Mana

Request for a liquor license. Arizona State License Application 158619.

Summary

Applicant
Jose Lopez, Agent

License Type
Series 10 - Beer and Wine Store

Location
8240 W. Lower Buckeye Road, Ste. 110
Zoning Classification: C-2
Council District: 7

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

The 60-day limit for processing this application is Oct. 24, 2021.

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.

Cancun Mexican Restaurant (Series 12)
4440 S. 19th Ave., Phoenix
Calls for police service: 2
Liquor license violations: None

Carniceria El Rancho Grande (Series 10)
4227 S. Central Ave., Phoenix
Calls for police service: 20
Liquor license violations: None

Super Carniceria Las Cuatro Milpas (Series 10)
6639 W. McDowell Road, Phoenix
Calls for police service: 9
Liquor license violations: None

Carniceria Mexico (Series 10)
4450 S. 19th Ave., Phoenix

Calls for police service: 4
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have taken all the training classes required to properly follow all the liquor laws of Arizona. I am willing and planing on hiring trained, skilled and knowledgeable staff to help me with my business."

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 offering the puublic a family friendly business that offers a grocery store and meat market on one convenient location. Offering a variety of alcoholic and non-alcoholic beverages that will make it convenient for our clients to do their shopping in one family friendly location."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Carniceria Mana
Liquor License Map - Carniceria Mana

This item was recommended for approval.

29 Liquor License - El Pueblo Restaurant

Request for a liquor license. Arizona State License Application 157908.

Summary

Applicant
Theresa Morse, Agent

License Type
Series 12 - Restaurant

Location
2270 N. 75th Ave., Ste. 101
Zoning Classification: C-2
Council District: 7

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

The 60-day limit for processing this application is Oct. 13, 2021.

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:
“My husband and I are solely interested in providing a safe & friendly environment for customers to enjoy Authentic Mexican Food. Additionally, we are still taking proactive measures against Covid-19. We have attended Arizona Liquor Law training and will require staff members to attend as well to prevent violations of City, State and County laws and regulations.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“The primary purpose of my restaurant is food sales however, I have had many customers request alcoholic beverages to compliment the food service. The restaurant is a family oriented business and it will not operate as a bar. Liquor law training for the staff as well as ownership will prevent sales to underage and sales to obviously intoxicated customers.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - El Pueblo Restaurant
Liquor License Map - El Pueblo Restaurant

This item was recommended for approval.

30 Liquor License - Off The Record

Request for a liquor license. Arizona State License Application 158938.

Summary

Applicant
Esther Noh, Agent

License Type
Series 12 - Restaurant

Location
1025 N. 2nd 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 previously licensed for liquor sales and does not have an interim permit.

The 60-day limit for processing this application is Oct. 26, 2021.

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.

Restaurant Progress (Series 12)
702 W. Montecito Ave., Phoenix
Calls for police service: 3
Liquor license violations: None

Montecito Mercantile (Series 10)
704 W. Montecito Ave., Phoenix
Calls for police service: None

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 owned and operated a business with a Series 12 license since 2017, and have since opened and operated a business with a Series 10S license in 2021. I have worked in the Food and Beverage Industry for ------ years and am knowledgeable of the rules and regulations that are required and expected of liquor license holders."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This business will showcase the best of Phoenix's hospitality set in a beautiful historic house, where the surrounding community can come network, celebrate milestones, and share memorable experiences."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Off The Record
Liquor License Map - Off The Record

This item was recommended for approval.

31 Liquor License - Trappers Sushi Co. Phoenix

Request for a liquor license. Arizona State License Application 158353.

Summary

Applicant

Jason Reyna, Agent

License Type
Series 12 - Restaurant

Location
2 E. Jefferson St., Ste. 108
Zoning Classification: DTC - Business Core
Council District: 7

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and does not have an interim permit. This business is currently being remodeled with plans to open in November 2021.

The 60-day limit for processing this application is Oct. 18, 2021.

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.

Trappers Sushi Co. Avondale (Series 12)

10321 W. McDowell Road, #101, Avondale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have been in the restaurant industry for 34 years. I have helped grow Trappers Sushi from a single restaurant to Thirteen, with this one being the fourteenth. This will be our second one in Arizona. We have plans to continue to open more."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We will be giving the community Job opportunities and a wonderful dining experience. We will help bring business to the area. We will bring our mission to the area. Our mission is to learn the customers name and provide the best service and food possible. Leaving the customer with a craving to come back to trapppers sushi."

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 - Trappers Sushi Co. Phoenix
Liquor License Map - Trappers Sushi Co. Phoenix

This item was recommended for approval.

32 Liquor License - Special Event - Phoenix Legal Action Network

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

Summary

Applicant
Rekha Nair

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

Function
Festival

Date(s) - Time(s) / Expected Attendance
Nov. 12, 2021 - 5 p.m. to 10 p.m. / 500 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

33 Liquor License - Special Event - Saint Sava Serbian Orthodox Church

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

Summary

Applicant
Samuel Busic

Location
4436 E. McKinley St.
Council District: 8

Function
Festival

Date(s) - Time(s) / Expected Attendance
Nov. 6, 2021 - 11 a.m. to 10:30 p.m. / 1,500 attendees
Nov. 7, 2021 - Noon to 8:30 p.m. / 850 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

34 Liquor License - Ike's Love and Sandwiches

Request for a liquor license. Arizona State License Application 158228.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 12 - Restaurant

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

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

The 60-day limit for processing this application is Oct. 17, 2021.

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

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"We will abide by Arizona Title 4 liquor laws. We will ensure our employees have attended the proper liquor training provided by ALIC."

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 had a Series 12 liquor license. We would like to continue to offer our patrons the option of ordering a alcoholic beverage of their choice."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Ike's Love and Sandwiches
Liquor License Map - Ike's Love and Sandwiches

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.

A motion was made by Councilwoman Guardado, seconded by Councilwoman Ansari, that Items 35-127 be approved or adopted, except Items 40-42, 47-48, 64-66, 86, 115, 120-125 and 127; continuing Item 75 to the Oct. 27, 2021 City Council Formal Meeting; and noting Item 124 is as revised. The motion carried by the following vote:

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

No: 0

Items 35-39, 43-46, Ordinance S-47965 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.

35 City of Goodyear - Annual Water Utility Payment

For $125,500.00 in payment authority to the City of Goodyear for Phoenix Goodyear Airport (GYR) annual water utility charges, as provided in the GYR's annual operating budget. The GYR is physically located in the City of Goodyear and the airport is required to pay for the monthly water utilities received from the City of Goodyear.

This item was adopted.

36 Applied Concepts, Inc. doing business as Stalker Radar

For $24,290.00 in payment authority to purchase radar speed detection devices for the Police Department. The Stalker radar speed detection device is an instrument used to measure the speed of an object. The requested device will be mounted on police motorcycles to track traffic speeds. The Traffic Bureau will use the device to enforce traffic laws, reduce excessive speeding and promote safety on City streets. The

radar device will be purchased utilizing grant funds, from the statewide Proposition 207, which expire on Dec. 31, 2021.

This item was adopted.

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

To make payment of up to $72,000.00 in settlement of claim(s) in *Rinehart v. City of Phoenix*, 20-0217-001, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement for a property damage claim arising from a water main break on Aug. 16, 2020.

This item was adopted.

38 Settlement of Claim(s) Welch v. City of Phoenix

To make payment of up to $27,500.00 in settlement of claim(s) in *Welch v. City of Phoenix*, 20-0643-001, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement for a property damage claim arising from a water main break on Dec. 25, 2020.

This item was adopted.

39 RR Donnelley

For $48,000.00 in payment authority for a new contract, entered on or about Oct. 11, 2021, for a term of five years to provide various types of forms used to print payroll checks and tax forms for the Finance Department. The various forms are compatible with PeopleSoft, which is the Finance Department's software application used to process Human Resource and payroll functions. The various forms are compatible with the PeopleSoft software application and allows payroll to print paychecks and tax forms according to PeopleSoft and Internal Revenue Service specifications.

This item was adopted.

43 American Federation of State, County and Municipal Employees (AFSCME) Local 2960

For $85,000.00 in additional payment authority for Contract 154612, through June 30, 2023, for expenses of maintaining the AFSCME Local 2960 - Unit 3 Honor Guard, a professional organization that represents the City of Phoenix at official events, memorial services, and employee

funerals and provides public education and community service. Approval will ensure compliance with the Memorandum of Understanding.

This item was adopted.

44 Magnum Engineering, Inc.

For $29,000.00 in payment authority to purchase specialty art services for Phoenix Office of Arts and Culture Department. The renovations are needed for the structural support of the Arizona Civil Rights Memorial in Eastlake Park due to damage from rust and exposure to the elements. The retrofit would also include a planned update of the memorial's civil rights history timeline. The proposed contractor has the expertise and metal conservation experience to carry out the work in time for the memorial's 25th anniversary rededication on Dr. Martin Luther King, Jr. Day in January 2022.

This item was adopted.

45 Helm, Inc.

For $74,825.00 in payment authority to purchase Ford software licenses for the Public Works Department, Fleet Services Division. The licenses will allow staff to diagnose Ford vehicles and equipment for repairs and provide computer access to Ford equipment manuals online. The software licenses allow staff to maintain vehicles in a timely manner and minimize downtime and increased costs for submitting vehicles directly to Ford dealerships.

This item was adopted.

46 Manhattan Telecommunications Corporation, doing business as MelTel, Inc.

For $366,000.00 in additional payment authority for Contract 148595 for Automated Vehicle Locator Services for the Public Works Department. The additional payment authority is to add the Street Transportation Department to the Public Works Department contract to provide telematic hardware and software for tracking vehicles and obtaining essential data for vehicle maintenance, routing and customer inquiries.

This item was adopted.

49 Acquisition of Real Property for South Mountain Park Preserve at 23rd Avenue and Sunrise Drive (Ordinance S-47991)

Request the City Council to amend Ordinance S-47680 to acquire additional real property for South Mountain Preserve to be designated as "Mountain Preserve" in accordance with the provisions of Chapter XXVI of the City Charter.

Summary
Ordinance S-47680 authorized the acquisition of 39 acres of land for the South Mountain Preserve. The Parks and Recreation Department identified adjacent parcels to include in the acquisition. The property sought includes scenic views, connections to the Preserve, multiple drainage washes and desert flora and fauna. The addition would increase the total of this acquisition to approximately 56.25 acres increasing the Parks and Recreation Department's natural space and allowing for future trail head development. All other conditions and stipulations previously stated in the above referenced ordinance will remain the same.

The additional parcels to be acquired and included in this request are identified by Maricopa County Assessor's parcel number (APN) 300-16-042 located at 2150 W. Sunrise Drive and APN 300-16-043D located at 10400 S. 21st Ave.

Financial Impact
Funding is available in the Parks and Recreation Department's Capital Improvement Program budget using Phoenix Parks and Preserve Initiative funds.

Concurrence/Previous Council Action
Ordinance S-47680 was adopted by City Council on June 16, 2021.

Location
23rd Avenue and Sunrise Drive.
Council District: 8

This item was adopted.

50 Acceptance and Dedication of Easements and One Deed for Sidewalk, Public Utility or Roadway Purposes (Ordinance S-47972)

Request for the City Council to accept and dedicate easements and one

deed for sidewalk, public utility or roadway 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: Monterey Ridge Condominium Association, its successor and assigns
Purpose: Sidewalk
Location: 17850 N. 68th St.
File: FN 210057
Council
District: 2

Easement (b)
Applicant: Scott Gould, its successor and assigns
Purpose: Public Utility
Location: 2929 N. 56th St.
File: FN 210061
Council
District: 6

Easement (c)
Applicant: GCM Residential, L.L.C., its successor and assigns
Purpose: Public Utility
Location: 4001 E. Hazelwood St.
File: FN 210074
Council
District: 6

Easement (d)
Applicant: Seasons Hospice & Palliative Care of Arizona, LLC, its successor and assigns
Purpose: Sidewalk
Location: 1702 E. Northern Ave.

File: FN 210067
Council
District: 6

Easement (e)
Applicant: Quad J Holdings, LLC, its successor and assigns
Purpose: Roadway
Location: 3210 S. 39th Ave.
File: FN 200622
Council
District: 7

Easement (f)
Applicant: 2305 E. South Mountain, LLC, its successor and assigns
Purpose: Public Utility
Location: 2305 E. South Mountain Ave.
File: FN 210066
Council
District: 8

Easement (g)
Applicant: Pro Lux Homes, LLC, its successor and assigns
Purpose: Public Utility
Location: 1521 E. Euclid Ave.
File: FN 210063
Council
District: 8

Deed (h)
Applicant: Pro Lux Homes, LLC, its successor and assigns
Purpose: Roadway
Location: 1521 E. Euclid Ave.
File: FN 210063
Council
District: 8

Easement (i)
Applicant: Josue Beltran, its successor and assigns

Purpose: Public Utility
Location: 4817 S. 12th St.
File: FN 210075
Council
District: 8

This item was adopted.

51 Acceptance of Easements for Drainage, Water or Vehicular Non-Access Purposes (Ordinance S-47978)

Request for the City Council to accept easements for drainage, water or vehicular non-access purposes; further ordering the ordinance recorded.

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

Easement (a)
Applicant: Barr Holdings 1, LLC, its successor and assigns
Purpose: Drainage
Location: 23310 N. 17th Drive
File: FN 210071
Council District: 1

Easement (b)
Applicant: MelvinTC Phoenix LLC, its successor and assigns
Purpose: Drainage
Location: 11402 N. Cave Creek Road
File: FN 210069
Council District: 3

Easement (c)
Applicant: Maricopa Special Health Care District dba Valleywise Health formerly known as Maricopa County Special Health Care District dba Maricopa Integrated Health System, its successor and assigns
Purpose: Water
Location: 7800 W. Thomas Road
File: FN 210044

Council District: 5

Easement (d)
Applicant: Chamberlain Development, L.L.C., its successor and assigns
Purpose: Drainage
Location: 2775 S. 45th Ave.
File: FN 210073
Council District: 7

Easement (e)
Applicant: 2833 Broadway Development LLC, its successor and assigns
Purpose: Drainage
Location: 2833 E. Broadway Road
File: FN 210064
Council District: 8

Easement (f)
Applicant: Juan Martinez, its successor and assigns
Purpose: Vehicular Non-Access
Location: 835 E. Apollo Road
File: FN 210065
Council District: 8

This item was adopted.

52 Automotive Parts and Repairs for Medium and Heavy-Duty Trucks (Collision Repair) - COOP 21-116 and COOP 21-117 (Ordinance S-47983)

Request to authorize the City Manager, or his designee, to enter into a cooperative participating agreement with Autobahn Collision, LLC and Arizona Truck Center LLC, dba Vanguard Truck Center of Phoenix for medium and heavy-duty auto body collision repair for the Public Works Department. The cooperative contract was established by the Arizona Department of Transportation under solicitation number: BPM002438. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $2

million.

Summary

The Public Works Department Fleet Services division uses automotive parts and repair vendors to manage customer demand for collision and repair services of citywide vehicles and equipment in the City's fleet. Currently, the City has only one medium- and heavy-duty auto body vendor to perform repairs and due to excessive delays and downtime, the additional vendors are needed to provide quality and timely repairs to the City’s vehicles and operating equipment. The use of the following vendors will be advantageous to ensure the City's fleet always remains operational and available for service.

Procurement Information

In accordance with Administrative Regulation 3.10, the City is authorized to use cooperative agreements from other public agencies. 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 Arizona Department of Transportation contract covers the Automotive Parts and Repairs for Medium and Heavy-Duty Trucks (Collision Repair) as required by the Public Works Department. The contract was awarded on July 1, 2020. The use of this cooperative will provide the City significant discounts on these products. The review of pricing and availability from registered small and local businesses indicates this cooperative contract offers the best value to the City.

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

The Assistant Finance Director recommends that use of the cooperative agreement with Autobahn Collision, LLC and Arizona Truck Center LLC, dba Vanguard Truck Center of Phoenix be accepted.

Contract Term

This five-year agreement will begin on or about Oct. 6, 2021.

Financial Impact

The aggregate contract value will not exceed $2 million.

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

This item was adopted.

53 Fence Supply and Service - Requirements Contract - IFB 18-207 (A) (Ordinance S-47987)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 147321, Phoenix Fence Co.; Contract 147322, LP Steel Industries, LLC; and Contract 147320, Western Fence Co., Inc., for the purchase of fencing supplies and services related to installation, repair, and replacement of chain-link, block, and ornamental fencing, gates, and fencing rental for citywide use. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $980,000.

Summary

Additional contract authority is needed due to a higher than anticipated usage of these contracts.

Fencing provided through these contracts are routinely used to secure city facilities from vandalism and theft. The contracts are also used to secure and mitigate risk at City-operated construction sites. The Fire Department, Parks Department, and Public Works Department have been identified as the primary departmental users of this contract.

Contract Term

The contract term is May 1, 2018 through April 30, 2023.

Financial Impact

Upon approval of $980,000 in additional funds, the revised aggregate value of the contract will not exceed $5,535,000. Funds are available in the various departments' budgets.

Concurrence/Previous Council Action

These contracts were originally approved by City Council on April 18, 2018.

This item was adopted.

54 Authorization to Enter into Agreement with Avalon Legal (Ordinance S-48000)

Request to authorize the City Manager, or his designee, to enter into an agreement with Avalon Legal to provide the City cell phone forensic services on an as-needed basis as determined by the City Attorney and to further request authorization for the City Controller to disburse the necessary funds in an amount not to exceed $75,000 annually over the term of the contract.

Summary

The Law Department is initiating a contract with a vendor to perform cell phone forensics on an as-needed basis. This service is vital to extract data from a mobile device when needed for use in investigations and litigation. The Law Department has used its outside Legal Counsel Services contract vendor to work with a third party to perform these services in the past at a much higher cost. The need for these services is increasing, necessitating a new method to access these services. Bids were collected from four vendors and the two lowest bids were selected to enter into contracts. This contract will allow for faster service at a lower cost. The vendor is able to provide a secure forensic lab with a documented clear chain of custody, and can provide service on both Apple and Android devices. This contract is for a period of one year, with no options; to be used on an as-needed basis, at a maximum value of $75,000. The Law Department and ITS will conduct a full procurement during the term of this contract to replace it with a longer-term agreement.

Contract Term

This contract will be for one year with no options to extend.

Financial Impact

The amount requested is an amount not to exceed $75,000 annually over the term of the contract.

Funds are available in various departments' budgets, including the Law Department and Self-Insured Retention Fund. Payments will be made from affected funding sources, primarily from the Self-Insured Retention Fund or the General Fund on an individual case or legal assignment

basis.

This item was adopted.

55 Authorization to Enter into Agreement with Teris-Phoenix LLC (Ordinance S-48001)

Request to authorize the City Manager, or his designee, to enter into an agreement with Teris-Phoenix LLC to provide the City cell phone forensic services on an as-needed basis as determined by the City Attorney and to further request authorization for the City Controller to disburse the necessary funds in an amount not to exceed $75,000 annually over the term of the contract.

Summary

The Law Department is initiating a contract with a vendor to perform cell phone forensics on an as-needed basis. This service is vital to extract data from a mobile device when needed for use in investigations or litigation. The Law Department has used its outside Legal Counsel Services contract vendor to work with a third party to perform these services in the past, but at a much higher cost. The need for these services is increasing, necessitating a change in how these services are accessed by the City. Bids were collected from four vendors and the two lowest bids were selected to enter into contracts. The contract will allow for faster service at a lower cost. This vendor is able to provide a secure forensic lab with a documented clear chain of custody, and can provide service on both Apple and Android devices. This contract is for a period of one year; to be used on an as-needed basis, at a maximum value of $75,000. The Law Department and ITS will conduct a full procurement during the term of this contract to replace it with a longer-term agreement.

Contract Term

This contract will be for one year with no options to extend.

Financial Impact

The amount requested is an amount not to exceed $75,000 annually over the term of the contract.

Funds are available in various departments' budgets, including the Law Department and Self-Insured Retention Fund. Payments will be made from affected funding sources, primarily from the Self-Insured Retention

Fund or the General Fund on an individual case or legal assignment basis.

This item was adopted.

56 Intergovernmental Agreement with Maricopa Association of Governments for Evaluation of Coordinated Entry Assessment (Ordinance S-47966)

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement with the Maricopa Association of Governments to obtain a consultant to evaluate the Coordinated Entry (CE) System. CE is a federally mandated process used by the City and other MAG members to assist with the allocation of regional resources to people experiencing or at risk of homelessness. The aggregate value of the contract will not exceed $200,000. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

The Maricopa Association of Governments (MAG) provides a forum for local governments to work collaboratively on issues that affect cities, towns and tribal governments in the greater Phoenix region and includes the City among its members. With funding from the City, MAG will hire and manage a consultant to evaluate the current regional Coordinated Entry (CE) System, identify opportunities to strengthen the system in light of COVID-19 impacts and implement identified enhancements, resulting in a system that more accurately, equitably, and effectively responds to the COVID-19 crisis and ongoing demands on the system.

