City of Phoenix

Minutes

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

185933

City Council Formal Meeting

Wednesday, January 24, 2024 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday January 24, 2024 at 2:34 p.m. in the Council Chambers.

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

Councilwoman Pastor attended the meeting Virtually.

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

An affidavit was presented to the Council by the City Clerk stating that copies of the titles of Ordinances G-7161, G-7172 and G-7218 through G-7220, S-50493 through S-50529, were available to the public in the office of the City Clerk at least 24 hours prior to this Council meeting and, therefore, may be read by title or agenda item only pursuant to the City Code.

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

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

BOARDS AND COMMISSIONS

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

Ahwatukee Foothills Village Planning Committee
Appoint Jill Ostendorp to fill a vacancy, for a term to expire Nov. 19, 2025, as recommended by Councilman Kevin Robinson.

Camelback East Village Planning Committee
Appoint Kelli Williams to fill a vacancy, for a term to expire Nov. 19, 2025, as recommended by Councilman Kevin Robinson

Citizens Commission on Salaries for Elected City Officials
Appoint Matthew Kenney, for a term no to exceed three months, as recommended by Councilman Jim Waring.
Appoint Barbie Johnson, for a term no to exceed three months, as recommended by Vice Mayor Debra Stark.
Appoint Tony Moya, for a term no to exceed three months, as recommended by Councilman Councilwoman Laura Pastor.
Appoint Paul Johnson, for a term no to exceed three months, as recommended by Councilwoman Betty Guardado.
Appoint Michelle Kemp, for a term no to exceed three months, as recommended by Councilman Kevin Robinson.
Appoint Brent Kleinman, for a term no to exceed three months, as recommended by Councilwoman Yassamin Ansari.
Appoint Dr. Anne Hart, for a term no to exceed three months, as recommended by Councilwoman Kesha Hodge Washington.

Development Advisory Board
Appoint Emilio Gaynor, to replace Marcia Busching as the Planning Commission representative, for a term to expire Jan. 24, 2027, as recommended by Mayor Gallego.

Fast Track Citied Ad-Hoc
Appoint Dr. Angel Algarin, to fill a vacancy, for a term to expire Jan. 24, 2025, as recommended by Mayor Gallego.
Appoint Stacey Jay Cavaliere, to replace Jimmy Thomason, for a term to expire Oct. 6, 2030, as recommended by Mayor Gallego.

Human Services Commission
Appoint Gail Knight, to fill a vacancy, for a term to expire Jan. 24, 2026, as recommended by Mayor Gallego.

Mayor's Human Trafficking Task Force
Appoint Kaleigh Jenkins, to replace Sarah Micfilikier, for a term to expire May 18, 2025, as recommended by Mayor Gallego.
Appoint Lt. Chris Parese, to replace Lt. Rick Leyvas, for a term to expire Sept. 7, 2030, as recommended by Mayor Gallego.
Appoint James Sampanes, to replace Bob Smith, for a term to expire Oct. 7, 2025, as recommended by Mayor Gallego.
Appoint Shauna Sexton, for a term to expire Jan. 24, 2025, as recommended by Mayor Gallego.

North Mountain Village Planning Committee
Appoint Steve Pamperin, to fill a vacancy, for a term to expire Nov. 19, 2024, as recommended by Vice Mayor Debra Stark.

Discussion
Mayor Gallego acknowledged that there was a member of the public signed up to speak. The speaker was not present and the Mayor called for the roll call vote.

1 ***ITEM REVISED (SEE ATTACHED MEMO) 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.

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

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

No: 0

Mayor Gallego administered the oath of office to the following appointees:
Barbie Johnson - Citizens Commission on Salaries for Elected City Officials
Brent Kleinman - Citizens Commission on Salaries for Elected City Officials
Stacey Jay Cavaliere - Fast Track Cities Ad-Hoc
Shauna Sexton - Mayor's Human Trafficking Task Force
Steve Pamperin - North Mountain Village Planning Committee

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

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

A motion was made by Vice Mayor Stark, seconded by Councilwoman O'Brien, that items 2-6 be recommended for approval. The motion carried by the following voice vote:

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

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

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

Summary

Applicant
Henry Benjamin

Location
1915 W. Thunderbird Road
Council District: 3

Function
Dinner

Date(s) - Time(s) / Expected Attendance
Feb. 10, 2024 - 8 p.m. to 1 a.m. / 300 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

3 Liquor License - Special Event - Free Serbian Orthodox Church St. Nicholas

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

Summary

Applicant
Milan Djordjic

Location
11640 N. 16th Place
Council District: 3

Function
Folk Festival

Date(s) - Time(s) / Expected Attendance
Feb. 3, 2024 - 3 p.m to Midnight / 350 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

4 Liquor License - Special Event - North Valley Symphony Orchestra

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

Summary

Applicant
Breana Keen

Location
4530 E. Gold Dust Avenue
Council District: 3

Function
Gala

Date(s) - Time(s) / Expected Attendance
Feb. 3, 2024 - 5 p.m. to 9 p.m. / 150 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

5 Liquor License - Cactus Jack's Bar & Grill

Request for a liquor license. Arizona State License Application 268966.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 6 - Bar

Location
4747 E. Elliot Road, Ste. 5
Zoning Classification: PSC
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.

The 60-day limit for processing this application is Feb. 17, 2024.

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

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

Mesa Drummer Bar & Grill (Series 6)
1211 N. Country Club Drive, Ste. 9, Mesa
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

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

“We have owned and operated another establishment in Arizona. We ensure our employees follow the Title 4 liquor laws.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: “Cactus Jack's Bar and Grill has operated for several years. We would like to continue to serve our regulars and new guests.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Attachment - Cactus Jack's Bar & Grill - Data
Attachment - Cactus Jack's Bar & Grill - Map

This item was recommended for approval.

6 Liquor License - Postino Winebar

Request for a liquor license. Arizona State License Application 264807.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 12 - Restaurant

Location
3939 E. Campbell Ave. Ste. 100
Zoning Classification: C-1
Council District: 6

This request is for a new liquor license for a restaurant. This location is currently licensed for liquor sales with a Series 7 - Beer and Wine Bar, liquor license.

The 60-day limit for processing this application is Feb. 12, 2024.

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

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

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

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Postino is known for its delicious food and wide selection of curated wines and specialty beers. In response to customer requests, Postino would like to offer spirits to guests 21+ who prefer craft cocktails with the fresh meals they enjoy at the restaurant."

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

Attachment - Postino Winebar - Data

Attachment - Postino Winebar - Map

This item was recommended for approval.

ORDINANCES, RESOLUTIONS, AND NEW BUSINESS

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

Note: One electronic comment was submitted for the record in favor of item 34 and one electronic comment was submitted for the record in favor of item 57. Two electronic comments were submitted for the record in favor of items 38 and two electronic comments were submitted for the record in favor of items 40.

A motion was made by Vice Mayor Stark, seconded by Councilwoman O'Brien, that items 7-60 be approved or adopted, except items 14-15, 24, 26, 30, 40, 43, 48 and 58-59; noting Item 57 is continued to the Feb. 7, 2024 City Council Formal Meeting; and Item 59 has additional information. The motion carried by the following vote:

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

Items 7-13, Ordinance S-50493 was a request to authorize the City Controller to disburse funds, up to amounts indicated on items, for the purpose of paying vendors, contractors, claimants and others, and providing additional payment authority under certain existing city contracts. This section also requested continuing payment authority, up to amounts indicated below, for the following

contracts, contract extensions and/or bids awarded. As indicated below, some items below require payment pursuant to Phoenix City Code section 42-13.

7 Line of Duty Death Benefit Payment to Miguel H. Angulo Jr. and Maria H. Angulo

The Human Resources Department request authority to pay the total sum of $93,525 to the beneficiaries of Miguel Angulo, to be split equally between Miguel H. Angulo Jr. and Maria H. Angulo in one payment to each. Funds are available in the Human Resources Department budget.

This item was adopted.

8 Settlement of Claim(s) Boehle v. City of Phoenix

To make payment of up to $450,000 in settlement of claim(s) in *Boehle v. City of Phoenix*, CV2020-014768, 19-1299-001, AU, BI, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Water Services Department that occurred on Dec. 12, 2019.

This item was adopted.

9 Settlement of Claim(s) Foster v. City of Phoenix

To make payment of $34,500 in settlement of claim(s) in *Foster v. City of Phoenix*, 22-0026-001, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42.This is a settlement of a claim involving the Water Services Department that occurred on July 6, 2022.

This item was adopted.

10 Settlement of Claim(s) Gonzalez v. City of Phoenix

To make payment of $90,000 in settlement of claim(s) in *Gonzalez v. City of Phoenix*, CV2022-004219, 21-0323-001 AU, BI for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Police Department that occurred on April 14, 2021.

This item was adopted.

11 Settlement of Claim(s) Hamilton v. City of Phoenix

To make payment of $153,190 in settlement of claim(s) in *Hamilton v. City of Phoenix*, 22-0690, GL, PD for the Finance Department pursuant

to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Water Services Department that occurred on Jan. 6, 2023.

This item was adopted.

12 Settlement of Claim(s) Polihonki v. City of Phoenix

To make payment of $100,000 in settlement of claim(s) in *Polihonki v. City of Phoenix*, CV2020-096785, 19-0849-002, AU, BI, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Fire Department that occurred on Dec. 28, 2019.

This item was adopted.

13 Settlement of Claim(s) Windes Farm, LLC v. City of Phoenix

To make payment of $114,810 in settlement of claim(s) in *Windes Farms, LLC v. City of Phoenix*, CV2023-002368, 22-0398-001 GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Water Services Department that occurred on Oct. 11, 2022.

This item was adopted.

16 Acceptance and Dedication of Easements and Deeds for Roadway, Public Utility and Sidewalk Purposes (Ordinance S-50514)

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

Summary

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

Easement (a)

Applicant: W.L. Gore & Associates, Inc., its successor and assigns
Purpose: Public Utility and Sidewalk
Location: South of the southwest corner of W. Dove Valley Road and N. North Valley Parkway
File: FN 230094
Council District: 1

Deed (b)
Applicant: W.L. Gore & Associates, Inc., its successor and assigns
Purpose: Roadway
Location: South of the southwest corner of W. Dove Valley Road and N. North Valley Parkway
File: FN 230094
Council District: 1

Easement (c)
Applicant: Winslow Guidance Associates, Inc., its successor and assigns
Purpose: Public Utility
Location: 12424 N. 28th Drive
File: FN 230058
Council District: 1

Easement (d)
Applicant: Francisco Sales; Norinelda Barrera, its successor and assigns
Purpose: Public Utility
Location: 11430 N. Bancroft Drive
File: FN 230112
Council District: 3

Deed (e)
Applicant: Jeffrey M. Slaughter, its successor and assigns
Purpose: Roadway
Location: 2940 E. South Mountain Ave.
File: FN 230109
Council District: 8

This item was adopted.

17 Industrial/Commercial Doors - Service and Supply Contract - IFB 23-128 - Request for Award (Ordinance S-50506)

Request to authorize the City Manager, or his designee, to enter into a contract with DH Pace Company, Inc., to provide maintenance, repair, and installation of industrial and commercial doors for Citywide

departments on an as-needed basis. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $7,100,000.

Summary
The contract is intended to fulfill the City's ongoing needs for the supply, maintenance, and repair of industrial and commercial doors. The functionality and durability of these doors are essential to meeting the operational and security requirements of the City. Furthermore, ensuring the ongoing functionality of these doors is imperative, necessitating both preventative maintenance and on-demand repairs.

Procurement Information
An Invitation for Bid procurement was processed in accordance with Administrative Regulation 3.10.

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

Selected Bidder
DH Pace Company, Inc.

Contract Term
The contract will begin on or about Feb. 1, 2024, for a five-year term with no options to extend the term.

Financial Impact
The aggregate contract value will not exceed $7,100,000.

Funding is available in the various department budgets including Fire, Water, Public Works and Phoenix Convention Center.

This item was adopted.

18 Plumbing Services, Including Rooter and Drain Cleaning - Requirements Contract - IFB 18-123 (Ordinance S-50511)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 146660 with Above All Plumbing Services, Inc., to extend the contract term and add additional expenditures. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $1,050,000.

Summary

This contract will provide all standard labor, materials, supplies, equipment, permits, tools, vehicles, transportation and security fees necessary for plumbing repairs and/or service for various privately and publicly owned city properties or facilities on an as-needed basis. This contract is currently in use throughout the city and an extension will allow for uninterrupted availability of services. Contracted services are needed to maintain health and safety operations associated with water and sewer within city buildings.

Contract Term

Upon approval, the contract will be extended through Jan. 31, 2025, with an option to extend through Jan. 31, 2026.

Financial Impact

Upon approval of $1,050,000 in additional funds, the revised aggregate value of the contract will not exceed $7,800,000. Funds are available in various department budgets.

Concurrence/Previous Council Action

The City Council previously reviewed this request;
Plumbing Services, including Rooter and Drain Cleaning 146660 (Ordinance S-44185) on Jan. 10, 2018;
Plumbing Services, including Rooter and Drain Cleaning 146660 (Ordinance S-47345) on March 3, 2021;
Plumbing Services, including Rooter and Drain Cleaning 146660 (Ordinance S-49359) on Jan. 25, 2023;

This item was adopted.

