City of Phoenix

Minutes

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

185980

City Council Formal Meeting

Wednesday, February 7, 2024 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, Feb. 7, 2024 at 2:36 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

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

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.

The City Clerk confirmed copies of the titles of Ordinances G-7172, G-7221 through G-7232; S-50530 through S-50575; and Resolutions 22182 through 22183 were available to the public in the office of the City Clerk at least 24 hours prior to this Council meeting and, therefore, may be read by title or agenda item only pursuant to the City Code.

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

MINUTES OF MEETINGS

1 **For Approval or Correction, the Minutes of the Formal Meeting on March 17, 2021**

Summary

This item transmits the minutes of the Formal Meeting of March 17, 2021, for review, correction and/or approval by the City Council.

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

An electronic comment was submitted for the record with a neutral position on this item.

A motion was made by Councilwoman Pastor, seconded by Vice Mayor Stark, that this item be approved. 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 **For Approval or Correction, the Minutes of the Formal Meeting on April 7, 2021**

Summary

This item transmits the minutes of the Formal Meeting of April 7, 2021, for review, correction and/or approval by the City Council.

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

An electronic comment was submitted for the record in opposition of this item.

A motion was made by Vice Mayor Stark, seconded by Councilwoman Pastor, that this item be approved. 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

BOARDS AND COMMISSIONS

3 **Mayor and Council Appointments to Boards and Commissions**

Summary

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

The following individual was recommended for appointment by Mayor Gallego:

Phoenix Women's Commission

Appoint Maria Fernanda Arreguin Gamez, filling a vacancy, for a term to expire Feb. 7, 2027.

An electronic comment was submitted for the record in support of this item.

A motion was made by Vice Mayor Stark, seconded by Councilwoman Ansari, that this item be approved. 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 recognized members of the consulate general office of Mexico in Phoenix, including Ms. Arreguin Gamez who was being sworn in.

Mayor Gallego administered the oath of office to Maria Fernanda Arreguin Gamez, Phoenix Women's Commission. Mayor Gallego invited Ms. Arreguin Gamez to approach the dais so Council could extend their appreciation.

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

Pastor, that Items 4-15 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

4 Liquor License - Special Event - Arizona Matsuri

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

Summary

Applicant
Ilene Takiguchi

Location
300 E. Indian School Road
Council District: 4

Function
Cultural Festival

Date(s) - Time(s) / Expected Attendance
Feb. 24, 2024 - 10 a.m. to 8 p.m. / 20,000 attendees
Feb. 25, 2024 - 10 a.m. to 5 p.m. / 15,000 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

5 Liquor License - Special Event - McDowell Mountain Music Festival, Inc.

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

Summary

Applicant
John Largay

Location
300 E. Indian School Road
Council District: 4

Function
Music Festival

Date(s) - Time(s) / Expected Attendance
March 1, 2024 - 1 p.m. to 11 p.m. / 9,000 attendees
March 2, 2024 - 1 p.m. to 11 p.m. / 9,000 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

6 Liquor License - Special Event - Willo Neighborhood Association

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

Summary

Applicant
Linda Doescher

Location
301 W. Holly St.
Council District: 4

Function
Home Tour

Date(s) - Time(s) / Expected Attendance
Feb. 27, 2024 - 5 p.m. to 10:30 p.m. / 1,000 attendees
Feb. 28, 2024 - 10 a.m. to 5:30 p.m. / 2,500 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

7 Liquor License - Grab N Go

Request for a liquor license. Arizona State License Application 271613.

Summary

Applicant
Jared Repinski, Agent

License Type
Series 10 - Beer and Wine Store

Location
2709 W. Northern Ave.
Zoning Classification: C-2
Council District: 5

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

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

Grab N Go 808 (Series 10)
5835 N. 27th Ave., Phoenix
Calls for police service: 56
Liquor license violations: None

A-1 Food & Liquor Store (Series 9)
6514 W. Bethany Home Road, Glendale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Chandler Liquors & Foods (Series 9)
554 N. Arizona Ave., Chandler
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Public Opinion

Four letters protesting the issuance of this license have been received and are on file in the Office of the City Clerk. The letters are from the North Glen Square Neighborhood Association, Ocotillo Glen Neighborhood Association, Lane Avenue Block Watch, and the Glen Canyon Vista Neighborhood Association. They believe that there are already sufficient liquor licenses in the area to meet the need and convenience of the neighborhood. They are concerned that the license application agent, Jared Repinski, has not responded to requests for a meeting with the neighborhood. Therefore, they oppose the issuance of this liquor license.

Applicant’s Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
“I have been representing liquor licensed establishments in Arizona for over 15 years.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“Tourism plays an important role in our local economy and liquor licensed establishments (the sale of alcohol) is a very important aspect of tourism. Therefore, if the City of Phoenix continues to lead the State of Arizona by approving quality and diverse businesses (restaurants, bars, microbreweries, distilleries, hotels, resorts, golf courses, special events, convenience / liquor / grocery stores and gas stations) similar to this proposed liquor licensed business, all businesses will prosper.”

Staff Recommendation
Staff gave careful consideration to the protest letters received, however after reviewing the application in its entirety staff is recommending approval of this application. Additionally, staff notes that 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 - Grab N Go - Data
Attachment - Grab N Go - Map

This item was recommended for approval.

8 Liquor License - Special Event - Madison District Educational Foundation, Inc.

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

Summary

Applicant
Matthew Gerber

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

Function
Cultural Dance Performance

Date(s) - Time(s) / Expected Attendance
Feb. 23, 2024 - 6 p.m. to 10:30 p.m. / 904 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

9 Liquor License - Special Event - Madison District Educational Foundation, Inc.

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

Summary

Applicant
Matthew Gerber

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

Function
Concert

Date(s) - Time(s) / Expected Attendance
Feb. 24, 2024 - 4 p.m. to 10:30 p.m. / 904 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

10 Liquor License - Special Event - Madison District Educational

Foundation, Inc.

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

Summary

Applicant
Margaret Dodd

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

Function
Gala

Date(s) - Time(s) / Expected Attendance
April 27, 2024 - 6 p.m. to 11:30 p.m. / 500 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

11 Liquor License - Santo Arcadia

Request for a liquor license. Arizona State License Application 264446.

Summary

Applicant
Armando Hernandez, Agent

License Type
Series 12 - Restaurant

Location
4418 E. Osborn Road
Zoning Classification: C-1
Council District: 6

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

The 60-day limit for processing this application is Feb. 20, 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.

Tacos Chiwas (Series 12)
1028 E. Indian School Road, Phoenix
Calls for police service: 5
Liquor License Violations: None

Public Opinion

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

Applicant's Statement

The applicant submitted the following statement in support of this application. Spelling, grammar and punctuation in the statement are

shown exactly as written by the applicant on the City Questionnaire.

I have the capability, reliability and qualifications to hold a liquor license because:
“I am qualified because I'm the owner of another business that currently operates with a liquor license, I took arizonas title 4 manager and basic training and completed all the courses successfully and I understand the responsibility and liability to do so.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“With the issuance of this liquor license we are able to fully operate our restaurant and build a community around it, providing array of entertainment and culture.”

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 - Santo Arcadia - Data
Attachment - Santo Arcadia - Map

This item was recommended for approval.

12 Liquor License - Special Event - ALEES

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

Summary

Applicant
Erin Ring

Location
18 W. Monroe St.
Council District: 7

Function

Irish Street Fair

Date(s) - Time(s) / Expected Attendance
March 17, 2024 - 9 a.m. to 2 a.m. / 650 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

13 Liquor License - Special Event - Laveen Community Council

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

Summary

Applicant
Stephanie Hurd

Location
8440 S. 35th Ave.
Council District: 8

Function
Festival

Date(s) - Time(s) / Expected Attendance
Feb. 24, 2024 - 11 a.m. to 4 p.m. / 4,000 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

14 Liquor License - Special Event - Phoenix Pride, Inc.

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

Summary

Applicant
Michael Fornelli

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

Function
Festival Celebration

Date(s) - Time(s) / Expected Attendance
March 23, 2024 - 10 a.m. to 6 p.m. / 7,000 attendees
March 24, 2024 - 10 a.m. to 6 p.m. / 7,000 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

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

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

Summary

Applicant
Andre Tkacenko, Agent

Location
4436 E. McKinley St.
Council District: 8

Function
Choir Concert

Date(s) - Time(s) / Expected Attendance
Feb. 17, 2024 - 5 p.m. to Midnight / 100 attendees

Staff Recommendation
Staff recommends approval of this application.