Contract Term

The term of the contract will begin on or about Oct. 6, 2021, and end on June 30, 2022, with an option to extend the term through June 30, 2023, which may be exercised at the discretion of the City Manager, or his designee.

Procurement Information

The City has obtained a waiver from federal Community Development Block Grant procurement requirements.

Financial Impact

The aggregate value of the contract will not exceed $200,000. Funding is

available through one-time monies from the U.S. Department of Housing and Urban Development Community Development Block Grant. There is no impact to the General Fund.

This item was adopted.

57 Agreement with Community Legal Services for COVID-19 Tenants Eviction Assistance Program (Ordinance S-47988)

Request to authorize the City Manager, or his designee, to enter into an agreement with Community Legal Services, Inc. in an amount not to exceed $1,000,000 to provide legal assistance, advocacy and representation to Phoenix tenants facing eviction proceedings through local justice courts. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

In June 2020, Community Legal Services, Inc. (CLS) created the Tenants Eviction Assistance Project (TEAP), with financial support through the City of Phoenix Coronavirus Relief Fund allocation and the Economic Security Act, to address the impact of COVID-19 on housing stability. TEAP is staffed with attorneys providing legal assistance, advocacy, and representation, at no cost, to low-income Phoenix residents experiencing an eviction crisis and court action. CLS has an established relationship with the Phoenix-area justice courts and is familiar with working with low-income and vulnerable populations. On Aug. 30, 2021, the Arizona Department of Economic Security (DES) authorized the City to carryover funding to continue this service. This contract will allow CLS to expend the authorized DES carryover funding and continue to provide TEAP services.

Contract Term

The term of the contract will begin on or about Oct. 6, 2021, through Sept. 30, 2022.

Financial Impact

The aggregate value of the contract shall not exceed $1,000,000. Funding is provided through DES, Division of Aging and Adult Services, and Community Services Block Grant. There is no impact to the General Fund.

Concurrence/Previous Council Action

The City Council approved Ordinance S-46811 for Contract 152650 with CLS on June 24, 2020, with funding provided through the Coronavirus Aid Relief.

The City Council approved Ordnance S-47231 for a new contract, Contract 154006, with CLS on Jan. 6, 2021. This was as a result of a change to the fund source to funding available through the Economic Security Act.

The City Council approved Ordinance S-47528 for an extension to Contract 154006 with CLS on May 5, 2021. This extension expired on Sept. 30, 2021.

This item was adopted.

58 Federal Communications Commission Emergency Connectivity Fund Application and Agreement (Ordinance S-48006)

Request to authorize the City Manager, or his designee, authorizing Phoenix Public Library's application for funds from the Federal Communications Commission's (FCC) Emergency Connectivity Fund (ECF) and enter into an agreement with the ECF for the purpose of accepting funds awarded. Additionally request to authorize the City Treasurer to receive, and the City Controller to disburse, all funds related to this item for the life of the Emergency Connectivity Fund. The total funds in this application is $111,500.

Summary

The ECF is a $7.17 billion program funded by the American Rescue Plan Act of 2021 to help schools and libraries support remote learning. The program will provide funding to schools and libraries for the reasonable costs of eligible equipment and services that can be provided to students, teachers, and library patrons who lack connected devices, such as laptop or tablet computers, and/or lack of broadband access during the pandemic.

If awarded, the ECF would reimburse Phoenix Public Library, a total of $111,500, for monthly broadband service costs associated with existing library 285 WiFi Hotspots available for lending to library cardholders. The Emergency Connectivity Fund application window is from Sept. 28, 2021

through Oct. 13, 2021. Reimbursement for eligible equipment and services received or delivered is for costs expended between July 1, 2021 through June 30, 2022.

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

Contract Term
The funding period is July 1, 2021 through June 30, 2022.

Financial Impact
There is no impact to the General Fund. Phoenix Public Library and City of Phoenix will be reimbursed the costs of providing monthly broadband services to 285 existing WiFi hotspots through this program by the Emergency Connectivity Fund from July 1, 2021 through June 30, 2022. No matching funds are required.

This item was adopted.

59 Amendment to Consolidated Plan's Citizen Participation Plan

Request City Council approval to amend the Consolidated Plan's Citizen Participation Plan.

Summary
The U.S. Department of Housing and Urban Development (HUD) requires jurisdictions receiving significant HUD entitlement program funds to develop a Consolidated Plan and adopt a Citizen Participation Plan. While the primary purpose of the Consolidated Plan is to describe the strategies and priorities to utilize federal entitlement funds allocated to the City through the Community Development Block Grant, HOME Investment Partnerships, Housing Opportunities for Persons with AIDS, and Emergency Solutions Grants programs, the purpose of the Citizen Participation Plan is to set forth the policies and procedures for citizens' involvement in the development and administration of the Consolidated Plan.

The Neighborhood Services Department (NSD) is proposing to update the current Citizen Participation Plan, adopted in 1996 and amended in 2010, 2018, and 2020, to provide clarification on the City's citizen outreach and engagement processes pertaining to the development of

and amendments to the City's Consolidated Plan. The Citizen Participation Plan outlines the public participation process, which includes a public hearing and comment period, transparency of the planning process and access to the draft plan, instructions to guide the public's submission of comments and standards for the City's response, and procedures for continuity of participation throughout all stages of the plan's development. All these components ensure residents who are interested in or impacted by the plan have an opportunity to participate in the process.

The proposed amended plan (**Attachment A**) includes the following items:
Clarification of what is an Amendment versus a Substantial Amendment;
Clarification of the Citizen Participation Plan amendment process;
Addition of the Neighborhood Stabilization Program 3 (NSP3) grant; and
Text updates to align with current HUD guidance and regulatory language.

Concurrence/Previous Council Action
This item was heard at the Community and Cultural Investment Subcommittee on Oct. 6, 2021.

Public Outreach
The City of Phoenix's Citizen Participation Plan for HUD requires that a draft of the amendment be posted for a 30-day public comment period and one public hearing be conducted. A virtual public hearing was held on Sept. 14, 2021, with invitations and the public notice distributed through NSD's grants distribution list, posted on the department's social media account and officially noticed in multiple publications of general circulation.

This item was approved.

60 Intergovernmental Agreement for Diverting, Treating, and Transporting City of Glendale's Water and for Supplying Water to the City Under Emergency Conditions (Ordinance S-47980)

Request to authorize the City Manager, or his designee, to execute an Intergovernmental Agreement between the City of Phoenix and the City of Glendale for the City of Phoenix to: divert, treat, and transport the City

of Glendale's water through the City of Phoenix's water infrastructure; and supply the City of Glendale with water under emergency conditions. Further request to authorize the City Treasurer to accept all funds related to this item.

Summary

This Intergovernmental Agreement (IGA) with the City of Glendale (Glendale) will allow the City of Phoenix (Phoenix) to divert, treat, and transport Glendale's water and, if/when needed, supply water to Glendale under emergency conditions. Glendale will pay Phoenix for the cost of service to divert, treat, and transport Glendale's water. Under emergency water supply conditions, Glendale will pay the standard outside City rates established by Code. Glendale will be responsible for all costs associated with construction and operation of an interconnection with Phoenix's existing water distribution system.

Contract Term

The term of the agreement is 10 years, with an option to extend the term for another 10 years.

Financial Impact

There is no net financial impact to the City.

Location

Council District: Out of City

This item was adopted.

61 Intergovernmental Agreement for Diverting, Treating, and Transporting City of Tempe's Water and for Supplying Water to the City Under Emergency Conditions (Ordinance S-47981)

Request to authorize the City Manager, or his designee, to execute an Intergovernmental Agreement between the City of Phoenix and the City of Tempe for the City of Phoenix to: divert, treat, and transport the City of Tempe's water through the City of Phoenix's water infrastructure; and supply City of Tempe with water under emergency conditions. Further request to authorize the City Treasurer to accept all funds related to this item.

Summary

This Intergovernmental Agreement (IGA) with the City of Tempe (Tempe)

will allow the City of Phoenix (Phoenix) to divert, treat, and transport Tempe's water and, if/when needed, supply water to Tempe under emergency conditions. Tempe will pay Phoenix for the cost of service to divert, treat, and transport Tempe's water. Under emergency water supply conditions, Tempe will pay the standard outside City rates established by Code. Tempe will be responsible for all costs associated with construction and operation of an interconnection with Phoenix's existing water distribution system.

Contract Term
The term of the agreement is 10 years, with an option to extend the term for another 10 years.

Financial Impact
There is no net financial impact.

Location
Council District: Out of City

This item was adopted.

62 Ground Lease for Development of University of Arizona Central Chilled Water Plant (Ordinance S-47970)

Request to authorize the City Manager, or his designee, to enter into a ground lease and other agreements as necessary with the Arizona Board of Regents (ABOR), on behalf of the University of Arizona (UA), for the development of a chilled water plant on the Phoenix Biomedical Campus (PBC) in downtown Phoenix. Further request authorization for the City Treasurer to accept funds. There is no impact to the General Fund as a result of this action.

Summary
In 2004, the City entered into an Intergovernmental Agreement (IGA), City Contract No. 109415, with the ABOR that included options for the UA to lease and/or purchase certain real property from the City, as land owner, within the PBC. In 2010, the City entered into a ground lease agreement with the ABOR, on behalf of the UA, for the development of the Health Sciences Education Building, and subsequently, in 2014, entered into a separate ground lease for the development of the

Biosciences Partnership Building. In 2018, the City amended the IGA to further clarify UA development rights on the PBC.

Staff requests approval to enter into a new ground lease, and other agreements as necessary, with the ABOR, on behalf of the UA, to allow the UA to develop a chilled water plant that will serve the UA's current and future operations on the PBC. The chilled water plant will be located on approximately 12,000 square feet of the Fillmore and 7th streets parcel, approximately 100 feet south of Fillmore Street on the western edge of the parcel. Subject to City Council approval, the following major business terms have been negotiated:

UA will lease the site from the City for the development of a central chilled water plant for a term of 30 years at $1.85 per square foot per year with a 3 percent annual escalator. Rent will begin seven years after the construction completion date.

Construction shall not exceed 36 months. Rent will be abated during the construction period up to 36 months. However, construction that exceeds 36 months shall be charged rent at $1.85 per square foot per year until the construction completion date.

UA will ensure the development and all appurtenant devices are fully screened, with the incorporation of art and landscaping to be approved by the City.

UA will ensure the north-south walkway through the PBC, the "pedestrian spine," is maintained and will be fully constructed at the time of the next building construction.

UA will maintain all necessary fire access.

UA will provide for any parking stalls that are displaced due to the development based on the City's Planning and Development Department regulatory requirements.

UA will address lot line adjustments as needed on lots controlled by the UA throughout the PBC.

At the expiration of the ground lease term, the leased premises will convey to the UA.

Contract Term

The ground lease term for the development of the central chilled water plant will be for a term of 30 years.

Financial Impact

There is no impact to the General Fund as a result of this action. Rent received as a result of the request will be deposited into the Genomics Facilities and Operations Fund.

Concurrence/Previous Council Action

On Dec. 3, 2003, City Council authorized, via Ordinance S-30511, the original agreements with UA on the PBC. On May 31, 2017, City Council authorized, via Ordinance S-43591, an amendment to the IGA with UA for the continued development and leasing of PBC parcels including this location.

Location

A portion of the southwest corner of 7th and Fillmore streets in downtown Phoenix.
Council District: 8

This item was adopted.

63 Fiscal Year 2021-22 Bioscience Healthcare Strategic Initiative (Ordinance S-47976)

Request to authorize the City Manager, or his designee, to implement the Bioscience Healthcare Strategic Initiative, including authorization of an Arizona Bioindustry Association (AZBio) membership and participation at the BIO International Convention in 2022. Also, request authorization for the City Treasurer to accept funds from the City's BIO Convention partners to offset costs associated with the 2022 Convention expenses, and for the City Controller to disburse funds associated with this request. There is no impact to the General Fund. Funding is available in the Genomics Facilities and Operations Fund, with the request not to exceed $105,000.

Summary

Phoenix has grown to be a hub of bioscience activity in the Southwestern U.S. CBRE, a national commercial real estate firm, ranked Phoenix fifth in the nation as an Emerging Life Science Market in their 2020 annual U.S. Life Science Report. Much of this success is due to Phoenix’s

world-class medical centers, innovative research institutions, pro-business environment, a growing educated population, dedicated universities and community colleges, and the spirit of entrepreneurship. In order to build upon these strengths, staff is continuing to implement a strategic plan introduced in 2018 designed to grow, strengthen and sustain a healthy bioscience industry. Since the launch of this effort, there has been an acceleration of investment and growth in the bioscience industry in Phoenix. By the end of 2021, more than $3.25 billion will have been invested in new and expanded bioscience and healthcare facilities, and more than five million square feet of space for discovery, development and care delivery creating more than 8,000 jobs for Phoenix residents.

Staff has focused its economic development efforts in the areas of research, development, precision medicine, healthcare delivery, health-tech and education. Focusing on these areas strengthens and solidifies Phoenix as a leader in the nation’s bioscience healthcare industry. The Community and Economic Development Department (CEDD) will continue to ensure there is a world-class real estate inventory that meets the unique needs of bioscience companies. This commitment includes support of the downtown Phoenix Biomedical Campus (PBC) and the Arizona Biomedical Corridor in North Phoenix, in addition to other submarkets within the City. Specifically, CEDD has been working closely with Arizona State University (ASU) and its development partner, Wexford Science & Technology, to bring prospective tenants to the first phase development on the PBC north of Fillmore Street, the 850 PBC building. In the 850 PBC building, ASU is a major tenant in the building along with the expansion of the Center for Entrepreneurial Innovation with its new LabForce program to train individuals with the skills needed to work in a lab setting. Other tenants within the new building include bioscience companies and a co-working accelerator lab that will generate new companies and jobs in Phoenix.

In order to maintain the City's position in the bioindustry, CEDD is requesting to continue the City's annual membership with the AZBio, the only statewide organization exclusively focused on building Arizona’s bioindustry. AZBio is committed to building a top-tier life science industry in Arizona and is a critical partner for Phoenix. As specialists, AZBio

provides industry insight, programs specifically designed for life science organizations, visibility into investment opportunities, and a voice for the industry in the media, across the community, and with elected leaders and government agencies at the local, state, and federal levels. The AZBio annual membership cost is $15,000 for Fiscal Year 2021-22.

Another key effort is the promotion of Phoenix's bioscience efforts nationally and internationally by attending the 2022 BIO International Convention to be held in San Diego. Due to the COVID-19 pandemic, the 2021 BIO Convention was held virtually with more than 6,200 attendees and 55 countries represented. As a sponsor of Start- Up Stadium, the City of Phoenix was able to nominate three Phoenix-based companies that were selected as finalists. These three early-stage companies were able to engage with key members of the investment community, venture philanthropy groups, and BIO attendees. Along with CEDD, representatives from the University of Arizona (UA), ASU, AZBio, Wexford Science & Technology, the Flinn Foundation and 25 Phoenix-based biomedical companies joined the delegation. The delegation held more than 300 productive virtual meetings. Attendance at this unique virtual gathering provided valuable networking and partnership opportunities and synergy with the City's attending partners looking to promote their research and products to a global audience. The knowledge and contacts generated by attending this convention will be used in communicating the City's competitive advantage, existing ecosystem and resources in Phoenix to attract and grow companies in this industry to thrive and generate quality jobs for the community.

Planning is currently underway, subject to City Council authorization of funding, for the 2022 BIO Convention. Preliminary estimates for participation such as booth, sponsorships, advertising, equipment, and shipping costs total approximately $90,000. This includes the one-time purchase of a new booth structure, including design and creation of booth paneling and branding. Last fiscal year, City Council approved CEDD's request to purchase the new booth structure. However, due to the pandemic, and the virtual nature of the 2021 BIO International Convention, the booth was not purchased as previously planned and authorized. Staff will also work with industry partners, such as the UA, ASU, and the Translational Genomics Research Institute (TGen) to co-

locate at the convention. This shared effort may allow the City to reduce its costs and boost visibility while assisting its partners in promoting Phoenix.

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

Financial Impact

There is no impact to the General Fund. Funding for the AZBio membership and to participate in BIO International 2022 will not exceed $105,000 total for both efforts. Funding is available in the Genomic Facilities and Operations Fund. Funding received from the City's BIO International Convention partners shall reimburse the Genomic Facilities and Operations Fund.

Concurrence/Previous Council Action

This item was recommended for approval by the Economic Development and Equity Subcommittee at the Sept. 28, 2021, meeting by a vote of 4-0.

This item was adopted.

67 Additional Expenditures for Phoenix Business and Workforce Development Board Local Plan and Strategic Plan Consulting Services Contract (Ordinance S-48005)

Request to authorize the City Manager, or his designee, to allow additional expenditures under City Contract No. 151103 with Sheila Murphy, LLC, or its City-approved designee, to complete the Phoenix Business and Workforce Development (PBWD) Board's 2023-26 Strategic Plan and update the 2020-24 Local Workforce Development

Area Plan (Local Plan). Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $110,000. There is no impact to the General Fund.

Summary

On Oct. 16, 2019, City Council authorized staff to contract with Sheila Murphy, LLC to prepare the PBWD Board's 2020-23 Strategic Plan and the 2020-24 Local Plan. This contract award resulted from a formal solicitation issued and conducted by the Community and Economic Development Department on behalf of the PBWD Board. During the initial two-year term of the contract, Sheila Murphy, LLC successfully completed the 2020-2023 Strategic Plan and 2020-2024 Local Plan.

If additional funds are approved, staff will exercise the necessary contract extension options to complete the following work, including:

Developing the 2023-26 Strategic Plan. The Strategic Plan gives vision and direction to the creation of the Local Plan. The PBWD Board's current Strategic Plan expires on June 30, 2023.

Labor market and economic updates to the Local Plan, as required every two years under the Workforce Innovation and Opportunity Act (WIOA). The Local Plan amendments incorporate provisions consistent with the WIOA legislation and Workforce Arizona Council policies.

The PBWD Board was established in accordance with the federal WIOA of 2014. The PBWD Board is responsible for the legislated responsibilities under the WIOA and addressing the workforce development needs of the local workforce area. The local workforce area, known as the ARIZONA@WORK City of Phoenix, serves as a jurisdiction for the administration of workforce development activities, and execution of adult, dislocated worker, and youth funds allocated by the State.

Contract Term

The two-year City Contract, No. 151103, began on Nov. 1, 2019, and includes two one-year renewal options.

Financial Impact

The aggregate value of the current contract is $100,750. If the request to allow $110,000 in additional expenditures is approved, the revised aggregate value of the amended contract will increase to an amount not to exceed $210,750. There is no impact to the General Fund. Funding is available from the City's allocation of federal WIOA funds.

Concurrence/Previous Council Action

The original contract award was approved by City Council on Oct. 16, 2019 via Ordinance S-46097. The Phoenix Business and Workforce Development Board approved the additional expenditures for the proposed contract amendment at its Sept. 9, 2021 public meeting.

This item was adopted.

68 Fire Sprinkler Inspection, Testing and Maintenance (Ordinance S-47971)

Request to authorize the City Manager, or his designee, to enter into contract with Metro Fire Equipment Inc. to provide fire sprinkler inspection, testing and maintenance for the Phoenix Convention Center Department (PCCD). The agreement is for five years and the aggregate value of the contract will not exceed $1,100,000. Request further authorization for the treasurer to accept, and the City Controller to disburse, all funds related to this item.

Summary

The PCCD is seeking to enter into a service agreement with Metro Fire Equipment for a period of five-years for inspections, testing and maintenance of the fire sprinkler system for the Phoenix Convention Center, theatre venues, and parking garages.

Procurement Information

The recommendation is in accordance with City of Phoenix Administrative Regulation 3.10, following the Invitation for Bid procurement process. There were five Bids received by the PCCD Financial and Procurement Services section on July 28, 2021. The offers were evaluated on price, responsiveness to specifications, and responsibility to provide the required service. The price was determined to be fair and reasonable.

The solicitation notification was publicly posted and available for download from the City's website.

The Responsive Bidders are as follows:

Metro Fire Equipment Inc.: $126,428.00 Annually
A P Fire Protection LLC.: $138,420.00 Annually
Siemens Industries Inc.: $170,489.12 Annually

Contract Term
The contract term is for five-years.

Financial Impact
The aggregate value will not exceed $1,100,000 over the life of the five-year contract. Funds are available in the Phoenix Convention Center Department operating budget.

