173783

City of Phoenix

Minutes

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

City Council Formal Meeting

Wednesday, February 6, 2019 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, February 6, 2019 at 2:38 p.m. in the Council Chambers.

Present: 8 - Councilman Sal DiCiccio, Councilwoman Vania Guevara, Councilwoman Felicita M. Mendoza, Councilman Michael Nowakowski, Councilwoman Laura Pastor, Councilwoman Debra Stark, Vice Mayor Jim Waring and Mayor Thelda Williams

Councilman DiCiccio and Vice Mayor Waring participated in the meeting via telephone.

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

CITIZEN COMMENTS

Hunter Franklin requested Council help him change the law so that restraining orders against adults for minors remain in place until the age of 18 instead of being renewed every year.

Mayor Williams stated the law would have to be changed at the state legislature but she indicated Council would do what they could to help him.

Wes Harris stated details were lacking on how the $150 million Council gave the Phoenix Suns would be spent. He suggested every item be approved by Council to ensure funds were only used for the betterment of the building. He also proposed someone from the City manage the process of promoting more activities at the arena to increase earnings. He expressed this money should have been used for the City's core responsibilities, such as public safety, garbage and water.

Steve Schumacher asked that a historical marker put in place in 1964 on the northwest corner of 28th Street and Van Buren that read "original site of Phoenix", which was demolished in 2003 due to a car accident, be reinstalled at the same site.

The City Clerk confirmed that copies of the titles of Ordinances G-6554 through G-6557, S-45345 through S-45375, and Resolutions 21712 through 21714 and 21716 through 21718 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.

MINUTES OF MEETINGS

1 For Approval or Correction, the Minutes of the Formal Meeting on Nov. 7, 2018

Summary

This item transmits the minutes of the Formal Meeting of Nov. 7, 2018, 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 Mayor Williams, seconded by Councilwoman Pastor, that this item be approved. The motion carried by the following voice vote:

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara, Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor Waring and Mayor Williams

No: 0

BOARDS AND COMMISSIONS

2 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 individual was recommended for reappointment by Mayor Williams:

South Mountain Village Planning Committee
Reappoint Jennifer Tunning, for a term to expire Nov. 19, 2020

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

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara, Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor Waring and Mayor Williams

No: 0

Mayor Williams administered the oath of office to Jennifer Tunning, South Mountain Village Planning Committee. Ms. Tunning was invited to approach the dais so Council could extend their appreciation.

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

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

Note: Comment cards were submitted for the record in favor of Items 7-9, and 15 by the following individuals:

Nicol Emerick - Applicant, Items 7-9
7-Eleven (27401), Item 15

A motion was made by Councilwoman Pastor, seconded by Councilwoman Stark, that Items 3 through 15 be recommended for approval. The motion carried by the following vote:

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara, Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor Waring and Mayor Williams

No: 0

3 Liquor License - Special Event - Our Lady of Czestochowa Roman Catholic Parish Phoenix

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

Summary

Applicant
Andrew Furga

Location
2828 W. Country Gables Drive
Council District: 1

Function
Cultural Celebration

Date(s) - Time(s) / Expected Attendance
March 2, 2019 - 10 a.m. to 9 p.m. / 1,700 attendees
March 3, 2019 - 10 a.m. to 5 p.m. / 800 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

4 Liquor License - Special Event - Blessed Sacrament Roman Catholic Parish Scottsdale

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

Summary

Applicant
Kelly Stehly

Location
11300 N. 64th St.

Council District: 2

Function
Reception

Date(s) - Time(s) / Expected Attendance
Feb. 22, 2019 - 6:30 p.m. to 10:30 p.m. / 250 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

5 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
Annette Thomson

Location
4701 N. Central Ave.
Council District: 4

Function
Dinner

Date(s) - Time(s) / Expected Attendance
March 9, 2019 - 5 p.m. to 9 p.m. / 300 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

6 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
Annette Thomson

Location
4701 N. Central Ave.
Council District: 4

Function
Dinner

Date(s) - Time(s) / Expected Attendance
March 22, 2019 - 5 p.m. to 11 p.m. / 300 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

7 Liquor License - Special Event - Cancer Support Community - Arizona

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

Summary

Applicant
Nicol Emerick

Location
360 E. Palm Lane
Council District: 4

Function
Festival

Date(s) - Time(s) / Expected Attendance
Feb. 23, 2019 - 11 a.m. to 2 p.m. / 300 attendees

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

8 Liquor License - Special Event - Cancer Support Community - Arizona

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

Summary

Applicant
Nicol Emerick

Location
360 E. Palm Lane
Council District: 4

Function
Dinner

Date(s) - Time(s) / Expected Attendance
March 16, 2019 - 6 p.m. to 10:30 p.m. / 300 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

9 Liquor License - Special Event - Cancer Support Community - Arizona

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

Summary

Applicant
Nicol Emerick

Location
360 E. Palm Lane
Council District: 4

Function
Dinner

Date(s) - Time(s) / Expected Attendance
April 6, 2019 - 6 p.m. to 11 p.m. / 300 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

10 Liquor License - Special Event - Veterans Transportation

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

Summary

Applicant
Eric Morales

Location
4344 W. Indian School Road, Ste. 100
Council District: 5

Function
Concert

Date(s) - Time(s) / Expected Attendance
Feb. 15, 2019 - 7 p.m. to 2 a.m. / 700 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

11 Liquor License - MercBar

Request for a liquor license. Arizona State License Application 06070461.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 6 - Bar

Location
2525 E. Camelback Road, Ste. 120
Zoning Classification: C-2 H-R CEPCSP
Council District: 6

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

The 60-day limit for processing this application is Feb. 8, 2019.

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

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

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

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"MercBar has served classic cocktails in an iconic New York-style bar and lounge since 1996. Applicant would like to continue to offer guests 21 and over the opportunity to enjoy alcoholic beverages."

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 - MercBar
Liquor License Map - MercBar

This item was recommended for approval.

12 Liquor License - Special Event - Central Arts Alliance

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

Summary

Applicant
Joseph Benesh

Location
67 W. Culver St.

Council District: 7

Function
Community Event

Date(s) - Time(s) / Expected Attendance
Feb. 17, 2019 - 10 a.m. to 6 p.m. / 400 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

13 Liquor License - Special Event - Laveen Community Council

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

Summary

Applicant
Stephanie Hurd

Location
7858 S. 35th Ave.
Council District: 7

Function
Festival

Date(s) - Time(s) / Expected Attendance
Feb. 16, 2019 - 10 a.m. to 5 p.m. / 5,000 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

14 Liquor License - Special Event - Liberty Wildlife, Inc.

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

Summary

Applicant
Margaret Mosby

Location
2600 E. Elwood St.
Council District: 8

Function
Cultural Celebration

Date(s) - Time(s) / Expected Attendance
Feb. 24, 2019 - Noon to 5 p.m. / 300 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

15 Liquor License - 7-Eleven #27401C

Request for a liquor license. Arizona State License Application 42110.

Summary

Applicant
Ajay Gupta, Agent

License Type
Series 10 - Beer and Wine Store

Location
4748 E. Van Buren St.
Zoning Classification: C-3
Council District: 8

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

The 60-day limit for processing this application is Feb. 10, 2019.

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:
"I am currently the franchisee and responsible operator of multiple 7-Eleven convenience stores. I have been a 7-Eleven franchisee since 2003 and have completed an extensive corporate training program regarding the operation of 7-Eleven stores and have completed basic and management liquor training by an authorized trainer, as required by Arizona liquor laws."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This location has been a 7-Eleven store for many years. I will operate

the store in the same responsible manner as my other stores and with the high standards required of 7-Eleven franchisees. I plan to continue to provide quality service to the neighbors of this store, and to the general public which they have enjoyed and have come to rely on for many years."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - 7-Eleven #27401C
Liquor License Map - 7-Eleven #27401C

This item was recommended for approval.

ORDINANCES, RESOLUTIONS, AND NEW BUSINESS

A motion was made by Councilwoman Pastor, seconded by Councilwoman Stark, that Items 16 through 91 be approved or adopted, except Items 16, 22, 24, 47, 55, 57 and 91; and noting that Item 80 is as corrected. The motion carried by the following vote:

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara, Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor Waring and Mayor Williams

No: 0

Items 17-21, 23, 25-34, Ordinance S-45345, were requests 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.

17 Arizona Public Service Company

For $360,892.00 in payment authority for Phase 2 of the relocation and removal of electrical equipment in conflict with the Sky Train Stage 2

alignment for the Aviation Department. This utility work is required for the Phoenix Sky Harbor International Airport Sky Train Stage 2 Project AV10000011.

This item was adopted.

18 Arizona Public Service Company

For $4,077.00 in payment authority for Phase 3 of the relocation and removal of electrical equipment in conflict with the Sky Train Stage 2 alignment for the Aviation Department. This utility work is required for the Phoenix Sky Harbor International Airport Sky Train Stage 2 Project AV10000011.

This item was adopted.

19 Arizona Public Service Company

For $262,310.00 in payment authority for Phase 4 of the relocation and removal of electrical equipment in conflict with the Sky Train Stage 2 alignment for the Aviation Department. This utility work is required for the Phoenix Sky Harbor International Airport Sky Train Stage 2 Project AV10000011.

This item was adopted.

20 Arizona Public Service Company

For $24,071.23 in payment authority for electrical utility work, which includes installation of a trench, conduit, wire and 500 KVA transformer for the Aviation Department. This work is in support of the Phoenix Sky Harbor International Airport Sky Terminal 4 S1 Concourse Project AV21000097.

This item was adopted.

21 Combs Construction Company, Inc.

For $151,598.27 in additional payment authority for Contract 145954 for construction of a blast wall, drainage repair, and asphalt removal for the Aviation Department. Additional funds are needed to remove more asphalt than initially estimated to achieve positive drainage. This work is in support of the Deer Valley Airport Construction Run-Up Areas Adjacent to Taxiway C Project AV31000082.

This item was adopted.

23 Various Vendors for Automotive Lifts Inspections, Maintenance

and Repairs

For $50,000.00 in additional payment authority to add the Aviation Department to the Public Works Department's automotive lifts annual inspections, maintenance and repair contracts at the Phoenix Sky Harbor International Airport. The Aviation Department is responsible for maintaining approximately 11 automotive lifts. These services are required to ensure the proper operation of all structural, electrical, hydraulic and mechanical components including lift controls. This service is performed by a third-party provider as required by the American National Standard Institute.

Unique Parking Solutions, LLC doing business as Mohawk Automotive Lifts Southwest, Contract 148136
Joshua Seth Blatt doing business as Lift Pro LLC, Contract 148138
Southwest Lift and Equipment, Inc., Contract 148137

This item was adopted.

25 TI Training Corporation

For $14,200.00 in payment authority for a one-time purchase of simulation training equipment for the Phoenix Police Department. Currently, the Police Department owns four Ti training simulators. Upgrading the current equipment will allow for officers to complete annual mandatory training on Use of Force Simulator and techniques to de-escalate and reduce conflict and potentially violent situations. The on-site scenario creation allows officers to utilize less lethal tools during high-risk events.

This item was adopted.

26 Settlement of Claim Ontiveros v. City of Phoenix

To make payment of $450,000.00 in settlement of claim in *Ontiveros v. City of Phoenix,* Maricopa County Superior Court, Case CV2015-007286, 14-0917-001, GL, BI, for the Finance Department pursuant to Phoenix City Code Chapter 42.

This item was adopted.

27 Pioneer Distributing Company, Inc.

For $12,200.00 in payment authority for a new contract, entered on or about Feb. 15, 2019 for a term of five years for concrete maintenance

materials for the Street Transportation Department. This contract will provide concrete form oil, for use by the general and preventative maintenance sections, to serve as a release agent that prevents concrete from adhering to wooden or steel forms. The oil helps minimize surface cavitation and reduces the need to patch voids in concrete surfaces.

This item was adopted.

28 Settlement of Claim Quinn v. City of Phoenix

To make payment of $47,002.00 in settlement of claim(s) in *Quinn v. City of Phoenix*, City File 17-0713-006, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42.

This item was adopted.

29 Settlement of Claim Cherry v. City of Phoenix

To make payment of $50,000.00 in settlement of claim(s) in *Cherry v. City of Phoenix*, Maricopa County Superior Court, Case CV2016-017354, City File 15-0555-002, GL, BI, for the Finance Department pursuant to Phoenix City Code Chapter 42.

This item was adopted.

30 Various Vendors for General Police Towing Services

For $60,000.00 in additional payment authority for General Police Towing Services for the Police Department. Payment authority is being requested to extend the current contracts through Dec. 31, 2019 so Police Department staff can assess the impact of the new State law HB 2169 which became effective Jan. 1, 2019. The new law prohibits vehicles being towed for suspended licenses. Based on the Police Department estimates, it expects to see a significant reduction in the number of vehicles towed for suspended licenses.

ACT Towing, LLC, doing business as All City Towing, Contracts 135126 and 135191
DV Towing, LLC, Contract 135125
Western Towing of Phoenix, Inc., doing business as Western Towing, Contract 135124

This item was adopted.

31 RiskSense, Inc.

For $237,000.00 in additional payment authority for Contract 142524 through Dec. 31, 2019 to exercise a one-year option to continue to perform services required in support of the City's compliance with Payment Card Industry (PCI) Data Security Standards (DSS) for the Information Technology Services Department. Compliance with PCI DSS is mandated by the payment card industry for the City to process payment card transactions. The City processes more than three million credit card transactions annually, totaling more than $200 million. Failure to maintain PCI compliance will result in termination of the City's ability to accept credit card payments.

This item was adopted.

32 State of Arizona, Arizona Department of Agriculture Pest Management Division

For $75,000.00 in payment authority to purchase the renewal of approximately 180 pesticide applicator licenses annually for the Parks and Recreation Department. Arizona State Law requires all pesticide applicators be licensed, and licenses be renewed annually to apply pesticides to control weeds and pests throughout City park locations. The Arizona Department of Agriculture Pest Management Division is the only agency authorized to approve and issue these licenses. The annual license renewal request is for March 1, 2019 through Feb. 28, 2024.

This item was adopted.

33 AGTS, Inc.

For $25,000.00 in payment authority for training services for the Phoenix Convention Center Department on an as-needed basis through Dec. 31, 2024. AGTS, Inc. will provide department-wide contract training and materials developed specifically for the City of Phoenix. The training will increase the skill level of procurement and contract management personnel in the areas of solicitation development, scope of work development, and contract management.

This item was adopted.

34 Arizona Municipal Water Users Association

For $12,006.16 in payment authority for a one-time purchase of public education outreach materials for the Water Services Department. Funds are needed to purchase copies of The Landscape Plants for the Arizona

Desert publication. This resource will be provided free of charge to residents, landscape professionals, and nurseries as a public educational resource to determine which plants thrive and are most water efficient in the Phoenix desert environment.

