City of Phoenix

Minutes

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

186081

City Council Formal Meeting

Wednesday, October 4, 2023 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday Oct. 4. 2023 in the Council Chambers.

Present: 9 - Councilwoman Betty Guardado, Councilwoman Kesha Hodge Washington, Councilwoman Ann O'Brien, Councilwoman Laura Pastor, Councilman Kevin Robinson, Councilwoman Debra Stark, Vice Mayor Yassamin Ansari, Councilman Jim Waring and Mayor Kate Gallego

Vice Mayor Ansari attended the meeting virtually.

Mayor Gallego acknowledged the presence of Mario Barajas and Elsie Duarte the Spanish interpreters. In Spanish, Mario Barajas announced their availability to the audience.

An affidavit was presented to the Council by the City Clerk stating that copies of the titles of Ordinances G-7098 and G-7168 through G-7176, S-50193 through S-50233, and Resolutions 22155 through 22156 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 Julie Kriegh stated members of the public may speak for up to two minutes on agenda items and gave direction on appropriate decorum when providing comments.

MINUTES OF MEETINGS

1 For Approval or Correction, the Minutes of the Formal Meeting on

Dec. 2, 2020

Summary

This item transmits the minutes of the Formal Meeting of Dec. 2, 2020, for review, correction and/or approval by the City Council.

The minutes are available for review in the City Clerk Department, 200 W. Washington St., 15th Floor.

A motion was made by Councilwoman Pastor, seconded by Councilwoman O'Brien, that this item be approved. The motion carried by the following voice vote:

Yes: 9 - Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Vice Mayor Stark, Councilman Waring, Ansari and Mayor Gallego

No: 0

2 **For Approval or Correction, the Minutes of the Formal Meeting on Dec. 16, 2020**

Summary

This item transmits the minutes of the Formal Meeting of Dec. 16, 2020, for review, correction and/or approval by the City Council.

The minutes are available for review in the City Clerk Department, 200 W. Washington St., 15th Floor.

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

Yes: 9 - Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Vice Mayor Stark, Councilman Waring, Ansari and Mayor Gallego

No: 0

BOARDS AND COMMISSIONS

3 **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:

Human Relations Commission

Appoint Michael Mazzocco, serving a term as Chair to expire on Oct. 4, 2024, as recommended by Mayor Gallego.

Sister Cities Commission

Reappoint Jacob Heinrich, serving his second term on the commission for a term to expire Oct. 4, 2026, as recommended by Mayor Gallego.
Appoint Jessica Moran, filling a vacancy on the commission for a term to expire Oct. 4, 2026, as recommended by Mayor Gallego.
Appont Karla Moran, replacing Linda Brady on the commission for a term to expire Oct. 4, 2026, as recommended by Mayor Gallego.

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

Yes:	9 -	Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego
No:	0	

Mayor Gallego administered the oath of office to the following appointees:

Michael Mazzocco - Human Relations Commission;
Jessica Moran - Sister Cities Commission

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

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

A motion was made by Vice Mayor Ansari, seconded by Councilwoman Stark, that items 4-27 be recommended for approval. The motion carried by the following voice vote:

Yes: 9 - Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego

No: 0

4 Liquor License - Special Event - Horses Help Foundation

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

Summary

Applicant
Gregg Goodman

Location
15215 N. Kierland Blvd.
Council District: 2

Function
Festival

Date(s) - Time(s) / Expected Attendance
Oct. 28, 2023 - 11 a.m. to 5:30 p.m. / 2,000 attendees
Oct. 29, 2023 - 11 a.m. to 5:30 p.m. / 1,000 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

5 Liquor License - Urban District

Request for a liquor license. Arizona State License Application 012070004463.

Summary

Applicant
Vishnu Kotta, Agent

License Type
Series 12 - Restaurant

Location
3510 E. Bell Rd., Ste.12
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. 20, 2023.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I am assured to uphold the laws and regulations about the license. I have never been involved in any criminal activity, no record of getting in trouble with law and authority."

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

6 Liquor License - Special Event - St. Joseph Roman Catholic Parish Phoenix

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

Summary

Applicant
Erin Sowar

Location
11001 N. 40th St.
Council District: 3

Function
Fall Festival

Date(s) - Time(s) / Expected Attendance
Oct. 29, 2023 - 11:30 a.m. to 5 p.m. / 250 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

7 Liquor License - The Rosticceria

Request for a liquor license. Arizona State License Application 254629.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 12 - Restaurant

Location
12811 N. Tatum Blvd., Ste. F01
Zoning Classification: C-2 PCD
Council District: 3

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This business is currently being remodeled with plans to open in November 2023.

The 60-day limit for processing this application is Oct. 15, 2023.

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.

The Mexicano (Series 12)
4801 E. Cactus Road, Phoenix
Calls for police service: 18

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:
"All of our employees go through strict alcohol service training, 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:
"Top-quality food, a warm and social ambiance, great customer service and products that reflect the highest standards is what will be offered to our patrons."

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 - The Rosticceria
Liquor License Map - The Rosticceria

This item was recommended for approval.

8 Liquor License - Special Event - Brophy College Preparatory

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

Summary

Applicant
Julie Peterson

Location
4701 N. Central Ave.
Council District: 4

Function
Dinner

Date(s) - Time(s) / Expected Attendance
Oct. 21, 2023 - 5 p.m. to 11 p.m. / 550 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

9 Liquor License - Special Event - St. Gregory Roman Catholic Parish Phoenix

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

Summary

Applicant
John Paul Lopez

Location
3424 N. 18th Ave.
Council District: 4

Function
Festival

Date(s) - Time(s) / Expected Attendance
Nov. 3, 2023 - 6 p.m. to 11:30 p.m. / 1,000 attendees

Nov. 4, 2023 - Noon to 11:30 p.m. / 1,200 attendees
Nov. 5, 2023 - 11 a.m. to 10 p.m. / 1,000 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

10 Liquor License - OG Liquor

Request for a liquor license. Arizona State License Application 253627.

Summary

Applicant
JJ Bazzi, Agent

License Type
Series 10 - Beer and Wine Store

Location
4820 N. 27th Ave.
Zoning Classification: C-2
Council District: 4

This request is for a new liquor license for a convenience store that does not sell gas. This location is currently licensed for liquor sales with a Series 9 - Liquor Store liquor license.

The 60-day limit for processing this application is Oct. 21, 2023.

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: information about any 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.

OG Liquor (Series 9)
4820 N. 27th Ave., Phoenix
Calls for police service: 10
Liquor License violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have been a responsible retailer for many years. I insure all state and local laws are followed. I also insure that all my employees are responsible and receive the proper training."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"The store has been in business for the past 80 years at the current location. It's been part of the neighborhood for a long time providing them convenience by providing their everyday needs. We participate in the community and have been a part of the community for a long time."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - OG Liquor
Liquor License Map - OG Liquor

This item was recommended for approval.

11 Liquor License - Thai Basil

Request for a liquor license. Arizona State License Application 252479.

Summary

Applicant
Nuntakarn Puripatipan, Agent

License Type
Series 12 - Restaurant

Location
3110 N. Central Ave., Ste. 181
Zoning Classification: WU Code T:6 HWR MT
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. This location requires a Use Permit to allow outdoor dining and outdoor alcohol consumption as an accessory use to a restaurant.

The 60-day limit for processing this application is Oct. 8, 2023.

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 understand the responsibilities and regulations that come with owning a liquor license. I take these responsibilities and regulations serioulsy as I am trying to ensure that my business is run successfully and professionally. I have run my business in the City of Phoenix for many years and have added to the community."

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 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 - Thai Basil
Liquor License Map - Thai Basil

This item was recommended for approval.

12 Liquor License - Tres Amigos

Request for a liquor license. Arizona State License Application 253875.

Summary

Applicant
Isa Awad, Agent

License Type
Series 10 - Beer and Wine Store

Location
8205 W. Indian School Road
Zoning Classification: C-2
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. This location requires a Use Permit to allow package liquor sales.

The 60-day limit for processing this application is Oct. 17, 2023.

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 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 alcohol. The location will be convenient for the people in neighborhood who may not have access to transportation. Adding the long time experience of the working in convenience store while upholding all the laws and regulations, the store will be a safe, secure and convenience place for the customers to purchase quality beer and wine."

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 - Tres Amigos
Liquor License Map - Tres Amigos

This item was recommended for approval.

13 Liquor License - Special Event - Parents and Teachers at Meadows, Inc

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

Summary

Applicant
Margaret Dodd

Location
5601 N. 16th St.
Council District: 6

Function
Theater Art Performance

Date(s) - Time(s) / Expected Attendance
Nov. 17, 2023 - 5 p.m. to 10:30 p.m. / 904 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

14 Liquor License - Special Event - St. Benedict Roman Catholic Parish

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

Summary

Applicant
Barbie Childs

Location
16035 S. 48th St.
Council District: 6

Function
Festival

Date(s) - Time(s) / Expected Attendance
Oct. 21, 2023 - 5 p.m. to 9 p.m. / 500 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

15 Liquor License - Special Event - St. Joseph Maronite Catholic Church

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

Summary

Applicant
Wissam Akiki

Location
5406 E. Virginia Ave.
Council District: 6

Function
Festival

Date(s) - Time(s) / Expected Attendance
Nov 3, 2023 - 5 p.m. to 10 p.m. / 300 attendees
Nov 4, 2023 - 10 a.m. to 10 p.m. / 500 attendees
Nov 5, 2023 - 11 a.m. to 7 p.m. / 300 attendees

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

16 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
2312 E. Campbell Ave.
Council District: 6

Function
Festival

Date(s) - Time(s) / Expected Attendance
Nov. 11, 2023 - 10 a.m. to 3 p.m. / 2,500 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

17 Liquor License - Ahwatukee Golf Club

Request for a liquor license. Arizona State License Application 06070214.

Summary

Applicant
Derek Crawford, Agent

License Type
Series 6 - Bar

Location
12432 S. 48th St.
Zoning Classification: RE- 35SP
Council District: 6

This request is for an ownership transfer of a liquor license for a golf course. 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, 2023.

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 worked in the Golf Industry for over 40 years in Phoenix and 15 years of service as a General Manager. I have passed both my basic and management liquor training classes and feel very qualified to a hold a liquor license.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“ Approving our liquor license benefits Phoenix neighborhoods, specifically Ahwatukee and those that live in the area. Being able to provide a wonderful golf course, practice area and meeting space to enjoy friend and family is what community and caring is all about.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Ahwatukee Golf Club
Liquor License Map - Ahwatukee Golf Club

This item was recommended for approval.

18 Liquor License - Hampton Inn Phoenix- Biltmore

Request for a liquor license. Arizona State License Application 07070648.

Summary

Applicant
Amy Nations, Agent

License Type
Series 7 - Beer and Wine Bar

Location
2310 E. Highland Ave.

Zoning Classification: C-2 M-R CEPCSP
Council District: 6

This request is for an ownership transfer of a liquor license for a hotel. This location was previously licensed for liquor sales and may currently operate with an interim permit. This location requires a Use Permit to allow a beer and wine bar and outdoor alcohol consumption.

The 60-day limit for processing this application is Oct. 10, 2023.

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

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

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

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

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

“M4 Phoenix Biltmore Tenant LLC is an affiliate of MCR Hotels, a premier hotel management company and the 3rd largest hotel owner-operator in the United States. Our firm, which has offices in New York City, Dallas, Chicago and Richmond, Virginia, has invested in and developed 189 hotel properties operated under 31 brands. Today, we offer more than 25,000 guestrooms in 150 hotels in 33 states and 107 cities.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: “MCR intends to provide guests with the highest level of service and convenience at each of our over 150 hotels. This includes meeting the customers' expectations with high-quality food and beverage options that match the brand standards and franchise requirements of each location.”

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 - Hampton Inn Phoenix - Biltmore
Liquor License Map - Hampton Inn Phoenix - Biltmore

This item was recommended for approval.

19 Liquor License - Sunny's Lounge

Request for a liquor license. Arizona State License Application 06070635.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 6 - Bar

Location

2701 E. Indian School Road
Zoning Classification: C-2
Council District: 6

This request is for an ownership transfer for a bar. This location was previously licensed for liquor sales and may currently operate with an interim permit. This location requires a Use Permit to allow outdoor dining and outdoor alcohol consumption.

The 60-day limit for processing this application is Oct. 16, 2023.

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.

Century Grand (Series 6)
3626 E. Indian School Road, Phoenix
Calls for police service: 3
Liquor license violations: None

Undertow (Series 6)
3150 E. Ray Road, Ste. 184, 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:
"Applicant is committed to upholding the highest standards to maintain compliance with applicable laws. Managers and staff will be trained in the techniques of legal and responsible alcohol sales and service."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"From the creators of Century Grand and Undertow, Sunny's Lounge is a casual, neighborhood gathering place where everyone is welcome, especially those in the hospitality industry. Applicant would like to offer alcoholic beverages to guests 21 and over."

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

Attachments
Liquor License Data - Sunny's Lounge
Liquor License Map - Sunny's Lounge

This item was recommended for approval.

20 Liquor License - Bad Jimmy's

Request for a liquor license. Arizona State License Application 249895.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 12 - Restaurant

Location
108 E. Pierce St.
Zoning Classification: DTC- Evans Churchill West
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 has plans to open in November 2023.

The 60-day limit for processing this application is Oct. 14, 2023.

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.

Quartz Desert Tiki (Series 6)
345 W. Van Buren St., Ste B, Phoenix
Calls for police service: 10
Liquor license violations: None

Ziggy's Pizza (Series 6)
401 W. Van Buren St., Ste B2, Phoenix
Calls for police service: 58
Liquor license violations: None

Night Owl (Series 12)
1645 N. Hayden 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:
"Applicant is committed to upholding the highest standards to maintain compliance with applicable laws. Managers and staff will be trained in the techniques of legal and responsible alcohol sales an service."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Bad Jimmy's has served delicious, custom burgers from a food truck since 2020. As a result of its growing success, the business will open a fixed restaurant downtown this fall and would like to offer alcoholic

beverages to guests 21 and over."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Bad Jimmy's
Liquor License Map - Bad Jimmy's

This item was recommended for approval.

21 Liquor License - Huarachis

Request for a liquor license. Arizona State License Application 251813.

Summary

Applicant
Andrea D. Lewkowitz, Agent

License Type
Series 12 - Restaurant

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

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

The 60-day limit for processing this application is Oct. 10, 2023.

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.

Bacanora (Series 12)
1301 Grand Ave.,Phoenix
Calls for police service: 3
Liquor license violations: None

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

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"From the creator of Bacanora, renowed chef Rene Andrade and

partners are opening Huarachis, which will offer a simple menu of freshly - made Mexican dishes using locally - grown ingredients. Applicant would like to offer alcoholic beverages to guests 21 and over."

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

Attachments
Liquor License Data - Huarachis
Liquor License Map - Huarachis

This item was recommended for approval.

22 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
Kathleen Mase Mengisty

Location
10919 S. Central Ave.
Council District: 8

Function
Festival

Date(s) - Time(s) / Expected Attendance
Nov. 4, 2023 - 12:30 p.m. to 7 p.m. / 1,000 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

23 Liquor License - Special Event - Children's Museum of Phoenix

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

Summary

Applicant
Kelley Ames Fitzsimmons

Location
215 N. 7th St.
Council District: 8

Function
Dance and Exhibits

Date(s) - Time(s) / Expected Attendance
Oct. 14, 2023 - 7 p.m. to 11 p.m. / 800 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

24 Liquor License - Special Event - St. Agnes Roman Catholic Parish Phoenix

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

Summary

Applicant
Bradley Lewis Peterson

Location
1954 N. 24th St.

Council District: 8

Function
Community Event

Date(s) - Time(s) / Expected Attendance
Nov. 11, 2023 - Noon to 9 p.m. / 1,000 attendees
Nov. 12, 2023 - Noon to 9 p.m. / 1,000 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

25 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. 4, 2023 - 11 a.m. to 10:30 p.m. / 1,500 attendees
Nov. 5, 2023 - Noon to 8:30 p.m. / 850 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

26 Liquor License - Hola Cabrito Birria De Chivo

Request for a liquor license. Arizona State License Application 251828.

Summary

Applicant
Juanita Esparza, Agent

License Type
Series 12 - Restaurant

Location
4835 S. 16th St.
Zoning Classification: C-2
Council District: 8

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

The 60-day limit for processing this application is Oct. 6, 2023.

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

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

in the State of Arizona.

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
" The owner of Hola Cabrito Birria De Chivo is committed to upholding the highest standards for it's business practices and employees. Maria D. Lopez has been trained in the techniques of Legal and Responsibility and taken the Title 4 Liquor Law Training course. As owner of the business Maria D. Lopez will oversee all employees and will provide a safe experience for all staff and restaurant patrons."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
" As a family operated business Hola Cabrito wants to provide a safe enjoyable atmosphere and environment for members of the community. The owner (Maria D Lopez) wishes to provide dining with alcoholic beverages at the request of the patron. In addition Ms. Lopez will responsibly adhere to all State, Federal and City laws and will maintain a strict adherence to all security requirements."

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 - Hola Cabrito Birria De Chivo
Liquor License Map - Hola Cabrito Birria De Chivo

This item was recommended for approval.

27 Liquor License - JA Ramen

Request for a liquor license. Arizona State License Application 252781.