19 Sports Uniforms and Promotional Items - IFB 19-055 - Amendment (Ordinance S-50516)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 150154 with Dumars Industries, LLC dba Explosion Sportswear and Image Sourcing (Dumars) to amend contract to assigned vendor, Sportswear Express AZ, LLC. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed as the request is to continue using Ordinance S-45726.

Summary

This contract provides a large variety of sports uniforms, trophies, awards and promotional items to support community classes, exercises, sporting events and children's sports leagues throughout the City. Additionally, this contract provides promotional items to promote City services and programs at outreach events. On Aug. 1, 2023, Dumars assigned its assets and contracts to Sportswear Express AZ, LLC. Approval is requested to amend this contract accordingly and continue receiving products and services from Sportswear Express AZ, LLC.

Contract Term

The contract term remains unchanged, ending on June 14, 2024.

Financial Impact

The aggregate value of the contract will not exceed $1,309,000 and no additional funds are needed.

Previous Council Action

The City Council previously reviewed this request:

Sports Uniforms and Promotional Items - Contract 150151, Contract 150152, Contract 150153, and Contract 150154 (Ordinance S-45726) on June 5, 2019;

Sports Uniforms and Promotional Items - Contract 150151, Contract 150152, Contract 150153, and Contract 150154 (Ordinance S-49039) on Oct. 12, 2022.

This item was adopted.

20 Street Sweeper Replacement Brooms - IFB 19-022 - Amendment (Ordinance S-50526)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 149139 with United Rotary Brush Corporation, to extend the contract term. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed. Staff requests to continue using Ordinance S-45271.

Summary

This contract will provide replacement brooms to maintain a fleet of sweep vehicles of various makes, such as Elgin, Mobil, Tennant, and Tymco. As part of the maintenance for these vehicles, replacement tube brooms and gutter brooms are needed to maintain performance of routine sweeping duties.

Contract Term

Upon approval the contract will be extended through Jan. 31, 2025, with an option to extend through Jan. 31, 2026.

Financial Impact

The aggregate value of the contract will not exceed $1,960,000 and no additional funds are needed.

Concurrence/Previous Council Action

The City Council previously reviewed this request:
Street Sweeper Replacement Brooms (Contract 149139, Ordinance S-45271) on Jan. 9, 2019.

This item was adopted.

21 Contract Extension with Hyas Group for Investment Consulting for 401(A)/457 Plans and Post Employment Health Plan (PEHP) (Ordinance S-50504)

This report requests City Council approval to extend Contract 149752 with Hyas Group, LLC for a one year period and add $120,000 in additional payment authority for consulting services over the term of the extension. Further request authorization for the City Controller to disburse all funds related to this extension.

Summary

Hyas Group was awarded a contract to provide consulting services to the

401(A)/457 ("Deferred Compensation Plan", "DCP") and PEHP Plans following a competitive procurement in 2019. The original three-year agreement included two, one-year options to extend which have been exercised, with a total contract value of an amount not to exceed $600,000. A one-year contract extension is requested to allow for continuing investment and plan consulting services to allow Hyas Group to continue providing consulting services and implementation of the 2024 provisions of the federal regulations included in the SECURE 2.0 (Setting Every Community Up for Retirement Enhancement) legislation. SECURE 2.0 makes several important changes to the retirement savings that greatly benefit all City employees and their beneficiaries. There are a total of 38 federal statutory changes that apply to Phoenix' DCP and PEHP Plans. The 2024 changes include the addition of plan provisions that allow for penalty free emergency withdrawals for unforeseeable or immediate financial needs, penalty free withdrawals for individuals involved in cases of domestic abuse and extends the age at which required minimum distributions must be taken, to name a few.

During this time, a new procurement process will be started.

Contract Term
The initial contract term was for three years covering Feb. 27, 2019 through Feb. 27, 2022, and included two options to extend in one year increments which extend the expiration date to Feb. 27, 2024. The additional contract extension term will be for one year beginning Feb. 28, 2024, through Feb. 28, 2025.

Financial Impact
The additional funding authority will not exceed $120,000, for a total contract value not to exceed $720,000. The consulting service fees are paid from the City of Phoenix Employees' Deferred Compensation Plan Trust. The Trust funding source is retained revenue from the DCP investment earnings and are restricted funds.

Concurrence/Previous Council Action
The City Council approved the original Contract 149752 on Apr. 3, 2019. The DCP/PEHP Board of Trustees recommended approval of the Contract 149752 extension on Dec. 14, 2023.

This item was adopted.

22 Transfer of Retirement Funds to Arizona State Retirement System (Ordinance S-50518)

Request to authorize the City Manager, or his designee, to transfer retirement funds for Stefanie C. Blahut in the amount of $10,398.19 to the Arizona State Retirement System. Further request to authorize the City Controller to disburse the funds.

Summary
Pursuant to Arizona Revised Statutes, sections 38-730 and 38-322, retirement service credits for former members of the City of Phoenix Employees' Retirement System (COPERS) may be transferred to the Arizona State Retirement System upon approval by the City Council. The following former City of Phoenix employee has requested transfer of the balance of her credited service:

Blahut, Stefanie: $10,398.19

Concurrence/Previous Council Action
This item was approved by the COPERS Board at the Oct. 5, 2023, meeting.

This item was adopted.

23 Transfer of Retirement Funds to Arizona State Retirement System (Ordinance S-50519)

Request to authorize the City Manager, or his designee, to transfer retirement funds for Gonzalo Muniz, Jr. in the amount of $5,399.35 to the Arizona State Retirement System. Further request to authorize the City Controller to disburse the funds.

Summary
Pursuant to Arizona Revised Statutes, sections 38-730 and 38-322, retirement service credits for former members of the City of Phoenix Employees' Retirement System (COPERS) may be transferred to the Arizona State Retirement System upon approval by the City Council. The following former City of Phoenix employee has requested transfer of the

balance of his credited service:

Muniz Jr., Gonzalo: $5,399.35

Concurrence/Previous Council Action
This item was approved by the COPERS Board at the Nov. 2, 2023, meeting.

This item was adopted.

25 Choice Neighborhoods Supplemental Grant Application (Ordinance S-50501)

Request to authorize the City Manager, or his designee, to apply for a U.S. Department of Housing and Urban Development's (HUD) Choice Neighborhoods Supplemental Grant for up to $2.5 million or the maximum award, for the Edison-Eastlake Community (EEC), and to enter into program contracts and amendments as needed to implement the grant. Further request to authorize the City Treasurer to accept and the City Controller to disburse all funds for the life of the grant.

Summary
Choice Neighborhoods is a federal initiative through HUD that is designed to transform distressed neighborhoods and public housing into mixed-income neighborhoods, linking housing and neighborhood improvements with appropriate services, transportation, and access to jobs. In July 2018, the City of Phoenix was awarded a $30 million Choice Neighborhoods Implementation Grant to revitalize the EEC.

Recently, HUD recognized that many of the current Choice Neighborhoods Implementation grantees were struggling to absorb significant cost increases resulting from the COVID-19 pandemic and related supply chain disruptions and has offered Supplemental Grant opportunities to assist with these unforeseen expenses. Supplemental Grant funds may only be used for the construction of replacement housing in mixed-income developments. In 2023, the Housing Department applied for and was awarded a $10 million Choice Neighborhoods Supplemental Grant to further support the development of replacement housing in conjunction with the Transformation Plan for

the EEC.

HUD has now released a new Notice of Funding Opportunity for previously awarded Choice Neighborhoods Implementation Grantees, allowing for an application for an additional $2.5 million to support housing redevelopment. Applications are due to HUD on March 4, 2024. Together with the previously awarded Choice Neighborhoods funding, these funds will be used for the redevelopment of the City's former A.L. Krohn Homes and Sidney P. Osborn public housing sites that will result in approximately 475 brand new units of mixed-income housing within the EEC. In total, more than 1,000 units of mixed-income housing will be built as part of the Housing Department's Choice Neighborhoods redevelopment efforts, in addition to the neighborhood beautification and improvement projects.

Contract Term
If awarded, the Housing Department will execute the appropriate contract agreement(s) with HUD.

Financial Impact
There is no impact to the General Fund.

Concurrence/Previous Council Action
On Dec. 14, 2022, City Council authorized implementing additional Choice Neighborhoods Program resources, initiatives, and program amendments via Ordinance S-49244 including the $10 million Supplemental Grant.

On Oct. 4, 2017, through Ordinance S-43959, the City Council authorized applying for and implementing a $30 million HUD Choice Neighborhoods Implementation Grant for the EEC, that also included approval to apply for and accept grants and to expend matching funds, in-kind and other funding sources to support and implement the Grant.

Location
Edison-Eastlake Choice Neighborhoods Community (bounded by the I-10 Freeway on the north and east, 16th Street on the west, and the Union Pacific Railroad on the south).

Council District: 8

This item was adopted.

27 Authorization to Amend Federal HOME Program Affordable Housing Loan Agreement, Contract 130000 (Ordinance S-50521)

Request for City Council to grant authorization for the City Manager, or his designee, to amend the federal HOME Investment Partnerships Program (HOME) Acquisition and Rehabilitation Loan Agreement, Contract 130000, between the City of Phoenix and Oasis TC, LLC, or a City-approved nominee, to increase the number of City HOME units to 46 units and increase the period of affordability by five years in exchange for a forgiveness of the outstanding interest on the loan up to $950,000. Authorization is also requested for the City Manager, or his designee, to execute all necessary documents.

Summary

Contract 130000, was executed on Nov. 9, 2010, for $3,195,000 of HOME funds to assist with the rehabilitation of the 60-unit Oasis on Grand located at 1534 and 1538 W. Roosevelt St., and 1501 NW Grand Ave. The loan agreement currently secures 38 City HOME units serving households whose income does not exceed 60 percent of the Area Median Income (AMI).

The current owner, Oasis TC, LLC, is in the process of selling the property and to facilitate the transaction, the parties have agreed to increase the public benefit by extending the period of affordability by five years to 2057, along with providing the City an additional eight HOME units (for a total of 46 affordable housing units serving those at 60 percent AMI or below) in exchange for a forgiveness of the outstanding interest up to $950,000.

Concurrence/Previous Council Action

On Sept. 21, 2011, through Ordinance S-38190, City Council authorized an additional $195,000 in HOME program funding to Oasis TC, LLC for the rehabilitation of the Oasis on Grand adaptive reuse affordable housing complex.

On Jan. 20, 2010, through Ordinance S-36825, City Council authorized a

loan of up to $3 million in HOME funds for use in the rehabilitation of the Oasis Motel into a 60 unit affordable housing project with at least 48 percent of the units rented to persons with incomes at or below 60 percent AMI.

Financial Impact
There is no financial impact to the General Fund. HOME is a federally funded program.

Location
1534 and 1538 W. Roosevelt St., and 1501 NW Grand Ave.
Council District: 4

This item was adopted.

28 Substantial Amendment to the 2020-24 Consolidated Plan's 2022-23 Annual Action Plan

Request City Council approval of a Substantial Amendment to the 2020-24 Consolidated Plan's 2022-23 Annual Action Plan to include the reallocation of Emergency Solutions Grant (ESG) funds to eligible activities.

Summary
The 2020-24 Consolidated Plan defines how the Community Development Block Grant (CDBG), HOME Investment Partnership (HOME), Emergency Solutions Grant (ESG), and Housing Opportunities for Persons with AIDS (HOPWA) funds will be used to address how the priorities and goals outlined in the five-year Consolidated Plan and is carried out through Annual Action Plans. The 2022-23 Annual Action Plan provides a concise summary of activities the City prioritized in fiscal year 2022-23 to address the priority needs identified by the community in support of the goals outlined in the Consolidated Plan.

The Human Services Department Office of Homeless Solutions is proposing the following Substantial Amendment to the 2020-2024 Consolidated Plan's 2022-2023 Annual Action Plan to reallocate ESG funding for the following purpose: providing homelessness prevention assistance due to the continued increase in persons entering the homeless service system.

The following outlines how the City of Phoenix intends proposes to reallocate Fiscal Year 2022-23 ESG funds to provide homelessness assistance and supportive services:

Current budget:
Emergency Shelter Program - $38,866.39
Rapid Rehousing - $347,956.26
HMIS - $9,638.50
Homeless Prevention - $0
Total: $396,461.15

Proposed revised (reallocated) budget:
Emergency Shelter Program - $0
Rapid Rehousing - $50,000
HMIS - $0
Homeless Prevention - $346,461.15
Total: $396,461.15

Further City Council action will be required to enter into any new contracts, or to modify any existing contracts, with service providers for services funded under these eligible activities.

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

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

Public Outreach
As part of ESG, HUD requires that proposed substantial amendments be made public and provide for a 30-day public comment period.

The City of Phoenix published a 30-day comment period and public

hearing notice in the Arizona Republic on Nov. 20, 2023. A public hearing was held to provide an opportunity for public comment on Dec. 11, 2023. The public comment period was open from Dec. 4, 2023, to Jan. 3, 2024.

Concurrence/Previous Council Action

The Community and Cultural Investment Subcommittee recommended approval of the 2022-23 Annual Action Plan on May 4, 2022, by a 4-0 vote.

City Council approved the 2022-23 Annual Action Plan on May 11, 2022.

The Economic Development and Housing Subcommittee recommended approval of this item on Jan. 10, 2024, by a 4-0 vote.

This item was approved.