This item was adopted.

35 Call of Special Election for Purpose of Submitting to Voters Proposed Charter Amendment by Initiative Petition I-4-18 Pertaining to Light Rail (Ordinance S-45373)

An Ordinance calling a Special Election in the City of Phoenix to be held on Aug. 27, 2019, for the purpose of submitting a proposed amendment to the City Charter to the qualified voters of the City for their approval or rejection. The Charter amendment is proposed by Initiative Petition I-4-18 and pertains to light rail.

Summary

This item calls a Special Election in the City of Phoenix to be held on Aug. 27, 2019. The election would be conducted by the City of Phoenix in accordance with the City Charter and State law. The City Council will adopt a separate ordinance referring the proposed Charter amendment to voters and establishing the text of the amendment. A separate ordinance to adopt the form of the ballot and establish the language to appear on the ballot, will be submitted to the City Council at a future meeting.

The application and text for Initiative Petition I-4-18 was submitted to the City Clerk Department on Sept. 21, 2018. On Nov. 28, 2018, the petition comprised of 3,144 petition signature sheets was filed with the City Clerk Department by Susan Gudino, representing the political committee, Building a Better Phoenix (Michael Herdez, Chairperson and Susan Gudino, Treasurer).

To be certified sufficient, the City Charter requires this initiative petition contain 20,510 valid signatures of qualified electors residing within the City. The petition was certified sufficient on Jan. 18, 2019. Since it is a proposed charter amendment, the City Charter requires this initiative to be referred to the voters on the next consolidated election date no earlier than 120 days from when the Council calls the election. The City Council must call the election within 25 calendar days of the certification, or by

Feb. 12, 2019.

This item was adopted.

36 Authorization to Amend Lease with Bright Horizons Children's Centers (Ordinance S-45349)

Request to authorize the City Manager, or his designee, to amend lease 135637 with Bright Horizons Children's Centers, LLC, a Delaware company ("Bright Horizons") to extend the lease term for a five-year period, with one, five-year option to renew. Further request authorization for the City Treasurer to accept funds related to this item.

Summary

Bright Horizons currently leases approximately 12,000 square feet of City-owned property located at 150 N. 4th Ave., to provide child care and development services. Bright Horizons has been a tenant of the City since March 2013 and is in good standing. The current lease term expires Feb. 28, 2019. Rent during the first year of the new term will be $11.85 per square foot per year, plus applicable tax. Rent will be adjusted 3 percent annually over the term, beginning the second year. This is within range of market rents as determined by the Finance Department's Real Estate Division.

Bright Horizons will be completing $59,293.15 in tenant improvements at its sole expense. The Public Works Department has approved the scope and materials for the improvements and deemed the cost reasonable. As consideration for these tenant improvements, rent will be abated for the first five months of the new term.

Bright Horizons will be responsible for all utilities and related expenses, interior repairs, renovations, maintenance, and improvements of the leased property. The lease may contain other terms and conditions deemed necessary or appropriate by the City.

Contract Term

The lease will be amended to extend the term for five years with one, five-year option to renew.

Financial Impact

Revenue during the first year of the extended term will be $82,950, which

is reflective of a rental abatement of five months in consideration for tenant improvements. Rent will be adjusted 3 percent annually.

Concurrence/Previous Council Action
The lease, City Contract 135637, was authorized by Ordinance S-39473, adopted Dec. 12, 2012.

Location
150 N. 4th Ave.
Council District: 7

This item was adopted.

37 Authorization to Enter into Land Use License with Central Arizona Water Conservation District and Central Arizona Project for Public Safety Communication Purposes at Lake Pleasant (Ordinance S-45374)

Request to authorize the City Manager, or his designee, to enter into a land use license to replace City contract 102880 with Central Arizona Water Conservation District (CAWCD) and Central Arizona Project (CAP) for an existing radio site at the Lake Pleasant Lookout Area located west of Waddell Dam. Additionally, request the City Council to grant an exception pursuant to Phoenix City Code 42-20 to authorize inclusion in the documents pertaining to this contract of indemnification and assumption of liability provisions that otherwise would be prohibited by Phoenix City Code 42-18. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
This site is used to provide in-building radio coverage required for the public safety/public service radio system at Lake Pleasant for Regional Wireless Cooperative for public safety purposes. CAWCD administers its communications site program under the Bureau of Reclamation rights-of-use regulations 43 CFR 429, as well as policies established to supplement those regulations, for communications facilities which are located on property acquired for the CAP. On Oct. 1, 2018, CAWCD provided notice that contract 102880 will be replaced with a new license to reflect CAWCD's current guidelines and policies. Contract 102880 is in its last renewal period, scheduled to expire Aug. 29, 2022. The term of the new license is five years through Dec. 31, 2023.

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

Contract Term
The contract term is five years, through Dec. 31, 2023.

Financial Impact
Annual rent during the first year is $16,411.29, based on the Bureau of Land Management's Rental Fee Schedule for Communication Uses.

Concurrence/Previous Council Action
The original license, City Contract 102880, was authorized by Ordinance S-29220, adopted June 26, 2002.

Location
Dam Overlook Road, Lake Pleasant, Peoria, Ariz.
Council District(s): Out of City

This item was adopted.

38 Authorization to Extend License with Hunter Contracting Co. for Use of Vacant City-Owned Property Located at 415-501 E. Puget Ave. (Ordinance S-45363)

Request to authorize the City Manager, or his designee, to extend a revocable license with Hunter Contracting Co. for temporary use of vacant City-owned property located at 415-501 E. Puget Ave. for construction staging and storage.

Summary
Hunter Contracting Co. has been contracted by the City to provide design and construction services for the installation of a structural microwave tower at North Mountain, 12950 N. 7th St. To facilitate the City's project, the vacant City-owned property at 415-501 E. Puget Ave., which is approximately 64,103 square feet, is being used for construction staging, parking, and a construction trailer. All costs related to the license are included in the North Mountain Tower project cost, with funding authorized by Ordinance S-43540.

Contract Term

The term of the license is six months, with one six-month option to extend. The license may be terminated by either party upon receipt of a 60-day written notice.

Concurrence/Previous Council Action
The original license, City Contract 146626, was authorized by Ordinance S-43920, adopted Sept. 20, 2017.

Location
415-501 E. Puget Ave.
Council District: 3

This item was adopted.

39 Authorization to Sell City-Owned Property at 9856 N. 19th Drive for Housing Department (Ordinance S-45362)

Request to authorize the City Manager, or his designee, to sell City-owned property located at 9856 N. 19th Drive identified as excess real property inventory. Further request authorization for the City Treasurer to accept all funds related to this item.

Summary
The excess property to be sold is the Housing Department's former Scattered Sites Housing Program Administrative Building. In December 2018, staff at this location were transitioned to the Calvin C. Goode building. The property is comprised of approximately 0.685 acres of land, identified by assessor parcel number 149-10-008T and zoned A-1 Light Industrial, and is improved with an approximate 7,200-square-foot building with office space, a shop/warehouse and storage.

The property will be advertised on the open market by a City-contracted broker at market value to be determined by an appraisal, broker's opinion of value, or other valuation method accepted by the City.

Further requesting authorization to negotiate with the offeror(s) in order to yield the highest dollar return to the City, as deemed acceptable by the City Manager, or his designee. The City Manager, or his designee, will select the highest responsive and responsible offer for the property based upon market value, and enter into an agreement for the purchase and sale of City-owned property, containing terms and conditions

deemed necessary and appropriate by the City. The subsequent fee simple conveyance will be by special warranty deed.

Financial Impact

Revenue will be reflective of the market value of the property. The property was purchased by the City in 1993 using: (a) U.S. Department of Housing and Urban Development (HUD) Scattered Sites Program development funds, and (b) administrative fees earned by the Housing Department for monitoring privately owned apartment complexes constructed with HUD Section 8 New Construction monies.

Location

Property is located at 9856 N. 19th Drive
Council District: 3

This item was adopted.

40 Super Seer General Duty Helmets - Requirements Contract - RFA 19-082 (Ordinance S-45357)

Request to authorize the City Manager, or his designee, to enter into a contract with Super Seer Corporation to provide the Police Department with Super Seer general duty helmets in the amount not to exceed $436,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Police Department utilizes Super Seer general duty helmets as a part of each new patrol officer's safety equipment and are carried daily. The helmets are a vital and necessary piece of equipment that provides a high level of protection for police officers when facing high-risk situations. The helmets have a fiberglass full coverage shell with multiple layer, impact absorbing materials. The helmets are critical for the Police Department's efforts to provide life safety services to the public.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as a result of a Special Circumstance Without Competition Determination Memo citing Super Seer Corporation as the manufacturer and sole source supplier of the helmets that best meet the specifications and performance standards of the Police Department. A Special

Circumstance Without Competition Determination Memo was completed and approved by the Deputy Finance Director recommending the procurement with Super Seer Corporation be accepted.

Contract Term
The five-year contract term will begin on or about March 1, 2019 and end on or about Feb. 28, 2024.

Financial Impact
The expenditures against this contract shall not exceed the aggregate amount of $436,000. Funds are available in the Police Department's budget.

This item was adopted.

41 Authorization to Apply for Grant Funding for Next Phase of CMS Web Upgrade Project (Ordinance S-45365)

Request authorization for the Phoenix Municipal Court to apply for and accept, in an amount not to exceed $1.7 million, grant funds from the Arizona Supreme Court administered Judicial Collection Enhancement Fund (JCEF) and Municipal Fill the Gap fund (FTG). Funds will be used to cover costs related to the next stages of the Court's migration to active case imaging, including professional services and IT infrastructure. No General Fund dollars will be used. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse all funds related to this item.

Summary
Following Council authorization in November 2015, the Phoenix Municipal Court successfully migrated its legacy case management system (CMS) to a web-based application that will launch the first quarter of this year. The new web platform will allow integration with the current electronic document management system (OnBase), thus allowing the Court to move to paperless processing and employ active case imaging processes. In order to reach this strategic goal, the Court will need to make programming changes to CMS and upgrade back-end IT infrastructure to meet standards set forth by the Arizona Supreme Court for paperless courts. The Court is seeking to use grant funds in an amount not to exceed $1.7 million for the preparatory active case imaging and database migration tasks, with a portion to be set aside to fund

professional services.

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

Financial Impact
Funds will be made available in the Phoenix Municipal Court local JCEF account and Municipal FTG fund. The Phoenix Municipal Court must submit a funding plan and application to the Arizona Supreme Court Administrative Office of the Courts to secure approval for use of funds pursuant to A.R.S. §12-113. No General Fund dollars will be used.

Concurrence/Previous Council Action
This item was recommended for approval at the Public Safety and Veterans Subcommittee meeting on Jan. 9, 2019, by a vote of 3-0.

This item was adopted.

42 Significant Amendment to the Housing Department's Annual Agency Plan

This report requests City Council approval for the adoption of a Significant Amendment to the Housing Department's 2018-2019 Annual Agency Plan by adding provisions to implement the Rental Assistance Demonstration (RAD) Program. There is no impact to the General Fund.

Summary
The RAD Program converts public housing units from a public housing operating subsidy to a long-term, sustainable, project-based Section 8 rental assistance contract. This allows Public Housing Authorities to revitalize aging public housing properties, address the backlog of deferred maintenance and capital improvements, and provide for future financial sustainability and continued affordability.

In February 2017, the Housing Department was selected to participate in the RAD Program for five multi-family properties totaling 815 units. In order to fulfill RAD milestones associated with the conversion from public housing to project-based Section 8 rental assistance, HUD regulations require a Significant Amendment to the Annual Agency Plan. The Amendment includes the following updates to implement the RAD Program: transitioning to contract management for Washington Manor,

submitting a RAD/Section 18 blend application for Foothills Village, and acknowledging the $30 million Choice Neighborhoods Implementation Grant award.

If approved, the RAD/Section 18 blend will allow for the conversion of up to 50 of the 200 units at Foothills Village to tenant based Section 8 vouchers, while the remaining units will receive project-based Section 8 rental assistance. Utilizing Section 18 of the U.S. Housing Act in this manner will provide additional revenue to operate and maintain the revitalized units.

Additional changes include updates to the following sections: Grievance Procedure, Home Ownership Programs, Project Based Vouchers, Demolition and Disposition, and Capital Fund Program.

A copy of the Amendment is available at www.phoenix.gov/housing.

Financial Impact
There is no impact to the General Fund. The Significant Amendment to the Annual Agency Plan is an administrative change only.

Concurrence/Previous Council Action
On Feb. 3, 2016, City Council authorized the Housing Department to apply for the RAD Program through Ordinance S-42281. On March 21, 2018, City Council approved the adoption of the Housing Department's 2018-2019 Annual Action Plan through Ordinance S-44381. This item was heard at the Planning and Economic Development Subcommittee on Jan. 8, 2019 and approved by a vote of 3-0.

Public Outreach
The eight-member Resident Advisory Board (representing the Conventional, Senior, Scattered Sites and Section 8 Housing Choice Voucher programs) met and approved the Significant Amendment on Dec. 12, 2018. As required by federal regulation, the public was given a 45-day notice to provide comments. A public hearing was held on Jan. 3, 2019.

This item was approved.

43 Amend Ordinance for Phoenix Public Library's Integrated Library System (Ordinance S-45370)

Request to authorize the City Manager, or his designee, to amend Ordinance S-45244, which authorizes the City Manager, or his designee, to enter into an agreement with Innovative Interfaces, Inc. to upgrade Phoenix Public Library's Integrated Library System, in an amount not to exceed $2.49 million over the life of the contract.

Summary

This item was originally adopted by City Council on Dec. 12, 2018 (Ordinance S-45244). The amendment required the Library Department to revise the contract term to replace, "**The two-year term** of the contract shall begin on or about Jan. 1, 2019, with **three one-year options to extend**, which may be exercised at the discretion of the City Manager or his designee" with, "**The three-year term** of the contract shall begin on or about Jan. 1, 2019, with **two one-year options to extend**, which may be exercised at the discretion of the City Manager or his designee."

The Integrated Library System provided by Innovative Interfaces, Inc. serves as the Library Department's primary business system, governing the acquisition and lending of library materials to Phoenix residents, supporting online library card issue, providing library users an online catalog (eMedia lending platforms, research databases, etc.), and cardholders a secure view of their account. The Library's website experiences an average of 7.5 million yearly page views.

Contract Term

The three-year term of the contract shall begin on or about Jan. 1, 2019, with two one-year options to extend, which may be exercised at the discretion of the City Manager or his designee.