Summary

Applicant
Levit Tran, Agent

License Type
Series 12 - Restaurant

Location
5845 W. Baseline Road, Ste. 120
Zoning Classification: C-2
Council District: 8

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This business has plans to open in November 2023.

The 60-day limit for processing this application is Oct.8, 2023.

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 franchise that have a liquor license held in Tucson, we are trained and have experience from our existing business, Pho Bowl."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We want to offer a sit down experience with crafted cocktails. In the groups community of Laveen we'd like to serve alcohol and not intervene with a quite enjoyment of the property by residents."

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 - JA Ramen
Liquor License Map - JA Ramen

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 Vice Mayor Ansari, seconded by Councilwoman Stark, that items 28-90 be approved or adopted, except items 35, 37-38, 45-46, 51, 53, 59, 61, 67, 73, 86-88 and 90; and noting items 82 and 89 are continued to the Nov. 1, 2023 City Council Formal Meeting. The motion carried by the following vote:

Yes: 9 - Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego

No: 0

Items 28-31, Ordinance S-50193 was a request to authorize the City Controller to disburse funds, up to amounts indicated for the purpose of paying vendors, contractors, claimants and others, and providing additional payment authority under certain existing city contracts. This section also requested continuing payment authority, up to amounts indicated below, for the following contracts, contract extensions and/or bids awarded. As indicated below, some items below require payment pursuant to Phoenix City Code section 42-13.

28 Knight-Swift Transportation Holdings, Inc.

For $50,000 in payment authority to purchase temporary freezer and refrigeration temperature-controlled storage services for the Phoenix Police Department's Property Management Unit (PPD-PMU). The Police Department's evidentiary freezer and refrigeration evidence storage was damaged and had to be emptied for emergency repairs. These containers hold all biological and blood evidence for the Police Department for criminal and civil investigations. Swift Transportation Company's storage trailers have been extensively vetted and comply with the required regulations for the temporary storage of evidentiary material. These services are critical in maintaining the integrity of the evidentiary materials previously stored in the damaged evidentiary freezer and refrigeration storage. The funds for this request are budgeted through the Police Department's operating budget for Fiscal Year 2023-24.

This item was adopted.

29 Standard Coating Company, LLC

For $147,763.98 in payment authority for specialty art services for the

Phoenix Office of Arts and Culture. The City has nine public art structures and canopies titled Shadow Play, located on Roosevelt Street between 1st and 4th streets. The art piece provides individual shade structures with seating and was installed in 2015. Due to excessive heat and environmental elements, the structures are in need of refurbishment and require specialty public art painting services. Standard Coating is a division of the company that originally coated the existing outdoor elements.

This item was adopted.

30 Combs Construction Company, Inc.

For $57,000 in additional payment authority for Contract 156353, Change Order 1 (Project ST85100339), 35th Avenue and Harrison Street Union Pacific Railroad (UPRR) crossing for the Street Transportation Department. In conjunction with the improvements on the project, UPRR completed upgrades to the track after the contractor completed their civil work. Due to the sequence, after the track was completed, additional repairs to the adjacent curb and sidewalk were needed which were not initially anticipated. This change order is needed to compensate the contractor for the additional work and costs associated with the project.

This item was adopted.

31 Settlement of Claim(s) The Romeril Family Trust 2008 v. City of Phoenix

To make payment of up to $56,400 in settlement of claim(s) in *The Romeril Family Trust 2008 v. City of Phoenix,* 21-1079-005, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Water Services Department that occurred on June 1, 2022.

This item was adopted.

32 Acceptance and Dedication of Deeds and Easements for Roadway, Public Utility and Sidewalk Purposes (Ordinance S-50206)

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

Summary

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

Deed (a)
Applicant: Tabarka Properties, LLC, its successor and assigns
Purpose: Roadway
Location: 21152 N. 22nd St.
File: FN 230052
Council District: 2

Easement (b)
Applicant: Gama International Operating, LLC, its successor and assigns
Purpose: Public Utility
Location: 3202 and 3208 W. Indian School Road; 4116 N. 32nd Ave.
File: FN 230059
Council District: 4

Easement (c)
Applicant: ENCRH Partnership, LP, its successor and assigns
Purpose: Sidewalk
Location: 3375 E. Shea Blvd.
File: FN 230075
Council District: 3

Deed (d)
Applicant: Valk Properties V, LLC, its successor and assigns
Purpose: Roadway
Location: 11520 W. Indian School Road
File: FN 230049
Council District: 5

Easement (e)
Applicant: 5301 East Thomas RD, LLC, its successor and assigns
Purpose: Sidewalk
Location: 5301 E. Thomas Road
File: FN 230019
Council District: 6

Easement (f)
Applicant: ACP 3302, LLC, its successor and assigns
Purpose: Sidewalk
Location: 3302 W. Washington St.
File: FN 230073
Council District: 7

Deed (g)
Applicant: MP Phoenix 27 QOZB, LLC, its successor and assigns
Purpose: Roadway
Location: 1441 S. 27th Ave.
File: FN 230032
Council District: 7

Easement (h)
Applicant: MP Phoenix 27 QOZB, LLC, its successor and assigns
Purpose: Sidewalk
Location: 1441 S. 27th Ave.
File: FN 230032
Council District: 7

This item was adopted.

33 Acceptance of Easements for Drainage Purposes (Ordinance S-50208)

Request for the City Council to accept easements for drainage 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: Southwest R & B Trust dated October 1, 2004, its successor and assigns
Purpose: Drainage

Location: 2965 W. Pinnacle Vista Drive
File: FN 230068
Council District: 1

Easement (b)
Applicant: The J Peterson Family Trust dated December 26, 2014, its successor and assigns
Purpose: Drainage
Location: 2310 E. Charlene Place
File: FN 230074
Council District: 2

Easement (c)
Applicant: Valk Properties V, LLC, its successor and assigns
Purpose: Drainage
Location: 11520 W. Indian School Road
File: FN 230049
Council District: 5

Easement (d)
Applicant: Cobb 2009A Trust dated July 1, 2009, its successor and assigns
Purpose: Drainage
Location: 2617 S. 83rd Ave.
File: FN 230071
Council District: 7

Easement (e)
Applicant: MP Phoenix 27 QOZB, LLC, its successor and assigns
Purpose: Drainage
Location: 1441 S. 27th Ave.
File: FN 230032
Council District: 7

This item was adopted.

34 Acquisition of Easements for Drainage Mitigation along 23rd Avenue between Indian School Road and Glenrosa Avenue

(Ordinance S-50202)

Request to authorize the City Manager, or his designee, to acquire easements required by donation, purchase within the City's appraised value, or by the power of eminent domain for drainage mitigation along 23rd Avenue between Indian School Road and Glenrosa Avenue. Additionally, request to authorize the City Controller to disburse all funds related to this item.

Summary
The acquisition of easements is required for the installation of catch basins for drainage mitigation along 23rd Avenue between Indian School Road and Glenrosa Avenue. The parcels affected by this project are identified in **Attachment A**.

Financial Impact
Funding is available in the Street Transportation Department's Capital Improvement Plan (CIP) budget, using American Rescue Plan Act (ARPA) funds.

Location
Along 23rd Avenue between Indian School Road and Glenrosa Avenue
Council District: 4

This item was adopted.

36 Real Estate and Brokerage Services for Citywide Projects - Amendment (Ordinance S-50222)

Request to authorize the City Manager, or his designee, to execute amendments to Contracts 146143 with Berry Realty & Associates; 146148 with Colliers International AZ, LLC; 146145 with Colton Realty LTD, dba Colton Commercial; 146144 with Cushman & Wakefield, 146142 with Helix Properties, LLC, 146141 with Jones Lang Lasalle, 146146 with Tina Waggoner Real Estate Services, 146147 with R.O.I. Properties, and 146149 with West USA Commercial Services to extend the contract terms. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

These contracts provide the Finance Department Real Estate Division with a Qualified Vendor List (QVL) for Real Estate Sales and Brokerage Services with real estate salespersons and brokers necessary for the completion of sales, leasing, and disposition of City-owned property. Assignments will be entered into in on as-needed basis under a separate engagement letter based on required qualifications specific to each property. With approval of this request, contracts with the following firms will be extended.

Contract Term

Upon approval the contracts will be extended through Oct. 10, 2024.

Financial Impact

The contracts are revenue generating. The firms will be compensated from the proceeds of the sale of excess City-owned real property.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

Real Estate and Brokerage Services for Citywide Projects, Contracts 146143, 146148, 146145, 146144, 146142, 146141, 146146, 146147, 146149; Ordinance S-43936 on Oct. 4, 2017;

Real Estate and Brokerage Services for Citywide Projects, Contracts 146143, 146148, 146145, 146144, 146142, 146141, 146146, 146147, 146149; Ordinance S-49003 on Sept. 21, 2022.

This item was adopted.

39 Ice and Ice Storage - IFB 18-319 - Amendment (Ordinance S-50230)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 148623 with Reddy Ice Corporation to extend contract term and add additional expenditures. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $700,000.

Summary

This contract will provide ice and ice storage which is used daily by the City for consumption, cooling of medications, and to help prevent

heat-related illnesses for police officers, firefighters, and other City employees and residents. Ice and ice storage is also used at public gatherings, political events, marches or walks, and City-funded public events. This contract is utilized Citywide and is critical to the safety and health of the City's employees and residents by helping prevent heat-related issues, especially during the city's hotter months of the year. Additional funds are needed for and throughout the extension period.

Contract Term
Upon approval the contract will be extended through Oct. 31, 2024 with an option to extend through Oct. 31, 2025.

Financial Impact
Upon approval of $700,000 in additional funds, the revised aggregate value of the contract will not exceed $2,300,000. Funds are available in various department budgets.

Concurrence/Previous Council Action
The City Council previously reviewed this request:
Ice and Ice Storage Contract 148263 Ordinance S-45066 on Oct. 17, 2018;
Ice and Ice Storage Contract 148263 Ordinance S-49939-F Aug. 17, 2023;

This item was adopted.

40 Amendments to Classification Plan (Ordinance S-5815) in Accordance with Human Resources Committee 619 Recommendations - Request to Reclassify Filled Positions (Ordinance S-50233)

The following amendment to the Classification Plan (Ordinance S-5815) is proposed in accordance with the recommendation of Human Resources Committee 619, effective upon City Council approval. The proposal will also require modifications to the City's Pay Ordinance (S-49802), which will be processed under a separate ordinance.

Reclassify the filled position of Executive Assistant to the City Manager (NC), Position: 00007051, Job Code: 06090, Salary Plan: 018,

Grade/Range: 908 ($147,867 - $192,234/annual), Labor Unit Code: 008, Benefit Category: 010, EEO-4 Category: Officials and Administrators, FLSA Status: Exempt to Municipal Court Executive Officer, Job Code: 10620.

Reclassify the filled position of Assistant to the City Manager (NC), Position: 00098444, Job Code: 06110, Salary Plan: 018, Grade/Range: 904 ($112,528 - $157,560/annual), Labor Unit Code: 008, Benefit Category: 010, EEO-4 Category: Officials and Administrators, FLSA Status: Exempt to Special Assistant to City Manager (NC), Job Code: 06060, Grade/Range: 906 ($134,430 - $174,762/annual).

Summary

The Classification and Compensation study was implemented rapidly to address a systemic staffing and labor market crisis throughout the City. Adjustments to grade and salary ranges are necessary as the City adapts to the new pay structures that took effect on Aug. 7, 2023. These recommendations balance internal alignment with external market focus. As a result of the changes made during the Classification and Compensation study, we request that the filled positions listed above be reclassified to classifications more appropriate to the duties and responsibilities of the current incumbents.

Financial Impact

There is no budgetary impact associated with these actions.

Concurrence/Previous Council Action

The Human Resources Committee 619 reviewed and recommended these modifications for approval on Sept. 19, 2023.

This item was adopted.

41 Amendments to Pay Ordinance (S-49802) in Accordance with Human Resources Committee 619 Recommendations - Request to Reclassify Filled Positions (Ordinance S-50232)

The following amendment to the Pay Ordinance (S-49802) is proposed in accordance with the recommendation of Human Resources Committee

619, effective upon council approval. The proposal will also require modifications to the City's Classification Plan (Ordinance S-5815), which will be processed under a separate ordinance.

Reclassify the filled position of Executive Assistant to the City Manager (NC), Position: 00007051, Job Code: 06090, Salary Plan: 018, Grade/Range: 908 ($147,867 - $192,234/annual), Labor Unit Code: 008, Benefit Category: 010, EEO-4 Category: Officials and Administrators, FLSA Status: Exempt to Municipal Court Executive Officer, Job Code: 10620.

Reclassify the filled position of Assistant to the City Manager (NC), Position: 00098444, Job Code: 06110, Salary Plan: 018, Grade/Range: 904 ($112,528 - $157,560/annual), Labor Unit Code: 008, Benefit Category: 010, EEO-4 Category: Officials and Administrators, FLSA Status: Exempt to Special Assistant to City Manager (NC), Job Code: 06060, Grade/Range: 906 ($134,430 - $174,762/annual).

Summary
The Classification and Compensation study was implemented rapidly to address a systemic staffing and labor market crisis throughout the City. Adjustments to grade and salary ranges are necessary as the City adapts to the new pay structures that took effect on Aug. 7, 2023. These recommendations balance internal alignment with external market focus. As a result of the changes made during the Classification and Compensation study, we request that the filled positions listed above be reclassified to classifications more appropriate to the duties and responsibilities of the current incumbents.

Financial Impact
There is no budgetary impact associated with these actions.

Concurrence/Previous Council Action
The Human Resources Committee 619 reviewed and recommended these modifications for approval on Sept. 19, 2023.

This item was adopted.

42 Transfer of Retirement Funds to Arizona State Retirement System (Ordinance S-50211)

Request to authorize the City Manager, or his designee, to transfer retirement funds for Colleen Murray in the amount of $20,788.92 to the Arizona State Retirement System. Further request to authorize the City Controller to disburse the funds.

Summary
Pursuant to Arizona Revised Statutes, sections 38-730 and 38-922, retirement service credits for former members of the City of Phoenix Employees' Retirement System (COPERS) may be transferred to the Arizona State Retirement System upon approval by the City Council. The following former City of Phoenix employee has requested transfer of the balance of her credited service:

Murray, Colleen: $20,788.92

Concurrence/Previous Council Action
This item was approved by the COPERS Board at the Sept. 7, 2023, meeting.

This item was adopted.

43 Transfer of Retirement Funds to Arizona State Retirement System (Ordinance S-50212)

Request to authorize the City Manager, or his designee, to transfer retirement funds for Whitney Juszczak in the amount of $44,160.27 to the Arizona State Retirement System. Further request to authorize the City Controller to disburse the funds.

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

balance of her credited service:

Juszczak, Whitney: $44,160.27

Concurrence/Previous Council Action
This item was approved by the COPERS Board at the Sept. 7, 2023, meeting.

This item was adopted.

44 Transfer of Retirement Funds to Arizona State Retirement System (Ordinance S-50213)

Request to authorize the City Manager, or his designee, to transfer retirement funds for Felix Durazo in the amount of $11,094.69 to the Arizona State Retirement System. Further request to authorize the City Controller to disburse the funds.

Summary
Pursuant to Arizona Revised Statutes, sections 38-730 and 38-922, retirement service credits for former members of the City of Phoenix Employees' Retirement System (COPERS) may be transferred to the Arizona State Retirement System upon approval by the City Council. The following former City of Phoenix employee has requested transfer of the balance of his credited service:

Durazo, Felix: $11,094.69

Concurrence/Previous Council Action
This item was approved by the COPERS Board at the Sept. 7, 2023, meeting.

This item was adopted.

47 Authorization to Extend Ordinance with A.T. Still University of Health Sciences for CarePLaCe Program (Ordinance S-50214)

Request to authorize the City Manager, or his designee, to extend Contract 158836 with A.T. Still University of Health Sciences - CarePLaCe Program for supportive services for individuals caring for

loved ones affected by dementia and other related conditions. Further request to authorize the City Controller to disburse all funds related to this item for the life of the contract. The requested contract extension will run through Dec. 31, 2024. Funding is available from the City's allocation of the American Rescue Plan Act (ARPA) received from the federal government and is part of the Memory Cafe Program of the strategic plan.

Summary

In April 2020, Phoenix became the largest city in the nation to be designated a Dementia Friendly City. Dementia friendly cities foster the ability of individuals living with dementia to remain, thrive, and feel part of the community in which they live. During the COVID-19 pandemic, individuals living with dementia and their caregivers were disproportionately impacted as they lost access to resources, supportive services, in-person programs, and recreational activities. Caregivers also lacked opportunities to learn self-care strategies and to build their own support systems resulting in chronic conditions, depressive symptoms, and mental health concerns. Through the Memory Cafe Program, the CarePLaCe Program continues to enhance services for caregivers by expanding their capabilities and better equipping them with tools needed to best meet the needs of individuals living with dementia and other related conditions.

Supportive services include, but are not limited to: intake and assessments; home evaluations; care plan development; educational modules; classes for caregivers; and follow-up services which will assist in mitigating the impacts of the pandemic by improving the quality of life and care for individuals living with dementia and their caregivers. The extension will allow for the continuation of program operations through Dec. 31, 2024.

Contract Term

The contract extension will begin on Jan. 1, 2024, and run through Dec. 31, 2024.

Financial Impact

The total value of the contract is unchanged and will not exceed

$400,000. There is no impact to the General Fund. Funding is available through the City's ARPA allocation.