29 Authorization to Amend Contract 156398 with AVID Consulting, LLC to Expand Scope and Budget (Ordinance S-50502)

Request to authorize the City Manager, or his designee, to amend Contract 156398 with AVID Consulting, LLC (AVID) to add $75,000 for a new contract amount not to exceed $400,000. AVID provides workplace readiness skills training through the City's Workforce Innovation and Opportunity Act (WIOA) Adult and Dislocated Worker Programs to adult learners residing in Phoenix and adjacent areas. Further request authorization for the City Controller to disburse all funds related to this item. Funds are available from the City's allocation of WIOA grant funds.

Summary

AVID provides behavioral training services to clients enrolled as an adult or dislocated worker to help build and refine soft-skills, increase workplace readiness, and increase opportunities for attaining employment in high-growth industry positions at family sustaining wages. The expanded scope and additional funding will allow for increased training and inclusion of substitute teaching options to continue coverage and support for AVID over the term of the agreement.

Contract Term

The term of the contract will remain unchanged. The contract began on or about July 1, 2022 and runs through June 30, 2023, with four one-year

options to extend, which may be exercised by the City Manager, or his designee.

Financial Impact

The new total value of the contract shall not exceed $400,000. Funds are available from WIOA grant funds in the Human Services Department budget.

Concurrence/Previous Council Action

On Feb. 2, 2022, the City Council authorized $300,000 on Contract 156398 with Ordinance S-48312; and

On Jan. 25, 2023, the City Council authorized $25,000 on Contract 156398 with Ordinance S-49353.

This item was adopted.

31 Financial Community Assistance Services - EXC 22-082 - Amendment (Ordinance S-50524)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 155846 with Partnership for Economic Innovation (PEI) to add additional funds. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $400,000. There is no impact to the General Fund. Funding is available through the City's allocation of American Rescue Plan Act (ARPA) funding received from the federal government.

Summary

The contract will provide administrative and customer support services to City programs. The Business and Workforce Development Division of the City's Human Services Department requires funding in the amount of $400,000 to cover additional costs, which include student stipends, administrative costs, and insurance coverage. The additional funding is available within the City Council's allocation of ARPA funds for workforce development.

The objective of the contract remains the same, except that all funding for the Family Assistance Resource program has been exhausted, and the

remaining program, Workforce Wraparound, is the only resource left. Upon approval of the additional expenditures, the City shall exercise the first of two optional one-year renewals extending the contract through Feb. 6, 2025.

Contract Term
The contract term remains unchanged, ending on Feb. 6, 2025, with one one-year option to extend.

Financial Impact
Upon approval of $400,000 in additional funds, the revised total value of the contract will not exceed $17,400,000. There is no impact to the General Fund as funding is available through the City's allocation of the ARPA funding received from the federal government.

Concurrence/Previous Council Action
The City Council previously reviewed this request:
Financial Community Assistance Services Contract 155846 Ordinance S-48212 on Dec.15, 2021.

This item was adopted.

32 Authorization to Amend Ordinance S-49884 Authorizing Development Agreement with Republic Services, Inc. and CN Associates A, LLC and CN Associates K, LLC (Ordinance S-50495)

Request authorization for the City Manager, or his designee, to amend Ordinance S-49884, and to execute any other additional agreements, instruments or documents necessary with Republic Services, Inc., and its affiliates or subsidiaries (Republic) and CN Associates A, LLC and CN Associates K, LLC (Crown), or their City-approved designees, to apply certain funds towards a performance-based job creation reimbursement program for Republic with the eligible portion of certain transaction privilege taxes (TPT). Further request authorization for the City Controller to disburse funds under the terms of the agreement.

Summary
On June 14, 2023, the Phoenix City Council approved Ordinance

S-49884, authorizing the City to provide $2,500 from the Strategic Economic Development Fund to Republic, in arrears, for each qualifying new employee at Republic's new Phoenix corporate headquarters, with a cap of $1.5 million in payments. Ordinance S-49884 also authorized the City to reimburse Crown up to $2.4 million (Reimbursement Cap) for public infrastructure improvements derived from the General Fund share of the TPT generated from construction, leasing, and other activity at the site of Republic's new corporate headquarters over 15 years.

Request amending Section 3 of Ordinance S-49884 to add the following terms:

If Crown should not utilize or qualify for the full Reimbursement Cap for public infrastructure, Republic will be eligible for additional job creation payments to be paid from the eligible share of the TPT generated at the site.

Additional job creation payments will only be made for each new employee with an average annual wage at or above $97,000 (including base pay, overtime, commissions and bonuses) in their second year of employment.

The total combined reimbursement to Crown and Republic shall not exceed the TPT Reimbursement Cap.

All other terms and conditions of the Ordinance will remain unchanged.

Contract Term

The term of the agreement will not exceed 15 years from the Construction Commencement Date or extend beyond the date the Reimbursement Cap is reached, whichever occurs sooner.

Financial Impact

This action will not change the total financial impact as approved by Ordinance S-49884. The action modifies how the reimbursement of the eligible General Fund share of the TPT generated from the site over 15 years, with a maximum of $2.4 million in payments, can be remitted. Financial terms of the agreement will be provided to the Budget and Research and Finance departments for review prior to execution of the agreements.

Concurrence/Previous Council Action
Previously approved by the City Council on June 14, 2023 (Ordinance S-49884).

Location
Desert Ridge, Phoenix, Ariz.
Council District: 2

This item was adopted.

33 Greater Phoenix Chamber Foundation Contract Amendment (Ordinance S-50496)

Request to authorize the City Manager, or his designee, to amend Contract 157892 with the Greater Phoenix Chamber Foundation (GPCF) to extend the term through July 31, 2024 for the Elevate Education Workforce Development Program (ElevateEdAZ).

Summary
This contract provides consulting services to expand the ElevateEdAZ program to schools in the Phoenix Union High School District, the Paradise Valley Unified School District, and Deer Valley Unified School District to address the skills gap in high-wage,high-demand careers. To date, GPCF has established a Memorandum of Understanding with each of these districts, increased staffing to fully support the expansion of ElevateEdAZ, coordinated eleven business advisory council meetings, enrolled three educators into externships, and provided 46 students with job shadow experiences and eleven students with internship opportunities. GPCF also coordinated two career awareness events: one at Betty Fairfax High School that served 1,200 students and the second at Barry Goldwater High School that served 1,350 students.

If approved, the extension will align the contract term with the end of the 2023-24 school year and provide the time needed to capture ElevateEdAZ student participation data.

Procurement Information
In compliance with Administrative Regulation 3.10, an exception to the procurement process was approved to select GPCF as it is the only

organization in Arizona licensed to implement the national ElevateEd Program.

Contract Term
The initial one-year term of the contract began on March 4, 2023 and ends March 3, 2024. Upon approval, the contract will be extended through July 31, 2024.

Financial Impact
The total contract value will not exceed the previously authorized amount of $750,000.

Concurrence/Previous Council Action
The City Council approved Contract 157892 (Ordinance S-49007) on Sept. 21, 2022.

This item was adopted.

34 Amend Contract 147086 the West Fillmore Redevelopment and Purchase Agreement with High Street Fillmore, LLC. and High Street Fillmore Phase 2, LLC (Ordinance S-50508)

Authorize the City Manager, or his designee, to amend Contract 147086, the West Fillmore Redevelopment and Purchase Agreement (Agreement) with High Street Fillmore, LLC and High Street Fillmore Phase 2, LLC (Developer) to extend the construction commencement performance deadline for Phase 2 of the High Street Fillmore project.

Summary
On March 20, 2018, the City entered into the Agreement with High Street Fillmore, LLC and High Street Fillmore Phase 2, LLC for the sale of multiple city-owned parcels in downtown Phoenix for a mixed-use project to be developed in multiple phases. Phase 1 was completed in 2022 with 330 residential units, approximately 10,000 square feet (SF) of retail, and completion of the Taylor Street Paseo (4th Ave. to 6th Ave.). Two future phases, known as Lots 4 and 5, are currently in the visioning and design phases respectively. Phase 2, the subject of this request, will include 330 residential units and approximately 10,000 SF of additional retail. The Agreement, as currently authorized, requires the Developer to commence construction of Phase 2 by Feb. 7, 2024. The Developer is

currently paying an annual carry payment of 2.5 percent of the Phase 2 purchase price and, because of the current state of the financial markets, has asked for an additional two years to commence construction on Phase 2. If approved, this will extend the Phase 2 construction commencement date to Feb. 7, 2026. All other terms of the Agreement will remain unchanged.

Financial Impact

The financial return to the City will not be altered by this request. Upon the sale of the Phase 2 Site, 7.6 acres will return to private ownership which will generate net new property tax revenues. The total project is estimated to generate approximately $1.3 million in construction taxes.

Concurrence/Previous Council Action

This item was recommended for approval at the Economic Development and Housing Subcommittee meeting on Jan. 10, by a vote of 4-0. City Council approved Contract 147086 (Ordinance S-43802) on July 6, 2017.

Location

Two parcels located between 5th and 6th Avenues, south of Fillmore Street. Parcel Numbers: 111-41-184, 111-41-185
Council District: 7

This item was adopted.

35 Medium Voltage Maintenance Contract - IFB PCC 24-0067 Request for Award (Ordinance S-50500)

Request to authorize the City Manager, or his designee, to enter into a contract with Sabino Electric, Inc., to provide medium voltage maintenance and thermal imaging for the Phoenix Convention Center Department (PCCD). Further request to authorize for the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $780,000.

Summary

This contract will provide all labor and materials to service, maintain, troubleshoot and repair; perform factory-recommended preventive and

predictive maintenance; and conduct the testing and inspection of all switch gears, breakers and cables for all medium voltage power for PCCD's North and West buildings and the electrical infrastructure equipment located adjacent to Symphony Hall. This is an essential service to aid in maintaining compliance with all applicable standards and regulations. Additionally, this service aids in reducing repair and replacement costs by helping to detect problems before they occur.

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

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

Bidder A: Sabino Electric, Inc. - $148,209.60, plus as needed repairs billed hourly

Contract Term
The contract will begin on or about Feb. 1, 2024, for a five-year term with no options to extend.

Financial Impact
The contract value will not exceed $780,000.

Funding is available in the PCCD Operating budget.

Location
North Building, 100 N. Third St., Phoenix, Ariz., 85004
West Building, 100 N. Third St., Phoenix, Ariz., 85004
Council Districts: 7 and 8

This item was adopted.

36 Pharmaceuticals and Emergency Medical Supplies - IFB 19-095 - Amendment (Ordinance S-50528)

Request to authorize the City Manager, or his designee to allow additional expenditures under Contract 151652 with Life-Assist, Inc.; Contract 151653 with Bound Tree Medical, LLC; Contract 151654 with Nashville Medical & EMS Products, Inc; and Contract 151655 with Henry Schein, Inc. for the purchase of pharmaceuticals and emergency medical supplies for the Fire and Police departments. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $2,313,300.

Summary

These contracts will provide pharmaceuticals and emergency medical supplies to the Fire and Police departments to provide emergency services to the residents of Phoenix as needed throughout the term of the contract. The additional funds will ensure continuation of these services throughout the greater Phoenix area.

Contract Term

The contract term remains unchanged, ending on Jan. 31, 2025.

Financial Impact

Upon approval of $2,313,300 in additional funds, the revised aggregate value of the contract will not exceed $21,532,300. Funds are available in the Fire and Police departments' budgets.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

Pharmaceuticals and Emergency Medical Supplies Contracts 151652, 151653, 151654, and 151655 (Ordinance S-46370) on Feb. 19, 2020.

This item was adopted.

37 LeadsOnline Web-Based Pawn Application - City of Mesa 2016122 - Amendment (Ordinance S-50507)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 147014 with LeadsOnline, LLC to extend contract term and add additional expenditures. Further request to authorize the City Controller to disburse all funds related to this item. The

additional expenditures will not exceed $475,791.

Summary

This contract will allow the Police Department's Pawnshop Detail to report pawnshop and second-hand dealer transactions to the Maricopa County Sheriff's Office (MCSO) as required by Arizona Revised Statue 44-1625, in addition to tracking and collecting transaction fees as required by Ordinance 19-40. The Pawnshop Detail receives monthly regulatory fees that result in approximately 1.2 million revenue dollars each year from pawnshops and second-hand dealer transactions. Additionally, the Police Department Pawnshop Detail assists in investigations and recovers stolen property for victims. The web-based system will allow consolidation of reporting, billing for transaction fees, property release hearing requests and inspections, and investigative queries by detectives. Utilizing the web-based system increases staff productivity, improves business relationships with pawnshops and second-hand dealers and is in alignment with current City of Phoenix business practices and technical requirements. The additional funds will allow for continuation of this service throughout the contract term.

Contract Term

Upon approval the contract will be extended through Jan. 31, 2025, with an option to extend through Jan. 31, 2026.

Financial Impact

Upon approval of $475,791 in additional funds, the revised aggregate value of the contract will not exceed $1,435,536. Funds are available in the Police Department’s budget.

Previous Council Action

The City Council previously reviewed this request:

Pawnshop Web-based Application Services - Contract 147014 (Ordinance S-44267) on Feb. 21, 2018;

Pawnshop Web-based Application Services - Contract 147014 (Ordinance S-47386) on March 17, 2021;

Pawnshop Web-based Application Services - Contract 147014 (Ordinance S-49358) on Jan. 25, 2023.

This item was adopted.