Location
Council District(s): 7, 8

Phoenix Convention Center, 100 N. Third St.
Symphony Hall, 75 N. 2nd St.
Herberger Theater, 222 E. Monroe St.
Orpheum Theatre, 203 W. Adams St.
Regency Garage, 40 N. 2nd St.
Heritage Garage, 501 E. Monroe St.
East Garage, 601 E. Washington St.
West Garage, 185 N. 2nd St.
North Garage, 429 E. Monroe St.
Tonto Marshalling Yard,1102 E. Tonto St.

This item was adopted.

69 Donation from The Hartford Financial Services Group, Inc. for Phoenix Fire Department (Ordinance S-47999)

Request authorization for the City Manager, or his designee, to accept a donation of $5,000 from The Hartford Financial Services Group, Inc. for the Phoenix Fire Department. Further request authorization for the City Treasurer to accept all funds related to this donation. If not approved, the

donation would be turned down.

Summary

The Hartford Financial Services Group, Inc. wishes to express their appreciation for the Phoenix Fire Department's service by donating $5,000 to the Department. The donation will be used for the live, online educational National Junior Fire Marshal Day event guiding Kindergarten through 3rd grade students on these important fire safety lessons:

- Matches and lighters are for grown-ups
- Creating and practicing an escape plan
- Smoke alarms are important
- Establishing an outside meeting place

This request adheres to the Fire Department's Charitable Donations Process that was presented to the Public Safety and Veterans Subcommittee on Sept. 12, 2018.

Contract Term

There is no contract term associated with this donation.

Financial Impact

This donation does not require any matching funds.

This item was adopted.

70 Fire Turnout Clothing Cleaning, Inspection and Repair Services - Requirements Contract - COOP 21-108 (Ordinance S-47969)

Request to authorize the City Manager, or his designee, to enter into a cooperative participating agreement with Arizona PPE Recon, Inc. to purchase Fire Turnout Clothing Cleaning, Inspection and Repair Services for the Phoenix Fire Department. A cooperative contract was established by the City of Tempe under solicitation number T19-017-01. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $200,000.

Summary

The City of Phoenix Fire Department is responsible for the maintenance and repairs of turnout gear worn by all sworn personnel. As an essential part of a firefighter's personal protective equipment (PPE), turnout gear is needed at an accelerated turnaround time in order to reduce health and

safety risks associated with improper maintenance, contamination, or damage. Arizona PPE Recon, Inc. is a local vendor that meets the National Fire Protection Association's (NFPA) established requirements for the selection, care, and maintenance of firefighting protective ensembles and will provide NFPA 1851 compliant cleaning, decontamination, repair, and inspection services of turnout gear in a timely manner.

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 City of Tempe contract covers the purchase of Fire Turnout Clothing Cleaning, Inspection and Repair Services as required by the Phoenix Fire Department. The contract was awarded on Nov. 1, 2018. Additionally, review of pricing and availability from registered small and local businesses indicates that this cooperative contract offers the best value to the City.

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 Arizona PPE Recon, Inc. be accepted.

Contract Term

The three year contract term will begin on or about Oct. 15, 2021. Provisions of the contract include the option to extend the term up to two additional years which may be exercised by the City Manager or designee.

Financial Impact

The aggregate contract value will not exceed $200,000. Funds are available in the Fire Department's budget.

This item was adopted.

71 Request Authorization for Sale of Canine Espy (Ordinance S-47998)

Request to authorize the City Manager, or his designee, to approve the sale of canine Espy to Officer Nick Kerger for $1.00. Officer Kerger is assigned to the Tactical Support Bureau's Canine Unit and has requested to retire and purchase his assigned canine Espy in accordance with Administrative Regulation 4.21.

Summary

Canine Espy is over nine years old, and has served the Tactical Support Bureau with professionalism, dedication and exemplary effort since 2013. Canine Espy has been diagnosed with terminal cancer in his chest cavity that is inoperable. This has affected Espy's ability to perform at the required level of expected performance. At the recommendation of the Department's Veterinarian Dr. Spovoda and the unit trainers, Espy should be medically retired.

This request is for the authorization of the sale of canine Espy for $1.00. The purchase of canine Espy is being made by Officer Nick Kerger, who agrees to accept full responsibility and liability for canine Espy until his death.

This item was adopted.

72 Request Authorization for Sale of Canine Soldier (Ordinance S-48007)

Request to authorize the City Manager, or his designee, to approve the sale of Police canine Soldier to Det. Patrick Clinton for $1.00. Det. Clinton is assigned to the Homeland Defense Bureau and has requested to retire and purchase his assigned canine Soldier in accordance with A.R. 4.21. Det. Clinton will be retiring from the Police Department on or about Oct. 1, 2021.

Summary

Police service dog Soldier is seven years old, and has been assigned to the Police Department's Homeland Defense Bureau since December 2015. He has been assigned to Det. Clinton for over five years.

This request is for the authorization of the sale of Police service canine Soldier for $1.00. The purchase of canine Soldier is being made by Det. Patrick Clinton, who agrees to accept full responsibility and liability for him until his death.

This item was adopted.

73 Authorization to Enter into Agreements with United States Marshals Service to Accept Reimbursement for Police Services (Ordinance S-48010)

Request retroactive authorization for the City Manager, or his designee, to authorize the Police Department to enter into an agreement with the United States Marshals Service to accept funds for police services. Authorization is also requested to accept additional funds should they become available, up to a maximum of $150,000.

Summary

The Police Department partners annually with the United States Marshals Service (USMS) for the USMS Violent Offender Task Force (VOTF). The primary mission of the VOTF is to investigate and apprehend local, state and federal fugitives to improve public safety and reduce violent crime. Targeted crimes primarily include: violent crimes against persons; weapons offenses; felony drug offenses; failure to register as a sex offender; and crimes committed by subjects who have a criminal history involving violent crimes, felony drug offenses, and/or weapons offenses. The initial agreement will reimburse up to $20,522 for Police overtime costs related to the Task Force investigations. The Police Department requests authorization to accept up to $150,000 should additional funding become available during the funding period.

Contract Term

The funding period is Aug. 1, 2021 through Sept. 30, 2022.

Financial Impact

The cost to the City is fringe-related benefits and in-kind resources.

This item was adopted.

74 Agreements with Organized Crime Drug Enforcement Task Force

for Reimbursement of Police Services (Ordinance S-48011)

Request to authorize the City Manager, or his designee, to allow the Police Department to enter into agreements with the Organized Crime Drug Enforcement Task Force (OCDETF) to accept funds not to exceed $300,000, for the reimbursement of police services. Further request authorization for the City Treasurer to accept, and the City Controller to disburse, all funds related to this item.

Summary

The Police Department has continually participated in these multi-jurisdictional task forces in an effort to enhance and further facilitate long-term sustainable drug enforcement investigations. The task forces conduct complex narcotics distribution enterprise investigations in the Phoenix area and around the state in an effort to eradicate illegal activity. Since the investigations are seldom restricted to the Phoenix city limits, investigations involve multi-national organizations such as the Federal Bureau of Investigation, the Drug Enforcement Administration, the Maricopa County Sheriff's Office, the Maricopa County Attorney's Office, and the United States Attorney's Office. Through the implementation of individual case agreements with OCDETF, the City will be reimbursed for police overtime related to the specific investigations. Reimbursement does not cover the cost of related fringe benefits.

Contract Term

The funding period is Oct 1, 2021 through Sept. 30, 2022.

Financial Impact

The cost to the City is related fringe benefits and in-kind resources.

This item was adopted.

75 Airport Concessions Relief and American Rescue Plan Act (Ordinance S-48008)

Request to authorize the City Manager, or his designee, to apply for and accept airport-specific American Rescue Plan Act of 2021 (ARPA) funds allocated by the Federal Aviation Administration (FAA) in the amount of $15,374,984 for Small Business Concessions and $3,843,746 for Large Business Concessions. If approved, these grant funds would be applied to terminal concessionaire accounts in the form of a credit to be used

toward rent payments subject to the stipulations outlined in this report. Further request to authorize the City Treasurer to accept the funds and the City Controller to disburse all funds related to this item. The total value of the funding will not exceed $19,218,730.

Summary

The COVID-19 global pandemic created a downturn in airline passenger travel by over 93 percent at Phoenix Sky Harbor International Airport (PHX). In direct correlation to the reduced passenger activity, concessions sales plummeted for PHX's concessionaires. As a result, established rents were unsustainable for concessionaires in the terminals. On April 4, 2020, the FAA provided guidance to airport sponsors encouraging them to consider business circumstances created by the public health emergency. In response, subject to stipulations the City Council approved rent relief to concessionaires and extended food, beverage and retail contracts by three years to assist Airport Concessions Disadvantaged Business Enterprise (ACDBE) business partners to refinance their existing debt.

Since April 2021, PHX has experienced significant increases in passenger volumes. In June 2021, PHX reached 80 percent of total enplanement traffic for two consecutive months as compared to 2019. Per the stipulations contained in the City Council action on Dec. 2, 2020, all concession operators were notified that the contractual Minimum Annual Guarantee (MAG) amounts must be paid beginning Aug. 1, 2021.

Previous Federal Relief Funds for Airport Concessionaires

On April 9, 2021, the Aviation Department received notification of its allocation of Coronavirus Response and Relief Supplemental Appropriations Act of 2021 (CRRSAA) funds appropriated for PHX’s concessions program in the amount of $4,804,683. In accordance with FAA guidance, the monies received by the FAA served as a partial reimbursement towards the more than $20 million in rent relief provided by PHX to date.

American Rescue Plan Act

On June 16, 2021, the Aviation Department received notification from the FAA regarding its concessions relief allocation of airport-specific ARPA funds in the amount of $15,374,984 for small business concessions and

$3,843,746 for large business concessions.

As with CRRSAA, if an airport sponsor accepts its ARPA allocations for concession relief, “the airport sponsor must provide relief from rent and MAG to eligible small airport concessions and eligible large airport concessions in an amount that reflects each eligible airport concession’s proportional share of the total amount of rent and MAG of all eligible airport concessions at the airport.”

For the Aviation Department to be eligible to apply for and receive its federal concessions relief appropriation of ARPA funds, the City of Phoenix would offer rent relief in the form of grant-funded rent credits for in-terminal concessionaires. These ARPA funds would effectively pay up to 100 percent of the MAG or percentage rents owed to the City until the appropriation is exhausted.

The ARPA credits would provide rent relief subject to the following conditions:

Stipulation 1 - Concessionaires must be operating to receive rent relief as stipulated by the FAA.

Stipulation 2 - In order to encourage reactivation of concessions with appropriate staffing levels to meet customer needs and expectations, concessionaires will receive the percentage of their ARPA allocation as a rent credit that is commensurate to their staffing percentages as compared to 2019 baseline staffing levels. For example, 60 percent staffing would enable a concessionaire to apply 60 percent of their rent for that month from ARPA rent credits.

Stipulation 3 - Rent relief recipients will be required to share these credits equitably among their sub tenants and joint venture partners. Staffing levels over 80 percent would be eligible to have 100 percent ARPA rent credit allocation.

Financial Impact

The $19,218,730 of relief funding comes directly from the federal ARPA grant. This portion of the federal airport ARPA grant will provide the funding for the credit to rent due to the City, and can only be used for the purpose of airport concessionaire relief as explained above.

Public Outreach

Aviation staff documented holding 21 different meetings with Airport Concession Disadvantaged Business Enterprise (ACDBE) small business concessionaires to discuss the certification requirements for coronavirus relief funds, where the proposed ARPA stipulations were part of the agenda of topics discussed. Staff also held nine meetings with concessions primes, including Host and SSP, to cover these same topics. In addition to these one-on-one meetings, staff presented the rent relief overview at the Aviation Department's bi-monthly Terminal Tenant Meeting on July 20, 2021 where representatives of SSP and Host were invited, and the proposed rent relief criteria was discussed.

Aviation staff also conducted one-on-one meetings with more than 20 concessionaire primes, joint venture partners, and Airport Concession Disadvantaged Business Enterprises (ACDBEs) and a teleconference meeting with terminal concessionaires on Sept. 27, 2021. The one-on-one calls and larger teleconference were conducted in order to describe the ARPA rent relief grant, how it would be applied, and potential stipulations. These calls were helpful for staff in crafting the proposed stipulations to be both achievable and a strong incentive to get fully staffed and operating at pre-pandemic levels.

Location

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

This item was continued to the Oct. 27, 2021 City Council Formal Meeting.

76 Luggage Cart Rental Services at Phoenix Sky Harbor International Airport (Ordinance S-47975)

Request to authorize the City Manager, or his designee, to enter into an agreement with Smarte Carte, Inc. to provide Luggage Cart Rental Services for Phoenix Sky Harbor International Airport. Further request to authorize the City Controller to disburse all funds related to this item. The agreement value will not exceed $1.5 million.

Summary

This agreement will ensure passengers at Phoenix Sky Harbor International Airport (PHX) continue to have the option to rent luggage

carts to assist passengers with their luggage. This service is provided at all terminals, parking locations, Phoenix Sky Train stations, Phoenix Rental Car Center and the federal inspection station. Smarte Carte, Inc. will provide installation, management, and operation of the luggage carts rental services at PHX, and provide practical, economical, and user-friendly luggage carts for rental service at a reasonable price to its customers.

Procurement Information
The Aviation Department completed a solicitation for luggage cart rental services in 2021 pursuant to General Procurement Procedures A.R. 3.10. On June 16, 2021 Council awarded this agreement to APS. APS failed to meet the post-award solicitation requirements and the agreement and solicitation were cancelled. Smarte Carte, Inc. is the only viable company to provide turn-key luggage cart rental services at PHX.

Contract Term
The term of the agreement will be an aggregate five-years with no renewal option beginning on or about Nov. 1, 2021.

Financial Impact
The agreement value will not exceed $1.5 million for the 5-year aggregate agreement term.

Funding is available in the Aviation Department’s operating budget.

Concurrence/Previous Council Action
The City Council approved Luggage Cart Service Lease Agreement (Ordinance S-47659) on June 16, 2021. However, since APS failed to meet the post-award solicitation requirements, the agreement was never completed. Smarte Carte, Inc. is the only viable company to provide turn-key luggage cart rental services at PHX.

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

This item was adopted.

77 Ground Lease with Oso Concrete LLC at Phoenix Sky Harbor International Airport (Ordinance S-47985)

Request to authorize the City Manager, or his designee, to enter into a ground lease with Oso Concrete LLC for real property located at 120 and 130 S. 29th St. (Properties) for two years with five one-year options to extend the term that may be exercised at the sole discretion of the Director of Aviation Services.

Summary

The Aviation Department acquired 130 S. 29th St. in January 2000 and 120 S. 29th St. in October 2001. Oso Concrete LLC (Oso) has operations at 175 S. 29th St. that are across the street from the Properties. Oso has requested to lease the Properties, which total approximately 56,628 square feet. Oso will use the Properties to park vehicles, trailers, and other equipment that relate to its concrete business.

Contract Term

The term of the lease will be two years with five one-year options to extend the term that may be exercised at the sole discretion of the Director of Aviation Services.

Financial Impact

Initial annual rent will be approximately $59,459 ($1.05 per square foot) and will be adjusted annually based on the Phoenix-Mesa-Scottsdale Consumer Price Index or three percent, whichever is greater. Total anticipated revenue over the term of the lease will be approximately $416,215, if all options are exercised.

Concurrence/Previous Council Action

The Phoenix Aviation Advisory Board recommended this item for approval on Aug. 19, 2021, by a vote of 8-0.

Location

Phoenix Sky Harbor International Airport - 120 S. 29th St. and 130 S. 29th St.

Council District: 8

This item was adopted.

78 Amend Ground Lease with Bimbo Bakeries USA, Inc. at Phoenix Sky Harbor International Airport (Ordinance S-47986)

Request to authorize the City Manager, or his designee, to amend Ground Lease 151988 with Bimbo Bakeries USA, Inc. for real property located at 3115 E. Madison St. (Premises) by adding 100,263 square feet to the Premises and adding two one-year options to extend the term that may be exercised at the sole discretion of the Director of Aviation Services.

Summary

Bimbo Bakeries USA, Inc. (Bimbo Bakeries) operates several locations in the Phoenix Metro area that provide baked goods to its customers. The Premises is located just north of Phoenix Sky Harbor International Airport. The Premises is 65,340 square feet in area and used for parking tractor trailers that relate to Bimbo Bakeries' bakery operation at 738 W. Van Buren St. in Phoenix. Ground Lease 151988 (Lease) expires on April 14, 2023. Bimbo Bakeries is requesting to amend the Lease to add 100,263 square feet to the Premises and add two one-year options to extend the term.

Contract Term

The term will be amended to add two one-year options to extend the term that may be exercised at the sole discretion of the Director of Aviation Services. The current term is three years, which will expire on April 14, 2023. The term may be extended to April 14, 2025 if both options to extend are exercised.

Financial Impact

Annual rent will be approximately $14,381 per month ($1.05 per square foot) and will be adjusted annually based on the Phoenix-Mesa-Scottsdale Consumer Price Index or three percent, whichever is greater. Total anticipated revenue over the term of the Lease will be approximately $461,509.

Concurrence/Previous Council Action

The Phoenix Aviation Advisory Board recommended this item for approval on Aug. 19, 2021, by a vote of 8-0.

Location
Phoenix Sky Harbor International Airport - 3115 E. Madison St.
Council District: 8

This item was adopted.

79 Bus Rapid Transit Program Analysis, Outreach and Initial Corridor Recommendation

Request the City Council to approve an initial Bus Rapid Transit corridor of 35th Avenue and Van Buren Street, as shown in **Attachment A**.

Summary
In 2015, Phoenix voters approved Proposition 104, creating the 35-year multimodal transportation plan known as Transportation 2050 (T2050) which identified Bus Rapid Transit (BRT) as a key component to continue expanding the City's high-capacity transit network. BRT is a high-capacity bus service that focuses on improved speed, reliability, and convenience to better the overall transit experience. There are common recurring elements found in successful BRT systems, such as: advanced fare collection; enhanced stations; dedicated lanes; custom buses; transit spot improvements; and unique branding.

In 2019, Phoenix BRT Program staff were tasked by Phoenix’s Citizens Transportation Commission (CTC) and City Council to reevaluate the BRT corridors as originally outlined in the T2050 plan. This reevaluation was sought due to the passage of time since development of the T2050 plan, as Phoenix meanwhile has experienced significant changes in residential and commercial developments, population growth and density, in addition to efforts by the region to identify additional BRT corridors that may travel through Phoenix. Staff's reexamination considered various elements of transit propensity (population, employment, low-income households, minority populations, persons with disabilities, zero-automobile households, and persons under 18 and over 64 years in age), historical transit performance and ridership forecasting models utilizing the Federal Transit Administration’s scenario-planning software. From these data points and processes, six potential BRT corridors have been identified and are shown below:
Camelback Road/24th Street;
Indian School Road/24th Street;

Thomas Road/44th Street;
McDowell Road/44th Street;
35th Avenue/Van Buren Street; and
19th Avenue/Van Buren Street.

Using these six proposed corridors and applying industry best practices (two-mile spacing between corridors, good connections to light rail and frequent local bus service, intersections with other BRT corridors, and end points with highly used origins and destinations), four potential BRT network scenarios have been identified and are shown below:

Camelback Road/24th Street, Thomas Road/44th Street and 35th Avenue/Van Buren Street;
Camelback Road/24th Street, Thomas Road/44th Street and 19th Avenue/Van Buren Street;
Indian School Road/24th Street, McDowell Road/44th Street and 35th Avenue/Van Buren Street; and
Indian School Road/24th Street, McDowell Road/44th Street and 19th Avenue/Van Buren Street.

Phoenix BRT Program staff facilitated multiple BRT workshops, including an in-depth technical workshop with multiple City departments, Valley Metro, the Maricopa Association of Governments (MAG), the Arizona Department of Transportation, and the established program consultant teams. Two executive workshops were also held for CTC and Council members. The purpose of the workshops was to review the six corridors proposed from the transit technical analysis and obtain input on the four potential BRT network scenarios.

The results of this data-driven process revealed "Camelback Road/24th Street, Thomas Road/44th Street and 35th Avenue/Van Buren Street" as the most productive network scenario with the highest demand and need.

After the workshops, the focus transitioned to community education, engagement and input, which is described under Public Outreach.

Regional Efforts

In addition to the Phoenix BRT Program, MAG is conducting a Regional Bus Rapid Transit Feasibility Study to document the potential for

implementation of BRT within the MAG region. Phoenix has been an integral part of this collaboration along with six other member cities: Glendale, Tempe, Scottsdale, Mesa, Chandler and Gilbert. Through this study, MAG has identified potential BRT corridors that were evaluated based on quantitative and qualitative criteria. These corridors were identified for further study in a proposed new regional BRT program (**Attachment B**).