Financial Impact

The five-year aggregate value will not exceed $2.49 million, with an estimated annual expenditure not to exceed of $498,000. Funds are available in the Library Department's budget.

This item was adopted.

44 2019-2020 Entrepreneurship Assistance Program

Request to authorize the City Manager, or his designee, to release the Neighborhood Services Department (NSD) Entrepreneurship Assistance Program Request for Proposals (RFP) to award $200,000 of U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG) funds to a maximum of eight community nonprofit and for-profit entities to provide small business assistance to Phoenix-based, low-moderate income business owners.

Summary

An RFP for the Entrepreneurship Assistance Program is issued annually for nonprofit groups and for-profit organizations serving City of Phoenix microenterprises (small businesses with five or fewer employees, including the owner) that meet HUD's national guidelines.

HUD has identified the following national objective applicable to Special Economic Development Activities and Microenterprise Assistance: assistance that benefits low-moderate income, limited clientele - an activity which benefits a limited clientele, at least 51 percent of whom are low and moderate income persons operating an existing business or ready to establish a new business in Phoenix. For entities who do not qualify for the program as a microenterprise, and are seeking training or technical assistance, the objective can be met by applying low-moderate income job creation and/or retention requirements. At least 51 percent of the businesses participating in the program must be microenterprise businesses.

Staff proposes Entrepreneurship Assistance Program priorities based on the review of previous funding cycles, the number of businesses served, agency feedback and the priority areas funded. In addition, the FY2015-2020 CDBG Consolidated Plan pinpoints the infrastructure needs of the business community to have access to effective support, financing opportunities, and technical assistance for small business startup, operations, and expansion.

Procurement Information

Through this RFP, the City is seeking proposals to accomplish the following two activities to meet HUD's national objective:

The proposer must demonstrate experience working directly with businesses in providing technical assistance and/or trainings to low-moderate income business owners in English and/or Spanish. In addition, if requested in the proposal, to facilitate access to Phoenix based co-working spaces, incubators, and accelerator spaces, funding can be used to offset up to 75 percent of office space membership for low-moderate microenterprise.

OR

The proposer must demonstrate the ability to deploy technical assistance and/or workshops that support target market segmentation and mapping, social media strategy, guerrilla marketing techniques, branding, sales strategy, and other services that help promote and expand small businesses, in English and/or Spanish.

The scoring criteria includes, for a total of 100 possible points:
Project Description and Need: 30 points.
Proposed Outcome: 30 points.
Track Record/Capacity: 20 points.
Project Budget: 20 points.

The tentative timeline for the 2019-2020 Entrepreneurship Assistance Program RFP is as follows:
RFP Available: March 30, 2019.
Proposals Due: May 31, 2019.

This will be a 12-18 month grant commencing in mid-2019. Post grant evaluation will take place for businesses entering the program serving low-moderate income job creation and retention; this will be a 12-month period starting at the end of receiving assistance.

Contract Term
The contract term will be 18 months.

Financial Impact
For the 2019 CDBG Entrepreneurship Assistance Program period, there is a total allocation of $200,000 available to be awarded as competitive

grants to a maximum of eight agencies. The funding is sourced from HUD, and authorization for economic development funding is outlined in the City's five-year Consolidated Plan.

Concurrence/Previous Council Action
This item was recommended for approval at the Planning and Economic Development Subcommittee meeting on Jan. 8, 2019 by a vote of 3-0.

Public Outreach
Advertisements will be placed in local publications that will help notify the public of the RFP. Additional advertisements will be placed in Spanish language publications, and staff will reach out to a variety of organizations supporting small businesses to share the RFP information.

This item was approved.

45 Increase Grant Amount from National Science Foundation for International Research Project (Ordinance S-45372)

Request to amend Ordinance S-44331 to authorize the City Manager, or his designee, to accept and enter into any related agreements for a grant from the National Science Foundation.

Summary
In March 2018, Council authorized $50,000 in grant funds from the National Science Foundation. However, at the time of conversion, the grant funds, originally in Euros, converted to $61,000 USD. The amended request authorizes the City Manager or his designee to accept and for the City Controller to disburse up to $61,000 in grant funds. The purpose of the Grant, and the project timeline are unchanged from the original request to City Council below.

Background of the Study

Many cities across the globe experiment with innovative solutions to challenges in food, water and energy systems. However, issues of food, water and energy are often tightly connected with each other, both locally and globally. This is known as the Food-Water-Energy (FWE) nexus. As a result, for example, an effective solution to a local water problem may cause new local problems with food or energy, or cause new water problems at the global level. For local actors, it is very difficult to

anticipate whether solutions to one issue in the FWE nexus are sustainable across food, water and energy systems, both at the local and the global scale. In response, the GLOCULL (Globally and Locally-sustainable Food-Water-Energy Innovation in Urban Living Labs) project aims to develop a novel approach to produce innovative solutions to FWE challenges that are both locally and globally sustainable, through experiments in Urban Living Labs in seven countries (Austria, Brazil, Germany, Netherlands, South-Africa, Sweden and the United States).

The seven-country consortium includes reputed research partners as well as local public and private sector partners committed to implementation of FWE innovation experiments. The consortium brings together a wealth of knowledge and expertise on living labs and other transformative transdisciplinary approaches in sustainable urban development, as well as extensive research experience in governance and management of food, water and energy issues from the local to the global level, including multi-level interactions. Urban Living Lab FWE innovation experiments are already identified in each of the seven participating countries.

The project lead, Maastricht University in the Netherlands, has received 1.8 million Euros to conduct this research, and has invited Phoenix and Tempe to be pilot U.S. cities with Arizona State University (ASU) as the local research partner--offering $61,000 to each participating city to host workshops and gather local data over the three-year research period. The funding offered to Phoenix is intended to offset costs incurred in conducting the research.

Financial Impact

The funding from Maastricht University will be delivered through the National Science Foundation for all U.S. participants. There is not a requirement for fund matching. The funds will be used over a period of three years to conduct the research.

Concurrence/Previous Council Action

This item was originally approved by City Council on March 7, 2018.

This item was adopted.

46 Recreational Instructors Qualified Vendor List (Ordinance

S-45355)

Request to authorize the City Manager, or his designee, to enter into contracts with the offerors to the Request for Qualifications PKS RFQu 19-001 for Recreational Services Instructors for the Parks and Recreation Department. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract amount will not exceed $85,000.

Summary

The Parks and Recreation Department provides a multitude of classes, programs and other services to the community. Some of the classes, programs and services include, but are not limited to, art, dance, fitness, language, music, sports and theater instruction.

The Parks and Recreation Department invited qualified offerors to submit a written Statement of Qualifications response for Recreational Services. The purpose was to establish a Qualified Vendor List (QVL) to be used in order to provide entertainers and instructors for recreation events and programs.

Procurement Information

The department received 12 responses and 10 submittals were deemed responsive. A Notice of Award Recommendation is attached (**Attachment A**).

Contract Term

This QVL will be in effect from Feb. 20, 2019 through June 30, 2020.

Financial Impact

The total cost will not exceed $85,000 for the full contract term. Funds are available in the Parks and Recreation Department's Recreation Fund operating budget.

This item was adopted.

48 Issuance of Education Facility Revenue Bonds (Arizona School for the Arts Project), Series 2019 (Resolution 21717)

Request City Council approval for the issuance of Education Facility Revenue Bonds (Arizona School for the Arts Project), Series 2019, to be

issued in one or more tax-exempt and/or taxable series in an aggregate principal amount not to exceed $11,200,000.

Summary

Request City Council adoption of a resolution granting approval of the proceedings under which The Industrial Development Authority of the City of Phoenix, AZ., (the "Phoenix IDA") has previously resolved to issue up to $11,200,000 of Education Facility Revenue Bonds (the "Revenue Bonds") for use by Arizona School for the Arts (the "Borrower"), an Arizona nonprofit corporation, to

a) refinance acquisition of land and buildings used as charter school facilities in Phoenix, Arizona, and
b) pay certain costs related to the issuance of the Revenue Bonds.

Concurrence/Previous Council Action

The Phoenix IDA Board has previously resolved to issue the Revenue Bonds at its meeting held on Jan. 16, 2019.

Location

The project is located at 1410 N. 3rd St. in Phoenix, Arizona.

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

This item was adopted.

49 Greater Phoenix Convention and Visitors Bureau - Requirements Contract - RFP 19-001 (Ordinance S-45354)

Request to authorize the City Manager, or his designee, to enter into contract with Greater Phoenix Convention and Visitors Bureau (GPCVB) for FY 2018-2019 Tourism and Hospitality Advisory Board funds. The five-year aggregate value of the contract will not exceed $500,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Tourism and Hospitality Advisory Board (THAB) is the City of Phoenix Board that, annually, seeks and reviews proposals for projects

and/or programs that enhance the City's tourism and hospitality industry. The 14-member board is comprised of eight hoteliers (one from each Council district), two at-large members from hospitality-related industries, two citywide representatives, one non-voting representative from City staff, and one non-voting member from the GPCVB.

Procurement Information

On Oct. 10, 2018, the Phoenix Convention Center Department (PCCD) issued Request for Proposals (RFP) 19-001 to select an organization to utilize FY 2018-2019 THAB funds. The procurement was conducted in accordance with Administrative Regulation 3.10. The RFP was posted on the City of Phoenix website and advertised in the Arizona Business Gazette.

The evaluation committee consisted of THAB members. On Dec. 5, 2018, the members met, reviewed and scored the submitted proposal based on the following criteria:

Promote the City of Phoenix as destination (100 points).
Attract visitors to Phoenix through conventions, trade shows and special events (100 points).
Promote general tourism for the City of Phoenix (100 points).
Generate hotel room night bookings by visitors and/or tourists (100 points).
Funding request details: Funding utilization details, Leveraging additional resources (325 points).
Qualifications/Experience (275 points).

One proposal was received, accepted and scored:
GPCVB: 840 points (out of a possible 1,000)

Under the proposal, the GPCVB will utilize THAB funding in the following areas to support the City's tourism and hospitality industry:
Convention client hosting obligations - Could represent 17 meetings and conventions taking place at the Phoenix Convention Center between January 2019 and June 2021. It is anticipated these 17 events will generate approximately 85,000 delegates, more than 113,000 room nights and more than $100 million in direct expenditures.

Phoenix Convention Center promotional support - Funds will be used to support new bookings contracted during FY 2018-2019. There is a target list of more than 600 potential accounts and a focus on the need range of Memorial Day through Columbus Day for years 2019-24. A presentation of the final selected events will be made to THAB with the estimated impact of each event.

Mega Event support for the 2023 NFL Super Bowl - Funds will be utilized to offset expenses, such as building costs, police and emergency personnel, traffic contract barricades and street closures, fan and media events and other such hosting costs. This will be the first of a multi-year request to support the 2023 Super Bowl.

Promotion of the 100th anniversary of the Grand Canyon - Through installation of a new Grand Canyon graphic at the information center to promote the anniversary, as well as additional promotional opportunities, such as the mention of the anniversary in collateral materials, on the GPCVB website, e-blasts, media and social media. THAB funds will be leveraged with other non-city funds to support this initiative.

Contract Term

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

Financial Impact

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

Concurrence/Previous Council Action

The Planning and Economic Development Subcommittee recommended approval of this item by a 3-0 vote at its Jan. 8, 2019 meeting.

This item was adopted.

50 Orpheum Theatre Audio System Replacement - IFB 19-003 (Ordinance S-45356)

Request to authorize the City Manager, or his designee, to enter into a contract with 3G Productions, Inc. for the one-time purchase of replacement audio and public-address systems equipment for the Orpheum Theatre in an amount not to exceed $675,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

This purchase will replace outdated and obsolete audio equipment purchased and installed in the Orpheum Theatre as part of the renovation project in 1996. Theater audio equipment is an essential component of the theater experience. Without clean, balanced sound, performances would be less than optimal for theater patrons. The current equipment is at the end of its useful life and unable to perform at the levels expected by today's touring artists. Replacement parts, technical support and most importantly, trained operators of the current equipment are increasingly difficult to find. The equipment to be purchased is the industry standard for live performance audio and removes a key barrier in the theater sales process, making the theater more attractive to national touring shows and allowing the theater to compete in the marketplace for the most desirable, popular and profitable touring acts. The equipment involved includes mixing boards, speakers, amplifiers, cables and all components necessary to install the complete system. This equipment will create additional revenue by allowing clients to utilize state-of-the-art house equipment rather than renting this equipment from third party vendors.

Procurement Information

IFB 19-003 for Orpheum Theatre Audio System Replacement was conducted in accordance with Administrative Regulation 3.10. The IFB was advertised in the Arizona Business Gazette, e-mailed to several City of Phoenix certified vendors and small business enterprises as well as being posted on phoenix.gov. Three offers were received and evaluated based on price, responsiveness, terms and conditions, and responsibility to provide the required goods and services. Two offers were deemed nonresponsive. The offer from 3G Productions was deemed to be fair and reasonable.

3G Productions: $599,607.22

Contract Term
This is for a one-time purchase.

Financial Impact
The total amount will not exceed $675,000. Funds are available in Phoenix Convention Center Department's Operating budget.

Location
203 W. Adams St.
Council District: 7

This item was adopted.

51 Amend U.S. Department of Justice Community Oriented Policing Services (COPS) FY 2015 Hiring Program Grant (Ordinance S-45366)

Request authorization for the City Manager, or his designee, to amend the current agreement and payment ordinance (S-42112) with the U.S. Department of Justice, Community Oriented Policing Services (COPS) for the FY 2015 COPS Hiring Program grant. Authorization of the amendment will extend the agreement period by nine months. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary
In 2015, the Police Department was awarded the FY 2015 COPS Hiring Program grant in the amount of $3,125,000. The goal of the grant is to augment existing community partnerships in an effort to build trust within the community through the implementation, enhancement and continuation of community policing strategies by hiring 25 new entry-level police officers. The Police Department recently requested a nine-month extension on the grant award to expend the remaining funds. Authorization of this amendment will extend the agreement period end date to May 31, 2019. There is no additional funding available through this amendment.

Contract Term
This amendment would extend the contract period end date to May 31, 2019.

Financial Impact

No matching funds are required. Cost to the City is in-kind resources only.

Concurrence/Previous Council Action

This item was heard and approved unanimously at the Public Safety and Veterans Subcommittee meeting on Jan. 9, 2019.

This item was adopted.

52 Agreement with Bureau of Justice Statistics for 2019 National Crime Statistics Exchange Implementation Assistance Program Grant (Ordinance S-45367)

Request retroactive authorization for the City Manager, or his designee, to authorize the Phoenix Police Department to apply for, accept, and enter into an agreement with the U.S. Department of Justice, Bureau of Justice Statistics under the National Crime Statistics Exchange Implementation Assistance Program Grant in an amount not to exceed $850,000. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary

The Police Department was notified of its eligibility to apply for this grant on Dec. 18, 2018, and was required to submit an application by Dec. 27, 2018. Additional funding of up to $850,000 over a two-year term is available under the grant for National Incident-Based Reporting System (NIBRS) compliance purposes.