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.

An electronic comment was submitted for the record in opposition of Item 44.

A motion was made by Vice Mayor Stark, seconded by Councilwoman Pastor, that Items 16-90 be approved or adopted, except Items 21, 24-26, 28-29, 36, 40, 47-48, 62, 77-78 and 88-90; and continuing Items 41 and 81 to the March 6, 2024 City Council Formal Meeting. 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 16-20 and 22-23, Ordinance S-50530 was a request to authorize the City Controller to disburse funds, up to amounts indicated, for the purpose of paying vendors, contractors, claimants and others, and providing additional payment authority under certain existing city contracts. This section also requested continuing payment authority, up to amounts indicated below, for the following contracts, contract extensions and/or bids awarded. As indicated below, some items below require payment pursuant to Phoenix City Code section 42-13.

16 North American Region of the Airports Council International dba Airports Council International - North America

For $175,729 in payment authority for the 2024 Airports Council International - North America (ACI-NA) membership dues, for the Aviation Department. ACI-NA is an organization that represents state, local, and regional governing bodies that own and operate commercial airports in North America and the world, with a focus on supporting industry issues such as finance, safety, operations, environmental, sustainability, business and regulatory issues, as well as interpreting and coordinating regulatory policy and rule-making with the Federal Aviation Administration, Transportation Security Administration, Customs and Border Protection,

and the Environmental Protection Agency.

This item was adopted.

17 Arizona State University

For $78,000 in payment authority for Contract 119092 for the annual operating and maintenance fees for the Downtown Phoenix Civic Space A.E. England Building, to the Arizona Board of Regents on behalf of Arizona State University. This contract is operated through the Parks and Recreation Department.

This item was adopted.

18 Bureau of Reclamation

For $55,000 in payment authority to the United States Bureau of Reclamation for the Parks and Recreation Department's annual administrative fee. The administrative costs are associated with the agreement for land use of the 1,200-acre Reach 11 Sports Complex Recreation Area.

This item was adopted.

19 Arizona Science Center

For $204,000 in additional payment authority for Contract 127032 for the Arizona Science Center's annual reimbursement of utilities for the Parks and Recreation Department. The contract provides for the City to reimburse the Arizona Science Center for a percentage of utility payments each year. The agreement allows the Arizona Science Center to maintain and operate on behalf of the City of Phoenix, providing science education to visitors. Science education provided to Phoenix residents and visitors is designed to increase the knowledge and understanding of science for youth and adults alike.

This item was adopted.

20 BWC Enterprises Inc., dba Woodruff Construction

For $60,000 in payment authority for a new contract, entered on or about Feb. 1, 2024, for a five-year period, which will provide building weatherization services for the Parks and Recreation Department. These services may include repair, stripping and sealing of exterior exposed wood, in addition to other alterations or corrections to help protect buildings from the elements. This service is necessary for the City-owned

Camp Colley facility located in Happy Jack, Arizona, approximately 50 miles north of Payson in Coconino County.

This item was adopted.

22 Maricopa County Air Quality and Environmental Regulations

For $222,450 in annual payment authority for various mandated regulatory fees and permits for the Public Works Department. The Public Works Department manages fuel sites, Citywide fleet and facilities, open and closed landfills, transfer stations, solid waste collections, and other mandated entities that require various permits and fees to maintain compliance with Maricopa County air quality and environmental health regulations. The permits that Public Works maintains include Refuse Hauler, Authority to Operate, Title V, Non-Title V, Recycle Variance, permitted fuel burning equipment, and permitted fuel dispensing.

This item was adopted.

23 Settlement of Claim(s) Madsen v. City of Phoenix

To make payment of up to $600,000 in settlement of claim(s) in *Madsen v. City of Phoenix*, CV2019-03182, 18-0693-001, GL, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Aviation Department that occurred on Dec. 20, 2018.

This item was adopted.

27 Acceptance and Dedication of a Deed and Easements for Roadway and Public Utility Purposes (Ordinance S-50573)

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

Summary

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

Deed (a)

Applicant: DVHAWK15, LLC; its successor and assigns

Purpose: Roadway

Location: East of the southeast corner of W. Parkview Lane and N. 17th

Ave.
File: FN 230006
Council District: 1

Easement (b)
Applicant: The DB Hammer Trust, U/A dated Feb. 23, 2023; its successor and assigns
Purpose: Public Utility
Location: 12232 N. 65th St.
File: FN 230111
Council District: 2

Easement (c)
Applicant: Jake Lough; Liliana Lough; its successor and assigns
Purpose: Public Utility
Location: 1317 W. Tamarisk St.
File: FN 230115
Council District: 7

This item was adopted.

30 Landscape, Agricultural and Field Maintenance Equipment, Accessories and Parts - IFB 19-051 - Amendment (Ordinance S-50544)

Request to authorize the City Manager, or his designee, to execute amendments to Contracts 149525 with E-Z-Go Division of Textron, Inc.; 149524 with Western Pneumatic Tool Co.; 149523 with A & G Turf Equipment, Inc.; 149522 with Clearwater Enterprises, Inc., dba Quality Equipment & Spray; 149528 with Horizon Distributors, Inc.; and 149526 with Arizona Machinery, LLC, dba Stotz Equipment, to extend contract term. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed. Staff request to continue using Ordinance S-45470.

Summary
These contracts will provide a broad range of replacement equipment, repair parts and accessories to ensure City-owned equipment is maintained, as necessary, to ensure proper operation at various locations.

Contract Term

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

Financial Impact

The aggregate value of the contracts will not exceed $1,182,500 and no additional funds are needed.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

Landscape, Agricultural and Field Maintenance Equipment, Accessories and Parts Contracts 149525, 159524, 149523, 149522, 149528,149526 (Ordinance S-45470), on March 20, 2019.

This item was adopted.

31 Vehicle Wash Services - IFB 19-141 - Amendment (Ordinance S-50551)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contracts 150872, 150873, 150874, 150875, 150881, and 150882 with True Blue Car Wash, LLC; Ultra Clean Newco, LLC, dba Ultra Clean Intermediate, LLC; Uptown Self Serve, LLC, dba Weiss Guys Express Wash; PacWest Energy, LLC, dba Jacksons Car Wash; Foothills Car Wash, LLC; Uptown Self Serve, LLC; and US Metro Center, LLC, dba Ultra Suds Car Wash, for the purchase of vehicle wash services for Citywide use. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $65,000.

Summary

These contracts provide vehicle washing services, including labor, cleaning supplies, materials, equipment, and supervision necessary to clean City cars, trucks, sport utility vehicles, cargo and passenger vans, and Police Department mobile command and specialty Humvee-type vehicles. Services include automated, interior, exterior and hand wash services. Additional funds are needed due to usage that has been higher than anticipated.

Contract Term

The contract term remains unchanged, ending on Sept. 30, 2024.

Financial Impact

Upon approval of $65,000 in additional funds, the revised aggregate value of the contracts will not exceed $1,030,000. Funds are available in various department budgets.

Concurrence/Previous Council Action

The City Council previously reviewed this request:
Vehicle Wash Services Contracts 150872, 150873, 150874, 150875, 150881, and 150882 (Ordinance S-47257) on Jan. 20, 2021.

This item was adopted.

32 Amendments to Classification Plan (Ordinance S-5815) in Accordance with Human Resources Committee 622 Recommendations (Ordinance S-50568)

The following amendments to the Classification Plan (Ordinance S-5815) are proposed in accordance with the recommendation of Human Resources Committee 622, to be effective on March 5, 2024. The proposal will also require modifications to the City's Pay Ordinance (S-49802), which will be processed under a separate ordinance.

Establish the classification of Program Manager, Job Code: 08600, Salary Plan: 001, Grade/Range: 068 ($61,526 - $134,326/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt.

Reclassify the filled and vacant positions of Economic Development Program Manager, Position #s: 00003740, 00008652, 00009839, 00018125, 00093180, 00094151, 00094847, 00094868, 00095879, 00095885, 00096926, 00097284, 00097824, 00098012, 00098283, 00098425, 00098451, 00098555, 00099126, 00000191, 00003557, 00092931, 00094568, 00095878, 00095892, 00098424, 00099093, Job Code: 08750, Salary Plan: 001, Grade/Range: 066 ($58,594 - $127,920/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Job Title: Program Manager, Job Code: 08600, Salary Plan: 001, Grade/Range: 068 ($61,526 - $134,326/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt.