While the Camelback/24th Street and Thomas/44th Street corridors scored the highest during the technical analysis and the community education and engagement efforts, there is ongoing analysis of future high-capacity transit planning in west Phoenix that may affect these corridors and the overall future BRT network. It is recommended that a final decision on these east-west BRT corridors be deferred until there is further resolution on such west Phoenix planning.

Upon approval of the initial BRT corridor, the next steps in the process for the 35th Avenue/Van Buren Street corridor include:
Refining a BRT program schedule, including the phasing and implementation for the initial BRT corridor and future BRT network;
Beginning corridor planning (operations and capital) and development of conceptual alternatives;
Establishing corridor-specific outreach tools and techniques; and
Identifying a funding plan, potential partners, and available grants.

Concurrence/Previous Council Action
The Citizens Transportation Commission recommended approval of the initial Bus Rapid Transit corridor of 35th Avenue/Van Buren Street on May 27, 2021, by a vote of 10-0.

The Transportation, Infrastructure and Planning Subcommittee recommended City Council approval of the initial Bus Rapid Transit corridor of 35th Avenue/Van Buren Street on Sept. 15, 2021, by a vote of 4-0.

Public Outreach
Community Education and Engagement
From February to December 2020, Phoenix BRT Program staff launched

an education and engagement campaign to provide continuous opportunities for the community to learn about the program and provide input on the six potential corridors and four potential networks. To best reach the community, staff at first employed both in-person and virtual outreach methods, providing all materials in both English and Spanish. As a result of the COVID-19 pandemic, outreach efforts shifted entirely to virtual platforms in March 2020. Below is a list of outreach tools and materials used to engage and educate the public and solicit feedback:
Transit analysis maps;
Social media;
Program webpage (www.phoenix.gov/brt);
Project fact sheet;
Frequently asked Questions;
“BRT 101” videos;
Online meeting webpage;
In-person/virtual meetings with all of Phoenix's 15 village planning committees;
In-person/virtual meetings with community groups;
News releases and television programs;
Live virtual public meetings; and
"Shape Your BRT" survey.

Survey Results
The Phoenix BRT Program developed the "Shape your BRT" survey to solicit community input on potential BRT elements, the six potential BRT corridors, and the four potential BRT network scenarios.

Based on the survey results, respondents’ most preferred BRT network scenario aligns with the technical analysis results and community feedback received during the community education and engagement efforts: "Camelback Road/24th Street, Thomas Road/44th Street and 35th Avenue/Van Buren Street."

Community Engagement Summary
The Community Engagement Summary can be found in **Attachment C**.
Highlights include:
474 survey responses;
26 in-person or virtual meetings;

Connection with over 1,200 community members;
Responses to nearly 600 questions and comments;
4,581 BRT webpage views;
BRT 101 video views: 1,040 English and 92 Spanish;
766 online meeting webpage views;
Online meeting video views: 300 English and 89 Spanish;
Residents' input shows that the selected corridors are preferred because BRT could serve more transit riders; take riders to key locations; operate closer to home, school, or work; and reduce commute times;
Top themes of suggestions for network modification were to extend networks further north, south, and west and to limit overlap with light rail; and
Key themes of final comments were support for: using dedicated lanes; extending networks north, south, east, and west; providing connections to surrounding/outlying areas; and avoiding overlapping services on 19th Avenue.

Location

Along 35th Avenue and Van Buren Street.
Council Districts: 1, 4, 5 and 7

This item was approved.

80 Transportation Modernization Grant Application (Ordinance S-48009)

Request to authorize the City Manager, or his designee, to apply for a Transportation Modernization Grant, as funded by the State of Arizona and administered by the nonprofit organization A for Arizona, and enter into any agreements to accept the grant funding if awarded. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. The grant program is accepting grant applications in amounts not to exceed $2 million.

Summary

During the most recent legislative session, the State of Arizona appropriated $10 million in state funds, and matched the amount with an additional $10 million in federal stimulus funds, for a total of $20 million for Fiscal Year 2021-22, to improve transportation systems to drive down costs, enhance safety and efficiency, and provide K-12 students with

access to more public school options. A for Arizona is accepting grant applications and encouraging public schools, local governments, and community leaders to identify solutions which "identify options to transport students not solely reliant on yellow school buses." As a regional public transportation provider, the City of Phoenix can utilize such grant funds to purchase student transit passes and partner with schools and school districts to satisfy students' transportation needs by using the existing public transit system.

The Public Transit Department is requesting authorization to submit an application for the State of Arizona’s Transportation Modernization Grant. The application deadline is Oct. 8, 2021.

Financial Impact

No City of Phoenix funds are included in the application.

This item was adopted.

81 Transport of Natural Gas and Electricity- Kinect Energy, Inc. - Amendment (Ordinance S-47979)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 135518 with Kinect Energy, Inc. to provide additional funding to the agreement for energy purchases for the City of Phoenix. 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 $3,726,000.

Summary

The City of Phoenix has over 3,000 active electric and natural gas accounts. Agreement 135518 (Agreement) with Kinect Energy, Inc. (Kinect Energy) provides rate analysis, negotiates the price of natural gas and electricity, facilitates the sale of renewable identification numbers, and audits energy invoices for accuracy. Kinect Energy has successfully provided these services under contract without incident. Because of fluctuating market rates, yearly aggregates also fluctuate and additional pay authority is needed to maintain services through the term of the Agreement.

Procurement Information

This item is exempt from Administrative Regulation 3.10 citing energy

purchase.

Contract Term
The agreement term will remain unchanged, ending on Feb. 28, 2023.

Financial Impact
The initial authorization for this agreement was for an expenditure not to exceed $1.4 million. Previous amendments increased the authorization for the agreement by $8,202,000. This amendment will increase the authorization for the agreement by an additional $3,726,000, for a new total not-to-exceed agreement value of $13,328,000.

Funding is available in the Aviation and Public Works Departments' budgets.

Concurrence/Previous Council Action
The City Council approved:
Agreement 135518 on July 3, 2012;
Agreement 135518 - Amendment (Ordinance S-41655) on May 13, 2015;
Agreement 135518 - Amendment (Ordinance S-42682) on June 22, 2016;
Agreement 135518 - Amendment (Ordinance S-43530) on May 31, 2017;
Agreement 135518 - Amendment (Ordinance S-44422) on April 4, 2018; and
Agreement 135518 - Amendment (Ordinance S-44761) on June 20, 2018.

This item was adopted.

82 Supply of New Radiators Contract Recommendation (Ordinance S-47982)

Request to authorize the City Manager, or his designee, to enter into separate contracts with: Factory Motor Parts; Genuine Parts Company dba NAPA Auto Parts; RWC International LTD dba RWC Group; and Serck Services, Inc., for supply of new radiators for City-owned fleet vehicles. Further request to authorize the City Controller to disburse all funds related to this item. The total aggregate amount is $641,175 over

the life of the contracts.

Summary

The Public Works Department is responsible for maintaining a diverse fleet of over 7,300 vehicles and equipment that are repaired and maintained at service centers and police substations. The vehicles and equipment require ongoing maintenance and repairs to keep them in good operating condition. These contracts will allow Public Works to purchase radiators for vehicle repairs on an as-needed basis to help ensure equipment is in operating condition and available for service.

Procurement Information

Invitation for Bid 22-FSD-016 was conducted in accordance with Administrative Regulation 3.10. Four offers were received by Public Works Procurement Services on July 21, 2021. The offers were evaluated based on price, responsiveness to all specifications, terms and conditions, and responsibility to provide the required services. The offers submitted by Factory Motor Parts; Genuine Parts Company dba NAPA Auto Parts; RWC International LTD dba RWC Group; and Serck Services, Inc. were deemed fair and reasonable.

The award recommendations can be found in **Attachment A**.

Contract Term

The one-year term of the contracts will begin on or about Jan. 1, 2022. The contracts will contain four one-year options to extend the term, for a total contract term of up to five years if all options are exercised.

Financial Impact

The aggregate value of the contracts, including all option years, is $641,175, including all applicable taxes, with an estimated annual expenditure of $128,235.

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

This item was adopted.

83 Environmental Protection Agency Grant Opportunity to Support Anaerobic Digestion in Communities for Fiscal Year 2021 (Ordinance S-47984)

Request to authorize the City Manager, or his designee, to apply for, accept, and enter into an agreement, and disburse grants from the Environmental Protection Agency (EPA) through its Sustainable Materials Management 2021 Anaerobic Digestion Funding Opportunity to support diversion of food and organic waste from the landfill through development of new, or enhance/increase existing, anaerobic digestion capacity and infrastructure in the United States. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. No matching funds are required under this competition.

Summary

According to Phoenix's 2018 waste characterization study, approximately 14 percent (59,516 tons) of the City's residential trash is composed of food waste; thus, the Public Works Department has been looking for innovative ways to reduce food and organic waste sent to landfill thereby reducing greenhouse gas emissions.

In partnership with the Water Services Department and the Office of Environmental Programs, Public Works would like to use grant funds to study the feasibility of a new anaerobic digester, or adding capacity to an existing digester, at one of Phoenix's Wastewater Treatment Plants. Anaerobic digesters process organic material into biogas which can be used for energy. The analysis will determine whether 91st Avenue Wastewater Treatment Plant or 23rd Avenue Wastewater Treatment Plant would be better suited to incorporate food and organic waste into a future anaerobic digestion system. The study will also help determine all associated costs to realize either of the two digester projects. The EPA will accept applications until Oct. 7, 2021.

Financial Impact

The amount requested for this proposal is $150,000. If grant funds are awarded in full, Phoenix would not need to match funds.

Location

91st Avenue and 23rd Avenue Wastewater Treatment Plants
Council District: 7

This item was adopted.

84 **Fuel Terminal Services (Ordinance S-47989)**

Request to authorize the City Manager, or his designee to enter into separate contracts with Caljet of America, LLC and SFPP LP Kinder Morgan to provide fuel storage space and fuel pipeline space. Further request to authorize the City Controller to disburse all funds related to this item. This item will have an aggregate value of $486,912.

Summary

The City of Phoenix Public Works Department is responsible for procuring fuel for the majority of the City. This fuel must be moved through a pipeline, as well as stored and blended locally for fuel trucks to distribute fuel to designated citywide fuel sites. This agreement will provide for pipeline receipts, guaranteed storage space, as well as loading services at the rack with additive injection capabilities.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as the result of a determination memo citing unusual nature. The City of Phoenix requests storage space, blending and loading capabilities that are only provided by a limited number of vendors, and due to the volume of fuel purchased, fuel storage terminal services connected to the pipeline are currently required.

Contract Term

This contract will be begin on or about Dec.1, 2021, for a one-year term.

Financial Impact

This item will have an estimated aggregate value of $486,912.

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

This item was adopted.

85 **Hoist and Cranes - Inspection, Certification, Maintenance and Repair (Ordinance S-47990)**

Request to authorize the City Manager, or his designee, to enter into a contract with American Inspection & Test, Inc. to provide inspections, certifications, maintenance and repair of hoist and cranes. Further request to authorize the City Controller to disburse all funds related to this

item. This item will have an aggregate amount of $31,428.

Summary

The Public Works Department is responsible for approximately 26 hoists and cranes found at various service centers. These hoists and cranes must pass an annual inspection and certification as required by American National Standard Institute (ANSI), as well as Occupational Safety and Health Administration (OSHA). If the units fail inspection, this contract will also allow Public Works to procure the necessary service and parts to bring the unit to ANSI and OSHA passing standards. The units are vital for the service centers' daily operations, as they are used to lift tanks, engines, and other heavy components out of equipment for maintenance and repair.

Procurement Information

A Request for Quote (RFQ) was conducted in accordance with Administrative Regulation 3.10. The Public Works Department requested quotes from 36 vendors and received one response from American Inspection and Test. The bid was evaluated based on current market price, responsiveness, and responsibility and is recommending award to American Inspection and Test at the below grand total by group:

American Inspection & Test, Inc.: $850

Contract Term

This contract will begin on or about Dec. 1, 2021 with an initial one-year contract term, with two additional contract years to be exercised in increments of up to one year, for a total contract term of three years.

Financial Impact

This item will have an estimated $10,476 annual expenditure, with a total aggregate value of $31,428 over the life of the contract.

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

This item was adopted.

87 Telecommunications Services and Interstate Telecommunications Services License (Ordinance S-47992)

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

non-exclusive, revocable license with Gila Local Exchange Carrier, Inc. DBA Alluvion Communications to construct, install, operate, maintain and use the Public Highways in the City of Phoenix in order to provide telecommunications services and interstate telecommunications services in, under, over, and across public rights-of-way in the City, subject to the terms and conditions contained in the license and Phoenix City Code. Further request that the licensee sign the license within 60 days of Council action, or this authorization will expire.

Summary

The license will be for a period of five years, contain appropriate insurance and indemnification provisions, require a performance bond and a security fund, provide for terms of transfer and revocation, and provide for compensation for the commercial use of public rights-of-way while permitting the City to manage the rights-of-way.

Contract Term

The request is for a five-year Telecommunications Services and Interstate Telecommunications Services License with an option for a one-time renewal.

Financial Impact

There is no financial impact to the City. Licensee will pay an annual fee based on a formula using linear footage and the Consumer Price Index.

This item was adopted.

88 Salt River Project Land Use License for City Encroachment onto Appropriator's Canal Land Rights (Ordinance S-47993)

Request to authorize the City Manager, or his designee, to enter into a land use license with Salt River Project to provide ingress and egress access for City of Phoenix residents along 17th Street from Osborn Road to Indianola Avenue, and along Indianola Avenue west of 17th Street. 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.

Summary

The City of Phoenix has roadways that encroach onto Salt River Project's

Appropriator's Canal land rights in the area of 17th Street from Osborn Road to Indianola Avenue, and along Indianola Avenue west of 17th Street. This license will allow the City to continue to use the areas as they provide ingress and egress into a neighborhood for City residents. The license will allow access and maintenance of the roadway and will be consistent with, and shall not interfere with, U.S. Bureau of Reclamation fee property.

Contract Term

The term of the license shall be for 25 years beginning Nov. 1, 2021 and ending Oct. 31, 2046. The license may be renewed upon written agreement by the parties.

Financial Impact

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

Location

17th Street from Osborn Road to Indianola Avenue
Indianola Avenue from 17th Street to Appropriator's Canal
Council District: 4

This item was adopted.

89 Industrial Gas Pipeline License Agreement with Linde Incorporated (Ordinance S-47994)

Request to authorize the City Manager, or his designee, to execute a non-exclusive, revocable license with Linde Incorporated to construct, install, operate, maintain and use the Public Highways in the City of Phoenix in order to provide industrial gas services in, under, over, and across public rights-of-way in the City, subject to the terms and conditions contained in the license and Phoenix City Code. Also request that the licensee sign the license within 60 days of Council action, or this authorization will expire.

Summary

The license will be for a period of ten years, contain appropriate insurance and indemnification provisions, require a performance bond and a security fund, provide for terms of transfer and revocation, and provide for compensation for the commercial use of public rights-of-way while permitting the City to manage the rights-of-way.

Contract Term
The request is for a ten-year Industrial Gas Services License with an option for two additional five-year renewals.

Financial Impact
There is no financial impact to the City. Per Phoenix City Code Chapter 5A, Licensee will pay to the City an annual fee of 2 percent of the licensee's gross annual revenues for the network within City limits.

This item was adopted.

90 Salt River Project Construction License for Indian School Road Fiber Enhancement Project - ST89360035 (Ordinance S-47995)

Request to authorize the City Manager, or his designee, to enter into a Construction License with Salt River Project for the installation of fiber optic cables in the area of 99th Avenue from Camelback to Indian School roads. 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.

Summary
The purpose of this license is to allow the City to install and operate fiber optic facilities that will include irrigation crossings and run parallel with Salt River Project irrigation facilities on 99th Avenue from Camelback to Indian School roads. This work is in conjunction with City Project ST89360035 Indian School Road Fiber Enhancement Project.

Contract Term
The term of the Construction License is one year, effective when the City begins construction, expected to be late October 2021.

Financial Impact
There is no financial impact for this license.

Location
99th Avenue from Camelback to Indian School roads
Council District: 5

This item was adopted.

91 Industrial Gas Pipeline License Agreement with Air Liquide (Ordinance S-47996)

Request to authorize the City Manager, or his designee, to execute a non-exclusive, revocable license with Air Liquide to construct, install, operate, maintain and use the Public Highways in the City of Phoenix in order to provide industrial gas services in, under, over, and across public rights-of-way in the City, subject to the terms and conditions contained in the license and Phoenix City Code. Further request that the licensee sign the license within 60 days of Council action, or this authorization will expire.

Summary

The license will be for a period of 10 years, contain appropriate insurance and indemnification provisions, require a performance bond and a security fund, provide for terms of transfer and revocation, and provide for compensation for the commercial use of public rights-of-way while permitting the City to manage the rights-of-way.

Contract Term

The request is for a 10-year Industrial Gas Services License with an option for two additional five-year renewals.

Financial Impact

There is no financial impact to the City. Licensee will pay to the City an annual fee of 2 percent of the licensee’s gross annual revenues for the network within City limits.

This item was adopted.

92 Telecommunications Services and Interstate Telecommunications Services License with AT&T Corporation (Ordinance S-47997)

Request to authorize the City Manager, or his designee, to execute a non-exclusive, revocable license with AT&T Corporation to construct, install, operate, maintain, and use public highways in the City of Phoenix in order to provide telecommunications services and interstate telecommunications services in, under, over, and across public rights-of-way in the City subject to terms and conditions contained in the license and Phoenix City Code. Further request that the licensee sign the

license within 60 days of Council action or this authorization will expire.

Summary

The license will be for a period of five years, contain appropriate insurance and indemnification provisions, require a performance bond and security fund, provide for terms of transfer and revocation, and provide for compensation for the commercial use of public rights-of-way while permitting the City to manage the right-of-way.

Contract Term

The license is for a five-year Telecommunications Services and Interstate Telecommunications Services License with an option for a one-time renewal.

Financial Impact

There is no financial impact to the City. Per Phoenix City Code, Licensee will pay an annual fee to the City based on a formula using linear footage and the Consumer Price Index.

This item was adopted.

93 Fire Station 62 - Construction Manager at Risk Preconstruction Services - FD57100027 (Ordinance S-48003)

Request to authorize the City Manager, or his designee, to enter into an agreement with Core Construction, Inc. to provide Construction Manager at Risk (CMAR) Preconstruction Services for the Fire Station 62 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 $75,000.

Summary

The purpose of this project is to build a new one-story fire station with four apparatus bays and 16 dorms to enable Phoenix Fire Department staff to support the surrounding community and create a quicker response time to calls.

Core Construction, Inc. will begin in an agency support role for CMAR Preconstruction Services. Core Construction, Inc. will assume the risk of delivering the project through a Guaranteed Maximum Price agreement.

Core Construction, Inc.'s services include, but are not limited to: detailed cost estimating and knowledge of marketplace conditions, provide project planning and scheduling, provide alternate systems evaluation and constructability studies, advise City on ways to gain efficiencies in project delivery, provide long-lead procurement studies and initiate procurement of long-lead items, assist in the permitting process, participate with the City in a process to set a goal for local and Small Business Enterprise (SBE) participation and implement the local and SBE process, protect the owner's sensitivity to quality, safety, and environmental factors, advise City on choosing green building materials. A SBE goal will be established for this project upon substantial completion of Preconstruction Services and prior to the start of construction.

This Agreement is essential to the health, safety, and welfare of the Public and critical operations for the City.

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. Seven firms submitted proposals and are listed below:

Selected Firm

Rank 1: Core Construction, Inc.

Additional Proposers

Rank 2: Willmeng Construction, Inc.
Rank 3: FCI Constructors, Inc.
Rank 4: Caliente Constructors, Inc.
Rank 5: Sun Eagle Corporation
Rank 6: Foresite Design & Construction, Inc.
Rank 7: Danson Construction, LLC

Contract Term

The term of the agreement is 365 calendar days from issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact
The agreement value for Core Construction, Inc. will not exceed $75,000, including all subcontractor and reimbursable costs.

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

Concurrence/Previous Council Action
The City Council approved Architectural Services Agreement 154186 (Ordinance S-47517) on May 5, 2021.

Location
Approximately 99th Avenue and north side of Lower Buckeye Road within City-owned property.
Council District: 7

This item was adopted.

94 Custodial Services for Water Services Department - Amendment (Ordinance S-47973)

Request the authorize the City Manager, or his designee, to execute amendments to Agreements: 151914 with Triangle Services; and 151915 with Palacios Marine & Industrial Coatings, Inc, to provide additional time and funding to the agreements. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures for services included in this amendment will not exceed $3,345,338.