Concurrence/Previous Council Action
The City Council approved Contract 158836 (Ordinance S-49209) on Dec. 7, 2022.

This item was adopted.

48 Safety Data Sheets Management System Contract RFP 23-0069 - Request for Award (Ordinance S-50210)

Request to authorize the City Manager, or his designee, to enter into a contract with Kelleher, Helmrich & Associates, Inc. (KHA, Inc.) to provide a Safety Data Sheet (SDS) Management System and services for the Office of Environmental Programs (OEP). Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $125,000.

Summary
This contract will provide a cloud-based SDS Management system solution that will ensure compliance with requirements set forth by the Occupational Safety and Health Administration's (OSHA) Hazard Communication Standards and streamline and enhance the OEP's ability to manage SDS-related data effectively. This solution is essential as it directly contributes to the OEP's commitment to workplace safety, regulatory compliance and efficient data management, ultimately safeguarding the well-being of City employees. In addition, this contract encompasses ongoing maintenance and support services to guarantee the continued reliability and optimal performance.

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

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

One vendor submitted a proposal deemed responsive and responsible.

An evaluation committee of City staff evaluated those offers based on the following criteria with a maximum possible point total of 1000:

Capability (300 points)
Method of Approach (250 points)
References (200 points)
Experience (150 points)
Price (100 points)

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

KHA, Inc. - 792 points

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

Financial Impact
The aggregate contract value will not exceed $125,000. Funding is available in the OEP's budget.

This item was adopted.

49 Apply for U.S. Forest Service Urban and Community Forestry Grant Opportunity for Federal Fiscal Year 2022-23 - Inflation Reduction Act Funding (Ordinance S-50231)

Request to retroactively authorize the City Manager, or his designee, to apply for, accept and enter into an agreement for disbursement of Federal funding from the U.S. Department of Agriculture’s U.S. Forest Service (USDA/USFS) through the Federal Fiscal Year 2022-23 Urban and Community Forestry Program grant opportunity. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. Funding is available through the Inflation Reduction Act. The total grant funds received will not exceed $10 million, and the City would not be required to provide a local match.

Summary

The City of Phoenix Office of Heat Response and Mitigation is leading the efforts of the hottest large city in the United States to fight the growing hazard of urban heat. A central component of those efforts is increasing the City's urban tree canopy to meet goals articulated in the Tree and Shade Master Plan, Climate Action Plan and General Plan. The City has also pledged to achieve Tree Equity, recognizing that all neighborhoods deserve access to the benefits of urban trees.

The Urban and Community Forestry grant is a new funding program under the Inflation Reduction Act and the grant submittal deadline was June 4, 2023.

The Urban and Community Forestry grant is a covered program under the federal government's Justice40 Initiative established through Executive Order 13985. The Urban and Community Forestry grant aims to advance the mission of Justice40 and prioritizes investments to organizations supporting disadvantaged communities with low tree canopy cover.

The Office of Heat Response and Mitigation submitted an application that included requests for funding to accelerate tree planting initiatives in underserved communities and for funding to develop new training programs for community members seeking to build skills in urban forestry. The narrow time window in which the funding opportunity was open impacted staff's ability to request authorization ahead of the grant submittal deadline and the funding request will be withdrawn if not approved by City Council.

On Sept. 14, 2023, USDA/USFS announced that the City of Phoenix will be awarded $10 million. The award is the largest in the State of Arizona and one of the largest awards to any municipality in the United States.

Financial Impact

The estimated total cost for the project is approximately $10 million. The maximum Federal participation rate is 100 percent, with a minimum local match of zero percent of the total eligible project cost. If accepted, the Federal match would not exceed $10 million and the City’s costs would be approximately $0 for the local match.

There is no anticipated impact to the General Fund. Grant funding received is available through the Inflation Reduction Act from USDA/USFS through the Federal Fiscal Year 2022-23 Urban and Community Forestry grant opportunity.

This item was adopted.

50 Aquatic Venue, Splash Pad and Commercial Swimming Pool Repair Services Contract - PKS RFQu 24-0019 Request for Award (Ordinance S-50195)

Request to authorize the City Manager, or his designee, to enter into a contract with Shasta Industries, Inc. to provide aquatic venue, splash pad and commercial swimming pool repair services for the Parks and Recreation Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $500,000.

Summary

This contract will provide a wide variety of repair and maintenance services, as needed, to ensure proper operations at current aquatic venues that include both splash pads and commercial swimming pools throughout the City. These facilities are heavily utilized by residents of Phoenix during the summer months and these contracts will ensure that the department can repair and maintain the equipment at these facilities to enhance and support the quality of the equipment and the customer experience.

Procurement Information

A Request for Qualifications procurement was processed in accordance with Administrative Regulation 3.10 to establish a Qualified Vendor List (QVL).

One Offeror submitted qualifications and were deemed to be responsive and responsible. The Parks and Recreation Department evaluated the offer and recommends award to:

Shasta Industries, Inc.

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

Financial Impact
The aggregate contract value will not exceed $500,000.

Funding is available in the Parks and Recreation Department budget.

This item was adopted.

52 Authorization to Enter into a Development Agreement with Exact Sciences Corp. (Ordinance S-50198)

Request to authorize the City Manager, or his designee, to enter into a development agreement (Agreement), and to execute any other agreements, instruments or documents necessary with Exact Sciences Corp., for the installation of public infrastructure improvements and a performance-based job creation reimbursement. Further request to authorize the City Controller to disburse funds under the terms of the agreement.

Summary
Exact Sciences Corp. was founded in 1995 and is headquartered in Madison, Wis. It is a leading provider of cancer screening and diagnostics, building from the success of its widely known products Cologuard and Oncotype tests. The company is investing in its pipeline to develop innovative solutions for use before, during and after a cancer diagnosis. The company expanded to Phoenix following acquisitions and licensing of companies and technologies that originated from the Translational Genomics Research Institute (TGen), part of City of Hope, and the International Genomics Consortium (IGC), original founding companies on the City of Phoenix's Phoenix Bioscience Core campus. Exact Sciences is seeing success and continually expanding its Phoenix footprint. The company now employs more than 190 people in Phoenix. It seeks to significantly expand by creating a 250,000 square-foot center of excellence at Phoenix Sky Harbor Center to further its mission to reduce cancer deaths via earlier cancer detection, and informing smarter, precise treatments.

Exact Sciences, who will be a sub lessee of Chicanos Por La Causa on land within the Phoenix Sky Harbor Center, proposed expansion will result in more than 800 newly created jobs at this location. A third-party economic analysis indicates a 10-year direct-revenue benefit to the City of more than $21.5 million. The City recognizes the resulting substantial economic impacts to the City and region from Exact Sciences' expansion efforts. To remain competitive on a national level, and ensure these quality positions are retained and created in Phoenix, staff is recommending entering into Agreements for the creation of this new, state-of-the-art center of excellence for Exact Sciences to expand its advancement of earlier detection and more precise treatments for cancer patients. The proposed terms of an Agreement are as follows:

Exact Sciences will expand to create a new center of excellence within the City of Phoenix, in a newly constructed lab, office and warehouse building of approximately 250,000 square feet, at the northeast corner of Sky Harbor Circle North and Buckeye Road (Site).

Exact Sciences intends to retain approximately 190 jobs and create an estimated 800 additional net new jobs for its future center of excellence. The City realizes up to 800 new jobs is a program model estimate and the Agreement is not contingent upon the exact job creation.

The City will offer a performance-based job creation reimbursement through the Strategic Economic Development Fund. The City will provide $2,000 to Exact Sciences, in arrears for each net new high-wage job created and located at, reporting to or taking oversight from the Site. Certain other terms and conditions will be outlined and captured in the Agreement. The total reimbursement amount will not exceed $1.6 million over the term.

Entering into the Agreement and participation in the job creation fund does not preclude Exact Sciences from working with the City’s Workforce Innovation and Opportunity Act (WIOA) Program or any other local and/or state program.

Exact Sciences will be subleasing approximately 17 acres of the 35-acre Sky Harbor Center at Phoenix Sky Harbor International Airport. The Exact Sciences expansion will cause the construction of 250,000 square foot

facility with lab, office, manufacturing and warehouse space. To accommodate for this growth, Exact Sciences will construct the additional public infrastructure improvements and the City will reimburse Exact Sciences a maximum of $5 million (Reimbursement Cap) from eligible revenue generated through Transaction Privilege Tax (TPT) generated from the Site. Examples of the expected TPT revenue generation on the site include construction, leasing and retail activities. The reimbursement will take place upon completion of construction, the City's acceptance of the public infrastructure improvements, and the dedication of any necessary public easements and improvements to the City. The public infrastructure improvements include water and wastewater infrastructure, any needed street improvements, traffic signal(s), streetlights, pedestrian amenities, landscaping and sidewalks.

Exact Sciences will privately finance and construct the public improvements.

Exact Sciences must comply with Title 34 of the Arizona Revised Statutes in constructing the improvements to qualify for reimbursement; the specifics and cost of the improvements must be pre-approved by the City to qualify for reimbursement.

Reimbursement will be paid on an annual basis, in arrears, from the following sources during the term: 100 percent of the City's eligible General Fund portion of the TPT.

The maximum reimbursement amount for the public infrastructure improvements, as they relate to the project, will not exceed $5 million.

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

The term will begin upon commencement of the first phase of the improvements, as made evident by the issuance of required permits (Construction Commencement Date) and continue for a period not to exceed 10 years or upon the date Developer has received reimbursements totaling the Reimbursement Cap, whichever is less.

The Agreement, and any other agreements as necessary, will include other terms and conditions as deemed necessary by the City.

Contract Term

The term of the Agreement will be approximately 10 years from completion of the building, with performance requirements of 10 years

for employee job creation and public improvements.

Financial Impact

The City's financial impact will be the reimbursement of the eligible General Fund share of the TPT generated from the Site over 10 years with a maximum of $5 million in payments. The $1.6 million for job creation reimbursement funding will be from the Strategic Economic Development Fund. Financial terms of the Agreement will be provided to the Budget and Research and Finance departments for review prior to execution of the Agreements.

Location

Sky Harbor Center, Northeast corner of Sky Harbor Circle North and Buckeye Road.
Council District: 8

This item was adopted.

54 Adoption of a Resolution Approving the Issuance of Multifamily Housing Revenue Bonds (Residences at Falcon Park Project), Series 2023, For Purposes of Section 147(F) of the Internal Revenue Code of 1986, As Amended (Resolution 22156)

Requests City Council adoption of a resolution approving the issuance of Multifamily Housing Revenue Bonds (Residences at Falcon Park Project), Series 2023, to be issued in one or more tax-exempt and/or taxable series in an aggregate principal amount not to exceed $30,000,000 following a public hearing held on Sept. 29, 2023, solely for the purposes of complying with Section 147(f) of the Internal Revenue Code, as amended (the “Code”).

Summary

On Aug. 31, 2022, the City Council adopted Resolution 22060 granting approval of the proceedings under which The Industrial Development Authority of the City of Phoenix, Arizona (the “Phoenix IDA”) had resolved to issue up to $30,000,000 of Multifamily Housing Revenue Bonds (the “Revenue Bonds”) as required by Arizona Revised Statues (A.R.S.) 35-721(B). The proceeds from the sale of the Revenue Bonds are to be used by Falcon Park, LLC (the “Borrower”), an Arizona limited liability company, to:

a.) finance or refinance, as applicable, acquisition, construction, improvement, equipping and/or operation of a multifamily residential rental housing community to be comprised of 192 units in Phoenix, Arizona, and;
b.) pay certain costs related to the issuance of the Revenue Bonds.

Resolution 22060 also approved the plan of financing for the project and the issuance of the Revenue Bonds following a public hearing as required by Section 147(f) of the Code. For such purpose, the City Council's original approval was valid until Aug. 31, 2023, however, market conditions led to financing delays such that the Bonds were not able to be issued by said date.

Because the previous public hearing and approval has "expired" for purposes of Section 147(f) of the Code, a public hearing was held on Sept. 29, 2022, and a new approval of the plan of financing and issuance of the Revenue Bonds is requested by adoption of a resolution, which will allow the Revenue Bonds to be issued on a tax-exempt basis on or before Oct. 4, 2024.

Concurrence/Previous Council Action
The Phoenix IDA Board previously resolved to issue the Revenue Bonds at its meeting held on Sept. 21, 2023. For purposes of providing the previous approval required by Arizona Revised Statutes 35-721(B) and Section 147(f) of the Code, the City Council adopted Resolution 22060 on Aug. 31, 2022, which approval has expired.

Location
1220 N 34th Ave.
Council District: 4

This item was adopted.

55 Fire Department Computer-Aided Dispatch Transition Consultant Contract Extension (Ordinance S-50194)

Request authorization for the City Manager, or his designee, to amend Contract 150860 for the Fire Department's computer-aided dispatch (CAD) transition consultant to extend the contract term and allow

additional expenditures. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $245,000.

Summary
The Phoenix Fire Department is currently under contract with Ronald C. Burch to provide computer-aided dispatch (CAD) transition consulting services to oversee and manage the existing legacy CAD system while staff implements a new, regional CAD system.

In June 2023, a contract amendment was finalized that extended the implementation timeline of the new CAD Modernization Project. The CAD Modernization Project is an ongoing effort to upgrade the current legacy CAD system that Ronald C. Burch supports.

The extended implementation timeline of the CAD Modernization Project requires that the services currently being provided by Ronald C. Burch be extended through the end of the current CAD system’s live operations.

In order to support the contract extension, additional expenditures of $245,000 are necessary to continue to fund this contract for the remaining year.

Contract Term
Upon approval, Contract 150860 will be extended for one additional year through Sept. 28, 2025.

Financial Impact
Upon approval of the $245,000 in additional funds, the revised aggregate value of the contract will not exceed $1,120,000. Funds are available in the Fire Department's Capital Improvement Program budget.

This item was adopted.

56 Fiscal Year 2023 Edward Byrne Memorial Justice Assistance Grant (Ordinance S-50225)

Request retroactive authorization for the City Manager, or his designee, to allow the Police Department to apply for, accept and enter into an

agreement with the Bureau of Justice Assistance and Intergovernmental Agreements with Maricopa County and the City of Mesa for the 2023 Edward Byrne Memorial Justice Assistance Grant (JAG) in an amount not to exceed $1,390,083. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary

The City has received funding through this grant program for the past several years. The Police Department was informed of the availability of these funds on June 30, 2023. The Police Department will manage this grant, which will involve administering the funding to the eligible local agencies, programmatic and financial reporting, as well as initiating the intergovernmental agreements associated with the grant awards.

The 2023 JAG grant application was submitted by the Police Department on behalf of the City of Phoenix and eligible partnering agencies. It is proposed the City of Phoenix will receive $1,099,653, Maricopa County will receive $113,332 and the City of Mesa will receive $177,098 for a total award of $1,390,083.

The proposed budgetary allocations for the City of Phoenix includes $213,348 to the Parks and Recreation Department for Project BRAVE (Bringing Reality About Violence Education). Project BRAVE is a violence prevention and education program that was created with the goal of decreasing violence in our community through awareness and leadership training activities. The project provides comprehensive workshops held at various sites, non-profit agencies and after school programs.

Police staff propose to use the remaining grant award amount of $886,305 to assist the Police Department in its efforts to attract and hire qualified employees and provide essential equipment to police units to ensure officer and public safety. The remaining grant funds will be used to purchase new polygraph equipment (polygraphs are a requirement for all police officer applicants), crisis entry and clearing tools, victim/suspect interviewing equipment, and generators to ensure proper functioning of driving under the influence vans while operational.

The grant application was submitted on Aug. 31, 2023. If authorization is denied, the grant application will be rescinded.

Contract Term
The contract term is Oct. 1, 2023 through Sept. 30, 2027.

Financial Impact
No matching funds are required.

This item was adopted.

57 Fiscal Year 2023 Internet Crimes Against Children Task Force Program (Ordinance S-50226)

Request retroactive authorization for the City Manager, or his designee, to allow the Police Department to apply for, accept and enter into an agreement with the Office of Juvenile Justice and Delinquency Prevention for the 2023 Internet Crimes Against Children (ICAC) Task Force Program for an amount not to exceed $573,699. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary
The Phoenix Police Department commands the Arizona ICAC Task Force and has received funding through this source annually for the past several years. The goal of the task force is to improve effectiveness to prevent, interdict, investigate and prosecute internet crimes against children and child exploitation. The Arizona ICAC Task Force is partnered with 56 law enforcement agencies statewide. Since 2006, the Arizona ICAC Task Force has conducted more than 45,000 investigations resulting in the incarceration of hundreds of offenders and provided preventative training presentations to children, parents, and community groups to educate them on how to protect children from internet crimes.

If awarded, grant funds will be used to continue reimbursing the City for the salary and fringe benefits for one sergeant position, overtime and related fringe benefits for various task force personnel, supplies, travel,

training, equipment, and contracts/consultants to support the task force investigations. Funds are also shared statewide through a program that assists agencies throughout Arizona to purchase equipment and attend training.

The grant application was due on Sept. 11, 2023. If authorization is denied, the grant application will be rescinded.

Contract Term
The contract term is from Oct. 1, 2023 through Sept. 30, 2024.

Financial Impact
No matching funds are required. Cost to the City would be in-kind resources only.

This item was adopted.