Regrade the classification of Economic Development Program Manager, Job Code: 08750, Salary Plan: 001, Grade/Range: 066 ($58,594 - $127,920/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 069 ($63,045 - $137,592/annual).

Reclassify the filled position of Management Assistant II, Position #: 00093633, Job Code: 05320, Salary Plan: 001, Grade/Range: 062 ($53,165 - $116,022/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Job Title: Program Manager, Job Code: 08600, Grade/Range: 068 ($61,526 - $134,326/annual).

Reclassify the filled positions of Senior Arts Specialist, Position #s: 00019145 and 00003830, Job Code: 41220, Salary Plan: 001, Grade/Range: 058 ($48,214.40 - $105,248/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Job Title: Project Manager, Job Code: 08640, Grade/Range: 067 ($60,029 - $131,040/annual).

Regrade the classification of Building Equipment Operator I, Job Code: 74650, Salary Plan: 004, Grade/Range: 245 ($35,110 - $76,627/annual), Labor Unit Code: 002, Benefit Category: 002, EEO-4 Category: Skilled Craft, FLSA Status: Non-exempt to Grade/Range: 249 ($36,688 - $84,469/annual).

Regrade the classification of Building Equipment Operator II, Job Code: 74680, Salary Plan: 004, Grade/Range: 249 ($36,688 - $84,469/annual), Labor Unit Code: 002, Benefit Category: 002, EEO-4 Category: Skilled Craft, FLSA Status: Non-exempt to Grade/Range: 251 ($40,643 - $88,691/annual).

Establish the assignment of Building Maintenance Worker*Plumber, Job Code: 74833, Salary Plan: 002, Grade/Range: 149 ($36,688 - $84,469/annual), Labor Unit Code: 001, Benefit Category: 001, EEO-4 Category: Field Employees, FLSA Status: Non-exempt.

Establish the assignment of Building Maintenance Worker*PlumberU2, Job Code: 74834, Salary Plan: 004, Grade/Range: 249 ($36,688 - $84,469/annual), Labor Unit Code: 002, Benefit Category: 002, EEO-4 Category: Skilled Craft, FLSA Status: Non-exempt.

Regrade the classification of Building Maintenance Foreman, Job Code: 74740, Salary Plan: 001, Grade/Range: 051 ($40,643 - $88,691/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Non-exempt to Grade/Range: 053 ($42,661 - $93,122/annual).

Regrade the classification of Building Equipment Supervisor, Job Code: 74700, Salary Plan: 001, Grade/Range: 053 ($42,661 - $93,122/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Non-exempt to Grade/Range: 055 ($44,803 - $97,781/annual).

Regrade the classification of Mechanical Engineer, Job Code: 20150, Salary Plan: 001, Grade/Range: 063 ($54,454 - $118,872/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 067 ($60,029 - $131,040/annual).

Regrade the classification of Mechanical Plans Engineer, Job Code: 23530, Salary Plan: 001, Grade/Range: 062 ($53,165 - $116,022/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 067 ($60,029 - $131,040/annual).

Regrade the classification of Engineering Manager, Job Code: 21150, Salary Plan: 013, Grade/Range: 832 ($102,544 - $133,307/annual), Labor Unit Code: Non-Represented Groups, Benefit Category: 009, EEO-4 Category: Officials & Administrators, FLSA Status: Exempt to Grade/Range: 834 ($107,432 - $139,672/annual).

Regrade the classification of Aviation Marketing Supervisor, Job Code: 25250, Salary Plan: 001, Grade/Range: 061 ($51,854 - $113,194/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4

Category: Professional, FLSA Status: Exempt to Grade/Range: 063 ($54,454 - $118,872/annual).

Regrade the classification of Senior Sales/Marketing Supervisor, Job Code: 27250, Salary Plan: 001, Grade/Range: 061 ($51,854 - $113,194/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 063 ($54,454 - $118,872/annual).

Regrade the classification of Video Productions Coordinator, Job Code: 06490, Salary Plan: 001, Grade/Range: 055 ($44,803 - $97,781/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 059 ($49,379 - $107,806/annual).

Regrade the classification of Parks Supervisor, Job Code: 40430, Salary Plan: 001, Grade/Range: 058 ($48,214 - $105,248/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 060 ($50,627 - $110,510/annual).

Regrade the classification of Recreation Supervisor*Aquatics, Job Code: 41172, Salary Plan: 001, Grade/Range: 060 ($50,627 - $110,510/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 061 ($51,854 - $113,194/annual).

Regrade the classification of Recreation Supervisor, Job Code: 41170, Salary Plan: 001, Grade/Range: 058 ($48,214 - $105,248/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 060 ($50,627 - $110,510/annual).

Regrade the classification of Recreation Coordinator III*Aquatics, Job Code: 41161, Salary Plan: 001, Grade/Range: 057 ($47,029 - $102,669/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 059 ($49,379 - $107,806/annual).

Regrade the classification of Recreation Coordinator III, Job Code: 41160, Salary Plan: 001, Grade/Range: 056 ($45,926 - $100,235/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 058 ($48,214 - $105,248/annual).

Regrade the classification of Recreation Coordinator II, Job Code: 41140, Salary Plan: 001, Grade/Range: 050 ($39,966 - $86,590/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 052 ($41,642 - $90,917/annual).

Abolish the classification of Remote Computer Terminal Operator, Job Code: 00470, Salary Plan: 006, Grade/Range: 324 ($32,635 - $45,926/annual), Labor Unit Code: 003, Benefit Category: 003, EEO-4 Category: Admin Support, FLSA Status: Non-exempt.

Abolish the assignment of Remote Computer Terminal Operator*CAU Lead, Job Code: 00474, Salary Plan: 006, Grade/Range: 330 ($32,635 - $53,165/annual), Labor Unit Code: 003, Benefit Category: 003, EEO-4 Category: Admin Support, FLSA Status: Non-exempt.

Modify the salary range of Grade 848 from $65.62 - $85.31/hourly, $136,490 - $177,445/annual to $65.62 - $92.42/hourly, $136,490 - $192,234/annual.

Modify the salary range of Grade 846 from $59.66 - $77.55/hourly, $124,093 - $161,304/annual to $63.59 - $84.02/hourly, $132,267 - $174,762/annual.

Modify the salary range of Grade 844 from $54.23 - $70.50/hourly, $112,798 - $146,640/annual to $58.75 - $76.38/hourly, $122,200 - $158,870/annual.

Modify the salary range of Grade 842 from $53.41 - $69.43/hourly, $111,093 - $144,414/annual to $55.22 - $71.78/hourly, $114,858 - $149,302/annual.

Summary

The Classification and Compensation study was implemented rapidly to address a systemic staffing and labor market crisis throughout the City. Adjustments to grade and salary ranges are necessary as the City adapts to the new pay structures that took effect on Aug. 7, 2023. These recommendations balance internal alignment with external market focus. As a result of the changes made during the Classification and Compensation study, staff requests that the adjustments listed above be approved.

Financial Impact

The estimated cost for this action for the first year is $112,914.

Concurrence/Previous Council Action

On Jan. 17, 2024, Human Resources Committee 622 reviewed and recommended these modifications for approval effective on March 5, 2024.

This item was adopted.

33 Amendments to Pay Ordinance (S-49802) in Accordance with Human Resources Committee 622 Recommendations (Ordinance S-50575)

The following amendments to the Pay Ordinance (S-49802) are proposed in accordance with the recommendation of Human Resources Committee 622, to be effective on March 5, 2024. The proposal will also require modifications to the City's Classification Plan (Ordinance S-5815), which will be processed under a separate ordinance.

Establish the classification of Program Manager, Job Code: 08600, Salary Plan: 001, Grade/Range: 068 ($61,526 - $134,326/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt.

Reclassify the filled and vacant positions of Economic Development Program Manager, Position #s: 00003740, 00008652, 00009839, 00018125, 00093180, 00094151, 00094847, 00094868, 00095879, 00095885, 00096926, 00097284, 00097824, 00098012, 00098283, 00098425, 00098451, 00098555, 00099126, 00000191, 00003557, 00092931, 00094568, 00095878, 00095892, 00098424, 00099093,

Job Code: 08750, Salary Plan: 001, Grade/Range: 066 ($58,594 - $127,920/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Job Title: Program Manager, Job Code: 08600, Salary Plan: 001, Grade/Range: 068 ($61,526 - $134,326/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt.