38 Fiscal Year 2023 Community Policing Development Microgrant (Ordinance S-50512)

Request retroactive authorization for the City Manager, or his designee, to allow the Police Department to accept grant funding in the amount of $172,900 and enter into an agreement with the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS) for the Fiscal Year (FY) 2023 Community Policing Development Microgrant. Further request authorization for the City Treasurer to accept, and the City Controller to disburse all funds related to this item.

Summary

The Community Policing Development (CPD) Microgrants provide funding to propose implementation or pilot projects in the following subcategories: Community Violence Intervention, Officer Recruitment and Retention and Workforce Diversification, Hate Crimes and Domestic Extremism, Underserved Populations, Building Trust and Legitimacy with the Community.

The CPD Microgrants award is to provide funding to research why officers are being called to respond to a persistently high volume of mental health calls that include a significant number of recurrent contacts with the same individuals. The Phoenix Police Department and Maricopa County currently follow best practices recommended by the U.S. Federal Government but many people still face challenges in entering a more supportive system for mental health related situations.

This grant will allow the Police Department to:

Engage community stakeholders to help identify the system gaps that are resulting in a failure of the mental health system to meet the needs of certain individuals.

Partner with researchers at Arizona State University to collect and analyze community responses and identify evidence-based recommendations for system improvements.

Partner with necessary stakeholders to apply for a larger Bureau of Justice Assistance grant to fund a pilot of any needed system improvements that are identified.

The grant was awarded on Nov. 8, 2023. If authorization is denied, the grant award will be rescinded.

Contract Term
One year beginning Oct. 1, 2023, through Sept. 30, 2024.

Financial Impact
The total funding request is $172,900. No matching funds are required.

This item was adopted.

39 Request Authorization for Sale of Canine Turbo (Ordinance S-50517)

Request to authorize the City Manager, or his designee, to approve the sale of canine Turbo to Officer Paul Meintel for $1.00. Officer Meintel was assigned to the Tactical Support Bureau's Canine Unit and in January 2024 will be moving to the Airport Bureau. Officer Meintel has requested to purchase and retire his assigned canine Turbo in accordance with Administrative Regulation 4.21.

Summary
Canine Turbo has served the Canine Unit as a patrol and narcotics canine for over six years. Canine Turbo has met the Bureau's standard of five years of service and, due to his age and bond with his handler, it is not operationally beneficial to try to pair him with a new handler.

This request is for the authorization of the sale of canine Turbo for $1.00. The purchase of canine Turbo is being made by Officer Paul Meintel, who agrees to accept full responsibility and liability for canine Turbo and to care for him for the remainder of his life.

This item was adopted.

41 Automated Teller Machine Services at Phoenix Sky Harbor International Airport AVN RCS 24-006 - Request for Award (Ordinance S-50522)

Request to authorize the City Manager, or his designee, to enter into a

contract with Bank of America, National Association to provide Automated Teller Machine (ATM) Services at Phoenix Sky Harbor International Airport (PHX), for a five-year term with three one-year renewal options at the sole discretion of the Aviation Director. Further request to authorize the City Treasurer to accept all funds related to this item.

Summary

To maintain desired passenger amenities and the overall concessions program at PHX, the Aviation Department sought a qualified financial institution with airport experience to provide their expertise in ATM services at PHX. ATM services continue to be a key amenity for travelers and placing ATMs at key locations within the airport terminals and Rental Car Center will provide our customers with the convenience of services including withdrawing money, depositing checks, viewing their account balances, and more. The Aviation Department also sought an experienced financial institution to provide foreign currency exchange services at PHX.

Procurement Information

The Aviation Department issued Revenue Contract Solicitation (RCS) 24-006 on Sept. 12, 2023, with responses due on Nov. 15, 2023, for both ATM services and Foreign Currency Exchange services. One response was received for ATM services, and the respondent was deemed responsive and responsible. No responses were received for Foreign Currency Exchange services.

The Response Opening was held on Nov. 15, 2023, and it was determined that Bank of America, National Association submitted the response for ATM services with the highest proposed Minimum Annual Guarantee (MAG) of $150,000, providing the most financial benefit to the City. The Response was evaluated based on the highest proposed MAG, which meets or exceeds the minimum required MAG of $100,000.

Contract Term

The contract term is five years with three one-year renewal options to extend at the sole discretion of the Aviation Director.

Financial Impact

The estimated annual revenue to the City will be the established MAG or percentage of gross sales, whichever is greater. For the first year, MAG will be $150,000 or 10 percent of gross sales, whichever is greater. MAG will be adjusted annually thereafter at 85 percent of the prior year's annual rent or 100 percent of MAG for the first lease year, whichever is greater. The estimated revenue is $1.2 million over the eight-year aggregate contract term.

Concurrence/Previous Council Action
The Business and Development Subcommittee recommended approval of the item on Dec. 7, 2023, by a vote of 2-0.
The Phoenix Aviation Advisory Board recommended approval of the item on Dec. 21, 2023, by a vote of 8-0.

Public Outreach
The solicitation process included all standard and required local and national outreach efforts, including advertising in Aviation industry publications.

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

This item was adopted.

42 Phoenix Sky Harbor International Airport New Crossfield Taxiway U - Construction Manager at Risk Construction Services - AV08000085 FAA, AV06000025 FAA, AV16000031 FAA, AV16000036 (Ordinance S-50529)

Request to authorize the City Manager, or his designee, to enter into an agreement with Kiewit Infrastructure West Co. to provide Construction Manager at Risk Construction Services for the Phoenix Sky Harbor International Airport New Crossfield Taxiway U project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed $279.5 million.

Summary

The purpose of this project is to modify each of the following to enable the new taxiway: the existing Facilities and Services complex, ramp, roadways, and utilities; and construct new cross field Taxiway U and associated airfield improvements at Phoenix Sky Harbor International Airport. In 2020, the Aviation Department completed the New West Crossfield Taxiway Conceptual Design and Program Report to highlight important project considerations. Detailed design development for the project began in 2022 and is nearly complete.

Kiewit Infrastructure West Co.'s initial services will include preparation of a Guaranteed Maximum Price proposal for the Construction Services provided under the agreement and participating with the City in a process to establish a Disadvantaged Business Enterprise (DBE) goal for the project. Kiewit Infrastructure West Co. will be responsible for construction means and methods related to the project and fulfilling the DBE program requirements. Kiewit Infrastructure West Co. will be required to solicit bids from prequalified subcontractors and to perform the work using the City's subcontractor selection process.

Kiewit Infrastructure West Co.'s services include, but are not limited to: construct Taxiway U, airfield modification, Facilities and Services Complex modifications, West Air Cargo modifications, roadway modifications, utility modifications and relocation corridor; select subcontractors/suppliers; coordinate with various City of Phoenix departments, utility companies, and other agencies as needed; arrange for procurement of materials and equipment; schedule and manage site operations; bid, award, and manage all construction related contracts while meeting City bid requirements including the DBE participation goal; provide quality controls; bond and insure the construction; address all federal, state, and local permitting requirements; maintain a safe work site for all project participants; maintain all project records in electronic format; and other work as required for a complete project.

Procurement Information

The selection was made using a qualifications-based selection process set forth in section 34-603 of the Arizona Revised Statutes. Scoring and selection were made in conjunction with the Construction Manager at Risk

Preconstruction Services selection process.

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

Financial Impact
The agreement value for Kiewit Infrastructure West Co. will not exceed $279.5 million, including all subcontractor and reimbursable costs. This project anticipates federal funds and is subject to the requirements 49 CFR Part 26 and the U.S. Department of Transportation Disadvantage Business Enterprise program.

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

Concurrence/Previous Council Action
The City Council approved CMAR Preconstruction Services Agreement 156127 (Ordinance S-48513) on April 20, 2022.

Location
2485 E. Buckeye Road
Council District: 8

This item was adopted.

44 Appraisal Services COOP BPM004770 - Request for Award (Ordinance S-50523)

Request to authorize the City Manager, or his designee, to enter into contracts with Karl Baltutat Valuation Services, LLC; Paul Hendricks Real Estate Appraisal & Counseling, PLLC; Richard Rothwell Jr, PLLC DBA

Rothwell Appraisal; Southwest Appraisal Associates, Inc.; and Top Hat, Inc. DBA Glover Valuation Group, using a competitively procured State of Arizona Cooperative Purchasing Contract (RFP No. BPM004770), to provide real estate and appraisal services on an as-needed basis for the Public Transit Department. Further request to authorize the City Controller to disburse all funds related to this item. The total combined value of the contracts will not exceed $1,250,000.

Summary

These contracts will provide real estate and appraisal services, including commercial real estate appraisals, residential real estate appraisals, real estate appraisal review services, real estate consulting services, and billboard/outdoor advertising appraisals. These services will be used on an as-needed basis by the Public Transit Department for real property acquisitions, such as land for bus and light rail projects and facilities. Contracts with these providers will include terms and conditions required by the Federal Transit Administration (FTA) for projects receiving federal funding.

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: Special Circumstances Alternative Competition. The State of Arizona's Cooperative Purchasing Contract best aligns with the Public Transit Department's need for appraisal service contracts compliant with FTA requirements.

Contract Term

The contracts will begin on or about Jan. 24, 2024 and will continue through Jan. 28, 2028.

Financial Impact

The combined aggregate value for all five contracts will not exceed $1,250,000 for their contract term. Funding is available in the Public Transit Department's budget.

This item was adopted.

45 Apply for Water Infrastructure Finance Authority - Water Conservation Grant Funding Opportunity: High Efficiency Toilet Replacement Downtown Facilities, High Efficiency Toilet Replacement Valley Wide, and MIOX Cooling Tower Retrofits (Ordinance S-50499)

Request to retroactively authorize the City Manager, or his designee, to apply for and if awarded accept and enter into an agreement for disbursement of Arizona State and Federal funding from the Water Infrastructure Finance Authority, beginning on or about May 2023 through Fiscal Year (FY) 2026-27 the Water Conservation Grant Fund (WIFA-WCGF) opportunity. Further request to authorize the City Treasurer to accept and the City Controller to disburse all funds related to this item. The total grant funds applied for will not exceed $8,225,648 and the City's local match will not exceed $2,056,413.

Summary

The Water Services Department (WSD) submitted three grant applications to the Water Infrastructure Finance Authority for a Water Conservation Grant Fund award on behalf of the Public Works Department (PWD). The awards would be used as follows: 1) The grant for the Phoenix Valley Wide Plumbing Fixture Replacement Water Saving Initiative involves plumbing fixture replacements across eight City departments with work occurring at approximately 300 city buildings to replace and retrofit approximately 4,400 fixtures resulting in 82.9 acre feet in water savings per year, 2) the grant for the Downtown Plumbing Fixture Replacement Water Saving Initiative involves fixture replacements across a minimum of four downtown city buildings replacing approximately 1,100 bathroom fixtures resulting in 19.87 acre feet of water savings per year, 3) the grant for the Cooling Tower Water Savings Project involves installing upgrades to include a combination of MIOX and water softeners at four sites to improve the operational efficiency of seven cooling towers resulting in 40.19 acre feet of water savings.

These projects would fulfill components of the city's Drought Management Plan.

The grant programs would be phased in over the grant period of FY 2023-24 through FY 2026-27 with operations beginning as soon as possible. The deadline to utilize the WIFA-WCGF funds is Dec. 31, 2026.

The WIFA-WCGF submittal deadline was May 19, 2023. Due to the timing of the deadline put forth by WIFA, WSD on behalf of Public Works submitted applications prior to obtaining City Council approval. If City Council does not approve this retroactive request, the application will be withdrawn by WSD.

Financial Impact

The estimated total cost for the three water saving projects is approximately $8,225,648. The maximum WIFA award is $6,169,236. The required local match, if awarded, is 25 percent of the projects. If the maximum award is received, the minimum match is $2,056,413. Staff project a savings of nearly 143 acre-feet of water if all three grants are funded. The water savings is expected to be long term because the installed equipment is durable and will be maintained. The water savings is expected to offset the cost of match in the long term.

If awarded, the 25 percent match at $588,506 for the Downtown Facilities High Efficiency Toilet Replacements would be funded by using funding from approved plumbing work at PCH and 100 West.

If awarded, the 25 percent match at $720,996 for the Valley Wide High Efficiency Toilet Replacement would be funded using a Public Works existing funding source for water savings.

If awarded, the 25 percent match at $746,912 for the MIOX Cooling Tower Retrofits would be funded by using a Public Works funding source for energy saving initiatives.

This item was adopted.

46 Solid Waste Facilities Improvements - Job Order Contracting Services - 4108JOC221 (Ordinance S-50503)

Request to authorize the City Manager, or his designee, to enter into

separate master agreements with three contractors listed below, to provide Solid Waste Facilities Improvements Job Order Contracting services for the Public Works Department. Further request to authorize execution of amendments to the agreements as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The total fee for all services will not exceed $15 million.

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

Summary

The Job Order Contracting (JOC) contractors' services will be used on an as-needed basis to provide Solid Waste Facilities Improvement services to provide excavation and earthmoving; roadwork and concrete repair, plumbing, piping, and roof repair for the transfer stations; supply and installation of landfill gas pipelines in open and closed landfill environments; supply and installation of landfill gas equipment such as well heads, valves, sump vaults, wyes, tees and similar connectors; and forming, supplying and finishing of concrete for pads, foundations and backfill. Additionally, the JOC contractors will be responsible for fulfilling Small Business Enterprise program requirements.