58 Airport Consulting Services Contract AVN RFP 23-041 Request for Award (Ordinance S-50199)

Request to authorize the City Manager, or his designee, to execute a contract with LeighFisher Inc. to provide airport consulting services for the Aviation Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will be up to $6 million.

Summary
The contract will provide airport consulting services for Phoenix Sky Harbor International Airport, Phoenix Deer Valley Airport, and Phoenix Goodyear Airport. The services provided will include bond feasibility services, rate and charge analyses, and provide support for financial and other business-related reports.

Procurement Information
In accordance with City of Phoenix Administrative Regulation 3.10, a Request for Proposal procurement was issued and four proposals were deemed responsive.

City staff evaluated the proposals based on the following criteria with a

maximum possible point total of 1,000 points:

Method of Approach (0-300 points)
Qualifications and Experience of Firm (0-275 points)
Qualifications and Experience of Team Lead (0-225 points)
Fee Schedule (0-200 points)

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

LeighFisher Inc., 925 points

Contract Term
The five-year term of the contract will begin on or about Nov. 1, 2023, with no options to extend.

Financial Impact
The contract value will be up to $6 million.

Funding is available in the in the Aviation Department's budget.

Concurrence/Previous Council Action
The Business and Development Subcommittee recommended approval of the item on Aug. 3, 2023, by a vote of 2-0.
The Phoenix Aviation Advisory Board recommended approval of the item on Aug. 17, 2023, by a vote of 7-0.
The Transportation, Infrastructure, and Planning Subcommittee recommended approval of the item on Sept. 20, 2023, by a vote of 3-0.

Location
Phoenix Sky Harbor International Airport: 2485 E. Buckeye Road
Phoenix Deer Valley Airport: 702 W. Deer Valley Road
Phoenix Goodyear Airport: 1658 S. Litchfield Road, Goodyear, Ariz.
Council Districts: 1, 8 and Out of City

This item was adopted.

60 **Security Badging Identity Management System Contract - RFA 24-0043 Request for Award (Ordinance S-50221)**

Request to authorize the City Manager, or his designee, to execute a new contract with HID Global Corporation (HID Global) to provide Security Badging Identity Management System (IDMS) maintenance and support services for the Aviation Department. Further request to execute an amendment to Contract 148324 with HID Global Corporation to extend the contract term on a month-to-month basis or until a new contract is executed, whichever occurs first, and authorize additional expenditures up to $214,755. Additionally request to authorize the City Controller to disburse all funds related to this item. The total value of the new contract will not exceed $2,610,893.

Summary

The new contract will provide ongoing technical support and maintenance for the Aviation's IDMS. The IDMS is used to manage security badging and credentials for approximately 1,000 companies and more than 25,000 employees that work and do business at Phoenix Sky Harbor International Airport. The IDMS is used by Aviation's Security Badging Office to ensure background verification and security checks such as security threat assessments and criminal history record checks are conducted in compliance with federal law. The IDMS is also used to issue badges to employees, and it securely integrates with the access control and alarm monitoring system to control user access to all restricted areas of the airport. HID Global provides ongoing technical support and maintenance for the IDMS.

HID Global is the only vendor authorized to provide maintenance and support services for its IDMS. The new contract will ensure ongoing maintenance and support of this critical security system. Inability to contract with HID Global will result in the current system being unsupported, thereby exposing Aviation to significant operational, security, regulatory, and financial risk. Because the new contract will start on or around Jan. 1, 2024, extending the current contract on a month-to-month basis until then will also ensure there is no lapse in service.

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

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on special circumstances without competition. In the past two years, Aviation issued two Requests For Proposal to solicit a new IDMS. However, both procurements were unsuccessful given limited competition for this technology solution. Because of these circumstances, Aviation is requesting to enter into a new contract with HID Global to ensure ongoing support for this system. Aviation and HID Global have reached agreement on the key business terms and conditions for the new contract, which is anticipated to take effect on or about Jan. 1, 2024. Aviation further requests to extend the current contract on a month-to-month basis or until the new contract has been executed, whichever occurs first, to prevent any lapse in support between contracts and to allow staff to finalize remaining contract details.

Contract Term

Upon approval, Contract 148324 will be extended on a month-to-month basis until the new contract has been executed. The new contract is anticipated to begin on or about Jan. 1, 2024, for an initial two-year term with three one-year options for a total five-year term if all options are exercised.

Financial Impact

The total contract value for the new contract will not exceed $2,610,893 for the five-year contract term. Upon approval of $214,755 in additional funds for Contract 148324, the revised value of the current contract will be up to $2,545,535.

Funding is available in the Aviation Department Operating Budget.

Concurrence/Previous Council Action

The City Council previously reviewed this request:
Operations Security Portal Parts and Services Contract 148324 (Ordinance S-44701) on June 6, 2018.

Operations Security Portal Parts and Services Contract 148324 Amendment (Ordinance S-49761) on May 31, 2023.

Location
Phoenix Sky Harbor International Airport - 2485 E. Buckeye Road
Deer Valley Airport - 702 W. Deer Valley Road
Goodyear Airport - 1658 S. Litchfield Road, Goodyear, Ariz.
Council Districts: 1, 8 and Out of City

This item was adopted.

62 Fuel Systems Service and Parts Contract IFB 24-FSD-014 - Request for Award (Ordinance S-50204)

Request to authorize the City Manager, or his designee, to enter into separate contracts with Eaton Sales & Service, LLC, and Northwest Pump & Equipment Co., to provide fuel system maintenance, service, and parts for the Public Works Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed $1,491,280.

Summary
The contracts will provide the City of Phoenix access to multiple services and products to maintain fuel islands, perform certifications and inspections, and meet the petroleum maintenance needs of the City's large fleet. The contracts will ensure refueling stations are maintained in the best operational conditions possible and are in compliance with county, state, and federal regulations. The City currently operates 85 fuel facilities with 67 underground storage tanks and 116 above-ground storage tanks. The City requires services of a contract to perform inspections of fuel systems with underground and above-ground fuel and other petroleum product tanks and testing to determine if the storage tanks and equipment are leaking or in need of repair.

Procurement Information
An Invitation for Bid 24-FSD-014 was conducted in accordance with City of Phoenix Administrative Regulation 3.10. Four groups were identified in the bid submittal, including one service group and three parts groups. Eaton Sales & Service, LLC bid on all four groups, and Northwest Pump

& Equipment Co. bid on the three parts groups. The offers were evaluated based on price, responsiveness to specifications, and responsibility to provide the required goods and services. Both vendors are being recommended accordingly below:

Eaton Sales and Service:
Group I - $105,494
Group II - $13,742
Group III - $10,736
Group IV - $9,709

Northwest Pump and Equipment Co:
Group II - $16,375
Group III - $9,708.37
Group IV - $8,885.54

Contract Term
The contracts will begin on or about Oct. 4, 2023, for a three-year term with two one-year options to extend.

Financial Impact
The contract value will not exceed $1,491,280.

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

This item was adopted.

63 Automotive and Equipment Rebuild/Repair Parts and Service Contract IFB 24-FSD-017 - Request for Award (Ordinance S-50205)

Request to authorize the City Manager, or his designee, to enter into separate contracts with Kevin Baker, LLC, DBA Back To Basic Automotive, Cohone Technologies Sales & Services, LLC, Inland Kenworth (US) INC., Master Machinery LLC, Midway Chevrolet, Serck Services, Inc., Freightliner of Arizona, LLC, DBA Velocity Truck Centers, AAPAK LLC, The W.W. Williams Company, LLC to provide rebuilding and repairing services for automotive parts for the Public Works Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not

exceed $6,574,045.

Summary

These vendors will provide the rebuild and repair of various aspects of vehicle parts including cylinders, pumps, valves, engine cooling systems, steering systems, suspensions systems, HVAC systems, alternators, electrical systems and diesel emission systems. Rebuilding and repairing of these parts is far more cost effective than purchasing new parts, and can also cut down on waste. In addition, having these contracts will allow various city department vehicles to stay in service, minimizing down time.

Procurement Information

An Invitation for Bid was conducted in accordance with Administrative Regulation 3.10. The Public Works Department, Procurement Section, received 11 offers. There were eight groups to be awarded within the solicitation; Group 1 - Hydraulic/Pneumatic Cylinders, Pumps, Motors and Valves, Group 2 - Engine Cooling Systems, Group 3 - Hale and other Specialized Pumps, Group 4 - Steering Systems, Group 5 - Suspension Systems, Group 6 - HVAC Systems, Group 7 - Alternators, Starters, and Electronic Systems, and Group 8 - Diesel Emission Systems. All groups received a bid and nine offers were deemed to be responsive to posted specifications, and responsible to provide the required goods and services. Each bid was evaluated based on shop labor rate and the procurement officer recommends award to the following vendors:

<u>Selected Bidders</u>

Kevin Baker LLC: DBA Back To Basic Automotive: Groups 1, 2, and 4 - 8
Cohone Technologies Sales & Services, LLC - Group 1
Inland Kenworth (US) INC. - Group 2, and 4 - 8
Master Machinery LLC - Group 1
Midway Chevrolet - Groups 2, and 4 - 8
Serck Services, Inc. - Group 2
Freightliner of Arizona, LLC: Velocity Truck Centers - Groups 1 - 7
AAPAK LLC - Group 6
The W.W. Williams Company, LLC - Group 3

The bids found in **Attachment A** are being recommended based on

shop labor rate.

Contract Term
The contracts will begin on or about Nov. 1, 2023, for a three-year term with two one-year options to extend in increments of up to one year, for a total contract term of five years.

Financial Impact
The contracts value will not exceed $6,574,045.

Funding is available in the Public Works Department.

This item was adopted.

64 Shop Tool Equipment and Supply- IFB 24-FSD-012- Request for Award (Ordinance S-50207)

Request to authorize the City Manager, or his designee, to enter into separate contracts with General Parts, Inc., Arizona Automotive Equipment, LLC, Boyd Equipment dba Triple R. Investments, LLC., Elliott Auto Supply Co. Inc., Global Equipment Company Inc., National Auto Parts Warehouse, Inc., Six Points Hardware, Inc. and Southwest Lift & Equipment, Inc. for the purchase of shop tools and equipment. Further request to authorize the City Controller to disburse all funds related to this item.The value of the contracts will not exceed $2,476,625.

Summary
These contracts will allow the Public Works Department to purchase various tooling and equipment for the fleet division shops. These contracts would open up paths to obtain shop tooling and equipment, which is practiced in many private-sector repair facilities. It would also allow us to procure shop vehicle/equipment lifts and industrial air compressors, which are used to repair refuse trucks, emergency vehicles, and other critical city equipment.

The Aviation department will also utilize this same contract for equal needs.

Procurement Information

Invitation for Bid 24-FSD-012 was conducted in accordance with Administrative Regulation 3.10. The Public Works Department, Procurement Section, received eight bids. There were eight Groups to be awarded; Group I- Hand Tools, Group II-Power Tools, Group III-Electronic/Electrical Diagnostic, Group IV-Other Tool/Equipment, Group V-Steering/Suspension Equipment, Group VI-Automotive/Heavy Duty Lift Equipment, Group VII-Industrial Air Compressor. All Groups received bids deemed responsive and responsible and were evaluated by discount percentage off list by manufacturers.

General Parts, Inc.: Group I - Group IV
Arizona Automotive Equipment, LLC.: Group V, Group VI
Boyd Equipment dba Triple R. Investments, LLC.: Group IV
Elliot Auto Supply Co. Inc.:Group I - Group IV
Global Equipment Company Inc.: Group I,Group II,Group IV
National Auto Parts Warehouse, Inc.: Group I - Group VI
Six Points Hardware, Inc.:Group I - Group III
Southwest Lift & Equipment, Inc.:Group VI,Group VII

The bids found in **Attachment A** are being recommended based on the discount percentage off list.

Contract Term
The contracts will begin on or about Oct. 4, 2023 with an initial three-year term, with two one-year options to extend in increments of up to one year, for a total contract term of five years.

Financial Impact
The total value of these contracts will not exceed $2,476,625.

Funds are available in the Aviation and Public Works departments' budget.

This item was adopted.

65 One-Time Purchase of a Semi-Truck (Ordinance S-50215)

Request to authorize the City Manager, or his designee, to enter into a contract with RWC International LTD. to purchase one semi-truck. Further

request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $109,096.03.

Summary

The Public Works Department is seeking to purchase a used semi-truck on behalf of the Police Department to tow a trailer with "The Rook" and its attachments. "The Rook" is an armed piece of equipment with secured attachments and is used in various hazardous police situations. It mitigates the risk for officer injury in situations requiring breaching, accessing 2nd story structures, removal of armed suspects from vehicles, and creating ingress points on buildings to access suspects or hostages. The semi-truck will have the capability to quickly tow the equipment to police scenes when and where needed, without putting any strain on "The Rook" itself.

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: Special Circumstances Without Competition. Due to the type of vehicle it will be towing and measurements, the used semi meets all the specifications required.

Contract Term

The item will be for a one-time purchase of the semi truck, following Council approval.

Financial Impact

The contract value will not exceed $109,096.03. Funding is available in the Police Department's budget.

This item was adopted.

66 Compost Facility and Temporary Mulching Area Operator/Manager - RFP 16-SWD-012 - Amendment (Ordinance S-50217)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 144543 with WeCare Denali, LLC to allow an agreement extension for the operation and management of the 27th

Avenue Compost Facility. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed. Request to continue using Ordinance S-42973.

Summary

The Public Works Department Solid Waste Diversion and Disposal Division began operations of the 27th Avenue Compost Facility in April 2017 to support the City's zero waste and circular economy goals. The facility is designed to process up to 55,000 tons of inbound organics per year. The facility produces a stable and cured compost in approximately 45 to 60 days that is used for consumer landscaping, agricultural uses, and other viable uses.

Public Works issued a new Request for Proposal (RFP), as the current agreement with WeCare Denali, LLC is expiring. An agreement extension with WeCare Denali, LLC will provide ongoing management and operations of the facility to allow time to complete the RFP process and have a new contract in place.

Procurement Information

RFP 16-SWD-012 was conducted in accordance with Administrative Regulation 3.10. Four proposals were received by the Public Works Department on April 27, 2016. An evaluation panel of City staff and compost experts evaluated the proposals based on the following criteria: experience and qualifications, operational plans, business and marketing plan, and financial plan, including price and revenue share. The evaluation panel determined that three firms were within the competitive range and were invited to participate in interviews. During the final consensus meeting, the evaluation panel recommended the contract award to WeCare Denali, LLC (formerly WeCare Organics, LLC) as the highest scored, responsive, and responsible offer that is most advantageous to the City.

Contract Term

Upon approval, the agreement will be extended through Feb. 28, 2025.

Financial Impact

The value of the agreement will not exceed $16,522,198 and no additional funds are needed.

Concurrence/Previous Council Action
The City Council approved Agreement 144543 with WeCare Denali, LLC (Ordinance S-42973) on Nov. 2, 2016.

Location
3060 S. 27nd Ave.
Council District: 7

This item was adopted.

68 Cave Creek Water Reclamation Plant Rehabilitation - Construction Administration and Inspection Services - WS90300008 (Ordinance S-50196)

Request to authorize the City Manager, or his designee, to enter into an agreement with Black & Veatch Corporation to provide Construction Administration and Inspection Services for the Cave Creek Water Reclamation Plant Rehabilitation 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 $30,475,000.

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

Summary

The purpose of this project is to rehabilitate facilities and equipment at the Cave Creek Water Reclamation Plant (CCWRP). Nearly all the existing infrastructure at the CCWRP will be utilized for the upgraded treatment plant and processes, including the existing sedimentation basins and aeration basin. The facility will treat eight million gallons per day of wastewater and will include advanced treatment facilities sufficient to produce water for groundwater replenishment. The updated treatment plant will provide a long-term and sustainable water source for Phoenix residents.

Black & Veatch Corporation's services include, but are not limited to: assist with participation in the final design meetings and review of construction plans and specifications; assist with any cost models/proposals provided by the construction contractor; general project administration, construction inspections, and special inspections; develop project schedule with the contractor; provide daily interaction with contractor to clarify job requirements; conduct onsite and off-site meetings with appropriate contractors; assist with regulatory agencies, utilities, and impacted third parties; monitor job progress, provide weekly status updates, issue interpretations and clarifications of the construction documents, review shop drawings, and review test results.

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. One firm submitted a proposal and is listed below**.**

Selected Firm

Rank 1: Black & Veatch Corporation

Contract Term

The term of the agreement is five years from the 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 Black & Veatch Corporation will not exceed $30,475,000, including all subconsultant and reimbursable costs.

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

Location
Near Cave Creek Road and Deer Valley Road
Council District: 2

This item was adopted.

69 Wastewater Collection System Emergency Repair and Replacement Program - Engineering Services - WS90500232 (Ordinance S-50201)

Request to authorize the City Manager, or his designee, to enter into an agreement with Brown and Caldwell, Inc. to provide Engineering Services that include design and construction administration and inspection for the Wastewater Collection System Emergency Repair and Replacement Program 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 $2 million.

Additionally, request to authorize the City Manager, or his designee, to take all action as may be necessary or appropriate and to execute all design and construction agreements, licenses, permits, and requests for utility services related to the development, design and construction of the project. Such utility services include, but are not limited to: electrical, water, sewer, natural gas, telecommunication, cable television, railroads

and other modes of transportation. Further request the City Council to grant an exception to Phoenix City Code 42-20 to authorize inclusion in the documents pertaining to this transaction of indemnification and assumption of liability provisions that otherwise should be prohibited by Phoenix City Code 42-18. This authorization excludes any transaction involving an interest in real property.