Regrade the classification of Economic Development Program Manager, Job Code: 08750, Salary Plan: 001, Grade/Range: 066 ($58,594 - $127,920/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 069 ($63,045 - $137,592/annual).

Reclassify the filled position of Management Assistant II, Position #: 00093633, Job Code: 05320, Salary Plan: 001, Grade/Range: 062 ($53,165 - $116,022/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Job Title: Program Manager, Job Code: 08600, Grade/Range: 068 ($61,526 - $134,326/annual).

Reclassify the filled positions of Senior Arts Specialist, Position #s: 00019145 and 00003830, Job Code: 41220, Salary Plan: 001, Grade/Range: 058 ($48,214.40 - $105,248/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Job Title: Project Manager, Job Code: 08640, Grade/Range: 067 ($60,029 - $131,040/annual).

Regrade the classification of Building Equipment Operator I, Job Code: 74650, Salary Plan: 004, Grade/Range: 245 ($35,110 - $76,627/annual), Labor Unit Code: 002, Benefit Category: 002, EEO-4 Category: Skilled Craft, FLSA Status: Non-exempt to Grade/Range: 249 ($36,688 - $84,469/annual).

Regrade the classification of Building Equipment Operator II, Job Code: 74680, Salary Plan: 004, Grade/Range: 249 ($36,688 - $84,469/annual), Labor Unit Code: 002, Benefit Category: 002, EEO-4 Category: Skilled Craft, FLSA Status: Non-exempt to Grade/Range: 251 ($40,643 - $88,691/annual).

Establish the assignment of Building Maintenance Worker*Plumber, Job Code: 74833, Salary Plan: 002, Grade/Range: 149 ($36,688 - $84,469/annual), Labor Unit Code: 001, Benefit Category: 001, EEO-4 Category: Field Employees, FLSA Status: Non-exempt.

Establish the assignment of Building Maintenance Worker*PlumberU2, Job Code: 74834, Salary Plan: 004, Grade/Range: 249 ($36,688 - $84,469/annual), Labor Unit Code: 002, Benefit Category: 002, EEO-4 Category: Skilled Craft, FLSA Status: Non-exempt.

Regrade the classification of Building Maintenance Foreman, Job Code: 74740, Salary Plan: 001, Grade/Range: 051 ($40,643 - $88,691/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Non-exempt to Grade/Range: 053 ($42,661 - $93,122/annual).

Regrade the classification of Building Equipment Supervisor, Job Code: 74700, Salary Plan: 001, Grade/Range: 053 ($42,661 - $93,122/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Non-exempt to Grade/Range: 055 ($44,803 - $97,781/annual).

Regrade the classification of Mechanical Engineer, Job Code: 20150, Salary Plan: 001, Grade/Range: 063 ($54,454 - $118,872/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 067 ($60,029 - $131,040/annual).

Regrade the classification of Mechanical Plans Engineer, Job Code: 23530, Salary Plan: 001, Grade/Range: 062 ($53,165 - $116,022/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 067 ($60,029 - $131,040/annual).

Regrade the classification of Engineering Manager, Job Code: 21150, Salary Plan: 013, Grade/Range: 832 ($102,544 - $133,307/annual), Labor Unit Code: Non-Represented Groups, Benefit Category: 009,

EEO-4 Category: Officials & Administrators, FLSA Status: Exempt to Grade/Range: 834 ($107,432 - $139,672/annual).

Regrade the classification of Aviation Marketing Supervisor, Job Code: 25250, Salary Plan: 001, Grade/Range: 061 ($51,854 - $113,194/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 063 ($54,454 - $118,872/annual).

Regrade the classification of Senior Sales/Marketing Supervisor, Job Code: 27250, Salary Plan: 001, Grade/Range: 061 ($51,854 - $113,194/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 063 ($54,454 - $118,872/annual).

Regrade the classification of Video Productions Coordinator, Job Code: 06490, Salary Plan: 001, Grade/Range: 055 ($44,803 - $97,781/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 059 ($49,379 - $107,806/annual).

Regrade the classification of Parks Supervisor, Job Code: 40430, Salary Plan: 001, Grade/Range: 058 ($48,214 - $105,248/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 060 ($50,627 - $110,510/annual).

Regrade the classification of Recreation Supervisor*Aquatics, Job Code: 41172, Salary Plan: 001, Grade/Range: 060 ($50,627 - $110,510/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 061 ($51,854 - $113,194/annual).

Regrade the classification of Recreation Supervisor, Job Code: 41170, Salary Plan: 001, Grade/Range: 058 ($48,214 - $105,248/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 060 ($50,627 - $110,510/annual).

Regrade the classification of Recreation Coordinator III*Aquatics, Job Code: 41161, Salary Plan: 001, Grade/Range: 057 ($47,029 - $102,669/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 059 ($49,379 - $107,806/annual).

Regrade the classification of Recreation Coordinator III, Job Code: 41160, Salary Plan: 001, Grade/Range: 056 ($45,926 - $100,235/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 058 ($48,214 - $105,248/annual).

Regrade the classification of Recreation Coordinator II, Job Code: 41140, Salary Plan: 001, Grade/Range: 050 ($39,966 - $86,590/annual), Labor Unit Code: 007, Benefit Category: 007, EEO-4 Category: Professional, FLSA Status: Exempt to Grade/Range: 052 ($41,642 - $90,917/annual).

Abolish the classification of Remote Computer Terminal Operator, Job Code: 00470, Salary Plan: 006, Grade/Range: 324 ($32,635 - $45,926/annual), Labor Unit Code: 003, Benefit Category: 003, EEO-4 Category: Admin Support, FLSA Status: Non-exempt.

Abolish the assignment of Remote Computer Terminal Operator*CAU Lead, Job Code: 00474, Salary Plan: 006, Grade/Range: 330 ($32,635 - $53,165/annual), Labor Unit Code: 003, Benefit Category: 003, EEO-4 Category: Admin Support, FLSA Status: Non-exempt.

Modify the salary range of Grade 848 from $65.62 - $85.31/hourly, $136,490 - $177,445/annual to $65.62 - $92.42/hourly, $136,490 - $192,234/annual.

Modify the salary range of Grade 846 from $59.66 - $77.55/hourly, $124,093 - $161,304/annual to $63.59 - $84.02/hourly, $132,267 - $174,762/annual.

Modify the salary range of Grade 844 from $54.23 - $70.50/hourly, $112,798 - $146,640/annual to $58.75 - $76.38/hourly, $122,200 -

$158,870/annual.

Modify the salary range of Grade 842 from $53.41 - $69.43/hourly, $111,093 - $144,414/annual to $55.22 - $71.78/hourly, $114,858 - $149,302/annual.

Summary

The Classification and Compensation study was implemented rapidly to address a systemic staffing and labor market crisis throughout the City. Adjustments to grade and salary ranges are necessary as the City adapts to the new pay structures that took effect on Aug. 7, 2023. These recommendations balance internal alignment with external market focus. As a result of the changes made during the Classification and Compensation study, staff requests that the adjustments listed above be approved.

Financial Impact

The estimated cost for this action for the first year is $112,914.

Concurrence/Previous Council Action

On Jan. 17, 2024, Human Resources Committee 622 reviewed and recommended these modifications for approval effective on March 5, 2024.

This item was adopted.

34 Amend Pay Ordinance (S-49802), Section 19 - Reclassification or Grade Change (Ordinance S-50569)

Request City Council approval of amendments to Pay Ordinance (S-49802), Section 19 - Reclassification or Grade Change in accordance with the recommendation of Human Resources Committee 622.

Summary

On Nov. 15, 2023, Council approved a change to Section 19 of the pay ordinance to clarify that if an employee received a grade or classification change that did not affect their pay rate, there would be no change to their next salary review date (i.e., merit date). That change was expected to simplify the administration of classification changes and would have no impact on employees. After further analysis, additional changes are proposed to further simplify this process.