Procurement Information

The selections were made using a qualifications-based selection process set forth in section 34-604 of the Arizona Revised Statutes (A.R.S.). In accordance with A.R.S. section 34-604(H), the City may not

publicly release information on proposals received or the scoring results until an agreement is awarded. Three firms submitted proposals and are listed below.

Selected Firms
Rank 1: Rummel Construction, Inc.
Rank 2: BWC Enterprises, Inc. dba Woodruff Construction
Rank 3: Primavera Grading & Paving LLC

Contract Term
The term of each master agreement is for up to five years, or up to $5 million, whichever occurs first. Work scope identified and incorporated into the master agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the master agreement. No additional changes may be executed after the end of the term.

Financial Impact
The master agreement value for each of the JOC contractors will not exceed $5 million, including all subcontractor and reimbursable costs. The total fee for services will not exceed $15 million.

Request to authorize the City Manager, or his designee, to execute job order agreements performed under these master agreements for up to $2 million each. In no event will any job order agreement exceed this limit without Council approval to increase the limit.

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

Location(s)
Del Rio Landfill, 1150 E. Elwood St.
Skunk Creek Landfill, 3165 W. Happy Valley Road
19th Avenue Landfill Cell A, 1701 W. Lower Buckeye Road

19th Avenue Landfill Cell A-1, 3850 S. 15th Ave.
27th Avenue Landfill, 3060 S. 27th Ave.
27th Avenue Transfer Station/MRF, 3060 S. 27th Ave.
North Gateway Transfer Station/MRF, 30205 N. Black Canyon Highway
Deer Valley Landfill/Cave Creek Golf Course, Greenway Road and 19th Avenue
SR-85 Landfill (Out of City), 28361 W. Patterson Road, Buckeye, Ariz.
Council Districts: 1, 2, 4, 7, 8 and Out of City

This item was adopted.

47 Intergovernmental Agreement with City of Peoria to Accept and Process Recyclable Materials (Ordinance S-50513)

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the City of Peoria to accept and process recyclable materials collected in the City of Peoria and delivered to the City of Phoenix's Material Recovery Facilities (MRF). Additionally, request the City Council to grant an exception pursuant to Phoenix City Code section 42-20(B) to authorize inclusion of mutual indemnification language that otherwise would be prohibited by Phoenix City Code section 42-18(A) and (B). Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary

The City of Peoria has requested to enter into an IGA with the City of Phoenix to accept and process its recyclable material. The City of Phoenix can accept these materials with terms to address changing market conditions, resulting in lower commodity prices and increased processing costs from contamination in the recyclables. This IGA will authorize the City of Phoenix to charge a processing fee to the City of Peoria for recycling tonnage processed at the City's MRFs, which is designed to ensure all costs associated with processing recyclables are recovered by the fee. The terms of this IGA include:

In a market with low recycling commodity prices, the City of Phoenix will charge a processing fee to the City of Peoria, and no revenue share to Peoria will be available.

In a market with high recycling commodity prices, the City of Peoria will pay a processing fee and will receive 50 percent of the net revenue share and the City of Phoenix will receive the remaining 50 percent.

Annually, the City of Peoria will deliver up to 20,000 tons of recyclable materials to the City's MRFs.

Contract Term
The one-year term of this IGA will begin on or about Jan. 1, 2024 and conclude on or about Dec. 31, 2024. Provisions of the IGA include four, one-year options to extend the agreement.

Financial Impact
The City of Peoria will be paying City of Phoenix to accept recyclables to cover all expenses associated with proper handling of the materials. If recycle market prices increase during the term of the agreement, Phoenix and Peoria would share the additional revenue at a 50/50 split.

Location
North Gateway Material Recovery Facility, 30205 N. Black Canyon Hwy.
27th Avenue Material Recovery Facility, 3060 S. 27th Ave.
Council Districts: 2 and 7

This item was adopted.

49 Wireless Mesh Radios - IFB 19-043 - Amendment (Ordinance S-50497)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 149367 with L4 Technologies, LLC to extend contract term. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed, request to continue using Ordinance S-45384.

Summary
The contract will provide wireless mesh radios for the Street Transportation Department which maintains a hybrid fiber/wireless network for communications between the Traffic Management Center and

field devices located at more than 1,100 signalized intersections to monitor signal timing throughout the City. The contract includes the purchase of radio equipment, management tools, training as well as hardware and software support, on-call remote, and on-site technical assistance to facilitate the continuing expansion of the ITS Fier/Wireless Network to all signalized intersections.

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

Contract Term
Upon approval, the contract will be extended through Feb. 19, 2025, with an option to extend through Feb. 19, 2026.

Financial Impact
The aggregate value of the contract will not exceed $6,750,000 and no additional funds are needed.

Concurrence/Previous Council Action
The City Council previously reviewed this request:
Wireless Mesh Radios Contract 149367 (Ordinance S-45384) on Feb. 20, 2019.

This item was adopted.

50 Citywide General Construction - Job Order Contracting Services Amendment - 4108JOC209 (Ordinance S-50515)

Request to authorize the City Manager, or his designee, to execute amendments with six contractors listed below to provide additional Citywide General Construction Job Order Contracting Services. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The additional total fee for services included in these amendments will not exceed $120 million.

Summary
The Contractors' services will be used on an as-needed basis to provide

Job Order Contracting Services citywide that include general building/site construction remodeling, new building construction, re-roofing, HVAC installation, site enhancements, painting, improvements, and some project related design work.

These amendments are necessary because the amount of work under these contracts continue to increase and the available capacity for each contractor is being utilized faster than anticipated. These contracts will also support the General Obligation bond projects beginning July 2024. These amendments will provide additional funds to the agreements.

Contract Term

The term of the agreements remain unchanged from the original Notices 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 agreements for General Construction Job Order Contracting Services was approved for an amount not to exceed $15 million each, including all subcontractor and reimbursable costs.

These amendments will increase the agreements by an additional $20 million each, for a new total amount not to exceed $35 million each, including all subcontractor and reimbursable costs.

Funding for these amendments is available in the citywide departments' Capital Improvement Program and Operating budgets. 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:

Citywide Job Order Contracting Services Agreement 156749 with BRYCON Corporation, Agreement 156750 with Caliente Construction, Inc., Agreement 156751 with ForeSite Design & Construction, Inc.,

Agreement 156752 with McCarthy Building Companies, Inc.,
Agreement 156753 with Okland Construction Company, Inc., and
Agreement 156754 with CHASSE Building Team, Inc. (Ordinance S-48850) on July 1, 2022;

Citywide Job Order Contracting Services Agreement 156749 Amendment 1 (Ordinance S-49283) on Aug. 1, 2022; and

Citywide Job Order Contracting Services Agreement 156753 Amendment 1 (Ordinance S-49602) on April 19, 2023.

This item was adopted.

51 Aqua-Serv Engineering, Incorporated (Ordinance S-50494)

Request to authorize the City Manager, or his designee, to enter into an agreement with Aqua-Serv Engineering, Inc., to provide testing and chemical treatment to maintain operational efficiency of boiler systems for the Water Services Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the agreement will not exceed $150,000.

Summary

This agreement will provide monitoring and maintenance of the boiler systems for Wastewater Treatment. Aqua-Serv Engineering, Inc., will monitor and maintain the boiler systems in optimal working condition and ensure that the boiler is free of any fouling due to scale formation, biological growth or slime, and limit corrosion on equipment as outlined in the scope of work as directly connected to the boiler system.

Procurement Information

The recommendation was made using an Invitation for Bid procurement in accordance with Administrative Regulation 3.10.

One vendor submitted a bid and is found to be responsive and responsible. Following and evaluation based on price, the procurement officer recommends award to the following vendor:

Selected Bidder

Aqua-Serv Engineering, Incorporated - $1,100

Contract Term

The contract will begin on or about March 1, 2024, for a five-year term with no options to extend.

Financial Impact

The aggregate contract value will not exceed $150,000.

Funding is available in the Water Services Department Operating Budget.

This item was adopted.

52 ARC Flash Analysis, Electrical Design and Inspection Services for Water Remote Facilities - Engineering Services - WS85400011 (Ordinance S-50498)

Request to authorize the City Manager, or his designee, to enter into an agreement with Black & Veatch Corporation to provide Engineering Services that include design support services and construction and commissioning inspections for the ARC Flash Analysis, Electrical Design and Inspection Services for Water Remote Facilities project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed $2 million.

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

Summary

The purpose of this project is to conduct ARC flash hazardous analysis on all new motor control centers, switchgear, and power panels. In addition, each site is required to have a five year review of ARC flash hazardous analysis to determine if all the electrical gear is still in compliance with National Fire Protection Association 70E and that any changes are documented and re-analyzed.

Black & Veatch Corporation's services include, but are not limited to: provide ARC flash hazardous testing services utilizing a professional electrical engineer, the ARC flash hazardous testing will include as-built existing single line diagrams, conducting load calculations for motor control centers, switchgear and power panels, have the knowledge to conduct a power system study and ground system testing, required to as-built existing control panels, be required to have a complete understanding and expertise of UL508 requirements, be required to participate on the Water Services Department (WSD) Process Controls Standards Committee and Arc Flash Hazard Analysis Committee, provide design support services consisting of presenting advice and technical consultations relative to installation techniques and procedures for City of Phoenix as needed, design meetings and project engineer demonstrations, support the engineer with research of existing conditions, conduct 30 percent, 60 percent, 90 percent and 100 percent reviews of the project plans and specifications, support the engineering consultants and contractors with the understanding of the WSD’s standards for electrical systems, and maintain and update WSD standards, coordinate design reviews and construction and commissioning inspections, and other requirements with the firm selected for Instrumentation and Control support services.

Procurement Information

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

Selected Firm

Rank 1: Black & Veatch Corporation

Additional Proposers
Rank 2: Canfield Engineering & Integration, LLC
Rank 3: HP Engineering, Inc.
Rank 4: Quantum Engineering, Inc.
Rank 5: The RMH Group of Colorado, Inc.

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

Financial Impact
The agreement value for Black & Veatch Corporation will not exceed $2 million, including all subconsultant and reimbursable costs.

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

This item was adopted.

53 Apply for Environmental Protection Agency, EPA Water Workforce Development Funding Opportunity: Phoenix Water Conservation Corps Grant Opportunity for Fiscal Year 2023-24 (Ordinance S-50510)

Request to retroactively authorize the City Manager, or his designee, to apply for and, if awarded, enter into agreements for disbursement of Federal funding from the Environmental Protection Agency, beginning in or about July 2024 through the Fiscal Year (FY) 2027-28, for the Environmental Protection Agency Water Workforce Development funding opportunity. Further request to authorize the City Treasurer to accept, and

the City Controller disburse, all funds related to this item. The total grant funds applied for will not exceed $6,800,000.

Summary

The Water Services Department (WSD) submitted a grant application to the Environmental Protection Agency (EPA) for a Water Workforce Development funding opportunity. This award would be used to fund a three-year program in which young adults in the Phoenix metro receive training opportunities and temporary employment through an applied bridge program, learning about water resources and lowering barriers to entry in the water work field by participating in project-based job duties and receiving relevant training. If awarded, the WSD would initiate a program of organizing the water conservation consultation opportunities throughout the City of Phoenix; Corps Members would perform water efficiency consultations and learn about water stewardship, allowing them to become future job candidates for water-related work. The Corps program would allow Phoenix to create training opportunities, offer jobs for career entry and transition in the diverse field of water resources and natural resource management, and apply a community-based solution to help lower barriers for community-wide water savings. The program can help Phoenix to expand the applicant field for water-related work and help to ensure a resilient water work force for years to come. WSD projects a water savings of 5,720 acre-feet of water (or greater) because of only three years of the program's operation. The cumulative lifetime water savings is estimated to be as high as 29,000 acre-feet in twenty years.

The grant programs would be phased in over the grant period (FY 2024-25 to FY 2025-26) with operation beginning as soon as possible. There is no deadline to use the awards, but the project timeline will last three years.

The EPA Water Workforce Development grant submittal opportunity was Nov.17, 2023.

Due to the timing of the deadline put forth by EPA, WSD submitted an application prior to obtaining City Council approval. If City Council does not approve this retroactive request, the application will be withdrawn by WSD.

Financial Impact

The estimated total cost for the project is approximately $6.8 million. The maximum EPA award is $6.8 million for the application's relevant program category. There is no required local match.

There is potential for additional funding from upcoming Bureau of Reclamation and Water Infrastructure Finance Authority grant opportunities for conservation-related work.

This item was adopted.

54 Final Plat - Seasons at Baker Farms - PLAT 220020 - Northwest Corner of McDowell Road and 79th Avenue

Plat: 220020
Project: 21-977
Name of Plat: Seasons at Baker Farms
Owner: Wiley Baker Farms Limited Partnership
Engineer: Richard G. Alcocer, RLS
Request: A 178-Lot Detached Single Family Residential Plat
Reviewed by Staff: Dec. 29, 2023
Final Plat requires Formal Action Only

Summary

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

Location

Generally located at the northwest corner of McDowell Road and 79th Avenue
Council District: 5

This item was approved.