Summary

The purpose of this project is to provide sufficient resources to respond immediately to emergency needs 24 hours a day, seven days a week. The firm shall respond to the designated location within one and one-half hours. Engineering services will be related to the construction and post-construction phases of required emergency repairs for the Wastewater Collection System Emergency Repair and Replacement Job Order Contract program. Repairs can be small items to major construction projects. Services will consist of minor design, project administration, resident engineering during construction, and special services for both construction and post-construction.

Brown and Caldwell, Inc.'s services include, but are not limited to: respond to the emergency site or designated coordination location within one and one-half hours of the request unless otherwise indicated; provide construction administration services, resident engineer services and act as the City’s representative; work with the contractor to assess emergency situations and develop a repair solution; confirm contractor’s work progress and quantities of work completed are on schedule and meet standards; review contractor cost proposals, work submittals, shop drawings, Requests for Information, program/project change requests, payment applications, and other reviews as directed by City; develop project schedule with the contractor and conduct pre-construction meetings as appropriate; administer the construction schedule; hold meetings as appropriate with contractor, City staff, impacted third parties, utilities, and regulatory agencies; assist the contractor in obtaining permits and approvals for the work; provide on-site inspection and review of work to ensure the quality of the executed work and verify the work is in accordance with construction documents and specifications; produce/provide repair recommendations and design documents as appropriate; and prepare studies and design reports as appropriate.

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. Two firms submitted proposals and are listed below:

Selected Firm
Rank 1: Brown and Caldwell, Inc.

Additional Proposer
Rank 2: Entellus, Inc.

Contract Term

The term of the agreement is five years from the 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 Brown and Caldwell, Inc. will not exceed $2 million, including all subconsultant and reimbursable costs.

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

This item was adopted.

70 Street Transportation Department Right-of-Way General Construction - Job Order Contract Services - Amendment - 4108JOC195 (Ordinance S-50209)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 153522 with Talis Construction Corporation to execute a Job Order Agreement in an amount up to $5 million for the 13th Street, Van Buren Street to Moreland Street Improvement project. Further request to authorize execution of amendments to the Master Agreement 153522 as necessary within the City Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The additional fee for services included in this amendment will not exceed $1 million. The Job Order Agreement amount will not change the original Master Agreement Council-approved not-to-exceed amount.

Summary

The purpose of this project is to improve transportation for vehicle traffic circulation while increasing safety for pedestrians and cyclists along 13th Street between Van Buren Street and Moreland Street.

This amendment is necessary because of the unforeseen need of a six-inch diameter waterline and cul-de-sac improvements. This amendment will provide additional funds to the Job Order Agreement (JOA).

Talis Construction Corporation’s additional services include, but are not limited to: installation of 1,880 linear feet of six-inch waterline, sidewalks, curb ramps, streetlights, fencing, and new asphalt.

Contract Term

The term of the Master Agreement will not change. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The initial Master Agreement for Job Order Contracting Services was approved for an amount not to exceed $40 million, including all subcontractor and reimbursable costs, with authorization to execute JOAs for an amount not to exceed $4 million.

This amendment will increase the value for the JOA for this project by an additional $1 million, for a new total amount not to exceed $5 million, including all subcontractor and reimbursable costs.

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

Concurrence/Previous Council Action
The City Council approved Job Order Contract Agreement 153522 (Ordinance S-47160) on Dec. 16, 2023.

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

Location
13th Street between Van Buren Street and Moreland Street
Council District: 8

This item was adopted.

71 Request Authorization to Accept Funding and Enter into an Intergovernmental Agreement with Flood Control District of Maricopa County for the Skunk Creek Channelization Design Concept Report (Ordinance S-50218)

Request to authorize the City Manager, or his designee, to accept funding and enter into an Intergovernmental Agreement (IGA) and to execute any other instruments or documents as necessary with Flood Control District of Maricopa County (FCDMC) for the Skunk Creek Channelization Design Concept Report (DCR). Further request authorization for the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. The amount of financial assistance from the FCDMC is limited to $750,000. The City’s funding contribution ($75,000) for this project will be covered by the VIAONE Development Agreement (Ordinance S-49604). Further requesting an exception

pursuant to Phoenix City Code section 42-20 and authorizing inclusion in the transaction documents indemnification and assumption of liability provisions that would otherwise be prohibited by Phoenix City Code section 42-18.

Summary

FCDMC agreed to partner with the City to complete a DCR to assess the feasibility of channelizing Skunk Creek along Interstate 17 (I-17) corridor, north of the Central Arizona Project (CAP) Canal. The channelization of the wash is intended to reduce the floodplain footprint within the corridor, while not adversely impacting adjacent properties and the existing crossings over the CAP Canal. Successful channelization may recover developable land located within the Federal Emergency Management Agency (FEMA) 100-Year floodplain of Skunk Creek. The Study will analyze the potential for any upstream impacts to adjacent properties and City Council adopted plans. Additionally, it will provide design options to minimize the appearance of concrete/solid rip rap lined channels and maximize the appearance of a natural desert river corridor.

Skunk Creek is a major watercourse that flows from the northeast part of Maricopa County and parallels I-17 before crossing it in a southwest direction. The drainage area is about 50 square miles with a 100-year flow rate of 26,700 cubic feet per second north of the CAP Canal. The configuration of the channel can be broken into two segments: north from Carefree Highway to Sonoran Desert Drive and south from Sonoran Desert Drive to CAP Canal. The channel is wider and braided between Sonoran Desert Drive and the CAP Canal providing the opportunity for encroachment and narrowing of the floodplain. In comparison, the upper reach of the channel is narrow, and floodplain well contained, and channelization will not yield significant land recovery.

FCDMC has indicated they will fund a majority (90 percent) of the DCR with the matching funding (10 percent) coming from the City or other participating stakeholders. VIAONE Development is willing to providing the City’s matching share.

Financial Impact

The amount of financial assistance from the FCDMC is limited to 90

percent of the project costs or up to $750,000. The City's cost share is up to $75,000. The amount of financial assistance from VIAONE Development is limited to $75,000. Any additional City matching funds required will be funded from the Local Drainage Solutions Program from the Street Transportation Department's Capital Improvement Program.

Location
Skunk Creek along I-17 corridor, north of the CAP Canal
Council District: 2

This item was adopted.

72 Inspection and Repair of Hoist and Crane - Amendment (Ordinance S-50203)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 150346 with American Inspection and Test, Inc. to provide additional funding for inspection and repair of hoists and cranes. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures included in the amendment will not exceed $206,500.

Summary
The purpose of this amendment is to provide additional payment authority that is necessary due to unexpected high dollar repairs on multiple equipment items and the need for several expensive parts.

American Inspection and Test, Inc. is responsible for providing inspections, preventative maintenance, and repairs for various size overhead hoists and cranes for the Water Services, Aviation, Public Works, and Phoenix Convention Center departments.

Contract Term
The term of the contract will remain unchanged and will expire on June 30, 2024.

Financial Impact
The initial authorization for the contract was for an expenditure not-to-exceed $325,000. Amendments increased the authorization for

the contract by $272,900. This amendment will increase the authorization for the contract by an additional $206,500, for a new amount not-to-exceed $804,400. Funding for this amendment is available in the Water Services and Aviation Department's Operating budgets.

Concurrence/Previous Council Action
The City Council previously approved:

Inspection and Repair of Hoist and Crane Agreement 150346 (Ordinance S-45797) on June 19, 2019;
Inspection and Repair of Hoist and Crane Agreement 150346 (Ordinance S-46159) on Nov. 20,2019;
Inspection and Repair of Hoist and Crane Agreement 150346 (Ordinance S-48081) on Nov. 3, 2021; and
Inspection and Repair of Hoist and Crane Agreement 150346 (Ordinance S-48833) on July 1, 2022

This item was adopted.

74 Final Plat - 48th St Townhomes - PLAT 220068 - South of Culver Street and East of 48th Street

Plat: 220068
Project: 14-3335
Name of Plat: 48th St Townhomes
Owner: Paradise View 5474, LLC
Engineer: David J. Buchli, RLS
Request: A 31-Lot Attached Single-Family Planned Residential Development Subdivision Plat
Reviewed by Staff: Aug. 30, 2023
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 south of Culver Street and east of 48th Street

Council District: 6

This item was approved.

75 Final Plat - Peak View Estates - PLAT 230004 - Southeast Corner of Griswold Road and 17th Street

Plat: 230004
Project: 21-5056
Name of Plat: Peak View Estates
Owner: Redrock Partners Group, LLC
Engineer: John M. Ware, RLS
Request: A Four-Lot Residential Subdivision Plat
Reviewed by Staff: Sept. 1, 2023
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 Griswold Road and 17th Street
Council District: 6

This item was approved.

76 Final Plat - Exeter McDowell DTC - PLAT 230037 - Southeast Corner of 2nd Street and McDowell Road

Plat: 230037
Project: 20-1044
Name of Plat: Exeter McDowell DTC
Owner: Exeter 207 McDowell, LLC
Engineer: G. Bryan Goetzenberger, RLS
Request: A One-Lot Commercial Plat
Reviewed by Staff: Aug. 18, 2023
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 2nd Street and McDowell Road
Council District: 7

This item was approved.

77 Final Plat - Midmountain Estates - PLAT 220097 - Southwest Corner of 13th Street and Beverly Road

Plat: 220097
Project: 21-5150
Name of Plat: Midmountain Estates
Owner: Massimo Sommacapagna
Engineer: Paul M. Miller, RLS
Request: A 44-Lot Residential Subdivision Plat
Reviewed by Staff: Aug. 25, 2023
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 southwest corner of 13th Street and Beverly Road
Council District: 8

This item was approved.

78 Final Plat - Moon Tower - PLAT 230007 - North of McKinley Street and East of 3rd Street

Plat: 230007

Project: 20-2619
Name of Plat: Moon Tower
Owner: 3rd Street Phoenix QOZB Owner, LLC
Engineer: Troy A. Ray, RLS
Request: A One-Lot Commercial Plat
Reviewed by Staff: Sept. 1, 2023
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 north of McKinley Street and east of 3rd Street
Council District: 8

This item was approved.

79 Final Plat - TPSS #28 - PLAT 220022 - Northwest Corner of Central Avenue and Cocopah Street

Plat: 220022
Project: 19-1766
Name of Plat: TPSS #28
Owner: City of Phoenix
Engineer: Gary L. Green, RLS
Request: A Two-Lot Commercial Plat
Reviewed by Staff: Sept. 5, 2023
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 northwest corner of Central Avenue and Cocopah Street

Council District: 8

This item was approved.

80 Final Plat - 835 E. Jackson Street, Phoenix, Arizona 85034 - PLAT 230022 - Southwest Corner of 9th Street and Jackson Street

Plat: 230022
Project: 22-1229
Name of Plat: 835 E. Jackson Street, Phoenix, Arizona 85034
Owner: Phoenix Stadium Owner, LLC
Engineer: G. Bryan Goetzenberger, RLS
Request: A One-lot Commercial Plat
Reviewed by Staff: Sept. 6, 2023
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 southwest corner of 9th Street and Jackson Street
Council District: 8

This item was approved.

81 Amend City Code - Ordinance Adoption - Rezoning Application Z-24-23-1 - Approximately 310 Feet South of the Southeast Corner of 19th Avenue and Park View Lane (Ordinance G-7170)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-24-23-1 and rezone the site from County RU-43 (Rural Zoning District - One Acre Per Dwelling Unit), Pending S-1 (Ranch or Farm Residence) to CP/GCP DVAO (Commerce Park District/General Commerce Park Option, Deer Valley Airport Overlay District) to allow light industrial / commerce park.

Summary
Current Zoning: County RU-43 (Pending S-1)
Proposed Zoning: CP/GCP DVAO
Acreage: 5.17 acres
Proposal: Light Industrial / Commerce Park

Owner: The Julie Newcomb Living Trust
Applicant/Representative: Clark Diepholz, Hawkeye Development, LLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Deer Valley Village Planning Committee heard this case on Aug. 10, 2023, and recommended approval, per staff recommendation, by a vote of 11-1.
PC Action: The Planning Commission heard this case on Sept. 7, 2023, and recommended approval, per the Deer Valley Village Planning Committee recommendation, by a vote of 6-0.

Location
Approximately 310 feet south of the southeast corner of 19th Avenue and Park View Lane
Council District: 1
Parcel Address: 24255 N. 19th Ave.

This item was adopted.

82 **Amend City Code - Ordinance Adoption - Rezoning Application Z-27-23-1 - Southwest Corner of 19th Avenue and Quail Avenue (Ordinance G-7172)**

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-27-23-1 and rezone the site from IND. PK. DVAO (Industrial Park, Deer Valley Airport Overlay District) to C-3 DVAO (General Commercial, Deer Valley Airport Overlay District) to allow electric vehicle sales and repair.

Summary
Current Zoning: IND. PK. DVAO
Proposed Zoning: C-3 DVAO

Acreage: 7.91 acres
Proposal: Electric vehicle sales and repair.

Owner/Applicant: Aztec 19th Ave., LLC
Representative: William E. Lally, Tiffany & Bosco, PA

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Deer Valley Village Planning Committee heard this case on Aug. 10, 2023, and recommended approval, per the staff recommendation with deleted stipulations, by a vote of 11-1.
PC Action: The Planning Commission heard this case on Sept. 7, 2023, and recommended approval, per the Deer Valley Village Planning Committee recommendation, by a vote of 6-0.

Location
Southwest corner of 19th Avenue and Quail Avenue
Council District: 1
Parcel Address: 21030 and 21040 N. 19th Ave. and 1929 W. Quail Ave.

This item was continued to the Nov. 1, 2023 City Council Formal Meeting.

83 Amend City Code - Ordinance Adoption - Rezoning Application Z-22-23-4 - Southwest Corner of 8th Street and Minnezona Avenue (Ordinance G-7168)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-22-23-4 and rezone the site from R-3 (Multifamily Residence District) to C-2 (Intermediate Commercial) and P-1 (Passenger Automobile Parking, Limited) to allow a parking lot and outdoor recreation patio to service the restaurant/bar.

Summary
Current Zoning: R-3
Proposed Zoning: C-2 (0.27 acres) and P-1 (0.41 acres)
Acreage: 0.68
Proposal: Parking lot and outdoor recreation patio to service restaurant/bar

Owner: Rosemary McKenzie, DHM Trading, LLC
Applicant/Representative: Thomas Owens, Owens Design Consultants

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Camelback East Village Planning Committee heard this case on Aug. 1, 2023, and recommended approval, per the staff recommendation, by a vote of 12-0.
PC Action: The Planning Commission heard this case on Sept. 7, 2023, and recommended approval, per the Camelback East Village Planning Committee recommendation, by a vote of 6-0.

Location
Southwest corner of 8th Street and Minnezona Avenue
Council District: 4
Parcel Address: 4512 N. 8th St. and 711 E. Minnezona Ave.

This item was adopted.

84 **Amend City Code - Ordinance Adoption - Rezoning Application Z-23-23-7 - Approximately 70 Feet North of the Northwest Corner of 59th Avenue and Elliot Road (Ordinance G-7169)**

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-23-23-7 and rezone the site from S-1 (Approved C-2 or CP/GPC) (Ranch or Farm Residence, Approved Intermediate Commercial or Commerce Park/General Commerce Park option) and S-1 (Ranch or Farm Residence) to C-2 HGT/WVR DNS/WVR (Intermediate Commercial, Height Waiver, Density Waiver) to allow commercial and multifamily residential.

Summary
Current Zoning: S-1 (Approved C-2 or CP/GCP) (22.03 acres) and S-1 (0.34 acres)
Proposed Zoning: C-2 HGT/WVR DNS/WVR
Acreage: 22.37 acres
Proposed Use: Commercial and multifamily residential

Owner/Applicant: VP Elliot 202, LLC
Representative: Manjula Vaz, Gammage & Burnham, PLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Laveen Village Planning Committee heard this case on Aug. 14, 2023, and recommended approval, per the staff recommendation (Addendum A) with modifications and an additional stipulation, by a vote of 7-0.
PC Action: The Planning Commission heard this case on Sept. 7, 2023, and recommended approval, per the Laveen Village Planning Committee recommendation with modifications, by a vote of 5-1.

Location
Approximately 70 feet north of the northwest corner of 59th Avenue and Elliot Road
Council District: 7
Parcel Address: N/A

This item was adopted.

85 Amend City Code - Ordinance Adoption - Rezoning Application Z-35-23-8 - Northeast Corner of 27th Avenue and Southern Avenue (Ordinance G-7171)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-35-23-8 and rezone the site from S-1 (Ranch or Farm Residence), R1-6 (Single-Family Residence District), R-4 (Multifamily Residence District), and C-1 (Neighborhood Retail) to C-1 (Neighborhood Retail) to allow a convenience store, gas station, and retail.

Summary
Current Zoning: S-1 (0.28 acres), R1-6 (0.62 acres), R-4 (0.15 acres), and C-1 (1.93 acres)
Proposed Zoning: C-1
Acreage: 2.98 acres
Proposed Use: Convenience store, gas station, and retail

Owner: AD Alliance II, LP, et al.