The proposed changes to Section 19 of the pay ordinance will simplify the administration of reclassification or grade changes by avoiding continued changes to an employee's merit date. In most cases, when an employee's position is reclassified or the grade is changed, there will be no impact or change to their previously scheduled merit date. The exception will be in cases where an employee does not have a merit date, or if they were previously at top step, but moving to a step less than top step. In those cases, the table shown in the pay ordinance will be used to calculate the new merit date, which is based on a sliding scale of how large the percentage of increase was the employee received at the time of the reclassification or grade change.

The proposed language is included in **Attachment A**.

Concurrence/Previous Council Action
On Jan. 17, 2024, Human Resources Committee 622 reviewed and recommended these modifications for approval effective on March 5, 2024.

This item was adopted.

35 Authorization for the Phoenix Municipal Court to Enter into an Intergovernmental Agreement with the Arizona Supreme Court Administrative Office of the Courts (Ordinance S-50548)

Request that City Council authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the Arizona Supreme Court and Phoenix Municipal Court for services related to digital evidence storage.

Summary
In December 2020, the Administrative Office of the Courts (AOC) entered into a statewide contract with Thomson Reuters (AOC No. 2021-0006) to purchase Case Center digital evidence software licenses and support services. Phoenix Municipal Court had the opportunity to begin using Case Center in June 2022 for environmental civil non-traffic cases. In the near future, the Court anticipates expanding the use of this software for protective order contested hearings and remote video hearings.

The Arizona Supreme Court currently covers the cost for the Case

Center licensing and support services as long as the number of case uploads remains less than nine percent of the Court's overall new case volume. The Court does not expect to meet or exceed the nine percent of new case volume even with the anticipated expansion to additional hearing types.

Financial Impact

There is no anticipated financial impact for this agreement.

This item was adopted.

37 Request to Amend Agreement with UMOM New Day Center to Replace CDBG and CDBG-CV Funding with HOME-ARP Funding (Ordinance S-50574)

Request to authorize the City Manager, or his designee, to amend the funding of Contract 159053 with UMOM New Day Center from Community Development Block Grant (CDBG) entitlement and Community Development Block Grant Coronavirus Aid, Relief, and Economic Security Act (CDBG-CV) with the U.S. Department of Housing and Urban Development HOME Investment Partnerships Program American Rescue Plan Act of 2021 (HOME-ARP) funds. Authorization is also requested for the City Controller to disburse all HOME-ARP funds for the life of this contract. There is no impact to the General Fund.

Summary

On Nov. 16, 2022, the City Council approved entering into a contract with UMOM for the redesign, remodeling, and repurposing of an existing building on the UMOM campus.The project will expand the number of family shelter units, creating a total of 196 units on the campus. The City's grant funds addresses the rehabilitation expenditure needs.

CDBG and CDBG-CV funds were initially identified, however, the utilization of HOME-ARP balances the City's federal resources to address homelessness. The change in funding will have no impact on the project's budget of up to $2 million nor on its schedule, which is expected to begin in 2024. Payments may be made up to agreement limits, which may extend past the agreement termination.

Financial Impact

The total contract value will remain unchanged and will not exceed $2

million. HOME-ARP funding is available in the Housing Department's Capital Improvement Program budget. HOME-ARP is a federally funded program. There is no impact to the General Fund.

Concurrence/Previous Council Action
On Nov. 16, 2022, the City Council approved entering into a contract with UMOM to expand family emergency shelter services through Ordinance S-49187.

Location
3333 E. Van Buren St.
Council District: 8

This item was adopted.

38 Calsense Irrigation Components Contract - PKS IFB-24-0066 - Request for Award (Ordinance S-50557)

Request to authorize the City Manager, or his designee, to enter into a contract with SiteOne Landscape Supply, LLC for the purchase of Calsense brand irrigation parts and supplies for the Parks and Recreation and Aviation departments. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $1,135,000.

Summary
This contract will provide Calsense irrigation parts, supplies and landscaping communication services on an as-needed basis, for the ongoing maintenance and repairs of landscape areas at all Parks and Recreation Department locations.

The Landscape Maintenance Section of the Facilities and Services Division is responsible for all irrigation control systems at Phoenix Sky Harbor International Airport, Deer Valley Airport and Goodyear Airport. These services allow the systems to maintain current technological standards in order to achieve both efficiencies and cost savings for the Aviation Department.

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 review of the submittal based on price, the procurement officer recommends award to the following vendor:

SiteOne Landscape Supply, LLC

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

Financial Impact
The aggregate contract value will not exceed $1,135,000.

Funding is available in the Parks and Recreation and Aviation departments' operating budgets.

This item was adopted.

39 Pool Chemicals Bulk Delivery Contract - PKS IFB-24-0049 - Request for Award (Ordinance S-50564)

Request to authorize the City Manager, or his designee, to enter into a contract with Hills Brothers Chemical Company to provide bulk pool chemicals for the Parks and Recreation Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $1.75 million.

Summary
The Parks and Recreation Department manages 29 aquatic facilities which utilize bulk feed systems for pool treatment chemicals. This contract will provide both the necessary chemicals, primarily sodium hypochlorite and muriatic acid. In addition, the selected contractor will also service and monitor the chemical levels in the storage tanks at each facility and ensure they are filled as-needed throughout the swimming season. The contract is necessary to protect the health and safety of the public who utilize these facilities.

Procurement Information

An Invitation for Bid solicitation was completed in accordance with City of Phoenix Administrative Regulation 3.10.

Two vendors submitted bids 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 vendors:

Selected Bidders
Hills Brothers Chemical Co: $685,739.20
Leslie's Poolmart Inc: $901,371.60

Contract Term
The contract will begin on or about Feb. 1, 2024, for a five-year term with two, one-year options to extend.

Financial Impact
The aggregate contract value will not exceed $1.75 million.

Funding is available in the Parks and Recreation Department Operating budget.

This item was adopted.

41 Central Business District Boundary Update (Resolution 22183)

Request to amend Resolution 17093 to modify the boundaries of the Phoenix Central Business District (CBD).

Summary
The City of Phoenix original CBD was established on Dec. 28, 1961. This original area was approximately 30 blocks in the City Center and was subsequently expanded in 1987 through Resolution 17093 to include just over two square miles of downtown (**Attachment A**). In 1993, a second CBD was established for part of the Sky Harbor Center Redevelopment Area to assist with the redevelopment of the areas south and west of Phoenix Sky Harbor International Airport. The Sky Harbor CBD was expanded in 1993, 1996 and then 2003. The purpose of creating a CBD was to establish a “Phoenix Tax Incentive District” to encourage private investment in the construction of substantial new improvements.

In 2018, the Arizona Legislature modified the Arizona Revised Statutes (A.R.S.) requirements for a CBD, making several changes that impacted how Arizona cities could establish the boundaries for a CBD. The modifications included a restriction on the size of a CBD, limiting areas to not more than two-and-one-half percent of that total land area of the municipality. In Phoenix this is just over 12 square miles. Additionally, the CBD must be contiguous and geographically compact with a form that has a length that is not twice its width. Despite legislative changes, the existing CBD boundary of Phoenix is grandfathered in and remains in its approved form, with the exception of the second CBD near Phoenix Sky Harbor Airport which has remained inactive since 2018. Modification of the CBD is possible; however, the new boundary for the CBD would need to comply with the modified requirements regarding the size and shape of the district boundary.

The proposed modifications to the CBD would be to expand the boundary to be generally from Thomas Road on the north to one half block south of Broadway Road on the south and the 23rd Avenue alignment on the west to 7th Street on the east. The boundaries are more specifically shown in **Attachment B**. The proposed updated boundary complies with the modified requirements in state law and will provide new opportunities for redevelopment in the updated Downtown Redevelopment Area, the Rio Salado Redevelopment Area and the Target Area B Redevelopment Area.

Concurrence/Previous Council Action

Updates on the Phoenix Central Business District were presented to the Economic Development and Equity Subcommittee on Feb. 22, 2023 and June 14, 2023. On June 28, 2023, staff presented a modified proposal for recommendation to Economic Development and Equity Subcommittee and the item was approved by a vote of 4-0.

Public Outreach

Staff presented to the Phoenix Community Alliance Public Affairs Committee on Jan. 9, 2024, the Phoenix Community Alliance Social & Housing Advancement Committee on Jan. 11, 2024, and the Downtown Voices Coalition on Jan. 13, 2024. Presentations were also offered to the Central City and Encanto village planning committees.