The National Crime Statistics Exchange (NCS-X) project seeks to build a nationally representative system of incident level records on offenses known to law enforcement agencies. This project will leverage the existing data compiled by the Federal Bureau of Investigation (FBI), NIBRS, by recruiting a carefully selected sample of 400 law enforcement agencies to join the more than 6,500 agencies currently reporting data to NIBRS. This application, if awarded, will provide additional funding to support this transition to incident-based reporting among law enforcement agencies selected for participation in the NCS-X that currently do not report Incident-Based Reporting data to their state Uniform Crime Reporting Program or the FBI's NIBRS.

Contract Term
Up to two years beginning June 1, 2019.

Financial Impact
A maximum of $850,000 is available. No matching funds are required. Cost to the City would be in-kind resources only.

Concurrence/Previous Council Action
This item was heard and unanimously approved at the Public Safety and Veterans Subcommittee meeting on Jan. 9, 2019.

This item was adopted.

53 Authorization to Enter into Contract with Governor's Office of Highway Safety for Crash Reconstruction Software and Licenses (Ordinance S-45368)

Request authorization for the City Manager, or his designee, to authorize the Phoenix Police Department to enter into an agreement with the Governor's Office of Highway Safety (GOHS) to accept funds in an amount not to exceed $122,000 for the purchase of crash reconstruction software and licenses. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse all funds related to this item.

Summary
The purpose of this agreement is to receive funds for the purchase of crash reconstruction software and licenses to enhance traffic records enforcement throughout the City. The Phoenix Police Department currently has 1,500 Quick Scene software licenses, which are used to create crash report diagrams required by Arizona state law. The current software is no longer supported by the vendor, and as a result upgrades, repairs, and changes cannot be made to the current version of the software creating malfunctions. The funds provided by the Governor's Office of Highway Safety will be used to purchase new crash reconstruction software and licenses to meet reporting requirements required by law.

Contract Term
Date of execution through Sept. 30, 2019.

Financial Impact
GOHS will provide up to $122,000 for the purchase of crash reconstruction software and licenses.

Concurrence/Previous Council Action
This item was heard and unanimously approved at the Public Safety and Veterans Subcommittee meeting on Jan. 9, 2019.

This item was adopted.

54 Authorization to Enter into Agreement with U.S. Department of Agriculture for Police Services (Ordinance S-45369)

Request authorization for the City Manager, or his designee, to authorize the Phoenix Police Department to enter into an agreement with the U.S. Department of Agriculture - Office of Inspector General (OIG) to accept funds in an amount not to exceed $50,000 for police services. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary
The purpose of this agreement is to receive reimbursement for police services associated with joint law enforcement operations involving Supplemental Nutrition Assistance Program (SNAP) fraud. The goal is to identify and locate individuals and businesses involved in SNAP fraud, conduct investigations and effectuate prosecution. In turn, the OIG will reimburse for police overtime incurred in support of the investigations. The OIG will not reimburse for fringe benefits associated with the overtime, therefore, the City will incur that expense as an in-kind component.

Contract Term
From date of execution through Sept. 30, 2019.

Financial Impact
This agreement is for $30,000, however, the Police Department requests permission to accept additional funds, up to a maximum of $50,000, should the funds become available.

Concurrence/Previous Council Action
This item was heard and unanimously approved at the Public Safety and

Veterans Subcommittee meeting on Jan. 9, 2019.

This item was adopted.

56 Outsourcing of DNA Casework to Private Laboratories (Ordinance S-45371)

Request authorization for the City Manager, or his designee, to add $334,487 in additional expenditures under Contract 143913 with Strand Analytical Laboratories for outsourcing of DNA casework to private laboratories for the Laboratory Services Bureau of the Police Department. The aggregate value will not exceed $734,487 over the four-year term of the contract. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Phoenix Police Department (PPD) received additional grant funds in the amount of $334,487 from the National Institute of Justice to facilitate the analysis of backlogged cases through case outsourcing. The PPD Laboratory Services Bureau routinely sends cases out to private laboratories in an effort to reduce laboratory analysis backlog. These additional funds will allow those services to continue without interruption.

Financial Impact

The $334,487 in additional funds will increase the original four-year aggregate amount of the contract from $400,000 to not to exceed $734,487. Funds are available in the Police Department's budget.

Concurrence/Previous Council Action

This contract is the result of Council action approving Ordinance S-42810 at the Aug. 31, 2016 Formal Council Meeting.

This item was adopted.

58 Aviation Department Advertising and Graphic Design Services (Ordinance S-45350)

Request to authorize the City Manager, or his designee, to enter into a contract with AWE Collective, LLC (AWE), to provide advertising and graphic design services for the Aviation Department in an amount not to exceed $375,000 for a five-year aggregate contract term. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
This contract will provide advertising and graphic design services for the Aviation Department. The purpose of this contract is to develop advertising campaigns for revenue-generating services such as parking, retail and dining, in addition to placing advertising on social media to inform, direct, and attract the attention of customers.

AWE will assist in developing advertising materials ranging from single use ads for specific events, to developing full-range advertising programs promoting Phoenix Sky Harbor International Airport (PHX) in local, national, and international markets. AWE will be tasked with the design and production management of projects on an as-needed basis and projects may include: The Annual Financial Report, Airport Guide, digital ads for social media channels such as Facebook and Twitter, including ad purchasing, and other materials promoting airport services such as print advertisements, posters, or in-airport digital ads.

Procurement Information
Request for Proposals (RFP) 19-014 - Advertising and Graphic Design Services was conducted in accordance with Administrative Regulation 3.10. There were nine offers received and one was deemed non-responsive.

The proposals were evaluated by an evaluation panel and scored by consensus based on the following criteria, with a point range of 0-1,000 points:
Work Samples: 0-400 points.
Fees: 0-350 points.
Company History, Qualifications, and Experience: 0-250 points.

The evaluation panel recommends AWE Collective, LLC, for contract award as the best value to the City based on the following consensus scores:
AWE Collective, LLC 809 points.
Davidson & Belluso, Inc. 775 points.
CoNecs North America 760 points.

Contract Term

The contract will begin on or about Feb. 6, 2019 for a one-year term, with four one-year options to extend for a five-year aggregate term.

Financial Impact
The contract amount will not exceed $375,000 for the five-year aggregate term. Funds are available in the Aviation Department's budget.

Concurrence/Previous Council Action
This item was recommended for approval at the Aviation and Transportation Subcommittee meeting on Jan. 22, 2019, by a vote of 2-0.

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

This item was adopted.

59 Voluntary Property Acquisition - 3210 E. Jackson St. and 215 S. 32nd St. (Ordinance S-45361)

Request to authorize the City Manager, or his designee, to perform all acts necessary to acquire fee title to and possession of two real properties comprised of approximately 8,313 and 7,620 square feet located at 3210 E. Jackson St. and 215 S. 32nd St., together with associated improvements, appurtenances, and other property rights (Property). The acquisition will be by voluntary purchase from the Ana Forner Trust and Veronica F. Gonzalez, Trustee, at a price not to exceed the Properties' combined appraised value of $240,000. Further request authorization for the City Controller to disburse all funds necessary to purchase the Property in an amount not to exceed $240,000, plus usual and customary closing costs.

Summary
The neighborhood north of Phoenix Sky Harbor International Airport (PHX) is an area of importance for PHX’s future growth. Over the years, PHX has acquired property in this neighborhood through a voluntary acquisition process. On Oct. 23, 2018, at the Phoenix City Council Policy Meeting, Council approved the Aviation Department to continue acquiring parcels on a voluntary basis in the neighborhood north of PHX. All of the appropriate City and Federal Aviation Administration (FAA) regulations

will be followed when conducting this property acquisition.

The Forner family has been interested in selling their property to PHX for the past 15 years. In April 2018, Trustee Veronica F. Gonzalez initiated PHX's voluntary acquisition process. An independent, third party appraiser conducted an appraisal and concluded the properties have a market value of $240,000.

The parcel located at 3210 E. Jackson St. is approximately 8,313 square feet and is improved with an unoccupied 1,700 square foot residential structure, a carport, and two wooden sheds. It has a market value of $170,000. Due to the age of the residential structure a review by the City's Historic Preservation Office was conducted. The Historic Preservation Office concluded that even though the residential structure is age eligible, it lacks historical significance.

The parcel located at 215 S. 32nd St. is a 7,620 square foot industrial vacant lot with a concrete foundation pad from a former commercial building and has a market value of $70,000. Upon acquisition, all improvements will be demolished.

PHX completed its environmental due diligence in October 2018. The Phase I and the Phase II Environmental Site Assessments and investigation concluded no contamination was found needing remediation.

Financial Impact
Cost to acquire the two parcels will not exceed $240,000, plus usual and customary closing costs. The funds are allocated in the Aviation Department CIP budget.

Concurrence/Previous Council Action
This item was recommended for approval by the Aviation and Transportation Subcommittee on Jan. 22, 2019 by a vote of 2-0.

Location
3210 E. Jackson St. and 215 S. 32nd St.
Council District: 8

This item was adopted.

60 April 2019 Proposed Bus Service Improvements

Request to authorize the City Manager, or his designee, to implement bus service improvements effective April 2019. The proposed improvements are elements of “Moving Phoenix Forward” provided through Phoenix’s Transportation 2050 (T2050) plan. The annual impact of the April 2019 proposed changes is $327,000.

Summary

The Public Transit Department is focused on improving the efficiency and reliability of Phoenix’s transit system to best serve our passengers’ needs. The department reviews passenger input and routes semiannually to determine if improvements can be made to transit services. Improvements can include modifications such as schedule changes, service efficiencies, adding route connections, or leaving routes unchanged, based on the public input received. Bus service changes are coordinated regionally and occur in April and October of each year. The proposed April 2019 bus service changes are described below.

South Mountain East RAPID - Reroute at 24th Street and Air Lane

Staff proposes to modify the South Mountain East RAPID routing near 24th Street and Air Lane to avoid intermittent trip delays due to freight train activities. The route was modified in April 2018 to travel between the park-and-ride and Downtown Phoenix via 24th Street and Washington/Jefferson Streets. Since the new routing was implemented, Phoenix Public Transit staff have received multiple complaints from passengers that the bus was delayed by the Union Pacific freight trains crossing 24th Street near Air Lane. Upon confirming very low ridership activities of the South Mountain East RAPID at 24th Street and Washington/Jefferson Streets, staff placed the route on a temporary detour to avoid crossing the train tracks by using 24th Street, Buckeye Road, 16th Street, and Washington/Jefferson Streets. The temporary detour was placed on Sept. 20, 2018. The proposal for April 2019 is to permanently change the South Mountain East RAPID routing.

SR51, I-17, I-10 East, and I-10 West RAPID - Schedule Modifications

Staff proposes modifying schedules on the SR51, I-17, I-10 East, and I-10 West RAPID to better carry current ridership loads. Current RAPID

trips are peak-only, one-directional service that carries passengers between park-and-rides and Downtown Phoenix. RAPID trips only operate Monday through Friday. On some RAPID routes, there are select trips that do not operate on Fridays. Staff received several suggestions from current RAPID riders on modifying the RAPID schedule to address overcrowding on buses over the past year. Public Transit planning staff conducted ridership analysis on existing RAPID trips found several instances where select trips are at or over the seating capacity, or lower ridership on specific routes. The findings led to the following schedule modification proposal:

SR51 RAPID:
Monday-Thursday: Add 1 inbound trip (at 7:53 a.m.) and 2 outbound trips (at 3:09 p.m. and 4:52 p.m.).
Friday: Add 3 inbound trips (at 6:28 a.m., 7:08 a.m., and 7:53 a.m.) and 2 outbound trips (at 3:09 p.m. and 4:52 p.m.).

I-17 RAPID:
Monday-Thursday: Add 3 inbound trips (at 6:47 a.m., 7:11 a.m., and 7:29 a.m.) and 1 outbound trip (at 4:57 p.m.).
Friday: Add 6 inbound trips (at 6:04 a.m., 6:47 a.m., 7:11 a.m., 7:23 a.m., 7:29 a.m., and 8:10 a.m.) and 2 outbound trips (at 4:57 p.m. and 5:49 p.m.).
7:59 a.m. inbound trip will not stop at Metrocenter.
Eliminate 6 p.m. outbound trip.

I-10 East RAPID:
Friday: Add 1 outbound trip (at 3:51 p.m.).

I-10 West RAPID:
Monday-Thursday: Reduce 1 outbound trip (at 5:42 p.m.).
Friday: Add 1 inbound trip (at 6:44 a.m.) and reduce 1 outbound trip (at 5:42 p.m.).

In addition to adding trips to select routes, several existing RAPID trips are also shifted to balance the gaps in between trips.

Financial Impact

The annual impact of the April 2019 proposed changes is $327,000. The FY 2018-19 financial impact is approximately $63,200 for the additional service operating between April 28, 2019 (effective date of the service change) and June 30, 2019. Funding is available in the Department's T2050 funds.

Concurrence/Previous Council Action
This item was recommended for approval at the Citizens Transportation Commission meeting on Dec. 13, 2018 by a vote of 11-0, and by the Aviation and Transportation Subcommittee on Jan. 22, 2019 by a vote of 2-0.

Public Outreach
The Public Transit Department used the locally adopted public outreach process for the proposed April 2019 bus service changes. Public Transit planning staff placed A-frames with RAPID schedule adjustment proposal information at 40th St./ Pecos PNR, 79th Ave./I-10 PNR, Desert Sky Transit Center, Happy Valley PNR, Bell Rd./I-17 PNR, Metrocenter Transit Center, Bell Road/SR51 PNR, and Dreamy Draw PNR. The public comment period was open from Oct. 29, 2018 through Nov. 30, 2018.

In-person outreach at park-and-rides was completed between Nov. 6 and Nov. 8, 2018. Approximately 2,000 flyers were distributed to RAPID customers informing them of the proposed schedule changes. A webinar was held on Nov. 7, 2018 that reviewed the proposed changes. The recording of the webinar is available on Valley Metro’s YouTube page. The public hearing was held on Nov. 14, 2018.

There were 79 total comments and suggestions received about the proposed changes to RAPID service.

As required, the Title VI analysis for the proposed service changes was prepared and finalized. Per the City’s Title VI policies, the report identified ‘major’ service changes potentially impacting low-income and/or minority populations for restoring weekday service levels on five holidays. The impact on the proposed schedule modification is positive, thus no mitigation is necessary. As per Title VI protocol, no ‘major’ impacts were identified for the staff recommended service changes.