Applicant/Representative: Jason Morris, Withey Morris Baugh, PLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The South Mountain Village Planning Committee heard this case on Aug. 8, 2023, and recommended approval, per the staff recommendation, with modifications, by a vote of 8-2.
PC Action: The Planning Commission heard this case on Sept. 7, 2023, and recommend approval per the South Mountain Village Planning Committee recommendation with modifications, by a vote of 6-0.

Location
Northeast corner of 27th Avenue and Southern Avenue
Council District: 8
Parcel Address: 2630 and 2650 W. Southern Ave.

This item was adopted.

89 Public Hearing and Ordinance Adoption - Rezoning Application Z-19-23-5 - Approximately 500 Feet South of the Southeast Corner of 75th Avenue and Camelback Road (Ordinance G-7176)

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-19-23-5 and rezone the site from R1-6 (Single-Family Residence District) to R-3A (Multifamily Residence District) to allow multifamily residential.

Summary
Current Zoning: R1-6
Proposed Zoning: R-3A
Acreage: 6.50
Proposal: Multifamily residential

Owner: Sheri Ranger, Ranger Homes, LLC
Applicant/Representative: Taylor Earl, Earl & Curley, P.C.

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Maryvale Village Planning Committee heard this case on July 12, 2023, and recommended approval, per the staff

recommendation, by a vote of 10-1.
PC Action: The Planning Commission heard this case on Aug. 3, 2023, and recommended approval, per the Maryvale Village Planning Committee recommendation, by a vote of 8-0.

Location
Approximately 500 feet south of the southeast corner of 75th Avenue and Camelback Road
Council District: 5
Parcel Address: 4705, 4729, 4735 and 4747 N. 75th Ave.

This item was continued to the Nov. 1, 2023 City Council Formal Meeting.

35 Authorization to License City-owned Property Near Cave Creek Road and Deer Valley Drive, to Crown Communication, Inc. (Ordinance S-50197)

Request to authorize the City Manager, or his designee, to enter into a license with Crown Communication, Inc. within a portion of City-owned property east of Cave Creek Road and north of Deer Valley Drive for communication equipment. Further request to authorize the City Treasurer to accept all funds related to this item. Annual revenue is $36,000 during the first year of term.

Summary
Crown Communication, Inc., (Crown) will license approximately 2,500 square feet of land within City-owned property located east of Cave Creek Road and north of Deer Valley Drive. The license is for communication equipment co-locatable with three carriers, including an 85-foot monopole with nine antennas and six radios. Crown is responsible for all costs related to construction, operation, and maintenance including but not limited to a screen wall in accordance with zoning requirements.

The term of the license is for five years, with nine additional five-year automatic renewals. The license fee is $3,000 per month, plus applicable taxes, for the first year and will increase three percent annually thereafter, which is within the range of market rents as determined by the Real

Estate Division. After the completion of the initial term, the City may renegotiate the license fee based on a market rate. The license will include insurance and indemnity provisions acceptable to the City's Risk Management Division and City Attorney. The license may be canceled pursuant to A.R.S. 38-511. The license may contain other terms and conditions deemed necessary by the City.

Contract Term
The initial term for the license is five years. The license will automatically renew for nine additional five-year terms, unless notified in writing by either party of the intention not to renew 60 days in advance.

Financial Impact
Annual revenue during the first year of the five-year term is $36,000, plus applicable taxes, and will increase three percent annually.

Location
East of N. Cave Creek Road and north of E. Deer Valley Drive.
Council District: 2

Discussion
Councilman Waring recused himself due to a potential conflict from the vote.

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

Yes:	8 -	Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilwoman Stark, Vice Mayor Ansari and Mayor Gallego
No:	0	
Conflict:	1 -	Councilman Waring

37 An Ordinance Authorizing the Issuance of Obligations for the Acquisition, Construction, Expansion and Improvement of Municipal Facilities and Personal Property (Ordinance S-50223)

This ordinance is authorizing the City Manager to issue debt on behalf of

the City to fund or refinance the of costs acquiring, constructing, expanding and improving real and personal property for technology upgrades, solid waste facilities and equipment, public safety property, systems and equipment, and other municipal facilities for the City of Phoenix. The debt will be supported by a pledge of excise taxes or other available funds for such purposes, and to pay financing costs granting an exemption to Phoenix City Code section 42-18 to include indemnification and legal remedy limitations. Further this request authorizes the City Controller to receive and expend all necessary funds related to this item.

Summary
This ordinance provides authorization to issue obligations up to $180,000,000 principal amount, plus related financing costs to acquire, construct, expand and improve real and personal property.

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

Discussion

Councilman Waring asked if the item was a tax increase.

City Manager Jeff Barton confirmed that the item was not a tax increase and instead used the existing excise tax which he explained consisted of local sales tax, state shared revenue, state shared income taxes and license fees to help pay back debt accrued from funding capital projects.

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

Yes: 9 - Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego

No: 0

38 Portable Toilet Rental & Service - IFB 18-245 - Amendment (Ordinance S-50200)

Request to authorize the City Manager, or his designee, to execute amendments to Contracts 148914 and 148924 with United Site Services of Nevada, Inc., to extend contract term and add additional expenditures. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $301,500.

Summary

These contracts will provide long term portable toilet rentals to various City parks, water treatment plants, transfer stations and Aviation sites. Contractors will also provide short term portable toilet rentals for festivals and events offered to the citizens of Phoenix and unforeseen events, such as water shutdowns or other emergencies. The primary departments using these contracts are the Aviation and Parks and Recreation departments. Approximately 37 percent of the contract spend is used by enterprise funds. The requested products and services are critical to Citywide facility operations.

Contract Term

Upon approval the contracts will be extended through Nov. 14, 2024, with an option to extend through Nov. 14, 2025.

Financial Impact

Upon approval of $301,500 in additional funds, the revised aggregate value of the contracts will not exceed $854,500. Funds are available in the various department budgets.

Concurrence/Previous Council Action

The City Council previously reviewed this request:
Portable Toilet Rental & Service Contracts 148914, 148924, 148913 (Ordinance S-45092) on Nov. 7, 2018.

Discussion

Diane Barker commented in support of the additional funding for porta potties noting that Phoenix had extensive parks and the item provided extra bathrooms inside the parks when needed.

A motion was made by Vice Mayor Ansari, seconded by

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

Yes: 9 - Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson,Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego

No: 0

45 Amend Ordinance for Affordable Housing Wi-Fi Initiatives (Ordinance S-50220)

Request to authorize the City Manager, or his designee, to amend Ordinance S-49245 to provide access to Wi-Fi and internet connectivity, digital skills training, Wi-Fi and digital broadband infrastructure, and other digital initiatives to address the needs of additional households living in public and affordable housing communities, and to take all actions and execute all documents to provide the services. Further request the City Controller to disburse all funds for the life of the program.

Summary

On Dec. 14, 2022, City Council approved Ordinance S-49245 to appropriate, expend and disburse up to $3 million in American Rescue Plan Act (ARPA) funds for public and affordable housing Wi-Fi initiatives at 10 communities. The Housing Department is seeking approval to provide these services at additional public and affordable housing communities as ARPA funding allows. The additional communities are:

Ambassador West, 345 N. 5th Ave. (102 units)
Camelback Greens, 5102 N. 11th Ave. (45 units)
Camelback Village, 5102 N. 11th Ave. (102 units)
Cypress Manor, 5726 N. Black Canyon Highway (64 units)
Desert Meadows, 16819 N. 42nd Ave. (148 units)
Foothills Court, 1606 W. Peoria Ave. (82 units)
Foothills on the Preserve, 1525 E. Cheryl Drive (144 units)
Harmony at the Park I-III, N. 20th St. between Villa and Polk Street (325 units)
Henson Village Family, 840 W. Tonto St. (420 units)
Henson Village Senior Living, 1045 S. 8th Ave. (129 units)

La Cascada I, 248 E. Ruth Ave. (37 units)
La Cascada II, 229 E. Ruth Ave. (36 units)
Ladera del Norte, 11222 N. 16th Ave. (30 units)
Paradise Greens, 16001 N. 25th St. (67 units)
Paradise Village, 2525 E. Aire Libre Ave. (61 units)
Park Lee, 1600 W. Highland Ave. (523 units)
Phoenix Starfish Place, Confidential Address (15 units)
Pine Crest, 2601 W. Claremont St. (264 units)
Red Mountain Springs, 1652 N. 52nd St. (52 units)
Reflections on Portland, 201 E. Portland St. (18 units)
Sahuaro West, 1650 W. Sahuaro Drive (59 units)
Sand Dollar, 18410 N. 27th Ave. (70 units)
Santa Fe Springs, 1717 W. Glendale Ave. (310 units)
Soluna I and II, 950 N. 19th St. (177 units)
The Symphony, 1050 S. 16th Drive (83 units)
Windrose Villas, 1520 W. Peoria Ave. (115 units)
Yale Court, 2524 N. 31st St./3034 E. Yale St. (12 units)

This will allow up to 4,941 low-income households to receive these services at no cost for up to three years, including the 10 communities previously approved.

Financial Impact
This program is funded by ARPA, and there is no impact to the General Fund.

Concurrence/Previous Council Action
City Council approved Ordinance S-49245 on Dec. 14, 2022, to implement additional federal public housing and affordable housing resources, initiatives, and program amendments, including the ARPA funded Wi-Fi initiatives.

Discussion

Vice Mayor Ansari explained that access to reliable internet and technology was essential for the modern education system and workforce. She added that the item provided internet and digital training to nearly 5,000 more households to help them have access to quality

schooling and jobs. Vice Mayor Ansari commended staff, Councilwoman Guardado and Councilwoman Pastor for their work on the item. She added that the item helped to lift Phoenix families out of poverty and help with access to education, adding her excitement to support the item.

Mayor Kate Gallego spoke on her excitement to support the item. She mentioned her conversations with housing residents who spoke on the difference it would make to homework and job searches. Mayor Gallego also mentioned that the item was being voted on during Digital Inclusion Week which was October 2nd through the 6th noting the importance of making sure everyone had access to the internet. Mayor Gallego mentioned the Affordable Connectivity Program that provided a discount of up to $30 a month off the cost of internet for qualifying households adding that qualifying households could also get a one-time discount of up to $100 to purchase a laptop, desktop computer, or tablet. Mayor Gallego emphasized that the Council wanted to ensure that residents have a chance to be connected noting that access to the internet was not a nice to have but a necessity.

During her vote Councilwoman Hodge-Washington spoke on behalf of the 1,000 plus households represented in District 8 adding that she was proud to support the item for increased connectivity.

During her vote Councilwoman Pastor stated that she was proud to support the item to address the connectivity of the digital divide.

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

Yes:	9 -	Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego
No:	0	

46 Authorization to Apply, Accept, and Disburse Funds and Enter into Agreements for a Pathways to Removing Obstacles to Housing Grant Opportunity (Ordinance S-50228)

Request approval for the City Manager, or his designee, for the City of Phoenix Housing (HOU) and Planning and Development (PDD) departments to submit a grant application to the U.S. Department of Housing and Urban Development (HUD) for the Pathways to Removing Obstacles for Housing (PRO Housing) grant opportunity. If awarded, request approval to execute all contracts necessary to accept and disburse the grant funds. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, grant funds in accordance with the terms of the aforementioned grant.

Summary

On Sept. 7, 2023, HUD issued a Notice of Funding Opportunity (NOFO) for the PRO Housing grant program with an application deadline of Oct. 30, 2023. HUD is providing $85 million in competitive federal grant funding for communities across the country to identify and remove barriers to affordable housing production and preservation. The PRO Housing grant is available to local and state governments, metropolitan planning organizations, and multi-jurisdictional entities. Up to $10 million per grantee is available over a six-year grant period. The PRO Housing grant program will fund projects that: develop, evaluate and implement housing policy plans; improve housing strategies and; facilitate affordable housing production and preservation. Award announcements are expected in late 2023.

The Phoenix City Council approved Housing Phoenix Plan includes Initiative 5 - Building Innovations and Cost Saving Practices - which include reduced planning and permitting fees. Pursuant to recent Phoenix City Council direction, the City intends to apply for the maximum grant award amount to support affordable housing permit fee waivers and expedited plan review services.

Contract Terms

The grant term is for up to six years from January 2024 to September 2029.

Financial Impact

No match or General Fund dollars are required for this grant.

Responsible Department

This item is submitted by Deputy City Managers Gina Montes and Alan Stephenson, and the Housing and Planning and Development departments.

Discussion

Mayor Kate Gallego stated that Councilwoman Stark challenged staff to find a funding source to get the permits paid for and expedited.

Councilwoman Stark spoke on her appreciation for staff who pursued the grant noting that the Affordable Housing Plan adopted by Council in 2020 called for finding grant opportunities to help fund future affordable housing projects. Councilwoman Stark mentioned that during Council discussions of the budget staff was asked to find funding to implement a program similar to one in the City of Glendale where permit fees are waived for the affordable housing projects. Councilwoman Stark continued explaining that the Planning and Development Department had user generated revenue and was not general funded like in the City of Glendale so funding would need to be found for permits. Adding her excitement to support the grant Councilwoman Stark stated that addressing affordable housing would require more work noting the passing of an amendment for greater use of Accessory Dwelling Units in the City of Phoenix and the requirement for a permit process for short-term rentals. Councilwoman Stark added that staff was working on amending parking requirements to provide greater flexibility to multi-family developments and amending the sub division regulations to allow staff to administratively approve subdivision plats creating a timelier process. Councilwoman Stark mentioned that the Legislature had recently granted Council with the ability to approve plats if they comply with all city regulations also adding that Councilwoman O'Brien hoped to pursue changes in state law to address construction defect effect requirements as they apply to town-home ownership. Councilwoman Stark added that town-homes made a great starter home and commended staff for their work on processing permits in a more timely fashion. She also mentioned a conversation with Councilwoman Hodge-Washington during their meeting with members of the housing industry who suggested an improvement of the permitting process noting that staff would be following up and adding her excitement to support the item.

Mayor Kate Gallego thanked Councilwoman Stark for her leadership on the housing issues. Noting she had a question for staff, Mayor Gallego explained that the item was a partnership with the federal government through the U.S. Department of Housing and Urban Development (HUD) that would allow the city to remove barriers to affordable housing, production, and preservation and meet a challenge that the Council issued to staff. Mayor Gallego asked staff to share the criteria being considered to get the projects built throughout the city.

Deputy City Manager Alan Stephenson clarified that the item was to request staff authorization to submit for the grant noting that as part of submitting for the grant would not preclude staff from using the process for any type of mixed use income or mixed use project. He added that staff would need to arrange the submittal if awarded funds to include the portions of the project that are affordable to then pay for those portions of the construction project. Mr. Stephenson added that additional criteria would include a mechanism to space the funding throughout the city so that applications are submitted depending on the amount awarded and encourage the use of funds and production of affordable housing throughout the city.

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

Yes:	9 -	Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego
No:	0	

51 Walmart Local Community Grant (Ordinance S-50227)

Request to authorize the City Manager, or his designee, to apply for and, if awarded accept funds in an amount up to $5,000 from the Walmart Local Community Grant program for the 20th Anniversary Boo Fest Halloween event at Paseo Highlands Park; and execute all contracts necessary to accept and distribute the grant funds. Further request to authorize the City Treasurer to accept, and for the City Controller to

disburse any grant monies awarded.

Summary
The Walmart Local Community Grants program is available to nonprofit and local government organizations that provide benefits directly to those within the impacted service area. Area of funding includes community and economic development, diversity and inclusion, education, environmental sustainability, health and human services, hunger relief and healthy eating, public safety, and quality of life. Grant funding is available from a minimum of $250 to a maximum of $5,000. Grant applications are accepted on a quarterly basis.

The City of Phoenix Parks and Recreation Department's Boo Fest has become a signature festival in the North Phoenix community since 2004. This event qualifies within the grant program's focus area of diversity and inclusion and quality of life. This free event brings approximately 10,000 participants each year to enjoy live entertainment, carnival games, trunk-or-treat, informational booths, pumpkin patch, costume contests, climbing wall, inflatable bouncers and a haunted train ride. The 2023 Boo Fest will be celebrating 20 years of bringing the community together. Funding from this grant will be used to support the event.

Contract Term
The grant term is for one year.

Financial Impact
There is no funding match or General Fund monies required for this grant.

Location
Council District: 1

Discussion
Councilwoman O'Brien thanked Walmart for the $5,000 grant to help support the City's 20th Annual BooFest hosted at the Paseo Highlands Park from 6:00 to 9:00 p.m. on October 28, 2023. She added that the event brought together 10,000 community members, local businesses,

and City departments including the Phoenix Fire Department, Phoenix Police department, and the Parks Department. Councilwoman O'Brien gave a shoutout to the Friends of Deer Valley who sponsored fireworks for the event and encouraged the public to attend.

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

Yes: 9 - Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego

No: 0

53 Authorization to Contract with Visit Phoenix for Familiarization Tours and Economic Development Consulting Services (Ordinance S-50224)

Request to authorize the City Manager, or his designee, to contract with the Greater Phoenix Convention & Visitors Bureau dba Visit Phoenix for the coordination of two familiarization tours for national site selectors and developers, and other economic development consulting services related to special citywide events, in an amount not to exceed $295,000. Funding is available in the Downtown Community Reinvestment Fund. Further request to authorize the City Controller to disburse funds under the terms of the agreement.