Location
Boundaries of the updated Central Business District are generally Thomas Road on the north and Broadway Road on the south, 23rd Avenue on the west and 7th Street on the east.
Council Districts: 4, 7 and 8

This item was continued to the March 6, 2024 City Council Formal Meeting.

42 Amendment to Intergovernmental Agreement between the City of Phoenix and Arizona State University for the Development of the Health Solutions Center at the Phoenix Bioscience Core (Ordinance S-50542)

Request to authorize the City Manager, or his designee, to amend the Intergovernmental Agreement (IGA) with Arizona State University (ASU) to extend and modify certain business terms and to enter into other agreements as necessary. There is no impact to the General Fund as a result of this action. Further request to authorize the City Treasurer to accept funds associated with this request.

Summary
On May 10, 2016, City Council authorized an IGA (City Contract 142599) with ASU for the development of approximately 1.5 million square feet of biomedical facilities at the Phoenix Bioscience Core (PBC). Subsequently, the City and ASU entered into a ground lease (City Contract 149060) for Phase 1 of the Health Solutions Center, now called 850 PBC, which completed construction in December 2020. Since the original agreement was envisioned, the campus and development collaborations have grown. As a result of the growth the parties have a better understanding of how changing market conditions impact development of future phases and certain contract terms are no longer in the best interest of the parties or the PBC.

As it exists today, the IGA includes very strict development timelines that do not allow enough time between phases to complete stabilization of the prior phase while completing design and financing of the next. Specifically, the IGA states that ASU shall, within 180 days of receiving the certificate of occupancy for the prior phase, issue a notification exercising its option to develop the next phase of the development and

must complete the design and construction of the subsequent phase no later than 30 months following the prior phase completion. This amendment will replace the existing timeline requirements in regards to Phase 2 with updated timing as follows:

Option to lease the Phase 2 parcel shall be exercised by ASU on or before July 31, 2024.

ASU and the City shall use commercially reasonable efforts to enter into the subsequent phase lease for Phase 2 on or before Oct. 31, 2024, no later than Oct. 31, 2025.

Completion of subsequent phase shall occur no later than 30 months from execution of subsequent phase lease.

In addition, a need to locate a temporary building for an MRI machine has been identified. This new MRI will allow the continued advancement of new research opportunities throughout the campus. Upon completion of the Phase 2 building, the MRI will move to a permanent location and the temporary building will be removed. To facilitate the temporary building, this amendment shall also modify the Temporary Surface Parking Provision as follows:

The temporary surface parking area may be utilized for other temporary structures that support the function and business of the PBC.

The rental rate for any temporary structure shall be one dollar and eighty-five cents ($1.85) per square foot of land.

Financial Impact

There is no impact to the General Fund as a result of this action.

Concurrence/Previous Council Action

City Council previously approved:

Contract 142599 (Ordinance S-41736) on May 19, 2015;

Amendment to Contract 142599 (Ordinance S-43332) on March 22, 2017; and

Amendment to Contract 142599 (Ordinance S-49043) on Oct. 12, 2022.

Location

Approximately four blocks bounded by 4th and 6th streets and Garfield and Fillmore streets.

Council District: 8

This item was adopted.

43 Temporary Parking License Agreement with Translational Genomics Research Institute Amendment (Ordinance S-50545)

Request to authorize the City Manager, or his designee, to enter a temporary parking license agreement with the Translational Genomics Research Institute (TGen) for temporary parking staging needs. Further request to authorize the City Treasurer to accept all necessary funds related to this item. There is no impact to the General Fund as a result of this action.

Summary

The Community and Economic Development Department (CEDD) manages the property at the southwest corner of Fillmore and 7th streets currently developed as a surface parking lot. The property does not have a dedicated parking use, but is occasionally used to support development activities in the Phoenix Biosciences Core. In June 2023, City Council authorized a temporary parking license agreement with TGen for the temporary parking of a mobile testing unit, MindCrowd. The mobile unit utilizes online 'games' to assess brain health and insights for brain diseases, including Alzheimer's disease. Due to the success of the program, TGen has extended the program's time frame. The mobile testing unit is expected to require up to seven parking spaces.

Contract Term

The term of the license will be one month, with month-to-month extensions at the City's sole discretion. There is no limit to the number of extensions the City may authorize.

Financial Impact

The license fee will be based on market rent and/or other valuable consideration, and any fees received will be deposited into the City's Genomic Facilities and Operations Fund. The current monthly parking rate is $47 per space per month.

Concurrence/Previous Council Action

City Council previously approved a Temporary Parking License Agreement (Ordinance S-49988) on June 28, 2023.

Location
Southwest corner of Fillmore and 7th streets
Council District: 8

This item was adopted.

44 Authorization to Enter into Agreement with the Department of Public Safety for Facility Access and Usage of the Phoenix Regional Police Academy (Ordinance S-50571)

Request retroactive authorization for the City Manager, or his designee, to allow the Police Department to enter into an agreement with the Department of Public Safety (DPS), to have access and usage of the Phoenix Regional Police Academy (PRPA).

Summary
The DPS seeks to use the PRPA for scheduled events such as driver training, training at the tactical training village, physical fitness activities, usage of onsite gym, training involving defensive tactics, firearms training and classrooms. Allowing DPS access to the PRPA will foster mutual collaboration between DPS and the Phoenix Police Department. The benefits of mutual collaboration include sharing resources and expertise regarding the various training programs held at the PRPA. The agencies can enhance their effectiveness with the training of recruits and sworn officers. Denying DPS access to the PRPA may prevent the two agencies from taking advantage of each other's training expertise, skills, and resources.

Contract Term
The agreement shall be in effect retroactive as of Nov. 14, 2023 for period of one year.

Financial Impact
There will be no financial impact for this agreement.

This item was adopted.

45 Authorization to Apply for Arizona Department of Public Safety Anti-Human Trafficking Grant (Ordinance S-50566)

Request to authorize the City Manager, or his designee, to allow the Police Department to apply for, accept, and enter into an agreement with the Arizona Department of Public Safety (DPS) for the Anti-Human

Trafficking Grant. The grant amount is not to exceed $500,000. No matching funds are required.

Summary

The Police Department wants to apply for the DPS Anti-Human Trafficking Grant. The purpose of this grant is to provide resources to law enforcement agencies to enhance services and programs that reduce human trafficking. The grant funding will provide support to law enforcement agencies by providing resources for personnel, equipment, supplies and training to combat human trafficking.

The primary goal of the Police Department's HEAT Unit is to disrupt human trafficking activity in the Phoenix metropolitan area at its root cause, and firmly believe human traffickers are primarily responsible for this activity. This funding would assist in investigations that would aim to identify, target, and successfully prosecute human traffickers in a manner that would prevent them from recruiting and victimizing any other individuals. The HEAT Unit will work with the Advocacy Center to connect victims with their holistic, victim-centered, trauma-informed services and the victim advocate who is embedded with the unit.

The grant application is due on May 1, 2024. If approved, the Police Department will move forward with submitting our application.

Contract Term

The contract term of one-year beginning July 1, 2024, to June 30, 2025.

Financial Impact

No matching funds are required.

This item was adopted.

46 Authorization to Apply for the Arizona Department of Public Safety Fentanyl Prosecution, Diversion and Testing Grant (Ordinance S-50567)

Request to authorize the City Manager, or his designee, to allow the Police Department to apply for, accept, and enter into an agreement with the Arizona Department of Public Safety (DPS) for the Fentanyl Prosecution, Diversion and Testing Grant. The grant funds are available

on a first-come, first-served basis. No matching funds are required.

Summary

The Police Department wants to apply for the DPS Fentanyl Prosecution, Diversion and Testing Grant. The purpose of this grant is to provide reimbursement to law enforcement agencies for costs associated with investigations, testing, and prosecution or diversion of fentanyl related crimes. The Drug Enforcement Bureau Street Enforcement Unit (SEU) would utilize the Fentanyl Prosecution, Diversion and Testing Grant to facilitate the Police Department's detectives fentanyl trafficking investigations. These investigations would aim to identify, target, and successfully prosecute fentanyl traffickers in a manner that would prevent them from victimizing any other individuals. In the process of targeting fentanyl traffickers, SEU will identify, locate, and arrest subjects trafficking in fentanyl.

Grant applications will be accepted until the $3,000,000 is depleted or June 30, 2024. If approved, the Police Department will move forward with submitting our application.

Contract Term

The contract term will be for one year from the date of approved award.

Financial Impact

No matching funds are required.