This item was approved.

61 Curbtender and New Way Refuse Truck Parts - Contract Recommendation (Ordinance S-45352)

Request to authorize the City Manager, or his designee, to enter into a contract with Short Equipment, Inc. to supply Curbtender and New Way refuse truck parts and accessories on an as-needed basis in a contract amount not to exceed $1,250,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Public Works Department maintains 131 Curbtender and New Way refuse trucks for solid waste operations. This equipment is used for daily trash collection, bulk trash collection, and the disposal of trash and recyclables for more than 350,000 households, over 100 parks and City-owned properties. This contract will help to provide required parts and accessories that can only be distributed from Curbtender and New Way to Short Equipment, Inc. for critical maintenance and repair of equipment.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as the result of a Determination Memo citing that there is only one source for these essential parts and accessories. Short Equipment, Inc. is the only authorized distributor of Curbtender and New Way refuse truck parts and accessories for the State of Arizona.

Contract Term

The initial one-year contract term will begin on or about March 1, 2019 with four option years in increments of up to one year, for a total contract term of five years.

Financial Impact

This contract will have an estimated annual expenditure of $250,000, with an aggregate value not to exceed $1,250,000. Funds are available in the Public Works Department's budget.

This item was adopted.

62 Refuse Truck Body Repair Services - Contract Recommendation

(Ordinance S-45358)

Request to authorize the City Manager, or his designee, to enter into separate contracts with American Equipment Services, LLC, Amrep, Inc., Balar Holding Corp, dba Balar Equipment, Camion Holdings, LLC dba Dadee Manufacturing, LLC and Short Equipment, Inc. to provide refuse truck body repairs for the City of Phoenix fleet vehicles. This contract will have a total aggregate amount of $3,100,000. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Public Works Department is responsible for managing a fleet of approximately 300 solid waste refuse trucks, with the majority being automatic side loaders. The manufacturers of some of these refuse trucks include: Dadee, Amrep and Heil. Over the prior fiscal year, an estimated 400 different body repairs were made to the refuse truck fleet. Having these trucks repaired quickly allows limited downtime and the department to continue to provide timely solid waste collection service to Phoenix residents.

Procurement Information

Invitation for Bid (IFB) 19-FSD-040 was conducted in accordance with Administrative Regulation 3.10. The Public Works Department, Procurement Section, received five bids, with four vendors bidding on all eight groups for body types, and one vendor bidding on only four groups. The respective body type groups are: Group A - Wayne, Group B - Scorpion, Group C - Amrep, Group D - Heil, Group E - Bridgeport, Group F - Galbrath, Group G - NewWay, and Group H - McNeilus, with hourly labor rate plus average pick-up/delivery fee determining lowest bid. All bids are being recommended for award due to the volume of vehicles in the fleet, and the need to have as many trucks available for Solid Waste daily routes.

Short Equipment, Inc.: $249.15 (Groups A-H)
Balar Equipment: $265.00 (Groups A, B, D, H)
American Equipment Services, LLC: $292.50 (Groups A-H)
Amrep, Inc.: $375.00 (Groups A-H)
Dadee Manufacturing, LLC: $330.00 (Group B), $380.00 (Groups A,

C-H)

Contract Term
The initial one-year contract term shall begin on or about March 1, 2019, with four option years that can be exercised in increments of up to one year, with a total contract option term of five years.

Financial Impact
This contract will have an estimated annual expenditure of $620,000, with a total aggregate amount not to exceed $3,100,000 over the life of the contract. Funds are available in the Public Works Department's budget.

Location
Locations that could request on-site or mobile repairs are:
Glenrosa Service Center: 4021 W. Glenrosa Ave., District 5
Okemah Service Center: 3828 E. Anne St., District 8
Salt River Service Center: 3045 S. 22nd Ave., District 7
Union Hills Service Center: 138 E. Union Hills Drive, District 2

This item was adopted.

63 Authorization to Amend and Add Additional Expenditures for Material Recovery Facility Upgrade (Ordinance S-45359)

Request to authorize the City Manager, or his designee, to amend Contract 131492 with ReCommunity Corporation to add the purchase and installation of upgraded recycling equipment. In addition, request to authorize the City Manager, or his designee, for additional payment authority, in an amount not to exceed $4,500,000, to purchase and manage the installation of recycling equipment at the North Gateway Material Recovery Facility. The additional expenditures are needed to improve processing and recycling of solid waste materials by preventing or reducing the presence of contaminants in recycled materials. Further request authorization for the City Controller to disburse all funds related to this item.

Summary
Currently, the City of Phoenix contracts with ReCommunity Corporation to operate, process and sell all recyclables at two City-owned Material Recovery Facilities. Due to changing market conditions that have resulted in loss of recoverable recycling materials, ReCommunity Corporation is

recommending upgrading portions of the recycling equipment that have become obsolete. The Public Works Department desires installation of mechanical equipment upgrades, consistent with best industry practices, to restore the loss of yield and production speed necessary to comply with new quality standards for recycled commodities. This ordinance will authorize the recycling processor, ReCommunity Corporation, to purchase and install new specialized equipment at the North Gateway Material Recovery Facility.

Procurement Information
In accordance with Administrative Regulation 3.10, normal competition was waived as a result of a Determination Memo for special circumstance and will authorize the current contractor to purchase and install the new specialized equipment.

Financial Impact
Funds are available from the Closed Loop Fund for $3,000,000, the City of Peoria for $1,000,000, and the Public Works Department for $500,000. The total amount will not exceed $4,500,000.

Concurrence/Previous Council Action
Authorization to enter into the lease agreement with Closed Loop Fund for zero percent interest loan to finance recycling equipment in the amount of $3,000,000 was approved by City Council on Dec. 12, 2018. Authorization to enter into an agreement with the City of Peoria for $1,000,000 was approved by City Council on Jan. 9, 2019.

Location
The North Gateway Material Recovery Facility is located at 30205 N. Black Canyon Hwy.
Council District: 2

This item was adopted.

64 One-time Purchase of Heavy Duty Vehicle Lift (Ordinance S-45364)

Request to authorize the City Manager, or his designee, to enter into a contract with Southwest Lift and Equipment, Inc., for purchase of one Steril-Koni heavy duty automotive lift for the Glenrosa Service Center. This contract will have a one-time expenditure of $130,000. Further

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

Summary

The Public Works Department is seeking to purchase a new heavy duty vehicle lift for the Glenrosa Service Center. Public Works staff will use the lift to complete maintenance and repair of tractors, refuse trucks, backhoes, and other types of heavy equipment. The current heavy duty lift at this location has deteriorated. An inspection report was generated and indicated that the existing lift is unsafe to be used and repairs are estimated to be as high as the cost of a new lift. The Steril-Koni heavy duty automotive lift being requested has key safety features to allow staff to move freely under the platform without obstruction.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as a result of a Determination Memo for alternative competition using the Steril-Koni contract with Sourcewell 061015-SKI awarded July 21, 2015. Southwest Lift and Equipment, Inc. is the distributor of Steril-Koni lifts in the southwest region of the United States.

Contract Term

This contract will begin on or about March 1, 2019, for the one-time purchase of a heavy duty vehicle lift.

Financial Impact

Expenditures will not exceed $130,000 over the life of the contract. Funds are available in the Public Works Department's budget.

Location

Glenrosa Service Center: 4021 W. Glenrosa Ave.
Council District: 5

This item was adopted.

65 Amend and Extend Contract with Online Solutions, LLC for Computer Software Maintenance and Software Development Services (Ordinance S-45347)

Request to authorize the City Manager, or his designee, to amend and extend contract 139042 with Online Solutions, LLC to continue necessary

computer software maintenance and software development services for the Street Transportation Department. The total amount of the amendment shall not exceed $1,067,500 over five years. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The City has a professional services contract with Online Solutions, LLC to provide information technology software services for the Street Transportation Department. The current contract will expire on July 17, 2019. The requested amendment will maintain and modify existing business applications. Online Solutions has been providing critical maintenance of existing Street Transportation J2EE software based applications essential for the support of Street Maintenance, Street Lighting, Right-of-Way Management, Project Management, and Traffic Operations business functions. The scope of this support includes, but is not limited to: requirements analysis, system and architecture design, application development, training, implementation, as well as maintenance and support. This request includes an amendment to develop permitting and inspection software modules and to extend the contract for five additional years. Many critical software systems utilized throughout the Street Transportation Department were developed by Online Solutions and they are responsible for the maintenance of these vital business systems.

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

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as a result of a Determination Memo citing restrictive specifications as Online Solutions, LLC is the sole developer of the CitizenServe software that Street Transportation has been using for more than 20 years. The current software applications are also maintained by Online Solutions.

Contract Term

The amendment will take effect on or about Feb. 7, 2019. The five-year contract extension will begin on or about July 18, 2019.

Financial Impact

The original contract amount was $580,000. The contract amendment and extension amount is $1,067,500, making the aggregate contract value an amount not to exceed $1,647,500. Funds are available in the Street Transportation Department's budget.

Concurrence/Previous Council Action

The original contract (S-41030) was approved by City Council at the June 18, 2014 Formal meeting.

This item was adopted.

66 Electrical, Instrumentation and Control Systems Arc Flash Analysis Services for Water Remote Facilities Amendment 2 - WS85400011 (Ordinance S-45351)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 145608 with CH2M Hill Engineers, Inc. to provide continued Engineering Services for the Electrical, Instrumentation and Control (EIC) Systems Arc Flash Analysis Services for the Water Remote Facilities project. Additionally, request the City Council to ratify Amendment 1 to this Contract, which was recently entered to exercise an optional extension for one year. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The additional fee for services included in this amendment will not exceed $650,000.

Summary

The purpose of this project is to comply with the National Fire Protection Association (NFPA) 70E standard. The Water Services Department is required to conduct arc flash hazardous analysis on all new motor control centers, switchgears, and power panels. In addition, each site is required to have a five-year review to determine if all the electrical gear is still in compliance with NFPA 70E and that any changes are documented and re-analyzed. Reviews are critical to ensure system safety and integrity.

The amendment is necessary for CH2M Hill to continue conducting EIC systems arc flash hazardous analysis on all motor control centers,

switchgears, and power panels. This amendment will provide additional funds and time to the agreement.

Amendment 1 was recently executed on Dec. 21, 2018 to extend the contract by one year through Dec. 31, 2019, as provided in the agreement's terms and conditions. Sufficient funds remain under the original ordinance to pay for the continued services through Feb. 28, 2019. That extension prevented a service disruption.

Amendment 2 will extend the contract by an additional year through Dec. 31, 2020, and increase the contract amount by an additional $650,000 for a new total not-to-exceed agreement value of $975,000.

Contract Term

The term of these agreement amendments is for two 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 initial agreement for EIC Systems arc flash analysis services was executed for a fee not to exceed $325,000, including all subconsultant and reimbursable costs.

Amendment 2 will increase the agreement by an additional $650,000, for a new total not-to-exceed agreement value of $975,000, including all subcontractor and reimbursable costs.

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

Concurrence/Previous Council Action

The City Council approved:

EIC Systems Arc Flash Analysis Services for Water Remote Facilities Agreement 145608 (Ordinance S-43781) on July 6, 2017.

This item was adopted.

67 Water Microbiology Analysis Testing (Ordinance S-45353)

Request to authorize the City Manager, or his designee, to enter into a contract with Phenova Inc., for water microbiology analysis testing for the Water Services Department. The aggregate value will not exceed $13,500 over the life of the contract. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Water Services Department Compliance Laboratory must ensure whole volume proficiency microbiology analysis and testing to maintain regulatory licensure compliance with the Arizona Department of Health Services; state and federal permitting compliance; and national accreditation standards compliance.

Procurement Information

Under Phoenix City Code Section 43-11(d) and the City's Administrative Regulation 3.10, the competitive procurement process was waived as a result of a Determination Memo citing Phenova Inc. as the sole source for its services.

Contract Term

The contract term is for 10 years, effective April 1, 2019, through March 31, 2029.

Financial Impact

The aggregate value of the contract is not to exceed $13,500, with annual expenditures estimated at $1,350. Funding for this contract is available in the Water Services Department's operating budget.

Location

23rd Avenue Water Services Department Compliance Laboratory
Council District: 7

This item was adopted.

68 Final Plat - Pinnacle at Union Park - 180107 - West of 19th Avenue

and North of Happy Valley Road

Plat: 180107
Project: 15-3108
Name of Plat: Pinnacle at Union Park
Owner(s): US Relp Norterra East I, LLC
Engineer(s): Atwell Group
Request: A 113 Lot Residential Subdivision Plat
Reviewed by Staff: Jan. 11, 2019
Final Plat requires Formal Action Only

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

Location
Generally located west of 19th Avenue and north of Happy Valley Road.
Council District: 1

This item was approved.

69 Final Plat - Octane Marine - 180062 - Northwest Corner of 27th Avenue and Louise Drive

Plat: 180062
Project: 17-678
Name of Plat: Octane Marine
Owner(s): Brown Land, LLC
Engineer(s): Atherton Engineering, LLC
Request: A 1 Lot Commercial Subdivision Plat
Reviewed by Staff: Jan. 14, 2019
Final Plat requires Formal Action Only

Summary
Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public. This plat needs to record concurrently with Abandonments V170023A and V170045A.

Location

Generally located at the northwest corner of 27th Avenue and Louise Drive.
Council District: 1

This item was approved.

70 Final Plat - Grosvenor Holdings - 180114 - North of Osborn Road and West of 5th Street

Plat: 180114
Project: 16-2301
Name of Plat: Grosvenor Holdings
Owner(s): Kennedy Enterprise, Inc.
Engineer(s): BRH Surveying, LLC
Request: A 4 Lot Single Family Attached Residential Subdivision Plat
Reviewed by Staff: Jan. 11, 2019
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 north of Osborn Road and west of 5th Street.
Council District: 4

This item was approved.

71 Final Plat - Osborn Townhomes - 180125 - Northwest Corner of Osborn Road and Longview Avenue

Plat: 180125
Project: 15-2459
Name of Plat: Osborn Townhomes
Owner(s): Metro Living on Longview, LLC
Engineer(s): Miller & Sons Surveying
Request: A 22 Lot Residential Subdivision Plat
Reviewed by Staff: Jan. 22, 2018
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 Osborn Road and Longview Avenue.
Council District: 4

This item was approved.

72 Final Plat - 10th Way - 180090 - South of Colter Street and West of 10th Way

Plat: 180090
Project: 16-2509
Name of Plat: 10th Way
Owner(s): Done Deal Investments, LLC
Engineer(s): United Engineering Group
Request: A 6 Lot Single Family Residential Subdivision Plat
Reviewed by Staff: Jan. 8, 2019
Final Plat requires Formal Action Only

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

Location
Generally located approximately 147 feet south of Colter Street and west of 10th Way.
Council District: 6

This item was approved.