Summary
The purpose of this amendment is to extend the contracts to align with

the other custodial contracts within the Water Services Department. Additionally, this extension will allow the Facilities Management Division time to conduct a full needs assessment of all facilities, which is anticipated to be completed within 12 to 18 months, and to develop a comprehensive scope of services in order to complete the procurement process for new custodial requirements contracts. The additional spending authority is required to fund the extended contract term, and to address needed increases in both contract labor hours and service frequency to comply with the Centers for Disease Control and Prevention guidelines.

Contract Term
The amendments will extend the end date of the agreements' terms from March 31, 2022 to Sept. 30, 2024.

Financial Impact
The initial authorization for Custodial Services agreements was for an expenditure not-to-exceed $1,624,680. This amendment will increase the authorization for the agreements by $3,345,338, for a new total not-to-exceed agreement value of $4,970,018.

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

Concurrence/Previous Council Action
The City Council approved Custodial Services for Water Services Department Agreements 151914 and 151915 (Ordinance S-46485) on April 1, 2020.

This item was adopted.

95 Deer Valley Water Treatment Plant Rehabilitation 2019 - Construction Manager at Risk Preconstruction and Construction Services - Rescind and Award - WS85260030 (Ordinance S-47974)

Request to authorize the City Manager, or his designee, to rescind Agreement 150257 with Kiewit Infrastructure West Co., and to award and enter into agreement with McCarthy Building Companies, Inc. to provide Construction Manager at Risk Preconstruction and Construction Services for the Deer Valley Water Treatment Plant Rehabilitation 2019 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 $37.5 million.

Summary

The purpose of this project is to rehabilitate the Deer Valley Water Treatment Plant (WTP). The plant is a conventional filtration water treatment facility located on the south side of the Arizona Canal. City staff have completed a preliminary condition assessment of Deer Valley WTP's treatment systems, which indicated various systems are deteriorating and need rehabilitation due to age and usage. The City has hired an engineering consultant to perform a more comprehensive assessment and provide recommendations for repairs, which may include mechanical, electrical, and structural assets. The City anticipates addressing the following areas: raw water pump station, solids handling facility, solids area drain pump station, facility-wide valve and gate actuators, 84-inch raw water pipe to east basins, facility-wide fire alarm system, and new electrical buildings and gear.

The initial procurement for the Deer Valley WTP Rehabilitation 2019 project was awarded to Kiewit Infrastructure West Co.on June 19, 2019 (Ordinance S-45803) but was terminated for convenience on April 27, 2021. A new procurement process was conducted and McCarthy Building Companies, Inc. (McCarthy) was determined to be the most qualified contractor.

McCarthy will begin in an agency support role for Construction Manager at Risk Preconstruction Services. McCarthy will assume the risk of delivering the project through a Guaranteed Maximum Price (GMP) agreement.

McCarthy's Preconstruction Services include, but are not limited to: detailed cost estimating; project planning and scheduling; providing alternate systems evaluation and constructability studies; advising the City on ways to gain efficiencies in project delivery; providing long-lead procurement studies and initiating procurement of long-lead items; assisting with the permitting process; and preparation of a GMP proposal for the Construction Services provided under the agreement. A Small

Business Enterprise (SBE) goal will be established for this project upon substantial completion of Preconstruction Services and prior to the start of construction.

McCarthy's construction services will include: bid, award, and manage all construction related contracts; be responsible for the construction means and methods related to the project; deal with owner issues and maintain a safe work site for all project participants; and fulfilling the SBE program requirements. McCarthy will be required to solicit bids from pre-qualified subcontractors and to perform the work using the City's subcontractor selection process. McCarthy may also compete to self-perform limited amounts of work.

This Agreement is essential to the health, safety, and welfare of the public and critical operations for the City.

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. Three firms submitted proposals and are listed below.

Selected Firm
Rank 1: McCarthy Building Companies, Inc.

Additional Proposers
Rank 2: PCL Construction, Inc.
Rank 3: Archer Western Construction, LLC

Contract Term
The term of the agreement is three 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 McCarthy will not exceed $37.5 million, including all subcontractor and reimbursable costs.

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

Concurrence/Previous Council Action

The City Council approved Preconstruction Services Agreement 150257 (S-45803) on June 19, 2019 with Kiewit Infrastructure West Co.

Location

Deer Valley WTP
Council District: 1

This item was adopted.

96 Acceptance of Funds from Suns Legacy Properties LLC for Interpretive Signage (Ordinance S-48013)

This is a request to accept a donation of $20,000 from Suns Legacy Properties LLC for interpretive signage related to the Hotel St. James. 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

The Hotel St. James was constructed in 1929 at Madison and First Streets in downtown Phoenix and served the working class. It was placed on the National Register of Historic Places in 1985. Attempts were made in 1990 and 1999 to designate the property on the Phoenix Historic Property Register, but the cases were withdrawn or denied due to owner opposition. Suns Legacy Properties LLC acquired the property in 2007. In 2012 they requested a demolition permit, but agreed to save the front third of the building to repurpose it. The hotel was de-listed from the National Register in 2015. In May of 2021, Suns Legacy Properties LLC

sought demolition approval for the remaining portion of the building. To mitigate the loss of the building, they allowed the City to salvage the neon sign, balcony railing, a few decorative roof tiles and several bricks to be incorporated into historic interpretive signage that would tell the story of the history of the hotel and the role of working class hotels in the development of downtown Phoenix in the early 20th century.

Suns Legacy Properties LLC agreed to contribute $20,000 toward the development of the interpretive historic place exhibit and sign. Once fabricated, the historic installation and sign would be installed within the right-of-way within the Warehouse Character Area.

Financial Impact
If the funds are accepted and the Council approves a separate item for up to $30,000 of Community and Economic Development Funds, the funds will be used for the interpretive historic place exhibit and sign.

Concurrence/Previous Council Action
The Historic Preservation Commission heard this request on Aug. 16, 2021 and voted 6-0 to recommend approval of the donation.
The Economic Development and Equity Subcommittee heard this item on Sept. 28, 2021 and approved accepting the donation by a vote of 4-0.

Location
City Right-of-way within the Warehouse Character Area.
Council District: 7

This item was adopted.

97 Acceptance of Community and Economic Development Funds for Interpretive Signage (Ordinance S-48012)

Request approval of up to $30,000 from the Community and Economic Development Department (CEDD) for Interpretive Historic Place exhibit and Sign related to the Hotel St. James. There is no impact to the General Fund; funding is available in the Downtown Community Reinvestment Fund.

Summary

Suns Legacy Properties LLC owns the property where the Hotel St. James once stood at Madison and First Streets in downtown. The hotel was constructed in 1929 and served the working class. It was listed on the National Register of Historic Places in 1985. These hotels for the working class played an important role in the development of downtown Phoenix in the early twentieth century. The City made two attempts to list the hotel on the Phoenix Historic Property Register, but the application was withdrawn or denied due to owner opposition. Suns Legacy Properties LLC acquired the property in 2007 and requested demolition in 2012. They agreed to save the front third of the building to repurpose it. In 2015, the hotel was de-listed from the National Register of Historic Places. In May of 2021, they requested demolition of the remaining portion of the hotel. Suns Legacy Properties LLC agreed to donate $20,000 toward interpretive signage in order to mitigate the loss of the building. Prior to demolition on Aug. 3, 2021, they allowed the City to salvage materials from the building to incorporate into the interpretive signage.

The cost of the interpretive Historic Place exhibit and sign is $50,000. $30,000 of CEDD funds will provide the match necessary to prepare, fabricate and install the interpretive signage.

Financial Impact

There is no impact to the General Fund. The $30,000 of CEDD funding is available in the Downtown Community Reinvestment Fund, and would be used along with a $20,000 donation from Suns Legacy Properties LLC, if accepted, to prepare, fabricate and install interpretive historic place exhibit and sign related to the Hotel St. James.

Concurrence/Previous Council Action

The Historic Preservation Commission heard this request on Aug. 16, 2021 and voted 6-0 to recommend approval of the funds.
The Economic Development and Equity Subcommittee heard this item on Sept. 28, 2021 and voted to approve by a vote of 4-0.

Location

Warehouse Character Area
Council District: 7

This item was adopted.

98 Final Plat - 15th Avenue and Pinnacle Peak Road - PLAT 210023 - Southwest Corner of 11th Avenue and Pinnacle Peak Road

Plat: 210023
Project: 04-3629
Name of Plat: 15th Avenue and Pinnacle Peak Road
Owner: LPC Pinnacle 1, LLC, LPC Pinnacle 2, LLC, & LPC Pinnacle 3, LLC
Engineer: James A. Brucci, RLS
Request: A 3 Lot Commercial Plat
Reviewed by Staff: August 30, 2021
Final Plat requires Formal Action Only

Summary
Staff requests the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public. This plat needs to record concurrently with Abandonment 210021. The sequence of recording is as follows: the resolution of abandonment is recorded first, then the plat second.

Location
Generally located at the southwest corner of 11th Avenue and Pinnacle Peak Road.
Council District: 1

This item was approved.

99 Final Plat - Ascend at Dynamite - PLAT 210049 - Northeast Corner of Dynamite Boulevard and Interstate 17 Highway

Plat: 210049
Project: 20-1755
Name of Plat: Ascend at Dynamite
Owner: DHIC-Black Canyon, LLC
Engineer: Joseph V. Malek
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Sept. 7, 2021

Final Plat requires Formal Action Only

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

Location
Generally located at northeast corner of Dynamite Boulevard and Interstate 17 Highway.
Council District: 2

This item was approved.

100 Final Plat - 19 North - PLAT 210012 - Southeast Corner of 22nd Avenue and Butler Drive

Plat: 210012
Project: 20-359
Name of Plat: 19 North
Owner(s): 19 North 1, LLC
Engineer(s): 3 Engineering
Request: A 2 Lot Residential Subdivision Plat
Reviewed by Staff: Aug. 24, 2021
Final Plat requires Formal Action Only

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

Location
Generally located at the southeast corner of 22nd Avenue and Butler Drive.
Council District: 5

This item was approved.

101 Final Plat - Maryland & 15th Avenue - PLAT 200548 - Northwest

Corner of Maryland Avenue and 15th Avenue

Plat: 200548
Project: 18-3886
Name of Plat: Maryland & 15th Avenue
Owner: Maryland 15th, LLC
Engineer: Robert J. Blake, LLC
Request: A 34 Lot Residential Plat
Reviewed by Staff: Aug. 31, 2021
Final Plat requires Formal Action Only

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

Location
Generally located at northwest corner of Maryland Avenue and 15th Avenue.
Council District: 5

This item was approved.

102 Final Plat - Valleywise Community Health Center North Phoenix - PLAT 210005 - Southeast Corner of Northern Avenue and 21st Avenue

Plat: 210005
Project: 17-2388
Name of Plat: Valleywise Community Health Center North Phoenix
Owner: Maricopa County Special Health Care District
Engineer: Jason P. Graham
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Aug. 31, 2021
Final Plat requires Formal Action Only

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

easements as shown to the public.

Location
Generally located at the southeast corner of Northern Avenue and 21st Avenue.
Council District: 5

This item was approved.

103 Final Plat - Nextgen Mountainside - PLAT 210028 - 4820 East Ray Road

Plat: 210028
Project: 99-35873
Name of Plat: Nextgen Mountainside
Owner: Nextgen Mountainside, LLC
Engineer: 3 Engineering
Request: A 1 Lot Commercial Plat
Reviewed by Staff: June 29, 2021
Final Plat requires Formal Action Only

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

Location
Generally located at 4820 E. Ray Road.
Council District: 6

This item was approved.

104 Final Plat - Willow 38 - PLAT 210008 - Northeast Corner of 38th Street and Osborn Road

Plat: 210008
Project: 16-1836
Name of Plat: Willow 38
Owner: Willow 38 Ref Acquisition, LLC
Engineer: Brian J. Benedict

Request: A 48-Lot Residential Plat
Reviewed by Staff: Aug. 24, 2021
Final Plat requires Formal Action Only.

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

Location
Generally located at the northeast corner of 38th Street and Osborn Road
Council District: 6

This item was approved.

105 Final Plat - Nineteen Commons - PLAT 200575 - Northeast Corner of 19th Avenue and Baseline Road

Plat: 200575
Project: 19-1017
Name of Plat: Nineteen Commons
Owner(s): Nineteen Commons, LLC
Engineer: Daniel J. Robinson
Request: A 4 Lot Commercial Plat
Reviewed by Staff: Aug. 6, 2021
Final Plat requires Formal Action Only

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

Location
Generally located at northeast corner of 19th Ave. and Baseline Road.
Council District: 7

This item was approved.

106 Final Plat - Alameda Villas Subdivision - PLAT 210003 - Southeast Corner of Osborn Avenue and 38th Street

Plat: 210003
Project: 20-754
Name of Plat: Alameda Villas Subdivision
Owner(s): Alameda Villas, LLC
Engineer(s): Eugene S. Cetwinski, RLS
Request: A 15 Lot Residential Plat
Reviewed by Staff: Aug. 24, 2021
Final Plat requires Formal Action Only

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

Location
Generally located at the southeast corner of Osborn Avenue and 38th Street.
Council District: 8

This item was approved.

107 Abandonment of Easement - ABND 200569 - Parcel north of 25700 North 21st Avenue (Resolution 21967)

Abandonment: ABND 200569
Project: 15-3108
Applicants: AWH Construction Inc. and Ethan A Boyle
Request: To abandon the portion of a drainage easement in portion of APN 210-04-008K. The purpose of this abandonment is to be able to replat the development and rededicate the easements in slightly different locations.
Date of Decision: Feb. 16, 2021

Summary
The resolution of the abandonment and PLAT 210021 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 of abandonment is recorded first, then the plat is recorded second.

Location
Parcel north of 25700 North 21st Avenue
Council District: 1

Financial Impact
None. No consideration fee was required as part of this drainage easement abandonment because it is not right-of-way and the easements will be rededicated in a different location as part of the development of the site. Application fees were paid to cover the costs of processing this request.

This item was adopted.

108 Abandonment of Easements - ABND 210021 - 1125, 1255 and 1425 W. Pinnacle Peak Rd. (Resolution 21964)

Abandonment: ABND 210021
Project:04-3629A3
Applicant: James A. Brucci, RLS
Request: To abandon the drainage easements along Pinnacle Peak Road and within 209-02-007F, per the submitted exhibits.
Date of Decision/Hearing: Aug. 10, 2021

Summary
The resolution of the abandonment and PLAT 210023 are to be recorded together with the Maricopa County recorder on the same day, at the same time. The sequence of recording is as follows: the resolution of abandonment is recorded first, then the plat second.

Location
1125, 1255 and 1425 W. Pinnacle Peak Rd.
Council District: 1

Financial Impact
None. No consideration fee was required as a part of this easement

abandonment because it is not right-of-way, although filing fees were paid to cover application processing costs.

This item was adopted.

109 Abandonment of Easement - ABND 200567 - Northeast Corner of 7th Avenue and Camelback Road (Resolution 21963)

Abandonment: ABND 200567
Project: 19-304
Applicant: Leslie Kland, Kland Civil Engineers
Request: To abandon the portion of the Public Utility Easement running north from Camelback Road within APN 162-26-005B and terminating at 16-feet from the parcel's north property line.
Date of Decision/Hearing: Jan. 6, 2021

Location
Northeast Corner of 7th Avenue and Camelback Road
Council District: 4

Financial Impact
None. No consideration fee was required as a part of this easement abandonment because it is not full right-of-way, although filing fees were paid to cover the cost of processing the application.

This item was adopted.

110 Abandonment of Alleyway Easement - ABND 200503 - Southeast Corner of Glendale Avenue and 8th Avenue (Resolution 21962)

Abandonment: ABND 200503
Project: 99-8107
Applicant: Taylor Earl; Earl & Curley, PC
Request: To abandon a 16-foot alley adjoining APN's 156-23-048, 156-23-047, 156-23-046, 156-23-045, 156-23-060A, 156-23-061E and Glendale Avenue.
Date of Decision/Hearing: March 19, 2020

Location
Southeast Corner of Glendale Avenue and 8th Avenue

Council District: 5

Financial Impact

A consideration fee was also collected as part of this alleyway easement abandonment in the amount of $11,722.80.

This item was adopted.

111 Abandonment of Right-of-Way - ABND 190089 - Northeast Corner of 13th Place and Palo Verde Drive (Resolution 21959)

Abandonment: ABND 190089
Project: 00-6427
Applicant: Jerry Mansoor
Request: To abandon 16’0” alley right-of-way and 30’0” 14th Street right-of-way adjacent to APN 162-04-061; located at the northeast corner of 13th Place and Palo Verde Drive; recorded on Subdivision Plat “McAdams Manor”; Book 053, Page 21, Maricopa County Recorder.
Date of Decision/Hearing: Sept. 2, 2020

Location

Northeast corner of 13th Place and Palo Verde Drive
Council District: 6

Financial Impact

A consideration fee was also collected as part of this right-of-way abandonment in the amount of $1,278.

This item was adopted.

112 Abandonment of Easement - ABND 210011 - 3963 East Montecito Avenue (Resolution 21960)

Abandonment: ABND 210011
Project: 05-2601
Applicant: John Reddell
Request: To abandon the 25-foot roadway easement along the east side of parcel APN 170-25-053, adjacent to 40th Street.
Date of Decision/Hearing: April 29, 2021

Location

3963 East Montecito Ave.

Council District: 6

Financial Impact

None. A consideration fee was not required for this easement abandonment, but filing fees were paid.

This item was adopted.

113 Abandonment of Easement - ABND 210005 - 1420 North 24th Street (Resolution 21965)

Abandonment: ABND 210005
Project: 20-1173
Applicants: Charles Huellmantel/Huelmantel & Affiliates
Request: To abandon a portion of the Public Utility Easement located in the center of the subject parcel west of 24th Street between Brill Street and Willetta Street.
Date of Decision/Hearing: March 24, 2021

Summary

The resolution of the abandonment and MOD 210001 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

1420 N. 24th St.
Council District: 8

Financial Impact

None. No consideration fee was required as a part of this easement abandonment because it is not right-of-way, although filing fees were paid to cover application processing costs.

This item was adopted.

114 Map of Dedication - Quiktrip Store No. 1441 - MOD 210001 - 1420 North 24th St.

MOD: 210001

Project: 20-1173
Name of MOD: Quiktrip Store No. 1441
Owner: Quiktrip Corporation
Engineer: The WLB Group, Inc.
Reviewed by Staff: June 9, 2021
Final Map of Dedication requires Formal Action Only

Summary
Staff requests that the above Map of Dedication be approved by the City Council and certified by the City Clerk. Recording of the Map of Dedication dedicates the streets and easements as shown to the public. This Map of Dedication needs to record concurrently with Abandonment 210005.

Location
Generally located at 1420 N. 24th St.
Council District: 8

This item was approved.

116 Amend City Code - Ordinance Adoption - Rezoning Application Z-30-21-2 - Southeast Corner of the 29th Avenue Alignment and the Bronco Butte Trail Alignment (Ordinance G-6899)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-30-21-1 and rezone the site from PCD NBCOD, approved C-2 or CP M-R PCD NBCOD (Planned Community District, North Black Canyon Overlay District, approved Intermediate Commercial or Commerce Park, Mid-Rise, Planned Community District, North Black Canyon Overlay District) to C-2 HGT/WVR DNS/WVR NBCOD (Intermediate Commercial, Height Waiver, Density Waiver, North Black Canyon Overlay District) to remove the PCD designation and allow multifamily residential.

Summary
Current Zoning: PCD NBCOD (Approved C-2 or CP M-R PCD NBCOD)
Proposed Zoning: C-2 HGT/WVR DNS/WVR NBCOD
Acreage: 20.96 acres
Proposed Use: Removal of PCD zoning and allow multifamily residential

Owner: Robert and Sabrina Eaton
Applicant: CWS Capital Partners, LLC
Representative: Wendy Riddell, Berry Riddell, LLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The North Gateway Village Planning Committee heard this case on Aug. 12, 2021 and recommended approval, per the staff recommendation, by a vote of 6-0.
PC Action: The Planning Commission heard this case on Sept. 2, 2021 and recommended approval, per the North Gateway Village Planning Committee recommendation with an additional stipulation, by a vote of 9-0.

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

This item was adopted.

117 Amend City Code - Ordinance Adoption - Rezoning Application Z-26-21-4 - Approximately 270 Feet South of the Southwest Corner of 17th Street and Glenrosa Avenue (Ordinance G-6900)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-26-21-4 and rezone the site from R-3 (Multifamily Residence District) to R-4 (Multifamily Residence District) to allow a multifamily residential development.