This item was adopted.

49 Airport Concessions Consulting Services Contract - AVN RFP 23-0123 - Request for Award (Ordinance S-50537)

Request to authorize the City Manager, or his designee, to enter into contracts with SI Partners, Inc. and Unison Consulting, Inc. to provide airport concessions consulting services at Phoenix Sky Harbor International Airport. Further request to authorize the City Controller to disburse all funds related to this item. The total combined value of the contracts will be up to $750,000.

Summary

The consulting firms will provide airport concessions consulting services by utilizing their expertise with industry trends and financial analytics to enhance the overall concessions program at Phoenix Sky Harbor

International Airport.

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

The same five vendors submitted proposals for both Group A - Concession Analytics and Financial Studies and for Group B - Business Programming and Concession Trends, and all five were deemed responsive and responsible for both Groups. An evaluation committee of City staff evaluated those offers based on the following criteria with a maximum possible point total of 1,000 for each Group:

Qualifications and Experience of the Primary Consultant: 0-350 Points
Method of Approach: 0-325 Points
Qualifications and Experience of Proposer: 0-200 Points
Fee Schedule: 0-125 Points

After reaching consensus, the evaluation committee recommends contract awards to the following vendors:

Group A - Concession Analytics and Financial Studies - SI Partners, Inc., 875 Points
Group B - Business Programming and Concession Trends - Unison Consulting, Inc., 930 Points

Contract Term
The contracts will begin on or about Feb. 1, 2024, for a three-year term with two one-year options to extend, at the sole discretion of the Aviation Director, for a five-year contract term.

Financial Impact
The total combined contract value will be up to $750,000 for the five-year term.

Funding is available in the Aviation Department Operating budget.

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.
The Transportation, Infrastructure, and Planning Subcommittee recommended approval of the item on Jan. 31, 2024, by a vote of 4-0.

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

This item was adopted.

50 Electrical Services Requirements Contract - IFB 19-002 - Amendment (Ordinance S-50532)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 149383 with Kind Electric, LLC (Kind Electric) to extend the contract term for up to six months. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed.

Summary
This contract allows electrical labor, materials, supplies, equipment and preventative maintenance services to be provided to the Aviation, Phoenix Convention Center and Water Services departments. The amendment and extension of this Contract will allow the Aviation, Phoenix Convention Center and Water Services departments to continue receiving these critical services while allowing time to complete a new solicitation without a lapse in services.

Contract Term
Upon approval, the Contract may be extended on a month-to-month basis for up to six months.

Financial Impact
The value of the Contract is up to $2,822,000 and no additional funds are needed.

Concurrence/Previous Council Action
The City Council previously approved this request as follows:

Contract Award: Contract 149382 (Performance Electric) and Contract 149383 (H&B Electric, Inc.) (Ordinance S-45380) on Feb. 20, 2019.
Contract Amendment: Assign Contract 149383 (Ordinance S-50180) from H&B Electric, Inc. to Kind Electric on Sept. 20, 2023.

Location
Phoenix Sky Harbor International Airport, 2485 E. Buckeye Road
Phoenix Deer Valley Airport, 702 W. Deer Valley Road
Phoenix Goodyear Airport, 1658 S. Litchfield Road, Goodyear, Ariz.
Phoenix Convention Center, 100 N. 3rd St.
Various locations within the Water Services Department.
Council Districts: 1, 7, 8, and Out of City

This item was adopted.

51 Heating, Ventilation, Air Conditioning and Refrigeration Systems, Components, Equipment/Controls, Maintenance, Repair and Installation Services Contract - RFP 23-0138 - Request for Award (Ordinance S-50538)

Request to authorize the City Manager, or his designee, to enter into contracts with Climatec, LLC and Mesa Energy Systems, Inc., dba EMCOR Services Arizona to provide heating, ventilation, air conditioning and refrigeration systems (HVACR) for the Aviation Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of these contracts will be up to $15,008,000.

Summary
The contracts will provide all HVACR components, equipment, controls, maintenance, repair, and installation services at the Phoenix Sky Harbor, Deer Valley, and Phoenix Goodyear Airports. The two contracting opportunities solicited in the RFP as Group I and Group II, will establish full-service maintenance of all three airports' HVACR systems, related equipment, controls, water treatment equipment, and Building Automation Systems (BAS), to ensure the equipment operates at peak efficiency and optimal energy/water efficiency 24 hours a day, all year round.

<u>Group I - HVACR Controls</u>
Will provide all the necessary materials, labor, and equipment, to perform point-to-point testing and inspections for the central plant equipment, BAS and other HVACR related equipment, to ensure the controls operate

at peak efficiency.

Group II - HVACR Mechanical
Will provide all the required equipment, tools, and labor, necessary to perform predictive and preventative maintenance on Central Plants' HVACR equipment and HVACR water treatment equipment, to ensure optimal energy/water efficiency.

The Aviation Department currently utilizes two contractors for the maintenance of the multiple central plants and HVACR related equipment operating at all three airports. Both contracts will expire on March 31, 2024.

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

Two vendors submitted proposals deemed responsive and responsible for Group I and one vendor submitted a proposal deemed responsive and responsible for Group II. An evaluation committee of City staff evaluated those offers based on the following criteria with a maximum possible point total of 1,000:

Method of Approach to Scope of Services (0-350 points)
Qualifications and Experience of Key Personnel (0-300 points)
Firm Qualifications and Experience (0-200 points)
Fee Schedule (0-150 points)

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

Group I
Climatec, LLC, 900 points

Group II
Mesa Energy Systems, Inc., dba EMCOR Services Arizona, 905 points

Contract Term

The contracts will begin on or about April 1, 2024, for a five-year term with two one-year options to extend for a total seven-year contract term, at the sole discretion of the Director of Aviation Services.

Financial Impact
The total combined contract values will be up to $15,008,000, for the total seven-year contract term.

Funding is available in the Aviation Department Operating budget.

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

This item was adopted.

52 Queuing Equipment and Accessories Contracts - RFQu 24-0153 - Request for Award (Ordinance S-50552)

Request to authorize the City Manager, or his designee, to enter into contracts with Lavi Industries, LLC; Tensator, Inc.; and Visiontron Corp. to provide queuing equipment such as stanchions and accessories for the Aviation Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of these contracts will be up to $400,000.

Summary
These contracts will provide queuing equipment and accessories such as stanchions, belts, bases, signage, and accessories to manage terminal queuing at Phoenix Sky Harbor International Airport (PHX) in a safe and orderly manner. These queuing equipment contracts will allow PHX staff to purchase needed materials for managing crowd control within the terminals while also meeting the Americans with Disabilities Act requirements, increasing efficiency, and providing a safer experience for the traveling public.

Procurement Information
A Request for Qualifications procurement was processed in accordance with Administrative Regulation 3.10 to establish a Qualified Vendor List

(QVL).

Three offerors submitted qualifications and were deemed to be responsive and responsible. An evaluation committee of City staff evaluated those offers based on the following minimum qualifications:

Business Experience
Delivery Capacity

The following offerors met the minimum qualification criteria and are being recommended for placement on the QVL:

Lavi Industries, LLC
Tensator, Inc.
Visiontron Corp.

Contract Term
The contracts will begin on or about March 1, 2024, for five-year terms with no options to extend.

Financial Impact
The aggregate value of these contracts will be up to $400,000 for the total five-year contract term.

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

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

This item was adopted.

53 Federal Express Corporation, United Parcel Service, Inc., Worldwide Flight Services, Inc. Amendments to Extend Lease Terms (Ordinance S-50559)

Request to authorize the City Manager, or his designee, to amend Ground Leases with Federal Express Corporation (FedEx), United Parcel Service, Inc. (UPS), and Worldwide Flight Services, Inc. (WFS) to extend the lease terms to April 5, 2027 at Phoenix Sky Harbor International

Airport (PHX).

Summary

FedEx, UPS, and WFS lease parking lot space in the East Tonto Lot (Lot) at PHX to provide parking and storage for tractor trailers and automobiles. Each lease has a different termination date. The Aviation Department has identified the Lot as a location that may be displaced to accommodate future airport growth and development. To accommodate redevelopment of the Lot, staff requests to extend the leases to be coterminous on the same contract expiration date of April 5, 2027, and include two one-year options to extend at the sole discretion of the Aviation Director.