55 Final Plat - Replat of Phoenix Central Station - PLAT 220102 - Northwest Corner of Central Avenue and Van Buren Street

Plat: 220102
Project: 19-2846
Name of Plat: Replat of Phoenix Central Station

Owner: City of Phoenix
Engineer: Jason P. Graham, RLS
Request: A One-Lot Commercial Plat
Reviewed by Staff: Dec. 28, 2023
Final Plat requires Formal Action Only

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

Location
Generally located northwest corner of Central Avenue and Van Buren Street
Council District: 7

This item was approved.

56 Amend City Code - Ordinance Adoption - Rezoning Application PHO-1-23--Z-8-22-1 - Approximately 760 Feet North of the Northeast Corner of I-17 and Circle Mountain Road (Ordinance G-7219)

Request to authorize the City Manager, or his designee, to approve the Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Nov. 15, 2023.

Summary
Application: PHO-1-23--Z-8-22-1
Existing Zoning: R-2 and R-3
Acreage: 40.04

Owner: Circle Mountain Holdings, LLC
Applicant/Representative: Hannah Bleam, Withey Morris Baugh, PLC

Proposal:
1. Request to modify Stipulation 1 regarding Planned Residential Development option.
2. Request to modify Stipulation 2 regarding minimum building setback.
3. Request to modify Stipulation 4.b regarding drought tolerant

vegetation.

4. Request to add Stipulation 4.c regarding drought tolerant vegetation.
5. Request to delete Stipulation 11.a regarding secured bicycle parking.
6. Request to modify Stipulation 11.b regarding guest bicycle spaces.
7. Request to delete Stipulation 11.c regarding bicycle repair station.
8. Request to modify Stipulation 12.b regarding north-south pedestrian connection.
9. Request to modify Stipulation 12.c regarding the number of pedestrian connections.
10. Request to modify Stipulation 13 regarding indoor noise levels.
11. Request to modify Stipulation 14 regarding the development of noise mitigation walls.
12. Request to modify Stipulation 15 regarding noise wall setbacks.
13. Request to modify Stipulation 16 regarding perimeter wall materials.
14. Request to modify Stipulation 20 regarding view walls and fencing along property lines.
15. Request to modify Stipulation 22 regarding Electric Vehicle Capable infrastructure.
16. Request to modify Stipulation 23.b regarding drought tolerant vegetation ground cover in landscaped areas between the back of curb and sidewalk.
17. Request to add Stipulation 23.c regarding native vegetation ground cover for landscaped areas between back of curb and sidewalk.
18. Request to modify Stipulation 24 regarding construction of detached sidewalks.
19. Request to modify Stipulation 24.b regarding drought tolerant vegetation ground coverage in landscaped areas along detached sidewalks.
20. Request to add Stipulation 24.c regarding native vegetation ground coverage in landscaped areas along detached sidewalks.
21. Request to modify Stipulation 25 regarding right-of-way dedications and street improvements.
22. Request to delete Stipulation 27 regarding a 30-foot right-of-way dedication along the southern boundary of the project.
23. Request to modify Stipulation 28.b regarding drought tolerant vegetation ground coverage in landscaped areas in right-of-way.
24. Request to add Stipulation 28.c regarding native vegetation ground coverage in landscaped areas in right-of-way.

25. Request to delete Stipulation 29 regarding enhanced pedestrian connections.
26. Request to delete Stipulation 37 regarding capping and abandonment of existing wells.
27. Request to delete Stipulation 38 regarding a petition to the Street Transportation Department to eliminate required street light infrastructure.
28. Request to delete Stipulation 39 regarding primary construction access.
29. Request to delete Stipulation 40 regarding roadway damage repair.
30. Request to delete Stipulation 41 regarding disclosure language in future leases for a portion of Jenny Lin Road.
31. Request to delete Stipulation 42 regarding Phase 1 to be in general conformance with the site plan date stamped May 4, 2023.
32. Request to delete Stipulation 43 regarding Phase 1 to be in general conformance with the elevations and design elements date stamped May 4, 2023.
33. Request to delete Stipulation 44 regarding the maximum dwelling units for Phase 1.
34. Request to modify Stipulation 45 regarding Phase 2 to be in general conformance with the site plan.
35. Request to modify Stipulation 46 regarding Phase 2 to be in general conformance with the elevations.
36. Request to modify Stipulation 47 regarding the number of lots for Phase 2.
37. Request to delete Stipulation 48 regarding conceptual site plans and elevations for Phase 3.
38. Request to delete Stipulation 49 regarding surface parking lot landscaped areas for Phase 3.

VPC Action: The Rio Vista Village Planning Committee heard this case on Nov. 14, 2023, and recommended approval with modifications, by a vote of 6-0.
PHO Action: The Planning Hearing Officer took the case under advisement. The case was taken out of advisement on Dec. 20, 2023, and recommended denial as filed, approval with modifications and additional stipulations.

Location
Approximately 760 feet north of the northeast corner of I-17 and Circle Mountain Road
Council District: 1
Parcel Address: 44421 North Black Canyon Highway

This item was adopted.

57 ***REQUEST TO CONTINUE (SEE ATTACHED MEMO) (CONTINUED FROM OCT. 4, NOV. 1, DEC. 6, 2023 AND JAN. 3, 2024) - Amend City Code - Ordinance Adoption - Rezoning Application Z-27-23-1 - Southwest Corner of 19th Avenue and Quail Avenue (Ordinance G-7172)**

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

Summary
Current Zoning: IND. PK. DVAO
Proposed Zoning: C-3 DVAO
Acreage: 7.91 acres
Proposal: Electric vehicle sales and repair.

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

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

Location
Southwest corner of 19th Avenue and Quail Avenue

Council District: 1
Parcel Address: 21030 and 21040 N. 19th Ave. and 1929 W. Quail Ave.

This item was continued to the Feb. 7, 2024 City Council Formal Meeting.

14 An Ordinance Authorizing the Issuance of General Obligation Bonds (Ordinance S-50520)

Requests City Council approval of an ordinance to authorize the City Manager, or his designee, the issuance of one or more series of various purpose general obligation bonds not to exceed the principal amount of $500,000,000 to provide funding for fire, police, roadway and pedestrian infrastructure projects; library, parks and historic preservation projects; education, economic development, reducing waste, resource management, arts and culture projects; affordable housing and senior center projects. Further this request authorizes the City Controller to receive and expend all necessary funds related to this item.

Summary
On Dec. 13, 2022, after an extensive community input based process, the Phoenix City Council approved a $500,000,000 general obligation bond program ("2023 GO Bond Program"). On May 3, 2023, the Phoenix City Council ordered and called a special bond election and approved the form of ballot for the 2023 GO Bond Program. On Nov. 7, 2023, Phoenix voters approved all four questions related to the 2023 GO Bond Program. This ordinance provides authorization to issue obligations in one or more series not to exceed $500,000,000 principal amount, plus related financing costs to acquire, construct, expand and improve real and personal property.

The generated funds will be used to pay for all necessary design, construction, reconstruction, improvement, repair, renovation, equipment, and associated costs, including the acquisition of land or interests necessary for such purposes, all legal, financial, consulting, and other costs and fees in connection therewith. The debt will be supported by property taxes to pay financing costs; the ordinance grants an exemption to Phoenix City Code section 42-18 to include indemnification and legal remedy limitations.

Financial Impact

The City will levy secondary property taxes for the repayment of the obligations.

Discussion

Richard Hauck stated that he was not in opposition of the item and expressed his desire for the money to be invested in the Central City Neighborhood instead to repair streets, speed bumps, and sidewalks. He mentioned that he would be speaking with Councilwoman Yassamin Ansari who represented District 7.

Mayor Gallego thanked Councilwoman Hodge Washington for leading the campaign to bring new resources to the entire City.

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

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

No: 0

15 Request to Enter into Education Partnership Intergovernmental Agreement with Maricopa County Community College District for Student Placements

Request to authorize the City Manager, or his designee, to allow Volunteer PHX to renew Intergovernmental Agreement with Maricopa Community College District for student learning placements.

Summary

The purpose of this agreement is to provide Maricopa Community College District (MCCCD) students with opportunities for learning and serving in the City of Phoenix departments, including service learning and volunteering. MCCCD will coordinate with and assist the City of Phoenix to match students' interests with opportunities for service and

volunteering with City departments. Phoenix will provide instruction and support to students to ensure students meet learning objectives as well as the City's objectives for each opportunity.

MCCCD includes 10 accredited colleges across the valley, with four Phoenix locations: Phoenix College, Paradise Valley Community College, GateWay Community College, and South Mountain Community College. Campuses support more than 200,000 students annually. MCCCD offer students Service-Learning opportunities, combining service and volunteering with academic learning for a more comprehensive educational experience. Students serve within government agencies, civic organizations, education associations and citizen advocacy groups.

Contract Term
The agreement will be valid for five years from the date of execution by all parties but may be terminated for convenience by either party with written notice to the other party.

Financial Impact
There is no cost or financial impact for these activities.

Discussion
Mayor Gallego noted that Councilwoman Pastor had a conflict and would not be participating in the vote for the item.

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

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

24 Authorization to Apply, Accept, Disburse Funds and Enter into Agreements for the Climate Pollution Reduction Grant Program Phase II Competitive Implementation Grant (Ordinance S-50527)

Request approval for the City Manager, or his designee, to serve as the lead applicant and submit a grant application on behalf of regional coalition members from eligible entities in the Phoenix-Mesa-Chandler Metropolitan Statistical Area (MSA) to develop and implement climate pollution reduction strategies. Phase II implementation funds for programs, policies, measures, and projects can be up to a $500 million award. Further request the City Manager to execute all contracts and Memorandums of Agreement (MOA), if awarded. Additionally, request to authorize the City Treasurer to accept, and the City Controller to disburse, grant funds.

Summary

The Climate Pollution Reduction Grant (GPRG) program, through the 2022 Inflation Reduction Act, provides investments to support states, municipalities, air pollution control agencies, tribes, and groups to develop and implement climate pollution reduction strategies. The two-staged grant program offers funding of $250 million for non-competitive planning grants (Phase I) and $4.6 billion for competitive implementation grants (Phase II).

The Phoenix-Mesa-Chandler Metropolitan Statistical Area (MSA) is receiving $1 million under Phase I of this grant to develop a regional Priority Climate Action Plan (PCAP) to reduce harmful air pollution. Maricopa Association of Governments (MAG) is the lead agency for the Phase I Planning Level Grant with oversight and management of funds to develop a regional PCAP by March 1, 2024.

The PCAP (Phase I) is a pre-requisite for competing in Phase II of the CPRG program, which will competitively award $4.6 billion for implementation. Eligible applicants include coalitions formed by eligible entities in the MSA. Phase II implementation funds for programs, policies, measures, and projects can be up to a $500 million award. The implementation grant items must be in the final PCAP due to EPA March 1, 2024. Below are examples of types of projects that may be funded:

Electrification;
Weatherization;

Green/organic waste diversion;
Expansion of existing programs at the County (residential / commercial lawn and garden equipment to electric, fireplace retrofit, fire pit replacement); and
Mass transit.

Office of Environmental Programs staff is collaborating regionally to apply for Phase II funding. Eligible cities and towns have shown significant interest in participating in a coalition to execute programs broadly in the region, which may increase chance of award. Office of Environmental Programs staff is requesting to be the lead applicant for Phase II implementation funding as Maricopa County and MAG cannot serve as the lead applicant, and Phoenix is the only other entity in the region eligible to apply.

The Phase II Competitive Implementation grant deadline is April 1, 2024. Award announcements will be made before the end of 2024.

Contract Term
The grant term is for up to four years.

Financial Impact
The program is funded through the 2022 Inflation Reduction Act Grant. There is no financial impact to the City.

Discussion
Councilwoman Ansari thanked the Biden Administration and the members of Congress who spearheaded, voted for, and passed the Inflation Reduction Act. She added that the act was the nations largest investment in climate response and mitigation. Councilwoman Ansari noted that Phoenix and other cities in the valley had ambitious and important climate goals that would have been harder to accomplish without the support from the federal government. She detailed that the grant provided five million dollars to be invested in electrification, weatherization, public transit and much more.

Mayor Gallego added that the item provided real resources to improve the quality of life and reduce energy bills noting that she looked forward

to supporting the item.

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

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

No: 0

26 **Amend Ordinance to Add Federal Community Development Block Grant Funding for Maryvale Parkway Terrace Affordable Housing Rehabilitation (Ordinance S-50509)**

Request to authorize the City Manager, or his designee, to amend Ordinance S-49245 to add up to $1.5 million in U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG) funding and to take all necessary actions and execute all documents as needed for the rehabilitation of the Maryvale Parkway Terrace affordable housing community. Further request to authorize the City Controller to disburse all funds related to this item. There is no impact to the General Fund.

Summary

On Dec. 14, 2022, City Council approved Ordinance S-49245 to appropriate, expend and disburse up to $12 million in Public Housing, Capital Fund Program and/or Affordable Housing Program funds to provide for the pre-development, development, rehabilitation, programming, and/or operations to implement the Maryvale Parkway Terrace rehabilitation project to renovate the outdated units and community center, including common area improvements, replacement of major systems, upgrade of exterior paint and asphalt, etc. Maryvale Parkway Terrace, comprised of 108 one-bedroom units, is owned by the City of Phoenix Housing Department and operates as a senior Public Housing community.

The Housing Department is seeking approval to add $1.5 million in

CDBG funds to implement the Maryvale Parkway Terrace rehabilitation project and address additional hard construction costs due to increasing prices as well as upgrades for better operational efficiency, resident amenities, safety, and code compliance purposes. Construction is currently underway and is anticipated to be completed in March 2025.