Summary

The Community and Economic Development Department (CEDD) is seeking approval to enter into an agreement to partner with Visit Phoenix for the coordination of two familiarization tours, marketing and media consulting services, and an economic impact study for potentially hosting a Formula E race in Phoenix.

Visit Phoenix will coordinate familiarization tours for two city major events to be held in Phoenix in 2024: the NCAA Men's Final Four in March and the Women’s National Basketball Association (WNBA) All-Star Game in July. Staff proposes to implement tours with national commercial real estate executives, developers, consultants, site selectors and real estate

investment trusts to showcase Phoenix. Economic development and location decisions by both real estate developers and companies is fiercely competitive. Investing in industry leader familiarization tours and related activities for major event attendees will assist in attracting global companies to Phoenix, bringing a wide variety of jobs that benefit all sectors of the population.

CEDD is also seeking authorization to work with Visit Phoenix to conduct a feasibility study to help determine if the City should seek an opportunity to host a Formula E race. The current market desire for electric vehicles (EV) is both a national and global phenomenon. Hosting the Formula E race would further identify Phoenix as a leader in creating clean technology jobs and to further grow an EV ecosystem in the city. This study will include analyzing the street infrastructure, costs, and benefits of hosting this type of major event, and other information as requested by the City to make an informed decision on pursuing a host opportunity for the race.

If approved, Visit Phoenix will also provide marketing and media consulting services to the City. To remain competitive in attracting new businesses and industries to Phoenix, CEDD works diligently with partners such as Visit Phoenix to market the city as a preferred location to do business. Investing in critical economic development efforts such as marketing and media consulting services allows Phoenix to remain competitive to host future major events, keeps the City on a global stage, and furthers CEDD’s focus to attract businesses and create quality job opportunities for Phoenix residents.

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination for Special Circumstances Without Competition. Visit Phoenix is uniquely qualified to assist in all these efforts as a non-profit organization that is Phoenix’s exclusive destination marketing organization, promoting Phoenix to a global audience, both in tourism and business through leisure visitors, group meetings, and popular sporting events. By partnering with Visit Phoenix for these services, the City can pivot quickly to capitalize on unique marketing and media opportunities tailored to bring investments

and opportunities to Phoenix.

Contract Term
The contract will be for a term of one year with no extensions.

Financial Impact
The total cost for these services will not exceed $295,000. There will be no impact the General Fund, and funding is available in the Downtown Community Reinvestment Fund.

Discussion
Prior to her motion, Vice Mayor Ansari provided background on the item explaining that two years prior the City of Phoenix passed the Climate Action Plan and Transportation Electrification Plan, have invested in public charging stations across the City, and ordered the first electric buses. Vice Mayor Ansari explained that the item aimed to attract the Formula E race to Phoenix and bring even more excitement for vehicle electrification as well as another sporting event that would boost the city's economy as the only other American city to host the race noting that the event sold out and attracted over 20,000 attendees. She mentioned that the event would attract businesses from the Electric Vehicle (EV) sector and solidify Phoenix's plan on the EV road map adding that she looked forward to working with the Community and Economic Development Department and Visit Phoenix to bring Formula E to the Valley.

Mayor Gallego mentioned that the vote on the item was taking place on the same day as the Super Bowl Host Committee would release their economic impact update which found that the most recent Super Bowl has a 1.3 billion dollar gross output and brought in 100,000 out-of-state visitors noting that the event made a 726 million dollar contribution to GDP as well as giving Arizona a change to showcase The Valley.

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

Yes: 9 - Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego

No: 0

59 Request to Enter into an Agreement with the American Association of Airport Executives to Sponsor the 2027 Annual Conference and Exposition (Ordinance S-50216)

Request to authorize the City Manager, or his designee, to enter into a contract with the American Association of Airport Executives (AAAE) to sponsor the 99th Annual Conference and Exposition in 2027. The total value of the contract will not exceed $750,000. Further request the City Controller to disburse all funds related to this item.

Summary

The Aviation Department is seeking to enter into a contract to sponsor the 99th Annual AAAE Conference and Exposition. As the host airport, Phoenix Sky Harbor International Airport (Sky Harbor), would work with AAAE to develop a conference program and promotional materials that would showcase the City's work in sustainability, technological innovation, and community engagement to airport executives and business leaders from across the United States and around the world. Sponsorship of AAAE's 2027 conference would also bring significant tourism investment to the City. According to an assessment completed by Visit Phoenix, staff estimates that a combination of lodging, food and beverage, and event spending is expected to generate more than $4.1 million in direct spending and nearly $7.8 million in total economic impact.

Recent and upcoming host airports that have sponsored the Annual Conference include Seattle-Tacoma International Airport, Denver International Airport, Nashville International Airport, Hartsfield-Jackson Atlanta International Airport and Los Angeles International Airport. Sponsorship support from the host airport ensures that AAAE preparations can begin well in advance of the conference, and that adequate time is allowed for the development of educational and professional development programming, and planning for the airport

industry's largest exhibit hall and show floor. If approved to proceed with the agreement, AAAE has already secured the Phoenix Convention Center as its primary venue.

Founded in 1928, AAAE is the world's largest professional organization for airport operators and represents individuals who work at public-use, commercial, and general aviation airports. Its 10,000+ members include industry professionals who serve at 875 airports from around the world. Membership also includes hundreds of companies that support the national airport system, including architectural, engineering, construction, technology, and other professional services firms. The 2027 conference is anticipated to draw approximately 3,000 attendees to the City.

In addition, as host airport, Sky Harbor will be provided the opportunity to register up to 75 participants to provide valuable educational and professional development opportunities.

Contract Term
The contract for the sponsorship would begin on or about Oct. 30, 2023. The term of the contract is four years with no options to extend.

Financial Impact
Cost of the sponsorship would be a total amount not to exceed $750,000. Funding is available in the Aviation Department's budget.

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

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

Yes:	8 -	Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilwoman Stark, Vice Mayor Ansari and Mayor Gallego
No:	1 -	Councilman Waring

61 Contract Award for Transit Oriented Development Planning for the Capitol / I-10 West Light Rail Corridor Study Areas (Ordinance S-50229)

Request to authorize the City Manager, or his designee, to execute a contract with Ardurra Group, Inc. to provide consultant services to assist with the development and implementation of the Transit-Oriented Development Grant for the Capitol Extension and I-10 West Light Rail Extension study areas. Further request to authorize the City Controller to disburse all funds related to this item. The total cost of the contract will not exceed $2,500,000.

Summary

This contract provides consultant services to assist with the research, implementation, and execution of the Transit-Oriented Development (TOD) Grant for the Capitol Extension (CAPEX) and I-10 West (10WEST) Light Rail Extension study areas. The Federal Transit Administration selected the City of Phoenix to receive a TOD planning grant for future development along the CAPEX and 10WEST light rail extension corridor study areas. The grant's purpose is to assist cities in developing equitable housing strategies and proactive land use planning along transit project corridors. Land use planning will advance TOD in the corridors and the region by advancing efforts with residents, business owners, and community leaders to create a comprehensive plan that lays the groundwork for new development that is urban, mixed-use, and built to a pedestrian scale. Such planning will also strengthen and improve opportunities for equitable housing that, when combined with new light rail lines, will improve the community's quality of life and economic vitality.

Consultant services include, but are not limited to: working closely with the community to develop and implement policy plans in the corridor by collecting a detailed inventory of existing land uses; hosting community stakeholder workshops and meetings; working with the community to develop a community vision; and identifying strategies and performance measures to implement the vision. Additionally, the consultant will assist the City with the development of an equitable housing strategy as well as TOD policy plans.

The CAPEX TOD planning area is generally bounded by 7th Avenue on the east, Interstate 17 on the west, Interstate 10 on the north, and the Union Pacific Railroad on the south. The 10WEST TOD planning area is generally bounded by Interstate 17 on the east, 83rd Avenue on the west, Encanto Boulevard/Osborn Road on the north, and Van Buren Street on the south.

Senate Bill 1102, recently passed by the Arizona State Legislature and signed by the Governor will require revision to the existing alignment of the CAPEX project, and the project team has already begun evaluating alternative routes to maintain progress towards providing light rail service west of the downtown area towards 79th Avenue. Because the potential alternative alignments are expected to remain within the TOD study area boundaries, but outside the immediate vicinity of the Capitol, the bill does not impact this procurement/contract.

Procurement Information

On Nov. 3, 2021, City Council approved staff's request to issue a Request for Proposal (RFP) for consultant services to assist with the research, implementation, and execution of the CAPEX and 10WEST Light Rail Extension TOD grant. An RFP process was conducted in accordance with Administrative Regulation 3.10. The RFP (PTD22-002) was issued April 15, 2022, with a proposal submission deadline of May 26, 2022. The solicitation was canceled in the best interest of the City on Oct. 14, 2022. A new RFP (PTD23-002) was issued May 17, 2023, with a proposal submission deadline of June 13, 2023.

One offer was received in response to the RFP and the offeror was determined to be responsive and responsible. An evaluation panel comprised of City staff evaluated the offers based on the following criteria with a maximum possible point total of 1000:
Method of Approach (0-450 points),
Qualifications and Experience (0-350 points),
Price (0-200 points)

The evaluation committee reached consensus and scored the offeror as follows:
Ardurra Group, Inc. - 760 points

The evaluation committee recommended awarding the contract to Ardurra Group, Inc.

Contract Term
The contract will begin on or about Oct. 15, 2023, for a one-year term with an option to extend in the City's sole discretion for a period of up to six additional months to coincide with project completion.

Financial Impact
The estimated total expenditure of the project is $2,500,000 from the following funding sources:
Federal Transit Administration TOD Grant - $2,000,000; and
City of Phoenix Transportation 2050 Funds - $500,000.

The project will be administered over two Fiscal Years:
Fiscal Year 2023-24 - $ 1.5 million; and
Fiscal Year 2024-25 - $ 1 million.

Concurrence/Previous Council Action
The Citizens Transportation Commission recommended approval of this item on August 24, 2023, by a vote of 11-0.
The Transportation, Infrastructure, and Planning Subcommittee recommended approval of this item on September 20, 2023, by a vote of 3-0.

Location
Council Districts: 5 and 7

Discussion
Mayor Gallego stated that it was exciting that Council was moving forward with Light Rail going to the West noting that there were challenges with the Legislature adding that the City was going to find a way to deliver Light Rail to the important area of the City. Mayor Gallego added that she appreciated the partners involved in helping the City maximize the benefits of the development near the Light Rail.

A motion was made by Vice Mayor Ansari, seconded by Councilwoman Stark, that this item be adopted. The motion carried by

the following vote:

Yes: 8 - Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilwoman Stark, Vice Mayor Ansari and Mayor Gallego

No: 1 - Councilman Waring

67 **Amend Phoenix City Code Section 36-157.3 to Add Area 30 to the Residential Parking Permit Ordinance (Ordinance G-7173)**

Request to amend Phoenix City Code, Chapter 36, Article XI, section 36-157.3, to add Area 30 to the Residential Parking Permit ordinance. Area 30 is a residential area generally bounded by Camelback Frontage Road on the south, 41st Street on the west, Medlock Drive on the east, and where 41st Street and Medlock Drive intersect, including the cul-de-sac of 41st Street, on the north.

Summary

Residents in this area reported that parking by non-resident vehicles is negatively impacting their neighborhood and requested relief in accordance with Residential Parking Permit (RPP) provisions outlined in Chapter 36 of the City Code. The area is directly north of Camelback Road, between 41st Street and Medlock Drive, from Camelback Frontage Road north two blocks to where 41st Street and Medlock Drive intersect, including the cul-de-sac of 41st Street (**Attachment A**).

The Street Transportation Department confirmed non-resident (intruder) parking is an issue in this neighborhood. Designation of Area 30 as an RPP area will restrict street parking, requiring a permit at all times.

Financial Impact

The cost to implement Area 30 as an RPP area is approximately $5,000, including sign fabrication and installation. Funds are available in the Street Transportation Department’s operating budget. The cost is expected to be offset over the duration of the program by the permit fees collected from the residents in the newly designated area. Annual costs of resident and visitor permits are $10 and $5 per vehicle, respectively.

Public Outreach
The Street Transportation Department conducted a public meeting on Sept. 27, 2023, to provide residents with information on the intent to establish Area 30 as an RPP area. If Area 30 is approved by City Council, all affected households will be notified by mail and with door hanger fliers prior to installing RPP signs. Residents will be advised on how to obtain resident and visitor parking permits.

Location
Area 30 is generally bounded by Camelback Frontage Road on the south, 41st Street on the west, Medlock Drive on the east, and where 41st Street and Medlock Drive intersect, including the cul-de-sac of 41st Street, on the north.
Council District: 6

Discussion
Mayor Gallego introduced the item noting that Councilman Robinson and the District 6 team had put forth significant efforts including a robust door-to-door neighborhood engagement process to find solutions. Mayor Gallego stated that Councilman Robinson would be providing comment after City Clerk Denise Archibald read the title of the item.

City Clerk Denise Archibald read the title of item 67.

Prior to his motion, Councilman Robinson thanked the Mayor and recognized staff who worked with the neighbors noting the impact surrounding development had on neighborhoods in the area. He mentioned Chief of Staff Jennifer Wingenroth as well Research Analysts Jack Keeney and Cody Kellogg adding that Mr. Keeney and Mr. Kellogg had gone door to door to ensure that residents understood the efforts the district office was making to address the concerns in the neighborhood.

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

Yes: 9 - Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilwoman Stark, Councilman Waring,Vice Mayor Ansari and Mayor Gallego

No: 0

73 Authorization to Enter into an agreement with The Nature Conservancy (Ordinance S-50219)

Request to authorize the City Manager, or his designee, to enter into an agreement with The Nature Conservancy, which has partnered with the City of Phoenix since 2017, to fund projects designed to protect the flows and improve water quality in the Salt and Verde Rivers. The aggregate value will not exceed $450,000 over the life of the agreement. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Water Services Department obtains more than half of its raw water supply from the Salt and Verde watersheds. Reliable flows and water quality are critical to the City. Disruptions caused by catastrophic wildfire and sedimentation could result in increased water treatment costs and/or service interruptions. It is in the City's best interest to enter into this strategic partnership to mitigate risks to the rivers and in doing so, to provide leadership to other Valley water providers. By designing and implementing cost-effective and protective Salt-Verde watershed projects, The Nature Conservancy (TNC) will help create water security that supports continued public safety and economic development. Funds for these projects will be used in TNC's Forest Program to mitigate and reduce the risk of catastrophic wildfire in the Salt and Verde watersheds. In addition to paid staff, TNC's extensive use of volunteers result in more Phoenix funding applied directly to watershed management projects.

Procurement Information

In accordance with City of Phoenix Administrative Regulation 3.10, competitive procurement was waived as a result of a Determination Memo citing the unusual nature of the goods or services that require a specific vendor due to TNC's network of private and public partners

funding the project on the Verde River. TNC provides a unique opportunity for the City to fund collaborative projects that positively impact Phoenix's original water supply.

Contract Term

The contract term is for three years effective Nov. 1, 2023, through Oct. 31, 2026.

Financial Impact

The aggregate value of the contract will not exceed $450,000 with annual expenditures of $150,000. Funding for this contract is available in the Water Services Department's operating budget.

Discussion

Mayor Gallego explained that the item was a long-standing partnership between the City of Phoenix and The Nature Conservancy to protect the city's water resources. She added that 60% of the city's water came from the Salt and Verde Watersheds noting that wildfires threatened the rivers with pollution and sedimentation. Mayor Gallego added that the nature conservancy and their volunteers worked to clear brush and remove invasive species to promote forest health and reduce wildfire risk. Mayor Gallego stated that she looked forward to support the nature-based infrastructure to help protect the city's water supply.

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

Yes:	9 -	Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego
No:	0	

86 Public Hearing and Resolution Adoption - General Plan Amendment GPA-AF-2-22-6 - Approximately 1,300 Feet North of the Northeast Corner of 50th Street and Chandler Boulevard (Resolution 22155)

Request to hold a public hearing on a General Plan Amendment for the

following item to consider the Planning Commission's recommendation and the related resolution if approved. Request to amend the General Plan Land Use Map designation on 29.74 acres from Commerce/Business Park to Mixed Use (Industrial / Commerce/Business Park). This is a companion case to Z-69-22-6 and should be heard first, followed by Z-69-22-6.

Summary

Application: GPA-AF-2-22-6
Current Designation: Commerce/Business Park
Proposed Designation: Mixed Use (Industrial / Commerce/Business Park)
Acreage: 29.74 acres
Proposed Use: Minor General Plan Amendment to allow a hybrid of uses to combine commerce park with industrial

Owner: Kyrene Elementary School District 28
Applicant and Representative: Carolyn Oberholtzer, Bergin, Frakes, Smalley & Oberholtzer

Staff Recommendation: Approval.
VPC Information Only: The Ahwatukee Foothills Village Planning Committee was scheduled to hear this case on April 24, 2023, for information only. However, there was no quorum.
VPC Action: The Ahwatukee Foothills Village Planning Committee heard this case on Aug. 28, 2023, and recommended approval, per the staff recommendation, by a vote of 5-3.
PC Action: The Planning Commission heard this case on Sept. 7, 2023, and recommended approval, per the Ahwatukee Foothills Village Planning Committee recommendation, by a vote of 6-0.

Location

Approximately 1,300 feet north of the northeast corner of 50th Street and Chandler Boulevard.
Council District: 6
Parcel Address: 14955, 15001, 15155 and 15175 S. 50th St.