Summary
Current Zoning: R-3 (Multifamily Residence District)
Proposed Zoning: R-4 (Multifamily Residence District)
Acreage: 0.64 acres
Proposal: Multifamily residential development

Owner/Applicant: Sanchez Partners, LLC

Representative: Ashley Marsh, Gammage & Burnham, PLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Camelback East Village Planning Committee heard this case on Aug. 3, 2021 and recommended approval, per the staff recommendation with a modification, by a vote of 14-0.
PC Action: The Planning Commission heard this case on Sept. 2, 2021 and recommended approval, per the Camelback East Village Planning Committee recommendation with an additional stipulation, by a vote of 9-0.

Location
Approximately 270 feet south of the southwest corner of 17th Street and Glenrosa Avenue
Council District: 4
Parcel Address: 4228 N. 17th St.

This item was adopted.

118 Amend City Code - Ordinance Adoption - Rezoning Application Z-24-21-7 - Northeast Corner of 51st Avenue and Southern Avenue (Ordinance G-6901)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-24-21-7 and rezone the site from S-1 (Ranch or Farm Residence District) to R-2 (Multifamily Residence District) to allow a multifamily residential development.

Summary
Current Zoning: S-1
Proposed Zoning: R-2
Acreage: 15.43
Proposed Use: Multifamily residential development

Owner: R&J Farm, LLC c/o Empire Group
Applicant: Brennan Ray, Burch and Cracchiolo P.A.
Representative: Brennan Ray, Burch and Cracchiolo P.A.

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Laveen Village Planning Committee heard this case on Aug. 9, 2021 and recommended approval, per the staff recommendation with additional stipulations, by a vote of 11-0.
PC Action: The Planning Commission heard this case on Sept. 2, 2021 and recommended approval, per the Laveen Village Planning Committee recommendation with a modification and an additional stipulation, by a vote of 9-0.

Location
Northeast corner of 51st Avenue and Southern Avenue
Council District: 7
Parcel Address: 4952 W. Southern Ave.

This item was adopted.

119 Amend City Code - Ordinance Adoption - Rezoning Application Z-34-21-7 - Approximately 1,130 Feet South of the Southeast Corner of 39th Avenue and Miami Street (Ordinance G-6902)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-34-21-7 and rezone the site from A-1 (Light Industrial District) and A-2 (Industrial District) to A-2 (Industrial District) to allow a truck repair facility.

Summary
Current Zoning: A-1 (1.10 acres) and A-2 (0.80 acres)
Proposed Zoning: A-2
Acreage: 1.90
Proposed Use: Truck repair facility

Owner: Carmen Haugan
Applicant: Brad Pilon, Design Barbarians Architects
Representative: Brad Pilon, Design Barbarians Architects

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Estrella Village Planning Committee heard this case on Aug. 17, 2021 and recommended approval, per the staff recommendation, by a vote of 8-0.

PC Action: The Planning Commission heard this case on Sept. 2, 2021 and recommended approval, per the Estrella Village Planning Committee recommendation with an additional stipulation, by a vote of 8-1.

Location

Approximately 1,130 feet south of the southeast corner of 39th Avenue and Miami Street
Council District: 7
Parcel Address: 3550 S. 39th Ave.

This item was adopted.

126 Purchase Supply of Water/Wastewater Disinfectant - Amendment 2 (Ordinance S-48014)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 144726 with DPC Enterprises, Inc. to provide additional time and funding. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures for goods included in this amendment will not exceed $4,954,572.

Summary

The purpose of this amendment is to continue to provide the Water Services Department's Water Production and Wastewater Treatment plants with a supply of water/wastewater disinfectant. The market is experiencing supply chain disruptions as a result of the current economic environment and COVID-19 pandemic, which has resulted in extended lead times, high or frequent manufacturer price increases, inflated freight costs, and supply and demand issues. In June 2021, a competitive process was conducted and canceled due to bid price increases that were significantly higher than the previous contract price. As a result, the Water Services Department has determined that a competitive solicitation process will not result in a best price or best value award for the City at this time. Extending the current agreement and adding funds for immediate and future use, will ensure the Water Services Department continues to provide safe and reliable water services to our customers without any disruptions in service.

Contract Term

The agreement's term will be extended by two years to March 31, 2024.

Financial Impact

The initial authorization for the Water/Wastewater Disinfectant agreement was authorized for an expenditure not-to-exceed $4.3 million. Amendment 1 increased the authorization for the agreement by $553,000. This amendment will increase the authorization for agreement's cost by an additional $4,954,572 for a new total not-to-exceed agreement value $9,807,572.

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

Concurrence/Previous Council Action

The City Council approved:

Water/Wastewater Disinfectant Agreement 144726 (Ordinance S-43355) on March 22, 2017; and

Water/Wastewater Disinfectant Agreement 144726 - Amendment (Ordinance S-47419) on April 7, 2021.

This item was adopted.

127 Consideration of Reviewing Current Regulations on Parks

On Oct. 4, 2021, Council members Ann O'Brien, Jim Waring and Sal DiCiccio submitted a memo to City Manager Ed Zuercher requesting to "add for discussion and possible action regarding our current regulations surrounding parks and CDC guidelines to the Oct 6th, City Council Formal Meeting agenda" (**Attachment A**). According to the Rules of Council Proceedings, Rule 2(c), the City Manager will place this item on the Oct. 6, 2021 Formal agenda.

As reference, attached is the emergency declaration under which the City has been operating since March 16, 2021 **(Attachment B)**.

A motion was made by Councilwoman Guardado, seconded by Councilwoman Stark, to suspend the rules and take Item 127 out of order. The motion carried by the following vote:

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

No: 0

Discussion

Councilwoman O'Brien talked about the great strides the City was taking to lessen the impact of COVID-19, and added this virus would not be removed entirely until we go back to pre-pandemic daily lives. She stated the City did a commendable job following Centers for Disease Control (CDC) guidelines, and said this discussion was about being consistent with City regulations. She noted outdoor parks in Phoenix were closed to out-of-state athletic teams for tournaments, while the Convention Center and theatres remained open to out-of-state visitors and events. She suggested with the current safety measures in place, the safest place for children was playing outside. She commented she wanted this item to be a discussion about fully re-opening the parks with no limitations, but mentioned compromises needed to be made. She acknowledged vaccinations were available to everyone aged 12 and older, and added vaccinations would soon be available to individuals aged five to 11. She made a motion to re-open parks to out-of-state tournaments for sport teams to participants aged 12 and over, and one week after the Food and Drug Administration (FDA) approves the COVID-19 vaccine for children aged 5-11 to fully re-open parks to out-of-state tournaments for sport teams.

Councilwoman Stark seconded the motion.

Dr. Deborah Hunter spoke in favor, and noted she was a local pediatrician. She cited an increase in symptoms of anxiety and depression among children during the pandemic, and stated there was an increase in emergency room visits among young girls compared to the same period in 2019. She talked about how social interactions and peer involvement with young children were critical to development, and commented the mortality rate among young children was 0.0001 percent.

Councilwoman O'Brien asked Dr. Hunter if the current CDC guidelines impacted domestic travel.

Dr. Hunter responded she was not aware of any impacts to domestic travel, except for mask requirements by Transit Security Administration (TSA) guidelines.

Councilwoman O'Brien questioned what the current CDC guidelines said about being outside versus being inside.

Dr. Hunter replied it was better to be outside.

Dr. Courtney Koshar spoke in favor, and talked about working with patients who had COVID-19. He commented it was time to get back to logic, and suggested current policies were damaging the mental health of children. He advocated for children being outside exercising, and cited different statistics showing the benefits of being outside to reduce transmission.

Ron Linblad spoke in favor, and talked about how the pandemic had impacted the hotels along the Interstate 17 corridor. He stated hotel cancellations have affected the hotels and the surrounding businesses, and mentioned keeping sports fields closed would continue to have a negative impact on hotels and businesses. He took issue with the Convention Center and other indoor venues being open, while outdoor sports fields continued to remain closed for out-of-state athletes.

Michael Rocca spoke in favor, and discussed how policies related to reopening the sports fields continued to change throughout the pandemic while not being fully reopened. He said he looked forward to reopening the sports fields for out-of-state athletes around Thanksgiving, and commented sports fields in neighboring cities were open to out-of-state athletes.

Kathryn McPherson spoke in favor, and mentioned the pandemic had brought a youth mental health crisis. She stated students being able to travel and meet with friends under CDC guidelines was extremely important.

Councilwoman O'Brien asked Ms. McPherson what benefits children received from mental and physical participation in competitive regional team sports.

Ms. McPherson replied having a purpose bigger than yourself was one of the best things for youth while being on a sports team. She mentioned the benefits of connecting students together through peer-to-peer support were increases in school attendance, with discipline and nurse office visits decrease.

Councilwoman Guardado expressed appreciation for the conversation and comments made, and added she agreed this needed to be done in the most responsible way possible. She talked about the difference it made for children to be able to go back to school and play outside with their classmates, and noted sports fields were open for children to play. She made a substitute motion to continue Item 127 to the Oct. 27, 2021 City Council Formal Meeting to allow for councilmember guidance from health experts to determine how best to allow out-of-state sports tournaments to safely return to City sports fields.

Councilwoman Ansari seconded the motion. She said she fully recognized the impact the pandemic had on young people, as well as the benefits sports could bring. She wanted to make sure Council took a little more time to consult with health professionals to make the right decision for the City.

Councilman Waring suggested for decisions like this, parents were capable of deciding for themselves if they want their children to participate in tournaments. He said opening the parks would not endanger the health of Arizonans.

Councilwoman Pastor inquired if City parks were open.

Parks and Recreation Director Cynthia Aguilar clarified City parks had remained opened throughout the pandemic, and this was a remaining restriction for out-of-state play at City facilities.

Councilwoman Pastor asked for confirmation that City parks were open except for out-of-state play.

Ms. Aguilar responded that was correct.

Councilwoman Pastor talked about how the pandemic affected her children's lives specifically with not being able to play sports, and said Council created great policies by working with public health experts. She stated these policies were not restrictive, and added she supported the continuation.

Councilman DiCiccio said he would not support the continuation, and commented if professional sports teams were allowed to come in from out of state, then children on out-of-state teams should be allowed to play here as well. He stated the City should not wait any longer, and agreed with comments made by Councilman Waring that parents knew better for their children. He suggested there was nothing that would come out between now and the next meeting that Council did not already know.

Councilwoman O'Brien questioned when the City opened the Convention Center, was medical advice received.

City Manager Ed Zuercher said Bob Ingerman from the Convention Center would be able to answer that questions.

Mr. Ingerman responded when the Convention Center was reopened, the City went with the recommendation based on CDC guidelines.

Councilwoman O'Brien asked if the City sought any outside guidance from any medical experts.

Mr. Ingerman answered the City participated in the special event committee process.

Councilwoman O'Brien requested clarification if that process allowed the indoor volleyball festival that was held.

Mr. Ingerman replied that was correct, those events would have gone

through the special event committee process.

Councilwoman O'Brien questioned if that process included the baseball game at Maryvale Stadium.

Mr. Zuercher clarified the City was not doing the special event committee process any longer as of March 2021.

Councilman Waring discussed how children lost time last year, whether it was missing their senior year of football or any other activity, and stated these tournaments were meaningful for children and their parents. He said there was risk in everything you do in life, and noted if parents decided the risk was worth it, then they should be able to make that decision. He took issue with professional and college sports teams being able to host out-of-state teams with packed crowds, and added these policies were hurting businesses in the city. He repeated it was time to let parents make the decisions for their children, and concluded change needed to happen today.

Councilwoman Pastor asked Mr. Zuercher if the facilities that the City leased abided by City policies and rules.

Mr. Zuercher clarified after May of this year the City did not do the review process, and noted the buildings that were leased by others had to abide by State orders from the Governor. He noted the policies were left to the management of the lessees.

Councilwoman Pastor commented these groups did not go through the City process.

Mr. Zuercher stated initially these groups did, but after State executive orders they did not.

Councilwoman Pastor said the City's process maintained under City guidance for City buildings, parks, senior centers and other buildings.

Mr. Zuercher noted that was correct, and added that was why this item was on the agenda because Council gave specific policy direction to the

City about the parks. He said the only way for that to change would be for Council to give another policy direction.

Councilwoman Pastor commented there needed to be clarity on what facilities were under what policies, and talked about the different policy directions the City could take regarding out-of-state teams coming to participate with their impact on businesses in the region.

Councilwoman Stark questioned how long it would take for the City to research what other cities had done regarding out-of-state teams participating in tournaments.

Ms. Aguilar replied staff had done preliminary research on this, and added Phoenix was the only city in Arizona that had these restrictions in place. She mentioned Los Angeles was the only large city in the country that had similar restrictions not allowing out-of-state teams.

Councilwoman Stark asked if staff would be comfortable for councilmembers to seek guidance from public health experts to be able to come back with a plan by Oct. 26.

Ms. Aguilar answered if that was the direction Council gave to staff they would be comfortable with that for the opportunity to come back with a plan.

Councilwoman Stark commented Oct. 26 seemed reasonable because of the preliminary work done by staff.

Note: Two electronic comments were submitted on Item 127, with one in favor and one indicating a neutral position.

A motion was made by Councilwoman Guardado, seconded by Councilwoman Ansari, that this item be continued to the Oct. 27, 2021 City Council Formal Meeting, with direction to staff to allow for councilmember guidance from health experts to determine how best to allow out-of-state sports tournaments to safely return to City sports fields. The motion carried by the following vote:

Yes: 6 - Councilwoman Ansari, Councilwoman Guardado, Councilwoman Pastor, Councilwoman Stark, Vice Mayor Garcia and Mayor Gallego

No: 3 - Councilman DiCiccio, Councilwoman O'Brien and Councilman Waring

Items 40-42, Ordinance S-47965 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.

Discussion
Councilwoman Guardado made a motion to adopt items 40-42.

Councilwoman Stark seconded the motion.

Councilwoman Guardado said she was proud to support these items, and added these items would support City workers with apprenticeships and continued education. She commented this would ensure the City had a well-trained professional workforce that would meet economic demands right now and the future. She thanked labor organizations LIUNA Local 777, ASFCME Local 2384 and ASFCME Local 2960 for their work in ensuring success in the City.

A motion was made by Councilwoman Guardado, seconded by Councilwoman Stark, that items 40-42 be adopted. The motion carried by the following vote:

Yes: 6 - Councilwoman Ansari, Councilwoman Guardado, Councilwoman Pastor, Councilwoman Stark, Vice Mayor Garcia and Mayor Gallego

No: 3 - Councilman DiCiccio, Councilwoman O'Brien and Councilman Waring

40 **Laborers' International Union of North America (LIUNA) Local 777**

For $50,000.00 in additional payment authority for Contract 154610, through June 30, 2023, for City of Phoenix Apprenticeship Programs, to

purchase training materials, uniforms, promotional outreach materials, instructional activities such as schools and workshops, and any other activity related to LIUNA Local 777-City of Phoenix Apprenticeship Programs for Unit 1 members approved to participate in apprenticeship programs, for the Human Resources Department. Approval will ensure compliance with the Memorandum of Understanding.

This item was adopted.

41 American Federation of State, County and Municipal Employees (AFSCME) Local 2384

For $56,000.00 in payment authority for Contract 154611, through June 30, 2023, for designated members of the AFSCME Local 2384, Unit 2, to attend schools, conferences, workshops and training to develop skills in effective member representation, conflict resolution techniques, labor-management cooperation, and other employee relations areas which promote cooperative and harmonious relationships for the Human Resources Department. Approval will ensure compliance with the Memorandum of Understanding.

This item was adopted.

42 American Federation of State, County and Municipal Employees (AFSCME) Local 2960

For $56,000.00 in additional payment authority for Contract 154612, through June 30, 2023, for designated members of AFSCME Local 2960 - Unit 3 to attend schools, conferences, workshops and training to develop skills in effective member representation, conflict resolution techniques, labor-management cooperation, and other employee relations areas that promote cooperative and harmonious relationships. Approval will ensure compliance with the Memorandum of Understanding.

This item was adopted.

47 Proposed 27th Avenue and Baseline Road Annexation - Public Hearing

A public hearing, as required by Arizona Revised Statutes section 9-471, on the proposed 27th Avenue and Baseline Road Annexation. This public hearing allows the City Council to gather community input regarding this annexation proposal. The City Council will not act on the proposed annexation at this public hearing. Formal adoption of this proposed

annexation will be considered at a later date.

Summary

The annexation was requested by Francisco M. Badilla with Badilla and Associates Consulting Engineers L.L.C. for the purpose of receiving City of Phoenix services. The proposed annexation conforms to current City policies and complies with Arizona Revised Statutes section 9-471 regarding annexation. Additionally, the annexation is recommended for adoption per the attached Task Force Analysis Report (**Attachment A**).

Public Outreach

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

Location

The proposed annexation area includes parcel 105-88-020V, located at 7416 S. 27th Ave. (**Attachment B**). The annexation area is approximately 2.25 acres (0.0035 sq. mi.) and the population estimate is three individuals.
Council District: 8

Discussion

Mayor Gallego declared the public hearing open.

After noting there were no members of the public signed up to speak, Mayor Gallego closed the public hearing.

The hearing was held.

48 Acquisition of Real Property for High-Intensity Activated Crosswalk Signals at Two Locations (Ordinance S-47968)

Request to authorize the City Manager, or his designee, to acquire real property and related property interests by donation, purchase within the City's appraised value, or by the power of eminent domain for High-Intensity Activated Crosswalk signals at two locations. Further request to authorize dedication of land or easements with roadway and/or public improvements for public use via separate recording instrument. Additionally, request to authorize the City Controller to disburse all funds

related to this item.

Summary

Acquisition of real property is required to install High-Intensity Activated Crosswalk (HAWK) signals. Improvements include illuminated crosswalks, Americans with Disabilities Act compliant sidewalks and ramps, pedestrian signals, pavement, curb, and gutter. The project will enhance pedestrian safety crossing along: West Indian School Road, west of 81st Avenue; and East Broadway Road, east of 20th Street.

The properties impacted by this project are identified in **Attachment A**.

Financial Impact

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

Location

West Indian School Road, west of 81st Avenue and East Broadway Road, east of 20th Street.
Council Districts: 5 and 8

Discussion

Councilwoman Guardado made a motion to adopt Item 48.

Councilwoman Stark seconded the motion.

Councilwoman Guardado commented she was excited Council District 5 would receive another High-Intensity Activated Crosswalk (HAWK), and added the City needed to continue to ensure City streets were safe for pedestrians and motorists. She thanked the Street Transportation and Finance departments for bringing this item forward.

Mayor Gallego mentioned this item went well with the work Councilwoman Stark was doing in her subcommittee related to traffic safety.

Vice Mayor Garcia noted he was excited to bring this HAWK to Council District 8, and thanked community members for advocating in the Broadway Heritage Neighborhood.

A motion was made by Councilwoman Guardado, seconded by

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

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

No: 0

64 Maricopa Community Colleges Foundation Collide Arizona Events Programming Sponsorship (Ordinance S-47977)

Request to authorize the City Manager, or his designee, to approve a one-year Founders Circle sponsorship to launch the Maricopa Community Colleges Foundation's Collide Arizona Events Programming on the Phoenix Biomedical Campus (PBC) with two, one-year extension options at the City's discretion. The annual sponsorship amount is $50,000, for a total amount not to exceed $150,000, if all options are exercised. Further request authorization for the City Controller to disburse all funds related to this item. There is no impact to the General Fund. Funding is available in the Genomics Facilities and Operations Fund.

Summary

Collide AZ (Collide) is a collaborative initiative to bring people of all backgrounds together with a shared vision of building and sustaining an inclusive community that champions innovation in Arizona. This will be accomplished through weekly gatherings of meaningful events that connect, inspire, and encourage participants to take positive action and support one another’s goals. Collide will be a community-driven movement to unleash local and state-wide potential and make Arizona a leader in innovation.

Collide's event programming will facilitate weekly events to encourage connectivity and collaboration and will serve to enhance Phoenix’s ecosystem and infrastructure to support the growth of existing Phoenix companies, both in early stage development or mature organizations, along with the formation of new companies leading to the creation of new jobs for Phoenix residents.

Collide is modeled after the successful Thursday Gatherings of Venture

Café programs taking place in Wexford Science+Technology innovation communities that have served to grow and strengthen the innovation districts in those respective communities. Collide events will be free, open to the public and serve to connect attendees to employers, innovators, academic educators/researchers, business mentors, and the community. Presentations and breakout sessions will be purposely curated to support the community's connectivity, foster collaborations, talent and workforce development, business strengthening and access to resources. Collide will serve to strengthen Phoenix's entrepreneurial ecosystem and enhance the City's Bioscience Healthcare Strategic Initiative.

Collide plans to host 44 events in calendar year 2022 with a goal of more than 6,000 attendees who will all convene on the downtown PBC, elevating its visibility as a premier location for companies to locate for bioscience research, collaboration, and access to talent.