73 Final Plat - Cypress Ridge - Phase 1 - 180118 - Northeast Corner of 59th Avenue and Broadway Road

Plat: 180118
Project: 17-3097

Name of Plat: Cypress Ridge - Phase 1
Owner(s): BLSW Land Investment, LLC
Engineer(s): EPS Group, Inc.
Request: A 197 Lot Residential Plat
Reviewed by Staff: Dec. 31, 2018
Final Plat requires Formal Action Only

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

Location
Generally located at the northeast corner of 59th Avenue and Broadway Road.
Council District: 7

This item was approved.

74 Final Plat - Cypress Ridge - Phase 2 - 180119 - Northeast Corner of 59th Avenue and Broadway Road

Plat: 180119
Project: 17-3097
Name of Plat: Cypress Ridge - Phase 2
Owner(s): BLSW Land Investment, LLC
Engineer(s): EPS Group, Inc.
Request: A 213 Lot Residential Plat
Reviewed by Staff: Dec. 31, 2018
Final Plat requires Formal Action Only

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

Location
Generally located at the northeast corner of 59th Avenue and Broadway Road.
Council District: 7

This item was approved.

75 Final Plat - The Fillmore - 180075 - West of 4th Avenue and East of 6th Avenue Between Fillmore Street and Van Buren Street

Plat: 180075
Project: 18-615
Name of Plat: The Fillmore
Owner(s): The City of Phoenix, An Arizona Municipal Corporation
Engineer(s): Superior Surveying Services, Inc.
Request: A 5 Lot Commercial Plat
Reviewed by Staff: Jan. 16, 2019
Final Plat requires Formal Action Only

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

Location
Generally located west of 4th Avenue and east of 6th Avenue between Fillmore Street and Van Buren Street.
Council District: 7

This item was approved.

76 Final Plat - Autofit Expansion - 180020 - Northeast Corner of 19th Avenue and Buckeye Road

Plat: 180020
Project: 01-1935
Name of Plat: Autofit Expansion
Owner(s): Autofit Corporation
Engineer(s): Starlink Surveying, Inc.
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Jan. 3, 2019
Final Plat requires Formal Action Only

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

easements as shown to the public. This plat needs to record concurrently with Abandonment V180038A.

Location
Generally located at the northeast corner of 19th Avenue and Buckeye Road.
Council District: 8

This item was approved.

77 Final Plat - Gifford Groves - 180060 - East of 32nd Street and North of Pinchot Avenue

Plat: 180060
Project: 17-3251
Name of Plat: Gifford Groves
Owner(s): Isabella Realty, LLC
Engineer(s): Miller & Sons Surveying
Request: An 18 Lot Residential Subdivision Plat
Reviewed by Staff: Jan. 11, 2019
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 east of 32nd Street and north of Pinchot Avenue.
Council District: 8

This item was approved.

78 Final Plat - Goldwater - 180088 - 583 Feet +/- South of Broadway Road on the West Side of 24th Street

Plat: 180088
Project: 17-3455
Name of Plat: Goldwater
Owner(s): Prestige Capital, LLC
Engineer(s): Bowman Consulting Group

Request: A 32 Lot Residential Subdivision Plat
Reviewed by Staff: Jan. 11, 2019
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 583 Feet +/- south of Broadway Road on the west side of 24th Street.
Council District: 8

This item was approved.

79 Final Plat - Laveen Gardens - 180068 - West of 27th Avenue and North of Vineyard Road

Plat: 180068
Project: 17-1691
Name of Plat: Laveen Gardens
Owner(s): Laveen Gardens, LLC
Engineer(s): EPS Group
Request: A 51 Lot Residential Subdivision Plat
Reviewed by Staff: Jan. 16, 2019
Final Plat requires Formal Action Only

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

Location
Generally located west of 27th Avenue and north of Vineyard Road.
Council District: 8

This item was approved.

80 Waiver of Federal Patent Easement - V170023A - 22012 N. 27th Ave. (Ordinance S-45375)

Abandonment: V170023A
Project: 17-678
Applicant: Michael B. Withey; Withey Morris, PLC
Request: To abandon the remaining portions of Federal Patent Easement located on the parcel addressed 22012 North 27th Avenue, APN 206-04-030A, not within dedicated public right-of-way; waive specifically west 8-feet, the north 33-feet.
Date of Decision/Hearing: June 13, 2017

Summary
The resolution of the abandonments V170023A and V170045A and the commercial subdivision "Octane Marine Plat", Plat 180062, are to be recorded together with the Maricopa County recorder on the same day, at the same time. The sequence of recording to be followed is that the resolutions are recorded first, then the plat is recorded second.

Location
22012 N. 27th Ave.
Council District: 1

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

This item was adopted as corrected.

81 Abandonment of Right-of-Way - V170045A - 22012 N. 27th Ave. (Resolution 21716)

Abandonment: V170045A
Project: 17-678
Applicant: Michael B. Withey; Withey Morris, PLC
Request: To abandon the north 5-feet of the 30-foot right-of-way easement, except the 7 feet, dedicated per Docket 7462 Pages 560 and 561, Maricopa County Recorder, identified as the north half of Louie Drive, adjacent to the parcel addressed 22012 North 27th Avenue, APN

206-04-030A.
Date of Decision: Sept. 25, 2017

Summary
The resolution of the abandonments V170023A and V170045A and the commercial subdivision "Octane Marine Plat", Plat 180062, are to be recorded together with the Maricopa County recorder on the same day, at the same time. The sequence of recording to be followed is that the resolutions are recorded first, then the plat is recorded second.

Location
22012 N. 27th Ave.
Council District: 1

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

This item was adopted.

82 Abandonment of Right-of-Way - V180059A - 1137 E. Palmaire Ave. (Resolution 21714)

Abandonment: V180059A
Project: 93-0004037
Applicant: Keith Brous
Request: To abandon alley easement bounded by parcels identified as APN's 160-28-112, 160-28-113, 160-28-111, 160-28-114, 160-28-110, 160-28-081A, 160-28-136, 160-28-085H; bounded by E. Myrtle Ave., N. 11th Place and E. Palmaire Ave.
Date of Hearing: Nov. 13, 2018

Location
1137 E. Palmaire Ave.
Council District: 6

Financial Impact

A fee was also collected as part of this abandonment in the amount of $1,298.

This item was adopted.

83 Abandonment of Right-of-Way - V180051A - Southeast corner of Lafayette Boulevard and 56th Street (Resolution 21712)

Abandonment: V180051A
Project: 03-3368
Applicant(s): Steve Bargeloh; Done Deal Investments
Request: To abandon 25-foot right-of-way easement as recorded in Docket 2339, Page 570, of Maricopa County Recorder's office.
Date of Hearing: Sept. 11, 2018

Location
Southeast corner of Lafayette Boulevard and 56th Street.
Council District: 6

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

This item was adopted.

84 Abandonment of Right-of-Way - V180038A - 1828 W. Buckeye Road (Resolution 21713)

Abandonment: V180038A
Project: 01-1935
Applicant: Charles Eckert; Red Hawk Development Corporation
Request: To abandon right-of-way, Maricopa Street; bounded by 19th Avenue and parcels identified as APN 112-13-007, APN 112-13-008 and APN 112-13-123.
Date of Hearing: July 31, 2018

Summary
The resolution of the abandonment and the commercial final plat for "Autofit Expansion," Plat 180020, are to be recorded together with the

Maricopa County recorder on the same day, at the same time. The sequence of recording to be followed is that the resolution is recorded first, then the plat is recorded second.

Location
1828 W. Buckeye Road
Council District: 8

Financial Impact
A fee was also collected as part of this abandonment in the amount of $61,254.

This item was adopted.

85 Modification of Stipulation Request for Ratification of Dec. 19, 2018 Planning Hearing Officer Action - Z-166-05-1

Request to approve Planning Hearing Officer's recommendation to modify stipulations on Z-166-05-1 without further hearing by the City Council on matters heard by the Planning Hearing Officer on Dec. 19, 2018. This ratification requires formal action only.

Summary
Application: PHO-2-18--Z-166-05-1
Existing Zoning: R1-18, R-3, R-3A, C-2
Acreage: 189.00
Applicant: Granite Creek Farms LLC
Owner: Granite Creek Farms LLC
Representative: William E. Lally - Tiffany & Bosco, PA

Proposal:
1. Modification of Stipulation 1 regarding general conformance to site plan date stamped Jan. 9, 2007.
2. Deletion of Stipulation 16 regarding increased wall mass for dwelling units within 200 feet of the I-17 frontage road.
3. Technical corrections to Stipulations 3, 4, 5, 6, 10, 12, 13, 14, 15, and 17.

Location
Southwest corner of I-17 and Dixileta Drive.
Council District: 1

Parcel Address: N/A

Concurrence
Village Planning Committee (VPC) Recommendation: The North Gateway Village Planning Committee heard this case on Dec. 13, 2018, and recommended approval of the request subject to a modification and the deletion of an additional stipulation by a 5-0 vote.

Planning Hearing Officer Recommendation: The Planning Hearing Officer took this case under advisement on Dec. 19, 2018. On Jan. 10, 2019, the Planning Hearing Officer took the case out from under advisement and recommended denial as filed and approval with a modification and additional stipulations.

This item was approved.

86 **Formal Action - PCD Major Amendment - Rezoning Application Z-43-A-98-2 - Approximately 450 Feet East of the Southeast Corner of Cave Creek Road and Tatum Boulevard**

Request to approve Rezoning Application Z-43-A-98-2 to allow a self-service storage and all underlying C-2 uses in the exisiting PCD.

Summary
Current Zoning: C-2 PCD
Proposed Zoning: C-2 SP PCD
Acreage: 2.91
Proposed Use: Planned Community District Amendment to allow a Special Permit for self-service storage and all underlying C-2 uses.

Owner: SWC 28th and Peoria Investors, LLC
Applicant: Garrett Real Estate Development, LLC
Representative: Jason Morris, Withey Morris, PLLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Desert View Village Planning Committee heard this case on Dec. 4, 2018 and recommended approval per the staff recommendation by a 8-2 vote.
PC Action: The Planning Commission heard this case on Jan. 3, 2019, and recommended approval as recommended by the Desert View

Village Planning Committee, by a 7-0 vote.

Location
Approximately 450 feet east of the southeast corner of Cave Creek Road and Tatum Boulevard.
Council District: 2
Parcel Addresses: 29575, 29615, 29625, and 29635 N. Tatum Blvd.

This item was approved.

87 Amend City Code - Official Supplementary Zoning Map 1182 (Ordinance G-6554)

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1182. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-50-94-7 and the entitlements are fully vested.

Summary
To rezone a parcel located approximately 740 feet west of the southwest corner of Broadway Road and 19th Avenue.
Z-50-94-7
Zoning: A-1
Owner: MRM Investments Ltd. Partnership
Acreage: Approximately 11.04

Location
Approximately 740 feet west of the southwest corner of Broadway Road and 19th Avenue.
Council District: 7

This item was adopted.

88 Amend City Code - Ordinance Adoption - Rezoning Application Z-67-18-7 - Approximately 310 Feet South of the Southwest Corner of 83rd Avenue and Elwood Street (Ordinance G-6557)

Request to authorize the City Manager to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-67-18-7 and rezone the site from S-1 to R1-6 to allow single-family residential.

Summary

Current Zoning: S-1
Proposed Zoning: R1-6
Acreage: 29.85
Proposed Use: Single-family residential.

Owner: Gerben Boshma Family Trust
Applicant: George Pasquel, Withey Morris, PLC
Representative: George Pasquel, Withey Morris, PLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Estrella Village Planning Committee heard this case on Dec. 18, 2018, and recommended approval per the staff recommendation by a 7-0 vote.
PC Action: The Planning Commission heard this case on Jan. 3, 2019, and recommended approval per the Estrella Village Planning Committee recommendation by a 7-0 vote.

Location
Approximately 310 feet south of the southwest corner of 83rd Avenue and Elwood Street.
Council District: 7
Parcel Address: 3606 S. 83rd Ave.

This item was adopted.

89 Amend City Code - Ordinance Adoption - Rezoning Application Z-56-18-1 - Northeast Corner of 51st Avenue and Tonopah Drive (Ordinance G-6556)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-56-18-1 and rezone the site from RE-43 to R1-10 to allow single-family custom homes.

Summary
Current Zoning: RE-43
Proposed Zoning: R1-10
Acreage: 9.30
Proposed Use: Single-family custom homes.

Owner: Gurbaksh Sandhu

Applicant: Tom Granillo, P.E., Granillo & Associates, Inc.
Representative: Tom Granillo, P.E., Granillo & Associates, Inc.

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Deer Valley Village Planning Committee heard this case on Dec. 13, 2018, and recommended approval per staff recommendation, with a modified stipulation and an additional stipulation by a 6-0 vote.
PC Action: The Planning Commission heard this case on Jan. 3, 2019, and recommended approval per staff memo dated Jan. 3, 2019, with an additional stipulation, by a 7-0 vote.

Location
Northeast corner of 51st Avenue and Tonopah Drive
Council District: 1
Parcel Addresses: N/A

This item was adopted.

90 Amend City Code - Ordinance Adoption - Rezoning Application Z-3-18-2 - Northwest Corner of Kierland Boulevard and Greenway Parkway (Ordinance G-6555)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-3-18-2 and rezone the site from RH PCD, RH M-R PCD, and RH SP PCD to PUD for a Planned Unit Development to allow a hotel and accessory uses.

Summary
Current Zoning: RH PCD, RH M-R PCD, RH SP PCD
Proposed Zoning: PUD
Acreage: 37.35
Proposed Use: Planned Unit Development to allow a hotel and accessory uses.

Owner: Host Kierland, LP
Applicant: Justin Ried
Representative: Heidi Short, Lewis Roca Rothgerber Christie, LLP

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The Paradise Valley Village Planning Committee heard this case on Dec. 3, 2018, and recommended approval per staff recommendation, by a 13-0 vote.
PC Action: The Planning Commission heard this case on Jan. 3, 2019, and recommended approval per the Paradise Valley VPC recommendation, with an additional stipulation, by a 7-0 vote.

Location
Northwest corner of Kierland Boulevard and Greenway Parkway
Council District: 2
Parcel Address: 6902 E. Greenway Pkwy.

This item was adopted.