Financial Impact
There is no impact to the General Fund. Funding is available in the Neighborhood Services Department's CDBG program.

Concurrence/Previous Council Action
City Council approved Ordinance S-49245 on Dec. 14, 2022, to implement additional federal public housing and affordable housing resources, initiatives, and program amendments, including the Maryvale Parkway Terrace rehabilitation project.

Location
4545 N. Maryvale Parkway
Council District: 5

Discussion
Councilwoman Guardado described that the Maryvale Terrace, located in District 5, was a multifamily property community consisting of 108 spacious one-bedroom apartments that served seniors 62 and older as well as those with disabilities. She added that the development was a 2-story garden style rental community located minutes from shopping, restaurant, and health care facilities. Councilwoman Guardado added that the senior center included onsite service coordinators to assist with medical appointments, business correspondence, finances, supplemental food programs, support services, community programs, and weekly transportation to the grocery store. She explained that rent was based on household income noting that the request would not have an impact on the general fund and was a request for the city manager to authorize the addition of 1.5 million federal dollars of community development block grant money to address additional rehabilitation construction costs due to increase in prices, operations, resident amenities and safety code compliance purposes. Councilwoman Guardado stated that she was excited to see improvements and thanked

Deputy City Manager Gina Montes and the Housing and Neighborhood Services Department for their work on the item.

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

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

No: 0

30 Authorization to Amend Contract with Community Legal Services Tenants Eviction Assistance Project (TEAP) Program (Ordinance S-50505)

Request to authorize the City Manager, or his designee, to extend the term of Contract 159091 with Community Legal Services, Inc. (CLS) through Dec. 31, 2024 and add an additional $1 million in funding to allow CLS to continue to provide legal assistance, advocacy and representation to Phoenix tenants facing eviction proceedings through local Justice Courts. Further request authorization for the City Controller to disburse all funds related to this item. Funding is provided from the American Rescue Plan Act (ARPA). There is no impact to the General Fund.

Summary

In June 2020, CLS created the Tenants Assistance Eviction Project (TEAP). TEAP is staffed with attorneys providing legal assistance, advocacy and representation to low-income Phoenix residents experiencing eviction and related court action. CLS does not charge a fee for this service, has an established relationship with the Phoenix-area Justice Courts, and has considerable familiarity in working with low income and vulnerable populations.

City Council allocated funding for this program at the Nov. 15, 2023, Formal Council meeting as part of the ARPA November 2023 reallocation.The amendment will add an additional $1 million in ARPA funds for CLS to serve Phoenix residents and allow continuation of

program operations through Dec. 31, 2024.

Contract Term
The initial term of the contract was July 1, 2023 through June 30, 2024. The amendment will extend the contract through Dec. 31, 2024.

Financial Impact
The revised total value of this contract shall not exceed $1.3 million. Additional funding is provided from the ARPA. There is no impact to the General Fund.

Concurrence/Previous Council Action
The City Council approved Contract 159091 via Ordinance S-49929 on June 28, 2023.

Discussion
Councilwoman Ansari stated that in the past year Metro Phoenix recorded 83,000 evictions. She added that due to quality housing being out of reach having access to legal services for eviction proceedings would help keep people off the streets. Councilwoman Ansari explained that 94 percent of landlords had legal representation in eviction proceedings noting that less than one percent of for tenants had representation. She mentioned that in cities that had established a right to counsel for eviction proceedings saw an average of a 77 percent decrease of cases that ended in eviction noting that in the last year that would have meant 64,000 fewer evictions for Phoenix in 2023. Councilwoman Ansari added that in Philadelphia the city had invested 3.5 million dollars for a right to counsel legislation saving them 45.2 million dollars annually. She called on the Council to consider the right to counsel for evictions and thanked the Unemployed Workers United for bringing the concern of right to counsel to her attention.

Mayor Gallego expressed her support for the item adding that navigating the eviction process could be stressful and daunting noting the need for better outcomes. Mayor Gallego thanked Community Legal Services for their work and support of residents in need. She added that Phoenix would continue to step up to ensure individuals had a place to call home.

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

vote:

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

No: 0

40 **Taser Equipment, Parts and Accessories - EXC 20-055 - Amendment (Ordinance S-50525)**

Request to authorize the City Manager, or his designee, to execute amendment to Contract 151421 with Axon Enterprises, Inc. to modify scope of work. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed, request to continue using Ordinance S-46254.

Summary
This contract will provide the Police Department with tasers, parts and accessories. This amendment will offer a trial period for 90 days, for 30 Taser-10 devices, excluding device delivery and set up time, at no cost.

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

Financial Impact
The aggregate value of the contract will not exceed $12,141,400 and no additional funds are needed.

Concurrence/Previous Council Action
The City Council previously reviewed this request:
Taser Equipment Contract 151421 S-46254 on Dec. 18, 2019.

Discussion
Jennifer Box asked for the Council to add pamphlets for responding officers to provide information for those whose loved one have passed away. She mentioned that officers were unable to answer questions or provide phone numbers to find the medical examiner's office.

Mayor Gallego asked Ms. Box to connect her statement to the item.

Ms. Box continued on the addition of the pamphlets.

Noting that Ms. Box presented important discussion, Mayor Gallego stated that the Council would be hearing from Ms. Box during public comment to adhere to Open Meeting Law. Mayor Gallego thanked Ms. Box for her testimony.

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

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

No: 0

43 Request to Issue Solicitation of Proposals for the South Central Transit Oriented Development Implementation

Request to authorize the City Manager, or his designee, to issue a Request for Proposals (RFP) to conduct a Transit Oriented Development (TOD) study for cross-disciplinary implementation efforts regarding equitable land use, transportation, and infrastructure investments along the South Central light rail corridor.

Summary

In November 2022, the Public Transit Department received a $1 million grant from the Federal Transit Administration (FTA) through the Federal Fiscal Year (FFY) 2021-22 Pilot Program for TOD Planning. The funding will be used to conduct a TOD study for cross-disciplinary implementation efforts regarding equitable land use, transportation, and infrastructure investments along the South Central light rail corridor. These efforts will work toward achieving the established South Central TOD Community Plan’s shared vision for environmentally equitable, compact, and connected communities that: are sustainable and resilient;

show incremental change and growth; and make a world-class regional destination that supports local small businesses, shares cultures, and improves health for existing and future residents.

Procurement Information
The solicitation for services will be issued in early 2024.

Contract Term
The resulting contract is expected to commence on or about July 1, 2024, and will have a three-year term.

Concurrence/Previous Council Action
The City Council approved staff to accept and disburse the grant funding for this item on Aug. 31, 2022.

Financial Impact
The estimated total cost for the contract is approximately $1.21 million, as the in-kind match does not contribute to contract cost. The FTA awarded the City a $1 million grant under the Federal Bipartisan Infrastructure Law through the FFY 2021-22 Pilot Program for TOD Planning. The City's costs would be approximately $285,000, with in-kind contributions included for the local match. This amounts to an approximate total of $1.285 million in federal and local funding.

Funding for the local match is available from the following departments:
Public Transit Department - $50,000 (Transportation 2050)
Street Transportation Department - $50,000 (CIP)
Community and Economic Development Department - $50,000 (CIP)
The Office of Environmental Programs - $50,000 (General Funds)
The Office of Sustainability - $10,000 (Grant)
Planning and Development Department - $50,000 (in-kind)
Housing Department - $25,000 (in-kind)

Location
South Central TOD Community Plan Area
Council Districts: 7 and 8

Discussion

Mayor Gallego stated that she looked forward to supporting the item and hoped that it would provide continuity with implementing the plan community members had worked on.

Mike Peterson spoke on his concerns for the transit revision and its impact on local businesses.

Diane Barker spoke in support of the item. She asked that developers are made aware of the city's climate and understand that shade and water are necessary when adding the need for mass transportation.

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

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

No: 1 - Councilman Waring

48 Authorize Revisions to Phoenix City Code Chapter 32 (Ordinance G-7218)

Request to amend Phoenix City Code 32B (Floodplains) to correct minor typographical errors and replace text inadvertently removed with the previous revisions in May 2023.

Summary

The National Flood Insurance Program (NFIP) Community Rating System (CRS) was implemented in 1990 as a voluntary program for recognizing and encouraging community floodplain management activities that exceed minimum NFIP standards. Under the CRS, flood insurance premium rates are discounted to reward community actions that meet the three goals of the CRS:
Reduce flood damage to insurable property.
Strengthen and support the insurance aspects of the NFIP.
Encourage a comprehensive approach to floodplain management.

During the City of Phoenix 2023 CRS Cycle Verification, it was

discovered that a section of text related to mechanical and utility equipment was inadvertently removed with the previous revisions of Chapter 32B in May 2023. The amended language in the proposed ordinance meets the CRS Class 8 or better prerequisites for Act. 430 FRB - freeboard requirements (**Attachment A**). The amended language is necessary to remain CRS compliant.

A summary of revisions to this chapters are as follows: Chapter 32B - Corrects minor typographical errors and replace text inadvertently removed with the previous revision in May 2023.

Concurrence/Previous Council Action
The City Council authorized revisions to Phoenix City Code Chapter 32 (Ordinance G-7116) on May 31, 2023.

Discussion
City Clerk Denise Archibald read the title of the item.

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

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

No: 0

58 Public Hearing and Ordinance Adoption - Planning Hearing Officer Application PHO-1-23--Z-SP-5-21-7 - Approximately 100 Feet West of the Northwest Corner of 59th Avenue and Lower Buckeye Road (Ordinance G-7220)

Request to hold a public hearing and authorize the City Manager, or his designee, to consider the Planning Hearing Officer's recommendation by the City Council on matters heard by the Planning Hearing Officer on Nov. 15, 2023.

Summary

Application: PHO-1-23--Z-SP-5-21-7
Existing Zoning: C-2 SP
Acreage: 11.83

Owner: Aamerco Real Estate Company
Applicant/Representative: EPS Group, Inc.

Proposal:
1. Modification to Stipulation 1 regarding general conformance with building elevations date stamped Nov. 16, 2021.
2. Deletion of Stipulation 5 regarding perimeter walls.
3. Modification to Stipulation 6 regarding parking lot landscaping.
4. Deletion of Stipulation 7.a regarding shading of pedestrian walkways.
5. Deletion of Stipulation 8.a regarding location of pedestrian thoroughfares.
6. Modification to Stipulation 9.b regarding the location of a bicycle repair station.
7. Modification to Stipulation 12 regarding location of sidewalks along Lower Buckeye Road.

VPC Action: The Estrella Village Planning Committee was scheduled to hear the request on Oct. 17, 2023, but did not have a quorum.
PHO Action: The Planning Hearing Officer heard the request on Nov. 15, 2023, and recommended approval, with a modification.

Location
Approximately 100 feet west of the northwest corner of 59th Avenue and Lower Buckeye Road
Council District: 7
Parcel Address: N/A

Discussion
One electronic comment was submitted for the records in opposition to item 58.

Mayor Gallego declared the public hearing open.

Noting that there were no members of the public wishing to speak Mayor

Gallego declared the public hearing closed.

The hearing was held. A motion was made by Councilwoman Ansari, seconded by Vice Mayor Stark, that this item be approved per the Planning Hearing Officer's recommendation, with adoption of the related ordinance. The motion carried by the following vote:

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

No: 0

59 *****ADDITIONAL INFORMATION (SEE ATTACHED MEMO)*** (CONTINUED FROM SEPT. 6 AND NOV. 1, 2023) - Public Hearing - Amend City Code - Ordinance Adoption - Parking Reductions for Multifamily Developments - Z-TA-8-23-Y (Ordinance G-7161)**

Request to hold a public hearing on a proposed text amendment Z-TA-8-23-Y and to request City Council approval per the Planning Commission recommendation which amends Chapter 2, Section 202 (Definitions) to add definitions for affordable housing, passenger loading space, passenger loading zone, and revise parking space, unreserved; amend Chapter 6, Section 608.J (Density Bonus For Low or Moderate Income Housing); amend Chapter 7, Sections 702.C (Parking Requirements) and Section 702.E (Modifications to Parking Requirements); and amend Chapter 13, Section 1307 (Parking Standards) to modify the parking requirements for multifamily, single-family attached, and affordable housing, and add requirements for passenger loading zones.

Summary

The intent of the proposed text amendment is to reduce parking requirements for multifamily developments. Related definitions have been revised and/or deleted, with new definitions provided as necessary; “passenger loading space” and “passenger loading zone” has been added for use with the Walkable Urban code, together with proposed development standards; and parking requirements have been reduced for multifamily developments as detailed in the Staff Report (**Attachment B**).

Applicant: City of Phoenix, Planning Commission
Representative: City of Phoenix, Planning and Development Department

Staff Recommendation: Approval of Z-TA-8-23-Y as shown in Exhibit A of the Staff Report (**Attachment B**).
VPC Info: Eleven of the 15 Village Planning Committees (VPCs) heard this item for information only throughout June, as reflected in **Attachments C and D**.
VPC Action: Fourteen VPCs considered the request. Four VPCs recommended approval, per the staff recommendation; two VPCs recommended approval, per the staff recommendation, with modifications; and nine VPCs recommended denial, as reflected in **Attachments C and E**.
PC Info: The Planning Commission heard this item on June 1, 2023, for information only (**Attachment F**).
PC Action: The Planning Commission heard this item on Aug. 3, 2023, and recommended approval, per the staff recommendation (in the Staff Report) with modifications, by a vote of 6-2, as reflected in **Attachment G**.