Discussion

Planning and Development Deputy Director Tricia Gomes stated that items 86 and 87 were companion cases and could be heard together but would require separate motions. She continued stating that the subject property was a 29.74 acre site located approximately 1300 feet north of the northeast corner of 50 Street and Chandler Boulevard. She added that item 86 was a GPA-AF-2-22-6 a request to amend the General Plan Land Use Map to mixed use industrial and commercial business park. Ms. Gomes continued adding that item 87 was Z-69-22 A request to rezone from Commerce Park General Commerce Park to PUD (Planned Unit Development) to allow Commerce Park uses and select light industrial uses. Ms. Gomes stated that the Ahwatukee Foothills Village Planning Committee heard the cases August 28, 2023 and recommended approval of item 86 per the staff recommendation by a vote of 5 to 3 and approval of item 87 per the staff recommendation by a vote of 6 to 2. She continued, adding that the Planning Commission heard the cases September 7, 2023 and recommended approval per the Ahwatukee Village Planning Committee recommendation by a vote of 6 to 0. Ms. Gomes stated that staff recommended approval of item 86 per the Planning Commission recommendation and adoption of the related resolution; and staff recommended approval of item 87 per the Planning Commission recommendation and adoption of the related ordinance.

Mayor Gallego declared the public hearing open and stated that Carolyn Oberholtzer was present on behalf of the applicant for any questions.

Mayor Gallego declared the public hearing closed.

The hearing was held. A motion was made by Councilman Robinson, 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 Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego
No:	0	

87 Public Hearing and Ordinance Adoption - Rezoning Application

Z-69-22-6 (Converge Logistics Center PUD) - Approximately 1,300 Feet North of the Northeast Corner of 50th Street and Chandler Boulevard (Ordinance G-7175)

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-69-22-6 and rezone the site from CP/GCP (Commerce Park/General Commerce Park Option) to PUD (Planned Unit Development) to allow commerce park uses and select light industrial uses. This is a companion case to GPA-AF-2-22-6 and should be heard following GPA-AF-2-22-6.

Summary

Current Zoning: CP/GCP
Proposed Zoning: PUD
Acreage: 29.74 acres
Proposal: PUD to allow commerce park uses and select light industrial uses

Owner: Kyrene Elementary School District No. 28
Applicant/Representative: Carolyn Oberholtzer, Bergin, Frakes, Smalley & Oberholtzer

Staff Recommendation: Approval, subject to stipulations.
VPC Information Only: The Ahwatukee Foothills Village Planning Committee (VPC) was scheduled to hear this case on April 24, 2023, for information only; however, there was no quorum.
VPC Action: The Ahwatukee Foothills VPC heard this case on Aug. 28, 2023, and recommended approval, per the staff recommendation, with a modification, by a vote of 6-2.
PC Action: The Planning Commission heard this case on Sept. 7, 2023, and recommended approval, per the Ahwatukee Foothills VPC recommendation, by a vote of 6-0.

Location

Approximately 1,300 feet north of the northeast corner of 50th Street and Chandler Boulevard
Council District: 6

Parcel Address: 14955, 15001, 15155 and 15175 S. 50th St.

The hearing was held. A motion was made by Councilman Robinson, 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 Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego

No: 0

88 Public Hearing - Amend City Code - Ordinance Adoption - Text Amendment Application Z-TA-1-23-4 (Ordinance G-7174)

Request for a public hearing on a proposed text amendment to the Phoenix Zoning Ordinance, Text Amendment Z-TA-1-23-4 to amend Chapter 13 (Walkable Urban Code), Section 1306 (Land Use Matrix) to add Self-Service Storage Facility, and Section 1307.B (Required Vehicular Parking) to allow self-service storage in the Midtown Character Area of the Walkable Urban Code.

Summary

The intent of the proposed text amendment is to amend Chapter 13, Section 1306 (Land Use Matrix), Table 1306.1 Land Use Matrix, to add Self-Service Storage Facility, to add new section F immediately following the prior table to add land use conditions for Services, to renumber sections 1306.F, 1306.G and 1306.H, and amend Section 1307.B (Requiring Vehicular Parking), Table 1307.1 Minimum Required Vehicle Parking, to allow self-storage warehouse in the Midtown Character Area of the Walkable Urban Code.

Owner/Applicant: Stan Shafer, HPPC, LLC and HPPC II, LLC
Representative: William F. Allison, Withey Morris Baugh, PLC

Staff Recommendation: Approval.
VPC Action: The Encanto Village Planning Committee heard this case on Aug. 7, 2023, and recommended approval, per the staff

recommendation, by a vote of 17-0.
PC Action: The Planning Commission heard this case on Sept. 7, 2023, and recommended approval, per the Encanto Village Planning Committee recommendation, by a vote of 6-0.

Location
Council District: 4

Discussion

Planning and Development Director Tricia Gomes explained that item 88 was Z-TA-1-23-4, a request to amend the Phoenix Zoning Ordinance Chapter 13 Walkable Urban Code Section 1307 to allow self-service storage facility and 1307b to allow self-service storage in the Midtown character area of the Walkable Urban Code. She added that the Encanto Village Planning Committee (VPC) heard the case on August 7, 2023 and recommended approval per the staff recommendation by a vote of 17 to 0 and the Planning Commission heard the case on September 7, 2023 and recommended approval per the Encanto VPC recommendation by a vote of 6 to 0. Ms. Gomes included that staff recommended approval per the Planning Commission and to adopt the related ordinance.

Mayor Gallego declared the public hearing open.

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

The hearing was held. A motion was made by Councilwoman Pastor, seconded by Councilwoman O'Brien, 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 Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilwoman Stark, Councilman Waring, Vice Mayor Ansari and Mayor Gallego
No:	0	

90 (CONTINUED FROM APRIL 5, AUG. 28 AND SEPT. 20, 2023) - Public Hearing and Ordinance Adoption - Rezoning Application Z-62-22-8

- Approximately 200 Feet East of the Northeast Corner of 42nd Street and Edgemont Avenue (Ordinance G-7098)

Request to hold a public hearing and amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, and consider adopting Rezoning Application Z-62-22-8 to rezone the site from R1-6 (Single-Family Residence District) to R-3 (Multifamily Residence District) to allow multifamily residential.

Summary
Current Zoning: R1-6
Proposed Zoning: R-3
Acreage: 0.86 acres
Proposed Use: Multifamily residential

Owner: 4211 Thomas, LLC
Applicant: Sean J. Doyle, Tiffany & Boscoe, P.A.
Representative: Mark Tomecak

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Camelback East Village Planning Committee heard this case on Feb. 7, 2023, and recommended approval, per the staff recommendation, by a vote of 13-2.
PC Action: The Planning Commission heard this case on March 2, 2023, and recommended approval, per the Camelback East Village Planning Committee recommendation, by a vote of 5-1.
The Planning Commission recommendation was appealed for a public hearing by a community member and a petition for a three-quarter vote was submitted on March 9, 2023. A three-quarter vote is required.

Location
Approximately 200 feet east of the northeast corner of 42nd Street and Edgemont Avenue
Council District: 8
Parcel Addresses: 4222 E. Edgemont Ave. and a portion of 4215 and 4221 E. Thomas Road

Discussion

Planning and Development Deputy Director Tricia Gomes stated that item 90 was zoning case Z-62-22-8, a request to rezone .86 acres located approximately 200 feet east of the northeast corner of 42nd Street and Edgemont Avenue from R16 single-family residence to R3 multi-family residence to allow for multi-family residential. She added that the subject site was designated as mixed use on the general plan land use map and was within the village core, she continued explaining that the site contained a single family residence noting that to the north of the site was an automobile parts retail store, to the west were condominiums, and to the east and south were single family residents. Ms. Gomes explained that the conceptual site plan attached as an exhibit depicted eight two-bedroom units with private yards and an open space area located towards the rear of the site. Ms. Gomes stated that the Camelback East Village Planning Committee (VPC) recommended approval per the staff recommendation by a vote of 13 to 2 and the Planning Commission heard the case on March 2, 2023 and recommended approval per the Camelback East VPC by a vote of 5 to 1. She concluded that staff recommended approval per the October 4, 2023 memo from the Planning and Development Director and adoption of the related ordinance. Ms. Gomes mentioned that the memo modified stipulation 3 to limit the building height to 15 feet within 50 feet of the property line along Edgemont Avenue, and added her availability for questions.

Mayor Gallego explained that each side would be given ten minutes to present.

Representing applicant Tiffany & Bosco, William Lally commended Ms. Gomes on her explanation of the staff's position on the project. He presented his slides reiterating the uses surrounding the development. He explained that Emery Lane Homes purchased the property with the intention to fit in to the existing environment and have a mixture of densities between the surrounding single-family to the south, multi-family developments to the east and west, and commercial to the north. Mr. Lally added that the property was inside the secondary core of the General Plan explaining that density and intensity was promoted and mixed use allowed for 15 dwelling units or more per acre. Noting that the proposed development density was nine dwelling units Mr. Lally emphasized that the property was consistent with the General Plan

explaining that it was the last property with the density allocation that allowed for mixed use development. Mr. Lally compared the 44 Street Corridor Plan that were also mixed use and promoted high density. He explained that there were several stipulations added by the village planning committees including a stipulation for detached 5 foot wide sidewalk. Mr. Lally reiterated the history of the case noting that it had been in progress for a year and had gone through several neighborhood meetings where concerns about height, landscaping, and density were addressed through stipulations dropping the density, adding landscaping, and capping the height to 30 feet. He added that door-to-door work had been done and found individuals who were in support noting the 44 signatures of support from businesses and surrounding property owners. Mr. Lally brought up the Housing Plan, Tree and Shade Plan, Complete Streets Plan, and Zwero Waste PHX Plan mentioned in the staff report emphasizing that developers were in conformance or had added stipulations to conform to the plans. He mentioned the stipulation to compromise to limit the two-story element along Edgemont Avenue for the first 50 feet of the development and could allow for more landscaping. Mr.Lally emphasized that the village core, where the property was located, promoted the density and intensity proposed for the development that had already lowered their density to eight dwelling units per acre noting the number of concessions made to compromise for the community and added his availability for questions.

Representing the Appelant, Sharon Schmieder stated that she was only then made aware of the 15 foot height restriction stipulation. Ms. Schmieder explained the Rancho Ventura Neighborhood was a well established neighborhood with 75% of homeowners had lived in the neighborhood for an average of 14 years. She described the surrounding developments with Edgemont Estates to the east that were 100% owner occupied, Casas De Rancho Venturas that were single-family homes to the south, Edgemont 12 to the west which non-conforming and required variances noting that none of the homes sold for asking-price and time-on the market was excessive. Ms. Schmieder stated that Emery Lane Homes was only using the non-conforming property to support their design noting that the development offered no amenities besides and unwanted dumpster mentioning concerns of privacy for surrounding neighbors. She added that Emery Lane Homes had a history of building

residential backed to commercial developments. She mentioned concerns with interactions and time frame for communications between the neighborhood and developers and the streetscape that did not conform with the Camelback East Character Plan. Ms. Schmieder explained that neighbors were not in support of the high density zoning and spoke on the certainty that zoning provides homeowners.

Mayor Gallego notified Ms. Schmieder for a final thought noting importance of consistency of time allotted for presentations.

Ms. Schmieder stated that the allowed zoning allows for four unit and not more.

Mayor Gallego thanked the speaker.

Jennifer Swanton who lived a block west of the development spoke in support and noted that a building looking over single-family homes was inevitable and the development would increase the value of surrounding homes.

Mayor Gallego declared the public hearing closed.

Councilwoman Hodge Washington asked about discrepancies in the General Plan brought up by the Rancho Ventura Neighborhood.

Planning and Development Director Joshua Bednarek commended the residents for their research into the General Plan and explained that the purpose of the General Plan was to raise the level of conversation about projects to discuss goals and visions of a development. He added that residents were right to point out certain elements of the General Plan specifically on the concept of certainty and character. Mr. Bednarek explained that corresponding plans mentioning that the property was in the Camelback East Village Core and was part of the 44 Street Corridor Specific Plan established in 1991 which designated the area as mixed use. Mr. Bednarek explained that those two documents would override the General Plan.

Councilwoman Hodge Washington asked about discrepancies with the

Camelback East Character Plan.

Mr. Bednarek explained that the Camelback East Character Plan had a similar purpose as the General Plan to provide a basis for evaluation for the Camelback East Village Planning Committee and residents. He added that the Camelback East Village Planning committee in their evaluation of the certain design principles and policies of the development found that it was compliant with the General Plan.

Councilwoman Hodge Washington asked Mr. Lally to approach the stand and asked about the concern with the dumpster brought up by the Rancho Venturas Neighborhood.

Mr. Lally explained that the developers chose a dumpster as opposed to smaller cans to address the limited window within public roadway noting that there was logistic policy problems with the city about where would the smaller cans would go in front of the driveways. Mr. Lally explained that the dumpster would include a trash and a recycling bin promoted by the city. He stated that a dumpster made the most sense because of size of development emphasizing that the location of the dumpster on the north side was buffered by the adjacent commercial building.

Councilwoman Hodge Washington asked if the dumpster would be on the aterial off Edgemont Avenue.

Mr. Lally confirmed that Councilwoman Hodge Washington was correct, reiterating that the dumpster would be hidden in the back of the development.

Prior to her motion, Councilwoman Hodge Washington thanked staff and the community for their involvement. She explained that the case predated her time with the Council and the subject property fell within the Camelback East Village core that was designated for multifamily development dating back to the 44th Street Specific Plan in 1991. She added that to the west and east of the property were multifamily developments emphasizing the importance that new development is compatible with existing neighborhoods. Councilwoman Hodge Washington stated that she directed staff to restrict development to a

maximum of 15 feet in building height for the first 50 feet of the property from the Edgemont Avenue noting that the new height restriction stepback provision provided better transition in scale for the single family homes across the street.

Prior to her vote Mayor Gallego stated that she was a councilwoman when Edgemont 12 was developed and had made a commitment to the neighbors about height on the lot and added her appreciation for Councilwoman Hodge Washington on her work with the neighbors.

The hearing was held. A motion was made by Councilwoman Hodge Washington, seconded by Councilwoman Pastor, that this item be approved per the Oct. 4, 2023 memo from the Planning and Development Director, with adoption of the related ordinance. The motion carried by the following vote:

Yes:	8 -	Councilwoman Guardado, Councilwoman Hodge Washington, Councilwoman O'Brien, Councilwoman Pastor, Councilman Robinson, Councilwoman Stark, Councilman Waring and Vice Mayor Ansari
No:	1 -	Mayor Gallego

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

000 CITIZEN COMMENTS

City Attorney Julie Kriegh 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. She advised the Arizona Open Meeting Law permits City Council to listen to the comments, but prohibits council members from discussing or acting on the matters presented.

Candace Washington spoke on concerns with the Department of Housing and Urban Development noting that even as a Section-8 holder there was a lack of resources and efficiency of service. She explained concerns for long wait to speak with inspectors mentioning her efforts to contact her district office and several department contacts at the city that have been unable to help.

Mayor Gallego asked if there was a member of staff who could connect Ms. Washington with the right resources.

Diane Barker, resident of District 7, wanted to clarify that South Phoenix was the world's largest city park and mentioned a meeting with Keep Phoenix Beautiful and also mentioned Deck Park Tunnel that was part of the federal interstate program noting her concerns for the traffic and safety of the interstate. Ms. Barker asked for a collaborative effort with the city and the federal government to address traffic congestion in the deck park corridor through increased transit opportunities.

Anita Cordova spoke on her concerns with accessibility to family members when receiving public services.

President of Operation Blue Ribbon Anne Ender spoke on the consent decree that the Department of Justice (DOJ) could impose on the Phoenix Police Department. She spoke on concerns of lack of updates from the DOJ and mentioned her concern with the outcomes of an investigation. Ms. Ender also requested an explanation of qualifications for the hiring of Michael Bromwich to represent the city. Ms. Ender asked that the Council fight any kind of consent decree.

Katherine Garcia stated that she was in a shelter and spoke on her concerns with the inability to have family visits on the shelter property.

Dawnna Labree spoke on her concerns of the services provided and stated that more effective services could help the individuals have higher success rates.

Tenisha Mcmillen spoke on additional resource for the homeless specifically more emergency resources. She noted that resources are often limited and access is delayed noting that had she had access to resources her socioeconomic situation would be improved.

Rory Moore spoke on the success of Community Bridges Inc recommending that individuals who have knowledge should share the knowledge. He mentioned concerns with the time frames of individuals being helped in the facilities and the lack of opportunities to get proper care and emphasized the need for training.

James Rose spoke on Community Bridges Inc and need for training and help

with organization and administrative processes to provide better services.

Lezley Shepherd thanked the Council for allowing water into chambers. She mentioned that she arrived too late to speak on item 37 of the agenda and her concerns with a 180 million dollar tax in the budget. She spoke on the Mayor's involvement with the World Economic Forum.

Elizabeth Venable spoke on her petition and added that she grew up near The Zone and had concerns or reports of ashes belonging to residents of The Zone being disposed of by authorities. Ms. Venable also spoke on the need to address individuals with disabilities and better care for individuals receiving public services.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 4:10 p.m.

MAYOR

ATTEST:

CITY CLERK

SLR

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the formal session of the City Council of the City of Phoenix held on the 4th day of October, 2023. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 26 day of June, 2024.

CITY CLERK