A motion was made by Councilwoman Pastor, seconded by Councilwoman Stark, that items 16, 22, 24 and 47 be adopted. The motion carried by the following vote:

Yes:	6 -	Councilwoman Guevara, Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark and Mayor Williams
No:	2 -	Councilman DiCiccio and Vice Mayor Waring

Items 16, 22, 24, Ordinance S-45345, were requests to authorize the City Controller to disburse funds up to amounts indicated for the purpose of paying vendors, contractors, claimants and others, and providing additional payment authority under certain existing city contracts. This section also requested continuing payment authority, up to amounts indicated below, for the following contracts, contract extensions and/or bids awarded. As indicated below, some items below require payment pursuant to Phoenix City Code section 42-13.

16 American Association of Airport Executives

For $59,375.00 in payment authority for 2019 Airport Legislative Alliance (ALA) Federal Affairs membership dues for the Aviation Department. The ALA Federal Affairs Department advocates on behalf of airports and works to prevent shifting of costs and federal responsibilities to airports, ensuring that unfunded mandates are not imposed. It is the primary interface with elected officials and regulatory agencies on issues affecting airports across the country. ALA Federal Affairs provides important information, alerts, updates and insight on legislation and

proposed regulations, security policy, and congressional hearing reports. This item was approved by the Aviation and Transportation Subcommittee on Jan. 22, 2019.

This item was adopted.

22 North American Region of the Airports Council International doing business as Airports Council International - North America

For $124,377.00 in payment authority for 2019 Airports Council International - North America (ACI-NA) membership dues for the Aviation Department. ACI-NA is an organization that represents state, local and regional governing bodies that own and operate commercial airports in North America and the world, with a focus on industry issues such as finance, safety, operations, business and regulatory issues, as well as the Federal Aviation Administration, Department of Homeland Security and Customs and Border Protection. This item was approved by the Aviation and Transportation Subcommittee on Jan. 22, 2019.

This item was adopted.

24 Stifel, Nicolaus & Company

For $75,000.00 in payment authority for a new contract, to be entered on or about March 1, 2019, for a term of one year, with four, one-year renewal options for Government Property Lease Excise Tax (GPLET) analysis consulting services for the Community and Economic Development Department. In compliance with Arizona Revised Statutes Title 42, Chapter 6, Article 5, and subject to City Council approval, GPLET agreements are used to facilitate economic development in key areas. Stifel, Nicolaus & Company will review and evaluate impacts on the current and future use of GPLET resulting from state legislation enacted since Jan. 1, 2014 and create a written Legislative Analysis Summary. Stifel, Nicolaus & Company will also review the City's existing GPLET impact model to identify modifications needed to reflect recent GPLET and school finance legislative changes, recommend needed modifications, and with City approval, make the necessary modifications. The annual contract amount shall not exceed $15,000.00. There is no impact to the General Fund. Funds are available in the Downtown Community Reinvestment Fund.

This item was adopted.

47 Development Agreement with Duo on Fillmore, LLC for Development of Property Located at 601 N. 3rd Ave. (Ordinance S-45360)

Request to authorize the City Manager, or his designee, to enter into a development agreement, lease agreement and other agreements as necessary (Agreements), with Duo on Fillmore, LLC, or its City-approved designee (Developer), for the development of a high-rise, multi-family rental residential tower at 601 N. 3rd Ave; and for the City Treasurer to accept funds. The Project will have no expense impact to the General Fund.

Summary

On June 21, 2018, the Developer submitted its proposal in response to the 2017-2018 Downtown Development Request for Proposals (RFP) requesting the City's consideration of a Government Property Lease Excise Tax (GPLET) transaction for a high-rise development project. The development will be constructed on the 28,000 square-foot property located at 601 N. 3rd Ave., which is the northeast corner of 3rd Avenue and Fillmore Street (Site). The Site is currently used as a parking lot and leased by Arizona State University for the downtown campus.

If approved, the project will result in an approximately 17-story, high-rise, multi-family rental residential tower, including 275 structured parking spaces, resident amenities and ground floor commercial space (Project). Thirty-four of the parking spaces will be available to the public. Of the 254 units proposed for the development, eight percent will be reserved for workforce housing during the term of the lease. This proposed development will bring a capital investment of approximately $58.2 million to the downtown community and create approximately 300 construction jobs and 30 permanent jobs. This project will bring additional residential and public parking options to the downtown area in close proximity to the Arizona State University Downtown Phoenix Campus and the downtown business core, which is supported by the City Council-adopted Downtown Strategic Plan.

Procurement Information

An evaluation panel, consisting of a representative from the Roosevelt Action Association and City staff from the Community and Economic

Development and Planning and Development departments, was convened last year to review the proposal. The panel unanimously recommended the City begin negotiations with the Developer.

Contract Term
The lease will be for eight years commencing upon issuance of the certificate of occupancy. There are no extensions to the proposed lease, and upon conclusion of the term, ownership of the property will be transferred back to the Developer. The Developer will have the ability to terminate the lease at any time subject to the terms of the Agreements.

Financial Impact
The Project will have no financial impact to the General Fund. The estimated one-time construction tax revenue to the City is approximately $561,000, plus an estimated annual rental tax revenue generation of approximately $110,000. The Developer will pay an annual rental payment starting at $10,000 in years one through four, and escalating to $25,000 a year for the remaining four years of the lease. The rent payments will be deposited into the Downtown Community Reinvestment Fund.

Concurrence/Previous Council Action
This item was heard at the Planning and Economic Development Subcommittee on Jan. 8, 2019, and was approved by a vote of 4-0.

Public Outreach
Staff presented this proposal to the Downtown Voices Coalition on Dec. 8, 2018, and the Roosevelt Action Association on Jan. 15, 2019. The Developer also met with Phoenix Elementary School District No.1 and the Phoenix Union High School District.

Location
601 N. 3rd Ave. (northeast corner of 3rd Avenue and Fillmore Street)
Council District: 7

This item was adopted.

57 On-Call Concessions Consulting Services - RFP 18-049 (Ordinance S-45346)

Request to authorize the City Manager, or his designee, to enter into a contract with SI Partners, Inc. to provide on-call concessions consulting services for the Aviation Department (Aviation) in an amount not to exceed $500,000 for a five-year aggregate contract term. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

This contract provides airport concession consulting services to support Phoenix Sky Harbor Airport's efforts to maintain a first-class retail and food and beverage concession program. The services will be provided on an as-needed basis and will include: feasibility studies, market analysis, operational reviews, space planning, concessions master plan studies, and additional support. With the resources provided by the airport concessions consultant, a broad industry look at best practices and trends will be considered. Aviation may maximize concession locations, visibility, passenger circulation, and program concepts by the research and findings provided by the airport concessions consultant. The consultant will be involved in the development, programming, solicitation, and evaluation of the concessions program for the new Terminal 4 South 1 concourse and other future developments.

Procurement Information

Request for Proposals (RFP) 18-049 - On-Call Concessions Consulting Services was conducted in accordance with Administrative Regulation 3.10. There were three proposals received and one was deemed non-responsive.

The proposals were evaluated by an evaluation panel and scored by consensus based on the following criteria, with a total point range of 0-1,000 points:
Qualifications and Experience of Primary Consultant: 0-400 Points.
Approach to Scope of Services: 0-250 Points.
Company Qualifications and Experience: 0-200 Points.
Fees: 0-150 Points.

The evaluation panel recommends SI Partners, Inc., for contract award as the best value to the City based on the following consensus scores:
SI Partners, Inc. 843 points.

Unison Consulting 795 points.

Contract Term
The contract will begin on or about Feb. 6, 2019 for a two-year contract term with three one-year options to extend for a five-year aggregate term.

Financial Impact
The contract will not exceed $500,000 for the five-year aggregate contract term. Funds are available in the Aviation Department's operating budget.

Concurrence/Previous Council Action
This item was recommended for approval at the Aviation and Transportation Subcommittee meeting on Jan. 22, 2019, by a vote of 2-0.

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

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

Yes:	6 -	Councilwoman Guevara, Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark and Mayor Williams
No:	2 -	Councilman DiCiccio and Vice Mayor Waring

55 Body Worn Cameras - Requirements Contract - RFP 18-056 (Ordinance S-45348)

Request to authorize the City Manager, or his designee, to enter into a contract with Axon Enterprise, Inc. to provide body-worn cameras for the Phoenix Police Department. The aggregate contract value will not exceed $5,729,284 for the purchase of 2,000 body-worn cameras. Staffing costs to run the program are approximately $900,000 for 10 personnel; the City anticipates 11 additional personnel in the Police Department and 9 additional personnel in the City Prosecutor's Office at approximately $1.5 million, for a total annual cost of $2.4 million to run the program for 2,000

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

Summary

The Phoenix Police Department is responsible for protecting and serving the residents of the fifth largest city in the country with a diverse population of over 1.5 million residents covering 520 square miles. The equipment, software and storage solution to be purchased under the contract will allow the department to replace and increase the number of body-worn cameras to allow the Police Department to demonstrate their commitment to transparency; ensure the accountability of its members; and increase the public's trust in police officers. The Police Department currently deploys 300 body-worn video cameras.

The City conducted a two-phase evaluation process. Phase I - Evaluation: The proposals were evaluated based on mandatory requirements, vendor qualifications and method of approach. Phase II - Evaluation: Solution Testing was a two-day extensive testing phase for each proposal submitted. The solution testing phase was held over a two-week period and included daytime and nighttime testing of a multitude of police officer scenarios. A live demonstration and presentation was provided and the evaluation panel was able to ask clarifying questions of the proposer based off the solution testing or live demonstration. Phase III: Trial-based Deployment will occur after the contract is awarded. The Proposer must complete a trial-based deployment to demonstrate that its proposed solution fully meets the requirements as documented in the City's Request for Proposal (RFP), associated Best and Final Offer and addenda.

Deployment Plan

The Police Department and City Prosecutor’s Office will build upon their nearly eight years of experience with body-worn camera technology to ensure the effective deployment and management of new cameras throughout the City. A comprehensive rollout schedule has been developed that will begin with taking all of the current cameras offline so that different platforms are not operational at the same time. This process will take a matter of days and will conclude on a yet-to-be-determined Sunday evening, thereby allowing new cameras to be deployed starting with day shift on the following Monday morning.

The first phase of the deployment will involve outfitting, training and deploying approximately 1,300 body-worn cameras throughout the Patrol Division. This will allow for the assignment and use of the technology by all first responder officers and sergeants in Patrol and will be done precinct by precinct as opposed to a scattered sites approach.

The rollout will begin with the Maryvale-Estrella Mountain Precinct and is anticipated to take no longer than two weeks to outfit, train and deploy cameras to all of the precinct's 225 first-responder officers and sergeants. At the same time this first precinct is receiving cameras, the two Crisis Intervention Squads assigned to the Community Relations Bureau will receive cameras as well.

Once all the cameras have been deployed in the Maryvale-Estrella Mountain Precinct and the two Crisis Intervention Squads and the Department is assured that any unforeseen challenges have been mitigated, cameras will be deployed in the remaining six precincts in the following order: Mountain View, South Mountain, Cactus Park, Central City, Desert Horizon and Black Mountain. This deployment schedule corresponds with the distribution of officer-involved shootings throughout the City in 2018.

It is anticipated that all of Patrol will have the technology operational within six months of initiating the rollout. Once Patrol is complete, the following additional uniformed assignments will be equipped with body-worn cameras as part of the second phase of deployment: Downtown Operations Unit, Traffic Unit and Transit Unit. Equipping these three units will entail the deployment of approximately 150 cameras, bringing the total deployment in these first two phases to nearly 1,500 cameras. Keep in mind however, that the Patrol numbers will go up about 130 additional officers as the Department strives to reach its hiring goal of 3,125 sworn officers in 2019.

The increased camera deployment and corresponding auto-activation technology will require the addition of accompanying support staff to manage all of the data the program will generate. Upon reaching a full deployment of 2,000 cameras, it is anticipated the Police Department will

require a total of 17 positions dedicated exclusively to the program and the City Prosecutor's office will require 13 positions, for a total of 30 positions. Of these, 9 positions are currently filled, necessitating the addition of up to 21 new staff positions between the two departments. The new staff positions will be added incrementally, as needed, and it is possible all of the requested positions will not be required.

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

Procurement Information
RFP 18-056 Body Worn Cameras - Requirements Contract was conducted in accordance with Administrative Regulation 3.10. The solicitation was emailed to 96 vendors and was posted on the City's website. Four proposals were received by the Procurement Division on June 22, 2018. Two proposals were deemed non-responsive after the Solution Testing Phase and one proposer withdrew.

The proposals were evaluated and scored by a seven-member evaluation committee comprised of City staff and a private citizen. The proposals were evaluated based on the following criteria:

Proposer Qualifications	300 Points
Solution Testing	300 Points
Method of Approach	200 Points
Cost	200 Points

The offer was scored and Axon Enterprise, Inc. received 977 points.

The Deputy Finance Director recommends the offer from Axon Enterprise, Inc. be accepted as the highest-scored, responsive and responsible offer.

Contract Term
The contract term will begin on or about Feb. 15, 2019 and end on or about Feb. 14, 2024.

Financial Impact

The total estimated five-year aggregated cost for the body-worn camera program for FY 2018-19 to FY 2022-23 is approximately $16.7 million. Funds for the program are available in the FY 2018-19, $5 million General Fund set-aside and the Police Department's budget.

The aggregate contract value for the five years will not exceed $5,729,284 and includes the purchase of 2,000 body-worn cameras, software and data storage. Funds for the contract are available in the Police Department's budget, and also includes grant funding.

In addition, the Phoenix Police Department and City Prosecutor's Office request approval for 21 additional regular positions to support the program **(Attachment A)** at an estimated annual cost of $1.6 million. These positions will be in addition to the existing nine positions approved in prior budget processes, for a total of 30 positions at an annual ongoing cost of approximately $2.4 million. Funds for the 21 additional positions are available in the $5 million General Fund set-aside approved by City Council during the FY 2018-19 budget process.

Concurrence/Previous Council Action
This item was recommended for approval by the Public Safety and Veterans Subcommittee on Jan. 9, 2019, by a vote of 3-1.

Public Outreach
A Community Engagement and Outreach Task Force was implemented by the City Manager in 2010. One of the 34 recommendations was that police officers in the patrol division should utilize an on-person or in-car video camera system.

Discussion
Shawn Severud pointed out this process had taken a long time and spoke in favor as it was an important issue. He stated body cameras needed to be issued to every police officer that came into contact with the public and officers should be punished for turning off the camera. He expressed concern about redactment and editing of the video and requested those issues be addressed.

Reverend Reginald Walton remarked he supported this ambitious plan to roll out body cameras to every law enforcement officer in the City.

However, he said he wanted to make sure there were strict punishments in the policy for when an officer turned off the body camera. He conveyed this vote was an opportunity to build a bridge of trust between law enforcement and the community.