Collide will be hosted on the PBC at the 850 PBC building and will include benefits such as:
A convening hub of innovators from the region;
Elevating the PBC's brand as a premier location for bioscience-related companies and Phoenix's robust bioscience ecosystem;
Increasing partnerships between, and among, the City of Phoenix, academia, industry, the startup ecosystem, arts and culture;
Curating meaningful events that connect, inspire / encourage participants to take positive action;
Prioritizing participation and support of attendees with marginalized identities;
Enhancing infrastructure for research, education, entrepreneurship, arts and culture;
Access to one-on-one mentoring with subject matter experts;
Bringing entrepreneurs, researchers, investors, artists, designers, corporate innovators, technologists, etc. together to:
Find commonalities;
Share knowledge from different perspectives;
Forge partnerships; and
Explore opportunities for collaborations.

Founders Circle sponsorship benefits include:
A seat on the Leadership Council to be held by the Mayor or the Mayor's designee;
Featured on Collide's website with prominent logo placement;
Recognition at all events including announcements at beginning and end of event programs;
Inclusion in marketing material, social media, and Collide's newsletter.

In addition, Community and Economic Development Department staff will be actively engaged in the planning and attending of events to pursue opportunities for business recruitment, retention and expansion, and facilitate introductions to workforce development services and programs.

The organizational framework will include the Center for Entrepreneurial Innovation (CEI) to serve as the host institution along with providing programming and financial management. Through CEI, Collide will hire a Program Director and event staff to support the program. Collide will provide the City with an annual report of metrics of attendance, voluntarily collected demographics of attendees, qualitative and quantitative information from surveys, and engagement metrics.

Financial Impact
The annual fee for a Founders Circle sponsorship is $50,000. If the additional two, one-year options for a Founders Circle Sponsorship are approved and exercised, the total amount will not exceed $150,000. There is no impact to the General Fund. Funding is available in the Genomic Facilities and Operations Fund.

Concurrence/Previous Council Action
This item was recommended for approval by the Economic Development and Equity Subcommittee at the Sept. 28, 2021 meeting by a vote of 3-0.

Discussion
Councilwoman Guardado made a motion to adopt Item 64.

Councilwoman Stark seconded the motion.

Mayor Gallego mentioned Councilwoman Pastor would not participate on this item due to a potential conflict. She commented this was an exciting

partnership that would help Phoenix's business ecosystem.

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

Yes:	6 -	Councilwoman Ansari, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Vice Mayor Garcia and Mayor Gallego
No:	2 -	Councilman DiCiccio and Councilman Waring
Conflict:	1 -	Councilwoman Pastor

65 Enter into Sister Cities Agreement with Suwon, South Korea (Ordinance S-48002)

Request to authorize the Mayor of Phoenix, or her designee, to enter into a Sister Cities agreement with Suwon, South Korea in support of youth and education exchanges, municipal and technical cooperation, business, and arts and culture.

Summary

Phoenix Sister Cities, Inc. (PSC) is a 501(c)(3) nonprofit organization established in 1972. It is responsible for coordinating exchange programs in youth and education, municipal and technical cooperation, business, and arts and culture with Phoenix's 10 Sister Cities. Currently, the City of Phoenix has Sister Cities relationships with Calgary, Canada; Catania, Italy; Chengdu, China; Ennis, Ireland; Hermosillo, Mexico; Himeji, Japan; Grenoble, France; Prague, Czech Republic; Ramat-Gan, Israel; and Taipei, Taiwan.

The last sister city to join Phoenix's family was Ramat-Gan, Israel in 2005. In 2016, the PSC Board of Directors conducted an analysis of cities with which Phoenix customarily compares itself and discovered that it was falling short in its number of sister cities. At that time, the Board of Directors prioritized the exploration of additional sister cities relationships.

In March 2020, Sister Cities International forwarded a request to PSC from Suwon, South Korea as Suwon expressed an interest in forming a sister cities relationship with Phoenix. If accepted, Phoenix would be

Suwon's first U.S. sister city.

Suwon is the capital of Gyeonggi-do - South Korea's most populous province which includes Seoul, the national capital. Suwon is very densely populated and is home to more than 1.2 million people. It is known as the "Samsung Digital City" and has both nanotech and biotech centers. In addition to Samsung, the SK Group is also headquartered in Suwon.

For more than 50 years, Suwon has celebrated the Hwaseong Cultural Festival each fall. The free event includes traditional music and martial arts performances as well as re-enactments offering a glimpse of 18th century life. The festival is named for the Hwaseong Fortress - a UNESCO World Heritage site - and customarily attracts 5,000 participants.

The PSC Board of Directors reviewed this request and found it an advantageous relationship. Over the past 18 months, staff and PSC volunteers have been communicating with Suwon to determine the possible nature of the relationship. Among the many benefits of the proposed relationship are:

Information sharing between municipal staffs concerning Smart Cities initiatives and sustainability (especially recycling and circular economy, water and wastewater);
Youth and education exchanges including the Youth Ambassador Exchange Program, the expansion of a pilot program involving pairing classrooms around Science, Technology, Engineering, the Arts and Math (STEAM), Korean culture and language-learning programs, and opportunities for Teach Abroad;
Arts, culture and sports exchanges including performances by the Suwon choir, orchestra and taekwondo groups in Phoenix, a demonstration game between Suwon's professional team KT Wiz and the Arizona Diamondbacks; and,
Business exchanges, especially focused on start-ups and high tech.

In addition, South Korea has been identified as a country of interest in the City of Phoenix international trade strategy.

The PSC Board of Directors recommends that the City Council authorize the Mayor of Phoenix to sign a Sister Cities agreement, acknowledging the intention of both cities to engage in mutually-beneficial activities and exchanges, and detailing the ideas generated to date as a starting point.

If approved, PSC intends to welcome a delegation from Suwon led by Mayor Tae-young Yeom to sign a Sister Cities agreement at the end of October 2021.

Contract Term
If approved, the term of this contract is in perpetuity until the City of Phoenix or City of Suwon terminates it.

Financial Impact
Activities and exchanges with Suwon will be privately funded through the efforts of Phoenix Sister Cities, Inc.

Discussion
Councilwoman Ansari commented she was excited to add Suwon, South Korea as Phoenix's next sister city, and mentioned this was the newest sister city in over 16 years. She expressed appreciation for Suwon's commitment to sustainability. She talked about the City's electric transportation efforts, and said Suwon's goal was to have 1,000 electric buses by 2022. She mentioned an experimental car-free month in Suwon where 1,500 cars were removed from congested streets, and congratulated staff and Mayor Gallego for this partnership. She made a motion to adopt Item 65.

Councilwoman Guardado seconded the motion.

Mayor Gallego stated the City looked forward to the partnership with Suwon, and the efforts from Sister Cities to make this happen.

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

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

No: 0

66 Trade Development Services in Hermosillo and Mexico City Request for Proposals Contract Award (RFP-CED20-TDS) (Ordinance S-48004)

Request to authorize the City Manager, or his designee, to enter into a contract with Discover Phoenix and Arizona, LLC, or its City-approved designee, to provide trade development consulting services in and around Hermosillo, Mexico. The aggregate amount for this one-year contract will not exceed $90,000. Further request to authorize the City Controller to disburse all funds related to this item. There is no impact to the General Fund. Funding is available in the Downtown Community Reinvestment Fund.

Summary

In December 2019, City Council authorized staff to issue a Request for Proposals (RFP) for Trade Development Consulting Services in Hermosillo and Mexico City to facilitate activity between Mexico and Phoenix. The City's former trade offices in these cities closed in July 2019 with the expiration of the previous trade development consulting services contract.

If approved, Discover Phoenix and Arizona, LLC will:

Operate the City's trade development services office in Hermosillo, Mexico.

Conduct one outbound trade mission to Mexico or represent the City in one business expo in Mexico.

Develop and enhance business to business connections between Mexico-based companies and Phoenix-based companies.

Foster Phoenix business expansion connections for Mexico-based companies seeking growth opportunities in the U.S.

Identify perspective Phoenix investments for Mexico-based investors seeking both development investment opportunities and business

ventures in the U.S.

Procurement Information
RFP-CED20-TDS, Trade Development Consulting Services in Hermosillo and Mexico City, was issued on Feb. 21, 2020 and conducted in accordance with Administrative Regulation 3.10. The City received three proposals, all responsive, for the Mexico City office and two proposals for the Hermosillo office, only one of which was responsive. Shortly after conducting proposer interviews for the Mexico City office, staff was directed to pause all procurement processes while the City focused on efforts to combat the COVID-19 pandemic and its negative impacts on the community. Recently staff reviewed this solicitation to determine whether the scope of work still met the City's needs. Staff recommends moving forward with Discover Phoenix and Arizona, LLC, the sole responsive proposer, as the recommended proposer for the Hermosillo office; however, based on shifting market conditions and priorities for Mexico City, staff has canceled the Mexico City office portion of the RFP and will conduct additional research that will be beneficial to the future solicitation for these services.

Contract Term
If approved, the term of the contract is for one year with no options to extend.

Financial Impact
The aggregate amount for this one-year contract will not exceed $90,000. There is no impact to the General Fund. Funding is available in the Downtown Community Reinvestment Fund.

Concurrence/Previous Council Action
On Dec. 10, 2019, City Council authorized staff to issue an RFP for Trade Development Services in Hermosillo and Mexico City to facilitate economic activity between Mexico and Phoenix.

Discussion
Councilwoman Guardado made a motion to adopt Item 66.

Councilwoman Stark seconded the motion.

Councilwoman Guardado thanked Community and Economic Development Director Chris Mackay and her staff for their work on this item to ensure the City's relationship with Mexico continues.

Mayor Gallego added the City would be welcoming a delegation from Hermosillo, Mexico this month.

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

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

No: 0

86 Phoenix Raceway Non-Standard Crosswalk Markings

Request City Council consideration to approve a request from Phoenix Raceway to temporarily install non-standard crosswalk markings in downtown Phoenix for the 2021 National Association of Stock Car Auto Racing Championship Weekend, in accordance with the City's existing Non-Standard Crosswalk Marking Program. There will be no financial impact to the City of Phoenix.

Summary

Phoenix Raceway is sponsoring this year's National Association of Stock Car Auto Racing (NASCAR) Championship Weekend scheduled for Nov. 5-8, 2021. In accordance with the Council-approved Non-Standard Crosswalk Marking Program, Phoenix Raceway submitted an application to install four temporary non-standard crosswalk markings at four proposed crosswalk locations surrounding the intersection of 3rd and Van Buren streets. The proposed markings would be installed for a two-week duration from Oct. 24 through Nov. 7, 2021. The proposed design mimics a raceway's start and finish lines with a painted yellow-checkered "start/finish line" at the four crosswalks at the Van Buren and 3rd streets intersection (**Attachment A**).

On June 19, 2019, City Council adopted Ordinance S-45794, allowing

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

The Non-Standard Crosswalk Marking Program is intended for the installation of non-standard crosswalk markings, which are paid for and maintained by the requestor. For permanent non-standard crosswalk markings, the program requires the design materials to consist of preformed thermoplastic to ensure longevity and must be installed by the Street Transportation Department. However, since this request is for temporary markings over approximately two weeks, the City will allow these markings to be painted directly onto the asphalt, and Phoenix Raceway will be responsible for their installation and also their removal. The design will adhere to the program requirements that the non-standard markings maintain a three-inch gap from the existing standard crosswalk markings and can be solid colors or patterns of color. The Street Transportation Department will provide oversight to ensure the installation adheres to the design requirements stated in the Non-Standard Crosswalk Marking Program and that the installation and removal do not damage the existing crosswalk markings or pavement.

Financial Impact

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

Location

Crosswalks at the intersection of 3rd and Van Buren streets.
Council District: 8

A motion was made by Councilwoman Guardado, seconded by

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

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

No: 0

115 Remove/Replace Zoning District - 51st Avenue and Baseline Road - Annexation 506 (Ordinance G-6903)

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 C-2 zoning district and replacing it with the City of Phoenix R-4A zoning district on property at the location described below, which was annexed into the City of Phoenix on Aug. 25, 2021 by Ordinance S-47878.

Location
Approximately 500 feet east of 51st Avenue and 1,300 feet north of Baseline Road
Council District: 7

Discussion
Councilwoman Ansari made a motion to adopt Item 115.

Councilwoman Guardado seconded the motion.

Mark Rodriguez spoke in favor, and talked about the businesses located in this zoning district.

Note: Three electronic comments were submitted in favor of Item 115.

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

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

No: 0

120 Public Hearing - Appeal of Hearing Officer Decision - Abandonment of Alleyway Easement - ABND 210015 - Calle Redonda, between 54th Way and 54th Court

Abandonment: ABND 210015
Project: 05-1208
Abandonment Applicant: Mike Ragland
Date of Abandonment Hearing Officer's Decision: June 3, 2021
Appellant: Mike Ragland

Summary
Appellant is the original Applicant for abandonment, and is appealing the Hearing Officer's DENIAL of the request to abandon an alley in the vicinity of Calle Redonda, between 54th Way and 54th Court. The Appellant's narrative, the hearing summary, as well as the original staff report with suggested technical stipulations for approval, have been attached for consideration by City Council. Opposition was present at the original hearing.

Location
Calle Redonda, between 54th Way and 54th Court
Council District: 6

Discussion
Mayor Gallego declared the public hearing open.

After noting the applicant was available for questions if needed, Mayor Gallego closed the public hearing.

Councilman DiCiccio talked about how there were several abandonments in this area, and said the applicant did an amazing job working with their neighbors. He made a motion to approve Item 120 as amended to

overturn the Hearing Officer's decision with stipulations outlined in the preliminary abandonment staff report dated May 13, 2021 with deletion of Stipulation 4.

Councilwoman Stark seconded the motion.

Note: One electronic comment was submitted in favor of Item 120.

The hearing was held. A motion was made by Councilman DiCiccio, seconded by Councilwoman Stark, to overturn the Hearing Officer's decision and approve the abandonment request with stipulations outlined in the preliminary abandonment staff report dated May 13, 2021 with deletion of Stipulation 4. The motion carried by the following vote:

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

No: 0

121 Public Hearing and Resolution Adoption - General Plan Amendment GPA-PV-2-21-2 - Northwest corner of 34th Way and Bell Road (Resolution 21961)

Request to hold a public hearing on a General Plan Amendment for the following item to consider adopting the Planning Commission's recommendation and the related Resolution if approved. This file is a companion case to Z-38-21-2 and should be heard first, followed by Z-38-21-2.

Summary

Current Plan Designation: Residential 3.5 to 5 dwelling units per acre (6.11 acres) and Commercial (6.81 acres)
Proposed Plan Designation: Mixed Use (Commercial/Residential 15+ dwelling units per acre)
Acreage: 12.92 acres
Reason for change: Minor General Plan Amendment to a mix of Commercial and Residential 15+ dwelling units per acre.

Owner: Harkins Phoenix Cinemas
Applicant: Chase Courchaine
Representative: Benjamin Tate, Withey Morris, PLC

Staff Recommendation: Approval.
VPC Action: The Paradise Valley Village Planning Committee heard the case on Aug. 31, 2021 and recommended approval, per the staff recommendation, by a 13-0 vote.
PC Action: The Planning Commission heard the case on Sept. 2, 2021 and recommended approval, per the Paradise Valley Village Planning Committee recommendation, by a 9-0 vote.

Location
Northwest corner of 34th Way and Bell Road
Council District: 2
Parcel Addresses: 3240 E. Bell Rd. and 3420 E. Bell Rd.

Discussion
Mayor Gallego opened the public hearing.

Blake Marshall spoke in opposition, and said his only concern was with the availability of affordable housing. He hoped some of these apartments would be available for housing vouchers, and said more of these luxury apartments would not help with the affordable housing problem in Phoenix. He said there were 50 comments from residents who were not in support of this project.

Benjamin Tate spoke in favor on behalf of the applicant, and mentioned this application received unanimous approval from the Paradise Valley Village Planning Committee and the Planning Commission. He noted there was an enormous amount of outreach to the neighboring community, and added the negative comments concerned the quality of project not being high enough and would affect property values. He said this project was high quality, and was designed and coordinated with members of the community through outreach.

Councilman Waring asked Planning and Development Director Alan Stephenson about the 50 comments from people who were against this

project, and said he did not hear of anyone who was against this project in quite some time. He stated the applicant went out to the neighbors who were against the project to work with them, and added the proprietors left the building so it would not remain as a theatre.

Mr. Stephenson responded Councilman Waring was correct that staff heard from those who were against the project early on, and talked about how the applicant worked with those neighbors on the design to address their issues.

Councilman Waring commented those who were against the project wanted a higher quality product that had been delivered with this project.

Mr. Stephenson replied that was correct.

Councilman Waring said the neighbors concerns had been respected, and added he was in favor of this project.

Mayor Gallego commented the City had been doing innovative work on commercial properties that would be brought to Council soon. She declared the public hearing closed.

Prior to his vote, Councilman DiCiccio congratulated Councilman Waring, Mr. Tate, Mr. Stephenson and the Planning and Development staff for their work on this because of the difficulty of these cases.

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

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

122 Public Hearing and Ordinance Adoption - Rezoning Application Z-38-21-2 - Northwest Corner of 34th Way and Bell Road (Ordinance G-6904)

Request to hold a public hearing and amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-38-21-2 and rezone the site from PSC (Approved C-2) (Planned Shopping Center, approved Intermediate Commercial District) to R-3A (Multifamily Residence District) for a multifamily residential development. This is a companion case to GPA-PV-2-21-2.

..Report

Summary

Current Zoning: PSC (Approved C-2)
Proposed Zoning: R-3A
Acreage: 12.92 acres
Proposed Use: Multifamily residential development

Owner: Harkins Phoenix Cinemas
Applicant: Chase Courchaine
Representative: Benjamin Tate, Withey Morris, PLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Paradise Valley Village Planning Committee heard the case on Aug. 31, 2021 and recommended approval, per the staff recommendation, by a vote of 13-0.
PC Action: The Planning Commission heard the case on Sept. 2, 2021 and recommended approval, per the Paradise Valley Village Planning Committee recommendation, with additional stipulations, by a vote of 9-0.

Location

Northwest corner of 34th Way and Bell Road
Council District: 2
Parcel Addresses: 3240 E. Bell Road and 3420 E. Bell Road

Summary

Current Zoning: PSC (Approved C-2)
Proposed Zoning: R-3A
Acreage: 12.92 acres
Proposed Use: Multifamily residential development

Owner: Harkins Phoenix Cinemas
Applicant: Chase Courchaine
Representative: Benjamin Tate, Withey Morris, PLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Paradise Valley Village Planning Committee heard the case on Aug. 31, 2021 and recommended approval, per the staff recommendation, by a vote of 13-0.
PC Action: The Planning Commission heard the case on Sept. 2, 2021 and recommended approval, per the Paradise Valley Village Planning Committee recommendation, with additional stipulations, by a vote of 9-0.

Location
Northwest corner of 34th Way and Bell Road
Council District: 2
Parcel Addresses: 3240 E. Bell Road and 3420 E. Bell Road

Note: For discussion on Item 122, refer to discussion on Item 121.

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

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

123 Public Hearing and Resolution Adoption - General Plan Amendment GPA-LV-1-21-7 - Southwest Corner of 63rd Avenue and the South Mountain Avenue Alignment (Resolution 21966)

Request to hold a public hearing on a General Plan Amendment for the following item to consider adopting the Planning Commission's recommendation and the related Resolution if approved. The file is a companion case to Z-1-21-7 and should be heard first, followed by Z-1-21-7.

Summary

Current Plan Designation: 180.24 acres of Residential 3.5 to 5 dwelling units per acre, 24.95 acres of Residential 5 to 10 dwelling units per acre, and 44.99 acres of Mixed Use Parks / Open Space / 3.5 to 5 dwelling units per acre
Proposed Plan Designation: Mixed Use (Industrial / Commerce/Business Park)
Acreage: 250.18 acres
Proposed Use: Commerce park and light industrial development

Owner: Williams Family Living 1996 Trust
Applicant/Representative: Adam Baugh, Withey Morris, PLC

Staff Recommendation: Approval.
VPC Action: The Laveen Village Planning Committee heard the case on Aug. 9, 2021 and recommended approval, per the staff recommendation, by a vote of 11-0.
PC Action: The Planning Commission heard the case on September 2, 2021 and recommended approval, per the Laveen Village Planning Committee recommendation, by a vote of 9-0.

Location

Southwest corner of 63rd Avenue and the South Mountain Avenue alignment
Council District: 7
Parcel Addresses: 6710 W. Dobbins Road

Discussion

Mayor Gallego opened the public hearing.

After noting there were no members of the public wishing to speak, Mayor Gallego closed the public hearing. She mentioned the applicant was available if Council had questions.

Councilwoman Ansari made a motion to approve Item 123 per the Planning Commission recommendation, with adoption of the related resolution.

Councilwoman Stark seconded the motion.