Discussion

24 electronic comments were submitted for the record in support of item 59.

Mayor Gallego introduced the item and stated that the item called for a staff report.

Planning and Development Director Joshua Bednarek explained that the request was to modify the zoning ordinance to update parking and loading standards for multi development Phoenix. He commended Planning and Development Deputy Director Tricia Gomes and team lead on text amendments Chris DePerro for their work on the item and added that Mr. DePerro would provide an overview of the text amendment and changes that occurred throughout the public hearings process.

Mr. DePerro presented the request from staff for parking reductions to multifamily housing citywide, affordable housing citywide, the Infill Development District along the light trail, as well as the Walkable Urban

Code for both market rate and affordable housing. He added that the Downtown code already had reduced parking requirements and required no change. He detailed the recommended changes to the original staff recommendations made as a result of the Village Planning Committee and Planning Commission recommendations and stated his availability for questions. Mr. DePerro stated that staff recommended approval per the January 10, 2024, memo from the Planning and Development Director, and adoption of the related ordinance.

Mayor Gallego declared the public hearing open.

Jacqueline Rich, member of the Neighborhood Coalition of Greater Phoenix, spoke in opposition to the item. She added that her concern was with the definition of special needs being too vague. Ms. Rich asked for further clarification.

Councilwoman Stark asked staff to clarify the definition of special needs noting that reference to the elderly was implied to be the elderly with special needs and not all of the elderly.

Mr. Bednarek responded that the ordinance which was not being changed defined special needs as "persons or households with special needs such as but not limited to the disabled and elderly" adding that the provision was typically applied to facilities that cared for residents that met one of the two conditions. Mr. Bednarek added that if either the elderly or special needs populations were present, a traffic engineer was required to demonstrate that the parking demand would not be present.

Councilwoman Stark stated that she would have additional comments.

Mayor Gallego thanked Ms. Rich for staying at the podium.

Neal Haddad spoke on behalf of the Neighborhood Coalition of Greater Phoenix and expressed his concerns with the text amendments. He added that the organization was generally supportive but asked that Council and staff provide clarification on definitions and specify the processes of determining parking reductions.

Andrea Luna Servantes, community organizer with Unemployed Workers United spoke in support of the item adding that affordable and accessible housing should be the priority over parking. Ms. Servantes mentioned that affordable housing developers had expressed their concerns with the parking requirements. She asked that the Council support the item to reduce parking requirements for developments in Phoenix.

Nicole Rodriguez spoke in support of the item and asked that the language of the proposal be more specific. She asked the Council to support better land use through the parking reform and spoke on the density of the City and the need for space for residents and businesses.

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

Following her motion Vice Mayor Stark commented on affordable housing being a need of the city noting the several text amendments in zoning necessary to address the middle income housing such as duplex developments and town homes. She added that the text amendments to the parking presented a good compromise for the unique needs of Phoenix in rural, suburban, and urban areas. Vice Mayor Stark explained that the 1.5 spaces per dwelling minimum improved the development community requirements and ensured parking in suburban and rural areas. She added the importance of taking into account public transit noting that eight percent of the public did not own a car. Vice Mayor Stark commented on the needs for elderly who have special needs for memory care and assisted living commenting that developers of the aid facilities were familiar with navigating the needs and use of special permits for parking. She commended staff again for presenting a compromise that addressed affordable housing and thanked the Planning and Development Department staff for their work on the item.

Councilwoman O'Brien asked for clarification on the application of parking standards for housing and was not for retail or commercial industries.

Mr. Bednarek confirmed that Councilwoman O'Brien was correct.

Councilwoman O'Brien asked staff to explain what the minimum standard

was.

Mr. DePerro explained that a minimum standard was implemented per unit providing an example of 100 units at 1.5 spaces unit would require 150 of parking. He added that developers had to make changes at every point in the review phase to adjust for parking. He noted that developers often provided more parking than what was required.

Councilwoman O'Brien explained that in District 1 there was no accessible bus service for the northern part of her district. Councilwoman O'Brien mentioned a chart resulting from studies of parking in District 1 that the Planning and Development Department had created and asked for clarification on the figures shown in the chart.

Mr. DePerro explained that staff's chart selected recent developments in District 1 noting that the text amendment did not limit a development from building above the minimum standard. He explained that the chart demonstrated that space provided per unit was close or above the 1.5 spaces per dwelling requirement. Mr. DePerro also addressed an outlier in Norterra PUD which was granted a 10 percent reduction because it proposed a unique type of housing.

Councilwoman O'Brien stated that she appreciated the research on the new parking standards. She mentioned that the Village Planning Committees (VPC) received the opportunity to vote to approve or not with modifications and asked why the proposal was not returned to the VPC's for review.

Mr. Bednarek explained that receiving feedback from the VPC's was the first touch point in the hearing process to give insight on the request. He added that the proceeding process worked for developers and added layers to the process like returning to the VPC's would be undesirable. Mr. Bednarek added that the current process ensured that VPC's were heard and their feedback implemented prior to going to the Planning Commission and then to the City Council.

Councilwoman Ansari emphasized the importance of the reduction in arbitrary parking minimums and thanked staff adding the compromise

was a great first step. Councilwoman Ansari explained that parking reform policy gained momentum worldwide and the decisions were being made by experts and developers. She added that there were 12 million parking spots for only four million Phoenix residents. Councilwoman Ansari commented that the concerns of parking were not only for multi housing developments but also retail centers with extra parking mentioning an initiative to reduce parking at the Desert Sky Mall when it was in District seven. Councilwoman Ansari commented on the costs of building parking spaces that made it difficult for affordable housing developers and added that a phased approach was a smart model comparing it to Atlanta and Minneapolis who followed similar approaches. Councilwoman Ansari asked that staff also have effective data collection of the results of the effort.

Councilman Waring asked about excess parking as a problem for the City.

Mr. DePerro stated that most developers do provide excess parking. He added that there were initial concerns in thinking that developers would provide exactly what was required and noted the reduction of arbitrary minimums. He explained that contrary to what was believed most existing sites had more parking than what was required adding that depending on the area and need developers still had an ability to provide what was necessary and appropriate on the site because there was no cap.

Councilman Waring stated that his experience was that there was not enough parking. He mentioned issues with ASU traffic and noted convenience of driving over taking the light rail. He mentioned concerns of limited parking and no light rail resulting in undesired parking in surrounding neighborhoods.

Councilwoman Hodge Washington stated that reducing parking requirements was an admirable goal and helped to reduce cost of housing. She added that she was in support and appreciated that affordable housing units received equal treatment. She added that the majority of villages voted against this initiative noting that the VPC in her District spent 6 hours discussing the item and questioned why the proposal was not taken back for further input or feedback. Councilwoman Hodge

Washington asked staff if it was possible to take back items for discussion to see what can be done better and implement feedback. Councilwoman Hodge Washington explained that the proposal was significantly revised adding that a return for further input would be beneficial. She also asked staff to track the development of excess parking and acknowledged Phoenix as unique asking staff to also keep track of populations disproportionately affected who double up in homes and need multiple spaces. She clarified that she did not support more spaces than needed but also not limiting parking and was committed to the next step of review and evaluation to see what worked and what needed to change. Councilwoman Hodge Washington asked for clarification on the infill development designation.

Mr. DePerro showed a map and explained that the infill development designation described the district adopted by the Council along the light rail and higher transit corridors.

Councilwoman Hodge Washington thanked Mr. DePerro for his clarification and added that there was a need to be receptive of village input and evaluation and ensuring goals were being served as intended.

Mayor Gallego thanked Mr. DePerro and Mr. Bednarek for the process they followed to listen to VPC feedback and Council feedback. She added that the City had a variety of goals and the proposal strived to balance needs noting that it was an important step forward for sustainability and housing.

The hearing was held. A motion was made by Vice Mayor Stark, seconded by Councilwoman Ansari, that this item be approved per the Jan. 10, 2024 memo from the Planning and Development Department Director, with adoption of the related ordinance. The motion carried by the following vote:

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

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

60 Consideration of Citizen Petition by Jerry Carlton

This report provides the City Council with information in response to the citizen petition submitted by Mr. Jerry Carlton at the Dec. 13, 2023 Formal Meeting.

Summary

The attached document (**Attachment A**) was submitted to the City Council regarding a request to adopt a City Ordinance 1) prohibiting the acquisition of additional park land if any park property were to remain undeveloped after five years, and 2) requiring the Parks and Recreation Department to re-convey title of park property back to the original owner for a nominal value if it remains undeveloped for 10 years.

The City Council may direct staff to propose an ordinance incorporating the first request. The second request affects the Parks and Recreation Board's Charter authority to manage park property. The City Council cannot adopt this request without the Parks and Recreation Board's concurrent approval. Presently, the City Council may only direct staff to put this request on the Parks and Recreation Board's agenda.

After reviewing both requests, staff recommends the City Council decline to take any action for the reasons stated below.

The Department's ability to construct and operate parks throughout the City is dependent on various factors, including the availability of funding, the availability of potential preserve or park land on the market, and other factors outside the City's control. When potential park or preserve land becomes available for purchase or donation, the Department will try to acquire such property before the land goes off the market again. Forcing the City to develop park land after five years will force the Department to forgo the opportunity to acquire additional park or preserve land when it becomes available. This will affect future Phoenix residents' access to parks and preserves. For that reason, staff recommends the City Council take no action regarding the first request.

The second request would also negatively impact the Parks and Recreation Department's ability to provide valuable open space and

recreation opportunities for the community. Rather than constructing parks based on careful planning based on community outreach and growth patterns, this request will force the construction of parks based on an arbitrary deadline instead of rational planning. For that reason, staff recommends the City Council take no action regarding the second request.

This item was considered and no additional action was taken.

000 CITIZEN COMMENTS

City Attorney Julie Kriegh stated during Citizen Comments, members of the public may address the City Council for up to three minutes on issues of interest or concern to them. She advised the Arizona Open Meeting Law permits the City Council to listen to the comments, but prohibits council members from discussing or acting on the matters presented.

Jennifer Box spoke on the addition of pamphlets to be provided to police officers that include phone numbers for medical examiners to assist during a death notification. She mentioned her experience with officers who were unable to provide information aside from a case number. She also mentioned a pamphlet for resources to help address the fentanyl crisis.

Mayor Gallego thanked Ms. Box for her comment.

Eric Nielson spoke on the Skybridge Arizona project and other recommendations he had submitted to the city like cooled water fountains and spoke on emblems for firehouse engines.

Julia Taggart spoke on the preservation of Mystery Castle that was set for a full demolition on November 22, 2024 and spoke on the importance of preserving historical buildings.

Tristan Schaub spoke on the citizens handout submitted on behalf of the Arcadia Camelback Mountain Neighborhood Association to require Board of Adjustment member training on the boards policies and procedures. He expressed his concerns procedural violations and the lack of formal training noting several individuals in support of the petition. He asked Council to stop Board of Adjustment business immediately until training was addressed.

Tony Harris spoke on behalf of Fund for Empowerment regarding the cleanup of the homeless encampment known as The Zone. He expressed his concerns for staff not preserving the personal property of individuals in the area.

Richard Hauck spoke on issues with large trucks driving through his neighborhood along 21st Avenue and west Fillmore Street and west Van Buren Street creating concerns with noise and pollution as well as the degrading infrastructure noting that there were four water main breaks attributed to heavy trucks in the past year. Mr. Hauck requested follow-up from Councilwoman Ansari on the matter noting that there were existing signs to prevent the issue but no enforcement. He also expressed his interest in serving as a board member of the Central City Village Planning Committee.

Faith Kearns a volunteer for Fund for Empowerment spoke on housing for the disabled and handicapped advocating for more space in the apartments build for those with special needs. She also mentioned her concerns with the trains and the noise they create when passing.

Mayor Gallego thanked Ms. Kearns and commented on possible action for the quiet zone.

Anita Lewis spoke on her experiences with identity theft and her concerns with her inability to use resources. She asked that Council follow-up.

Mike Peterson expressed his concerns with road diets and light rail expansion with the lack of concerns for surrounding businesses.

Christina Tyler spoke on her experience with the Phoenix Police Department during an incident where her car was being kept by a business owner. She requested that the Council consider text evidence to investigate cases of extortion and theft.

Frank Urban, a volunteer with Fund for Empowerment, spoke on affordable housing noting that it should be an ongoing process. He also emphasized the importance of housing being affordable for everyone.

Elizabeth Venable read from a letter from individuals expressing several

initiatives they wish for the Council to pursue. She spoke on the requirements in shelters and housing and spoke on the accessibility of resources. Ms. Venable explained that the letter was sent to the Council of the concerns from the public noting that most of them were data driven.

Ari Huber spoke on the concerns that SSP America was in violation of National Security and Federal Aviation Laws by allowing unscreened employees into sterile restricted areas. He called for accountability from the Council to enforce the terms of agreement with their tenant SSP America.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 4:15 p.m.

MAYOR

ATTEST:

CITY CLERK

SLR

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the formal session of the City Council of the City of Phoenix held on the 24th day of January, 2024. I further certify that the meeting was duly called

and held and that a quorum was present.

Dated this 6th day of March, 2024.

CITY CLERK