Redeem Robinson spoke in favor and said he wanted action taken towards officers who turned off the body cameras. He stated he hoped that Council supported this critical issue as it would build trust between the community and police.

Mayor Williams requested staff explain that a written policy was in place after the next speaker.

Jeremy Helfgot urged that Council support this program going forward. He expressed the City had an obligation to lead and employ the best practices available, especially in the area of public safety. He conveyed the body camera program was a huge deposit in the City's trust bank between the community and Police Department. He added this opportunity would create accountability which was a significant factor so people felt safe based on documentation. He applauded the Police Chief Williams for going with technology that would make it more difficult for officers to turn off their cameras, but he agreed there should be a strong policy in place to back it. He also thanked Assistant Police Chief Kurtenbach for not only rolling out the pilot program but for taking the time to brief citizens about it.

Police Chief Jeri Williams confirmed there was a policy in place; however, adjustments would need to be made once staff's recommendation was approved and they were able to actually work with the product. She noted the body cameras would be rolled out with patrol, crisis intervention team squad, downtown operations unit, motors transit and S.W.A.T.

Michelle Rose requested that Council vote yes on this item to protect the good cops as well as build trust in the community. She stated law enforcement needed to wear a vest body camera with audio-visual turned on to record every moment of interaction with suspects and witnesses. She mentioned vest body camera so it could not be removed unless the

officer took off their vest. She wanted secure storage and management of evidence with unaltered footage uploaded to a secure data warehouse where an independent third party maintained control of the data. She also suggested guidelines be established to release footage to family before releasing it on a free website to the public within 48 hours of a critical incident occurring. She said she recently learned about a proposal to use facial recognition software which she indicated had been shown to be inaccurate.

Parris Wallace spoke in favor, but she expressed the community did not trust the Phoenix Police Department. She remarked body cameras were the bare minimum for transparency but they were an important step of assuring there was more than just the officer's side of the story. She conveyed there had to be a strong policy and disciplinary measures in place for this to truly be a step forward. She listed the following items must be included in the policy:

All officers that go into the field, including S.W.A.T., must wear body cameras.
Footage must be released within 48 hours and released to the family before released to media.
Cameras must be on at all times when interacting with community and when turned off there must be a verbal statement on camera.
Footage must respect privacy and not allow it to be used in other databases or facial recognition.
Officers involved in critical incidents cannot view footage before writing their report.
Deny PLEA's request to pay police officers for turning on their cameras.
Supervisors, sergeants and lieutenants must be held responsible for appropriate use of cameras, including consequences every instance cameras were off during an interaction and if equipment was altered.
Policy to be finalized with community partners.

Luke Black stated he supported this item, but the policy needed to be stronger, specifically prohibition of facial recognition technology. He did not think residents of this community whose faces appeared on body cameras should be targeted, noting the current policy allowed officers to use it as surveillance. He applauded the Council for getting to this point

but wanted a strong policy that held this police force accountable.

Maria Sanchez said she agreed with this item as it was a step in the right direction; however, she disagreed with police asking for a five percent raise to wear the body cameras. She commented she expected officers to use body cameras to be transparent in the quality of their work. She requested the community be involved to make sure the policies were stronger in order to move this forward.

A member of the audience provided Spanish translation for Ms. Rita and Ms. Valdez.

Berta Rita spoke in favor and asked for stricter policies and consequences when officers did not use the cameras. She also requested that camera footage be available to the family before being released to the media.

Lorenza Valdez mentioned she was still waiting to see the evidence of her son's death from two years ago. She demanded there be strict policies and consequences for not having the cameras on and that families see the video footage before it was released to the media.

Mirabel Espinoza said she was glad body cameras were being considered but there should be a set of rules officers followed. She suggested a verbal reason be made if an officer turned off their body camera during an encounter and if nothing was stated then it should be considered a criminal act. She expressed that police officers needed to be held accountable for their actions.

Isabel Garcia stated she supported this item but only if specific demands from the community, as previously provided by Ms. Wallace, were included to strengthen the policy. Ms. Garcia urged that all officers who patrolled the streets have body cameras and that the footage be made available within 48 hours of a critical incident because it provided access to the truth.

Jennifer Hernandez expressed body cameras do not stop police violence but they allowed for a more true account of what happened. She

asked that Council vote yes on this item but not until there was clear discipline and accountability.

Christina Green spoke in support as it would increase trust amongst citizens of this city.

Alexia Isais stated she supported this investment in body cameras because there needed to be more trust and accountability. She also said she did not approve of facial recognition footage as it was proven to be unreliable.

Viridiana Hernandez spoke in support of body cameras which she believed was a long overdue measure that was a step towards transparency so long as there was a strong policy. She asked if the community would be involved in finalizing the policy because there would be no trust without community input.

Mayor Williams confirmed that Lauren Proper Potter and Charles Huellmantel, who submitted comment cards with a neutral position, did not wish to speak.

Ramon said he supported body cameras but he wanted a strong policy in place. He agreed with the suggested items previously listed by Ms. Wallace be included in the policy and requested that community partners be included when finalizing the policy. He also asked that Council deny the request by police for a five percent pay raise to wear the body cameras.

Councilwoman Guevara stated she was glad that S.W.A.T. officers would be equipped with body-worn cameras since they were involved in critical incidents. She thanked Police Chief Williams for working with her office as that was a big priority. Councilwoman Guevara requested staff speak about redaction technology improvements.

Executive Assistant Police Chief Michael Kurtenbach conveyed the evolution of this technology would allow staff to more expediently blur out video or redact audio that was imprudent for release so that staff could prepare case files more quickly and properly process public records

requests.

Councilwoman Guevara questioned if the body camera vendor already utilized facial recognition technology on captured video.

Police Chief Williams replied the Phoenix Police Department did not currently have facial recognition technology. She explained staff was waiting for a vote from Council in order to work with this product and determine the next steps regarding policy and rollout. She pointed out one of the main features in the system was auto activation so officers could not turn the cameras on or off.

Executive Assistant Police Chief Kurtenbach reiterated the Department did not have facial recognition technology. He indicated the software would permit the redaction tool to redact specific elements, like a person's face, within the video which is sometimes mistakenly referred to as facial recognition. He noted the Department did not use any video from any other software to do other identifications.

Councilman Nowakowski recalled this discussion at the Public Safety Subcommittee meeting where concerns were raised about the turnaround time but this new technology would allow staff to wrap things up faster. He also recollected the software recognized an individual's face and then blurred out other people's faces in the video. He requested that staff talk about the technology feature where the camera automatically turned on.

Police Chief Williams advised there were 42 mandatory requirements in the new RFP, noting she had three key issues; the first issue was auto activation, the next issue was recording in high-definition and the last issue was low light sensitivity to capture images. She stated those features were in this product and with Council's approval the Department would aggressively roll out body-worn cameras to officers.

In further response to Councilman Nowakowski, Police Chief Williams affirmed the Department's current policy listed a minimum consequence for officers who did not turn on their body-worn cameras was a written reprimand. She added once this product was approved by Council the

cameras would be placed on new recruits in the academy so they learned how to use them.

Councilman Nowakowski heard someone mention that officers would receive a five percent pay increase for wearing the cameras and asked if that was a true statement.

City Manager Ed Zuercher advised that was one of the proposals submitted in negotiations by the Phoenix Law Enforcement Association on behalf of the officers. He remarked the City was in the middle of negotiations with the unions so the pay increase was not part of Council's decision today.

Councilman Nowakowski thanked Police Chief Williams because the Council asked her to look at a policy that protected residents and officers that was also fair for everyone. He recalled this was brought to the Public Safety Subcommittee several times where there was an open discussion and he believed there would be on-going open discussions about this issue in the future. He heard some great ideas on how to improve the policy and was open to them as long as they were fair for everyone. He also thanked Police Chief Williams for making sure the City had the right technology. He acknowledged the Department tried the pilot program; however, it took a long time to turn video over to individuals. He agreed that video should be released to family members or the people involved before being released to the media. He conveyed the policy was a document that could be changed and invited the community to bring forward their ideas in order to make it the best policy.

Councilwoman Mendoza questioned if the policy could include the suggestion that footage be released to family before the media.

Police Chief Williams agreed that information should be released to the family prior to the media. She remarked staff would look through the policy, noting that modification made sense in order to build trust with the community.

Councilwoman Mendoza recalled some of the speakers mentioned a delay with obtaining the video. She requested staff talk about the

additional positions which would expedite that issue.

Executive Assistant Police Chief Kurtenbach conveyed staff was asking for 21 new positions which would bring the total to 30 filled positions. He indicated there were currently six filled positions in the Police Department and three positions plus one temporary position in the City Prosecutor's Office. He said at full deployment there would be 17 filled positions in the Police Department and 13 positions in the Prosecutor's Office, noting the positions would only be filled as they were needed.

Councilwoman Pastor understood this was the first rollout phase but asked if officers would have a choice of wearing the body-worn cameras.

Police Chief Williams replied this would be a required item that officers had to wear.

Councilwoman Pastor stated this technology had changed from what it was four years ago and wanted to know if footage could be released in 48 hours.

Police Chief Williams responded staff had not field tested the system yet so she wanted a bit of time, pending Council's approval, to work through that issue. She agreed to revisit that aspect in six months.

Councilwoman Pastor said she assumed the cameras were on at all times, but she questioned at what point would an officer turn off the camera.

Executive Assistant Police Chief Kurtenbach replied the cameras would not be on at all times, such as when an officer was on lunch break, went to the restroom or called a significant other. He conveyed the policy was already prescriptive on when the cameras must be activated, specifically during any investigative or enforcement contact. He indicated the auto activation technology would eliminate human error to a greater extent because the cameras would automatically turn on but would not be on at all times.

Councilwoman Pastor understood the Department had other software

that came together which had facial recognition and she wanted to know how that was done.

Police Chief Williams responded the Phoenix Police Department did not have facial recognition at this time and further verified that with the City's Homeland Defense Bureau.

In further response to questions by Councilwoman Pastor, Police Chief Williams confirmed that officers did not view footage prior to writing reports as it was currently in the policy. She also affirmed that all officers, regardless of rank, would be held responsible for the appropriate use of cameras, including consequences when cameras were turned off.

Councilwoman Pastor said she believed the Public Safety Subcommittee would work with the community to finalize the policy so that it was a win-win for public safety and the community.

Police Chief Williams pointed out that process had already begun as meetings were held to discuss the body-worn camera policy.

Councilwoman Pastor remarked she appreciated all of the work that had gone into this, particularly the participation of the community-member board which provided recommendations. She conveyed there were other recommendations that needed to happen from that board and she hoped everyone could come together and finish what was left. She stated she believed that public safety wanted to do the right thing for the community because they too were part of the community and she had faith that trust could be rebuilt.

A motion was made and seconded to approve this item.

Prior to her vote, Councilwoman Guevara stated this plan to equip 2,000 officers with body-worn cameras was an important step for the Police Department and the city. She remarked she was ready to work with the Police Department to increase the public's trust in police officers. She conveyed that outcome was dependent on the policy that governed the use of the cameras and video created by them. She recognized that staff drafted the current policy and trusted they would work with the community

to ensure their concerns were addressed within the revised policy. She expressed she was glad that Council was moving forward with the plan and indicated her vote was yes.

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

Yes: 7 - Councilman DiCiccio, Councilwoman Guevara, Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark and Mayor Williams

No: 1 - Vice Mayor Waring

91 **Public Hearing and Resolution Adoption - General Plan Amendment GPA-EST-1-18-7- An Area Generally Bounded by 99th Avenue to the 87th Avenue Alignment, and Broadway Road to the Sunland Avenue Alignment (Resolution 21718)**

Request to hold a public hearing on a General Plan Map Amendment for the following item to consider the Planning Commission's recommendation and the related Resolution if approved.

Summary
Application: GPA-EST-1-18-7
Current General Plan Land Use Map Designation: Residential 1 to 2 dwelling units per acre
Proposed General Plan Land Use Map Designation: Commercial, Mixed Use (Industrial / Commerce/Business Park), Mixed Use (Commercial/Residential 10 to 15 dwelling units per acre), Residential 10 to 15 dwelling units per acre
Acreage: 318.44
Proposal: Align the properties for more appropriate development given the adjacent Wastewater Treatment Plant and future transportation plans.

Owner: Greg Vogel, Boschma Tolleson, GBC Properties, LLC
Applicant: Jason Morris, Withey Morris, PLC
Representative: Jason Morris, Withey Morris, PLC

Staff Recommendation: Denial as filed, approval of Commercial, Commerce/Business Park, Mixed Use (Commercial/Residential 10 to 15

dwelling units per acre), and Residential 10 to 15 dwelling units per acre.
VPC Action: The Estrella Village Planning Committee heard this case on Dec. 18, 2018, and recommended approval per the staff recommendation by a 6-0 vote.
PC Action: The Planning Commission heard this case on Jan. 3, 2019, and recommended approval per the Estrella Village Planning Committee recommendation by a 7-0 vote.

Location
An area generally bounded by 99th Avenue to the 87th Avenue alignment, and Broadway Road to the Sunland Avenue alignment.
Council District: 7
Parcel Addresses: Multiple lots, including 8921 and 9059 W. Broadway Road

Discussion
Mayor Williams declared the public hearing open.

Planning and Development Director Alan Stephenson stated this was a General Plan Amendment for an area generally bounded by 99th Avenue to 87th Avenue and Broadway Road to Sunland Avenue. He conveyed this request was for Commercial, Mixed Use; Mixed Use Commercial/Residential 10 to dwelling units per acre; and Residential 10 to 15 dwelling units per acre. He advised the Estrella Village Planning Committee and Planning Commission voted to approve this application. He added this request would align the General Plan land use designation for an area where the I-10 reliever freeway was going to go through the southern part of the Estrella village.

Mayor Williams stated Benjamin Tate submitted a comment card for the record in favor of this item. Noting no one was present to speak, Mayor Williams declared the public hearing closed.

The hearing was held. A motion was made by Councilwoman Pastor, seconded by Councilwoman Stark, that this item be approved per Planning Commission's recommendation and to adopt the related resolution. The motion carried by the following vote:

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara, Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor Waring and Mayor Williams

No: 0

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

CITIZEN COMMENTS

Mayor Williams noted a comment card was submitted by Running Deer who was not present to speak.

Oscar Hernandez expressed concern about circumstances regarding his high water bill and how City staff had not contacted him for several months.

Mayor Williams advised Mr. Hernandez that staff was available to meet with him to try and resolve his issue.

ADJOURN

There being no further business to come before the Council, Mayor Williams declared the meeting adjourned at 4:04 p.m.

MAYOR

ATTEST:

CITY CLERK

SC

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the formal session of the City Council of the City of Phoenix held on the 6th day of February, 2019. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 18th day of September, 2019.

CITY CLERK