Mayor Gallego stated this was an exciting case that would bring some of the tech corridor in the South Mountain area, and expressed appreciation for everyone who worked with the neighborhoods to address their concerns.

Note: Two electronic comments were submitted in opposition of Item 123.

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

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

No: 0

124 Public Hearing and Ordinance Adoption - Amend City Code - Rezoning Application Z-1-21-7 (Dobbins Industrial and Tech Park PUD) - Southwest Corner of 63rd Avenue and the South Mountain Avenue Alignment (Ordinance G-6905)

Request to hold a public hearing on a proposal to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-1-21-7 and rezone the site from 229.68 acres of S-1 (Approved R1-8 PCD) (Ranch or Farm Residence District, Approved Single-Family Residence District, Planned Community District), 15.51 acres of S-1 (Approved R-2 PCD) (Ranch or Farm Residence District, Approved Multifamily Residence District, Planned Community District), and 4.99 acres of S-1 (Approved C-1 PCD) (Ranch or Farm Residence District, Approved Neighborhood Retail District, Planned Community District) to PUD (Planned Unit Development) to allow an industrial and technology business park that will allow limited and accessory warehouse uses and office uses.

Summary

Current Zoning: 229.68 acres of S-1 (Approved R1-8 PCD), 15.51 acres of S-1 (Approved R-2 PCD), and 4.99 acres of S-1 (Approved C-1 PCD)
Proposed Zoning: PUD
Acreage: 250.18 acres
Proposal: Industrial and technology business park that will allow warehouse and office uses

Owner: Williams Family Living 1996 Trust
Applicant/Representative: Adam Baugh, Withey Morris, PLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Laveen Village Planning Committee heard this case on Mar. 15, 2021 and June 14, 2021 for information only. The Laveen Village Planning Committee heard this case on Aug. 9, 2021 and recommended approval, per the staff recommendation with additional stipulations, by a vote of 11-0.
PC Action: The Planning Commission heard this case on Sept. 2, 2021 and recommended approval, per the Addendum A Staff Report with an additional stipulation, by a vote of 9-0.

Location
Southwest corner of 63rd Avenue and the South Mountain Avenue alignment
Council District: 7
Parcel Address: 6710 W. Dobbins Road

Discussion
Mayor Gallego opened the public hearing.

After noting there were no members of the public wishing to speak except for the applicant, Mayor Gallego closed the public hearing.

Note: Two electronic comments were submitted in opposition of Item 124.

The hearing was held. A motion was made by Councilwoman Ansari, seconded by Councilwoman Guardado, that this item be approved as revised per the Planning and Development Director memo dated Oct. 4, 2021, with adoption of the related ordinance. The motion carried by

the following vote:

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

No: 0

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

125 Consideration of Prevailing Wage Ordinance

On Sept. 30, 2021, Vice Mayor Carlos Garcia and Council Members Laura Pastor, Betty Guardado and Yassamin Ansari submitted a memo to City Manager Ed Zuercher requesting to "add the attached Prevailing Wage Ordinance to the Formal Council Meeting agenda on Wednesday, October 6, 2021" (**Attachment A**). According to the Rules of Council Proceedings, Rule 2(c), the City Manager will place this item on the Oct. 6, 2021 Formal agenda.

This item permits the City Council to discuss this proposal submitted by four Council Members. The attached proposed resolution/ordinance can be used for purposes of discussion of a City prevailing wage ordinance applicable to construction workers on City projects and the provisions to be included in such an ordinance. The attached proposed resolution/ordinance was not prepared by the City's Law Department and has not been approved as to legal form, so the City Council cannot take action regarding adoption of the attached proposed ordinance at this meeting. However, the City Council can take action at the Oct. 6, 2021 meeting to direct staff to prepare a prevailing wage ordinance consistent with, and as similar as possible to, the attached proposed resolution/ordinance that could be acted on at the next available Council meeting.

Discussion

Bastian Andruet spoke in opposition, and noted he was a registered lobbyist speaking on behalf of the Arizona Multi-Housing Association. He stated there were no stakeholder meetings held, and suggested this draft ordinance conflicted with State law A.R.S 34-3-21. He commented moving forward with an ordinance that conflicted with State law would invite litigation, and would have an adverse impact on housing

affordability. He cited prevailing wages would increase construction costs to a point that would no longer be feasible.

Ricardo Carlo spoke in opposition, and mentioned he was the President of the Associated Minority Contractors of Arizona. He stated they opposed this draft ordinance because most small businesses don't participate in prevailing wage because of the amount of the burden it creates for them. He talked about the contents of the draft ordinance, and added small businesses could not afford to send their employees through apprenticeship programs. He asked if other associations that had apprenticeship programs would be part of the collective bargaining agreement, and commented this draft ordinance would violate State law.

Alisa Lyons spoke in opposition on behalf of Valley Partnership. She noted the City was a model for stakeholder participation for years, and added when working with other cities she would tell them to look to Phoenix for best practices. She took issue with finding out about this draft ordinance not through the City, and suggested this draft ordinance would be illegal under State law. She commented the best policy comes from a meaningful stakeholder process, and said this did not happen with this item. She asked to see the previous eight-hour rule motion completed by City staff and be released to the public, and asked Council to vote against this item.

Note: Councilman DiCiccio disconnected from the meeting.

Jen Springman spoke in opposition on behalf of the Phoenix Chamber of Commerce, and commented this would set a dangerous precedent with the lack of process to get to this point. She suggested this issue had not been fully vetted by stakeholders since the eight-hour rule request, and added prevailing wage ordinances would have a chilling effect and be an undue burden on small businesses when bidding on these projects. She commented this type of ordinance contradicted the message that Phoenix was open for business, and talked about her concerns with this draft ordinance on affordable housing projects. She said this would create a legal conflict with State law.

Joshua Umar spoke in opposition, and mentioned he was the Executive

Director for the American Sub-Contractor's Association in Arizona. He stated a prevailing wage ordinance would be unnecessary and burdensome on businesses, and asked Council to reach out to stakeholders especially sub-contractors. He took issue with the belief that this ordinance would address labor shortage, and talked about how construction apprenticeships outnumbered all apprenticeships in Arizona. He talked about how businesses partnered with schools such as South Mountain Community College to create affordable and accessible construction programs that would lead to high-paying jobs. He commented other businesses were looking at designing and investing in their own company training efforts, and said his members and sub-contractors paid excellent wages and benefits even during the pandemic.

Christopher Barker spoke in favor, and noted he was a fifth-year apprentice with Local 469 pipe fitters and plumbers union. He commented a prevailing wage ordinance would help him provide a livable wage for his family, and said he had extensive training though the job market was not as good as mentioned by earlier speakers. He discussed the training provided in-house with the union he was a member of, and added he was thankful for the union and the programs they offered. He mentioned he was concerned for the future of his trade because his children showed an interest in this industry, and asked Council to vote yes on this item.

Ari Berrong-Huber spoke in favor, and said he was a member of UNITE Local 11 and worked at Sky Harbor Airport for HMS Host. He stated all workers deserved a living wage regardless of union protections.

Mark Cardenas spoke in favor, and commented a prevailing wage promoted quality work and produced good value for taxpayers. He suggested prevailing wage laws and ordinances had boosted productivity, reduced injury rates and increased apprenticeship training. He talked about how a stable well-qualified workforce was a result of the service sector wage standard laws, and added he disagreed with the arguments that prevailing wage laws increased construction costs. He stated prevailing wage laws generated positive impacts for public budgets by increasing the amount of work performed by local

contractors, and asked Council to vote for a prevailing wage ordinance.

Theron Connor spoke in favor, and noted protections for workers needed to be looked at along with private right to action. He said repealing prevailing wage laws did not work, and talked about the issue of inflation affecting living wages. He talked about workers coming out of apprenticeship programs, and mentioned tax revenues would increase as a result of increased project costs from increasing wage rates.

Jennifer Malve spoke in favor, and stated having a good-paying job was important to her because being a woman in the construction industry allowed her to have equal pay with her male coworkers.

Robert Phillips spoke in favor, and mentioned he was a fourth-year apprentice with Local 469 pipe fitters and plumbers union. He said having a good-paying job was important to him because it was the best way for him to provide for his family. He noted approving a prevailing wage would ensure all workers were earning equal wages regardless of race, gender, age, religion or education.

Note: Councilman DiCiccio rejoined the meeting.

Alberto Rivera-Ortiz spoke in favor, and said he was a member of Local 469 in the HVAC service division. He commented having a good-paying job was important to him because it allowed his wife to get out of work to spend more time with his family. He talked about how he worked outside of the union for the same job where he was getting paid $17 per hour, and added once he joined the union he was able to get his wife out of work to spend time with his family.

Daniel Townsend spoke in favor, and noted he was member of Local 469. He said he was a fifth-year apprentice, and added he started this career late in life. He talked about how it was tough working low-paying jobs for 25 years, and described the benefits of joining the union. He commented he was able to be a more productive member of the community by helping neighbors and donating to charity.

Gregg Turner spoke in favor, and stated he was a 25-year worker in the

construction industry. He said he was a member of Local IBW 640 and Local 469, and was a journeyman in both trades. He talked about being able to afford a decent lifestyle, and commented the burden on businesses was not equal to the burden on workers. He mentioned he taught both trades he worked in for apprenticeship programs, and said these programs afford people regulated and normalized education that was transferable and recognized nationwide.

Yvonne Yazzie spoke in favor, and said she was a fifth-year apprentice with Local 469. She talked about working on the non-union side in construction, and discussed how she worked at Luke Air Force Base that was prevailing wage job. She commented this ordinance would be good for individuals, and added this would help people like her that worked for low wages. She discussed the need for a good wage so individuals would not have to rely on government assistance.

Mari Yepez spoke in favor, and noted she was a member of UNITE Local 11. She commented all workers deserved a prevailing wage for their families.

Councilwoman Guardado inquired what Council action could be taken today.

City Attorney Cris Meyer explained the ordinance presented was for discussion purposes, and Council was not able to vote on that ordinance. He clarified Council could direct staff to come back to Council with a prepared ordinance for Council consideration.

Councilwoman Guardado commented she was proud to support improving pay for City workers along with apprenticeships and training resources for City employees. She stated it was critical to be a community where residents could work, live and take care of their families. She said cities with prevailing wages had a greater pool of apprenticeships and training programs, and added these programs offered a level playing field for women and people of color to learn the skills needed for good-paying jobs that could support a family. She commented this was Council's commitment to City employees for good pay and benefits that they could rely on, and said this commitment would

extend to construction workers on City projects. She stated she was proud to support this item today, and made a motion to approve Item 125 to direct staff to draft a Prevailing Wage ordinance for the City and bring back the ordinance to Council for formal adoption.

Vice Mayor Garcia seconded the motion.

Councilwoman Ansari stated she would be voting yes on this item, and added this was an opportunity to improve the lives of those who help build Phoenix. She said this vote would ask staff to prepare a prevailing wage ordinance for construction workers on City-funded projects, and noted this policy existed at the federal level through the Davis-Bacon Act and in 39 states and other major cities. She mentioned she heard from workers who would be most impacted by a prevailing wage policy, and said this would help the City address the skilled-worker labor shortage. She suggested areas with prevailing wage laws offered more apprenticeship and training programs in the construction industry, and this policy would strengthen the local economy by incentivizing skilled workers to stay in Arizona while boosting state and local sales tax revenues. She stated a prevailing wage policy would help keep City projects on budget, and cited that prevailing wage laws do not increase the cost of construction. She talked about investments in infrastructure across the country, and concluded this should not only benefit the economy, but also the economic future of hard-working middle class families.

Vice Mayor Garcia commented areas with a prevailing wage had a greater supply of apprenticeships and training programs, and added it would provide equitable access for women and people of color in a good paying careers. He stated this was an important vote for construction workers, and suggested this was common sense because it had already been done with federal projects. He said he wanted to make sure that any project tied to the City was paying a prevailing wage, and concluded he was excited to make prevailing wage a reality in Phoenix.

Councilwoman Pastor asked for an explanation on what happened with the eight-hour rule request.

Mr. Meyer explained the eight-hour rule allowed staff to do research and come back to Council with that research. He stated staff presented that research over the summer.

Councilwoman Pastor questioned if anything happened after that presentation.

Mr. Meyer replied Council did not give any direction to staff to go further.

Councilwoman Pastor said she believed this was a pro-business item because it equalized competition and did not undercut local labor from out-of-state contractors. She commented the Davis-Bacon Act had been in existence and was working, and talked about how some of the issues were tedious and time consuming but would hold accountability when taking on federal contracts. She stated this was a way for the City to hold accountability with City contracts, and added she supported this item.

Councilman DiCiccio stated he would be voting no on this item, and talked about how it would be hard to convince those in support of this item on the Council to oppose this. He asked how long it would be until Council saw the prevailing wage ordinance presented.

City Manager Ed Zuercher asked Mr. Meyer how long an ordinance might take to be drafted.

Mr. Meyer replied it would be about three weeks.

Mr. Zuercher talked about the steps it would take for the ordinance to be ultimately presented to Council, and confirmed the ordinance would take about three weeks to be ready.

Councilwoman Stark said she asked for a process that included stakeholders to make sure the public was involved when adopting an ordinance. She talked about her time working in the Planning and Development Department where they worked on text amendments that were taken to village planning committees with input from public members and stakeholders. She mentioned when Council was working on the plan for addressing homelessness, the public suggested there

was not enough input so the City held a series of meetings in all Council districts. She stated she wanted to see a public process before an ordinance is drafted.

Councilwoman Ansari questioned if there was any way the City could have both a public process while drafting an ordinance within the three week time period. She commented she recognized the value of public input, and added she hoped there would be a way to do that.

Mr. Zuercher explained Mr. Meyer's estimated time to draft the ordinance was exclusive of any public involvement. He clarified there would need to be additional time to the three weeks because the public input received would need to be processed with ways to respond to that during the drafting of the ordinance. He stated it depended on how extensive a public process Council would request, and confirmed if public input was introduced it would extend the three week estimate.

Councilwoman Stark said if there was a public process, she would like the City to explore other ways to help these workers. She mentioned in Flagstaff, they looked at introducing a living wage as opposed to a prevailing wage because of the concerns regarding State law. She stated there might be other ways to help workers have a fair and living wage.

Councilwoman Pastor commented she was told that Flagstaff was looking at introducing a prevailing wage, and added regardless if it was a prevailing wage, living wage or construction worker wage, the City needed to move forward with the prevailing wage because Council had talked about it for three years. She commented there were several stakeholder meetings, and said Council heard the same comments expressed today. She suggested the ordinance should be drafted and then presented to the community, and after comments are heard then Council could determine how the City would move forward with this.

Councilwoman Guardado noted she would be more than happy to a minimum wage and a prevailing wage, and added comments are heard that Arizona did not have compatible wages with many workers who were underpaid. She mentioned this was seen at Sky Harbor Airport with the concessionaires who were not able to hire people back, and said she

was convinced it was because of wages. She talked about how this conversation had been ongoing since she had been on Council, and added those who spoke in favor and those who were opposed to this item understood this ordinance in what the City was asking for. She said it was important for the City to respect construction workers to continue moving forward, and asked if there was a way to hold more stakeholder meetings while drafting the ordinance. She stated it was time to draft an ordinance, and added right-to-work and worker's rights should not be confused. She commented workers deserved a prevailing wage in Arizona, and added it had been done throughout the country.

Vice Mayor Garcia mentioned stakeholder meetings had already happened over the past two years, and commented people understood prevailing wage and the Davis-Bacon Act. He stated this had to deal with if people supported the workers or not, and said it was time for Council to move forward with this. He noted it was important for the public to know where councilmembers stood on this issue, and added if there were concerns with the drafted ordinance over the next three weeks, the people should be allowed to give the City input. He said Council should not be afraid of the State filing a lawsuit against the City regarding the prevailing wage ordinance, and said Council should do what was right for Phoenix residents and workers.

Councilwoman Ansari commented stakeholders for this were able to come together quickly for this meeting, and asked if the City could hold public meetings during the three-week time frame of drafting the ordinance if directed by Council.

Mr. Zuercher questioned when Council would like the public input, and explained what the City Attorney's Office would do with the proposed framework of the ordinance. He noted after the ordinance is drafted properly, Council would then direct how much time would be requested for public input on the proposed ordinance. He commented the City would follow the direction from Council on how much public input would be needed and the time frame for that, and added he was not sure how robust the public input would be if it was confined to the three-week period.

Councilwoman Pastor commented the proposed ordinance was not new, and was based on the language from the federal government. She talked about drafting the ordinance that was already presented the agenda, and allowing the public to make comments.

Councilwoman Stark mentioned looking at a living wage ordinance, and said she would like to hear comments from stakeholders on that as well. She said this would be a good alternative that deserved some discussion.

Councilwoman Guardado stated she would like to work with Councilwoman Stark on a living wage ordinance, and said other councilmembers would be interested in working on that as well. She discussed having stakeholder meetings regarding minimum and living wages.

Councilwoman Stark said she talked to developers about a prevailing wage, and mentioned they had concerns because of the time it takes for paperwork. She noted the developers said they were open to a living wage instead, and added that was why she believed the City should persue that instead. She commented it would take more than three weeks to work on the prevailing wage ordinance.

Prior to her vote, Mayor Gallego explained she believed workers in the city needed to be paid a fair and livable wage. She said when she supported the motion to look into how the City could improve life and work conditions for construction workforce, she was clear a stakeholder process was important. She mentioned a lobbyist reached out to her after that vote, suggesting they were not in favor of a stakeholder process because the votes needed were already reached and would only need to have a vote. She said the lobbyist sent her language for a draft ordinance that was similar to what was attached in the agenda, and stated she did not condone that type of a process. She said it was important to have public comment, and to develop a policy that is legal in Arizona and that reflected a robust stakeholder process. She declared she would be voting no.

Note: 256 electronic comments were submitted on Item 125, with 253 in

favor and three indicating no position.

A motion was made by Councilwoman Guardado, seconded by Vice Mayor Garcia, that this item be approved to direct staff to draft a Prevailing Wage ordinance for the City and bring back the ordinance to Council for formal adoption. The motion failed by the following vote:

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

000 CITIZEN COMMENTS

Note: Councilman DiCiccio disconnected from 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.

Steve Beuerlein mentioned he was the President of the United Phoenix Fire Fighter's Association, and commented on behalf of the 1,500 workers in the association he congratulated City Manager Ed Zuercher for the outstanding job he did when he took the position in 2013. He talked about possibly losing firefighters due to the economic crisis, and said the City was able to get through that time without losing one firefighter. He commented the Fire Department became even better due to Mr. Zuercher's leadership, and commended Mr. Zuercher for the excellent job he had done and for the friendships he had built.

Mr. Zuercher thanked Mr. Beuerlein, and added it meant a lot coming from him.

Mark Reicks said he was a resident in the north Phoenix area, and talked about his growing concern about the homelessness population in his neighborhood. He noted a shelter was closed in downtown Phoenix, and discussed the issues his neighborhood has had as a result of this shelter being closed. He commented the washes in the area were becoming a concern with the accumulation of trash, and asked the City to maintain the communities and the

wash areas specifically in the Moon Valley area.

Mr. Zuercher told Mr. Reicks he would have staff follow-up with him to make sure they have specific locations that he could identify.

Councilwoman Stark commented her staff would follow-up as well, and added she knew the area Mr. Reicks was describing.

Ari Berron-Huber mentioned he worked for HMS Host at Sky Harbor Airport, and talked about struggling to pay bills and other expenses during the pandemic. He talked about understaffing being an issue at the airport, and asked Council to not give HMS Host any more rent relief at the airport and to support workers.

Scott Elliot-Matos said he worked for HMS Host at Sky Harbor Airport, and noted he worked during part of the pandemic and came back earlier this year. He discussed the issue of understaffing at the airport, and said he and his coworkers were struggling to pay rent and other bills.

April Hernandez stated she worked for HMS Host at Sky Harbor Airport, and described the issues her family had to pay bills during the pandemic. She said she worked only 15 hours per week during the pandemic, and added once the airports opened back up that was when the understaffing started. She discussed the struggle of working while understaffed, and added the City needed to listen to the workers at the airport.

Ty Tatum said he worked for HMS Host at Sky Harbor Airport. He talked about the financial issues his family faced during the pandemic, and commented he had only been working 30 to 35 hours per week. He stated workers needed to be heard so the problems could be fixed.

Mateo Vargas noted he worked for HMS Host at Sky Harbor Airport, and discussed the issue of understaffing at the airport along with the issues with their management not providing them the supplies needed to work. He stated HMS Host was not giving any rent relief money towards the workers and were not putting any money into the stores. He asked Council to stand with HMS Host workers.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 5:04 p.m.

MAYOR

ATTEST:

CITY CLERK

TS

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 6th day of October, 2021. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 17th day of April, 2024.

CITY CLERK