Contract Term

Lease terms are as follows: FedEx Lease 134887 for approximately 60,000 square feet of space is scheduled to terminate on Oct. 31, 2024, UPS Lease 153576 for approximately 87,120 square feet of space is scheduled to terminate on Jan. 31, 2024, and WFS Lease 154728 for approximately 43,560 square feet of space is scheduled to terminate on April 5, 2024. With this action, all three leases will be amended to co-terminate on April 5, 2027. Provisions of the amendments will include two one-year options to extend, which may be exercised at the sole discretion of the Aviation Director.

Financial Impact

Current annual rent from FedEx, UPS, and WFS is approximately $286,621. Total revenue anticipated over the extended terms of the leases, if the extension options are exercised will be approximately $1,146,363.

Concurrence/Previous Council Action

City Council previously approved:

FedEx Ground Lease 134887 (Ordinance S-38889) on June 6, 2012;

FedEx Ground Lease 134887 Amendment (Ordinance S-41188) on Oct. 1, 2014;

FedEx Ground Lease 134887 Amendment (Ordinance S-45977) on Aug. 28, 2019;

UPS Ground Lease 153576 (Ordinance S-46766) on June 17, 2020; and

WFS Ground Lease 154728 (Ordinance S-47106) on Nov. 18, 2020.

This Amendment was approved by:
The Phoenix Aviation Advisory Board, Business and Development Subcommittee on Jan. 4, 2024 by a vote of 3-0.
The Phoenix Aviation Advisory Board on Jan. 18, 2024 by a vote of 6-0.

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

This item was adopted.

54 DBRT Goodyear FBO, LLC dba Lux Air Lease Amendment (Ordinance S-50562)

Request to authorize the City Manager, or his designee, to amend Fixed Base Operator (FBO) Lease 138997 with DBRT Goodyear FBO, LLC (dba Lux Air) to add additional premises for aircraft storage and a fuel farm expansion on vacant land at Phoenix Goodyear Airport (GYR).

Summary
Lux Air operates an FBO concession operations at GYR. Lux Air has requested to lease approximately 60,000 square feet of land that is currently underutilized automobile parking lot, to convert it to aircraft parking space. Additionally, Lux Air has requested to lease approximately 24,500 square feet of land to expand its fuel farm and increase their fueling capacity. This land was previously leased to Lufthansa Flight Training as an aircraft fuel farm. Lux Air intends to make tenant improvements to both premise locations at a total estimated cost of $1.25 million.

Contract Term
The additional premises will be added to Lease 138997 which expires on April 9, 2053.

Financial Impact
Rent for the aircraft parking premises will be at the rate of $0.38 per square foot, or approximately $22,800 per year. One year after the airport parking premises is added to the Lease, rent will be adjusted annually based on the Phoenix-Mesa-Scottsdale Consumer Price Index (CPI). Anticipated revenue for the aircraft parking premises over the remaining

term of the Lease will be approximately $684,000. Revenue from expanding the fuel farm capacity will be in the form of a fuel flowage fee, which is currently $0.14 per gallon. The fuel flowage fee is adjusted annually per the CPI.

Concurrence/Previous Council Action
The Phoenix Aviation Advisory Board, Business and Development Subcommittee recommended approval of the item on Jan. 4, 2024 by a vote of 3-0.
The Phoenix Aviation Advisory Board recommended approval of the item on Jan. 18, 2024 by a vote of 6-0.

Location
Phoenix Goodyear Airport, 1658 S. Litchfield Road, Goodyear, Ariz.
Council District: Out of City

This item was adopted.

55 Arizona Aviation Partners Ground Lease at Phoenix Goodyear Airport (Ordinance S-50563)

Request to authorize the City Manager, or his designee, to enter into a ground lease with Arizona Aviation Partners, LLC (AZ Partners) for approximately 28 acres of vacant land at Phoenix Goodyear Airport (GYR).

Summary
AZ Partners is requesting to enter into a ground lease at GYR to construct an air cargo facility on approximately 28 acres (1,219,680 square feet) of vacant land. The proposed cargo facility may include cold and/or dry storage facilities, maintenance and repair facilities, or other approved aeronautical uses with an investment of approximately $40 million.

Contract Term
The Primary Lease Term will be 35 years, with one 10-year renewal option to be exercised at the sole discretion of the Aviation Director. The Primary Lease Term will be preceded by a development period of up to 24 months to construct improvements before ground rent commences. The Primary Lease Term will commence after the 24-month development

period or when a Certificate of Occupancy is issued for the cargo building, whichever occurs first.

Financial Impact

Rent for the first year of the Primary Term of the lease will be at the rate of $0.34 per square foot, or approximately $414,691 per year. Rent will be adjusted annually commencing after the first year of the Primary Term based on the Phoenix-Mesa-Scottsdale Consumer Price Index. Rent Credits of approximately $4 million will be applied to rent during the Primary Lease Term in order to compensate AZ Partners for improvements outside the leased premises area that benefit GYR and are necessary to make the development of the leased area operational. Such improvements are expected to include: taxiway connectors, vehicle access roads, and utility connections. Total rent anticipated over the Primary Term of the lease, if the extension option is exercised, will be approximately $18,661,095.

Concurrence/Previous Council Action

The Phoenix Aviation Advisory Board, Business and Development Subcommittee recommended approval of the item on Jan. 4, 2024 by a vote of 3-0.

The Phoenix Aviation Advisory Board recommended approval of the item on Jan. 18, 2024 by a vote of 6-0.

Location

Phoenix Goodyear Airport, 1658 S. Litchfield Road, Goodyear, Ariz.
Council District: Out of City

This item was adopted.

56 Avis Budget Car Rental, LLC New Ground Lease (Ordinance S-50561)

Request to authorize the City Manager, or his designee, to enter into a new Ground Lease with Avis Budget Car Rental, LLC (Avis) for approximately three acres at Phoenix Sky Harbor International Airport (PHX).

Summary

Avis operates a rental car concession at the Rental Car Center (RCC) at

PHX. Avis is requesting to lease approximately three acres in the East Tonto Lot (Lot) at PHX for storage of excess rental cars related to their business operations at the RCC. The Aviation Department has identified the Lot as a location that may be displaced to accommodate future airport growth and development. To accommodate redevelopment of the Lot, staff requests to establish the lease term expiration date of April 5, 2027 to be coterminous on the same contract expiration date as other leases in the Lot, and include two one-year options to extend at the sole discretion of the Aviation Director.

Contract Term

The ground lease term will be three years and will commence on April 6, 2024, and terminate on April 5, 2027. Provisions of the ground lease will include two one-year options to extend which may be exercised at the sole discretion of the Aviation Director.

Financial Impact

Rent for the first year of the Ground Lease will be approximately $137,214 and will be adjusted annually based on the Phoenix-Mesa-Scottsdale Consumer Price Index or three percent, whichever is greater. Total anticipated revenue, if all options are exercised, will be approximately $686,070.

Concurrence/Previous Council Action

The Phoenix Aviation Advisory Board, Business and Development Subcommittee recommended approval of the item on Jan. 4, 2024 by a vote of 3-0.

The Phoenix Aviation Advisory Board recommended approval of the item on Jan. 18, 2024 by a vote of 6-0.

Location

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

This item was adopted.

57 Original Equipment Manufacturer Systems Training - RFA 24-FSD-035 - Request for Award (Ordinance S-50536)

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

contract with Cummins Inc. for the purpose of training technicians on Cummins systems for the Public Works Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed $200,000.

Summary

The Public Works Department is requesting Original Equipment Manufacturer (OEM) training to assist technicians on diagnosing and repairing equipment. Cummins courses consist of hands-on training that will allow City of Phoenix technicians to troubleshoot engine components, conduct fault analysis, repair equipment, and be familiar with natural gas engines that are used in the refuse truck fleet. This training will help reduce downtime and get units back in service to maintain fleet in a timely manner for citywide operations.

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo citing Special Circumstances Sole Source. Cummins Inc. is the sole OEM dealer in the state of Arizona and is the only vendor authorized to provide OEM Cummins Systems Training.

Contract Term

The contract will begin on or about April 1, 2024 for a three-year term with two one-year options to extend.

Financial Impact

The contract value will not exceed $200,000 for the five-year term.

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

This item was adopted.

58 Public Works Solid Waste Support On-Call Services - Amendment (Ordinance S-50546)

Request to authorize the City Manager, or his designee, to execute amendments to Agreement 151938 with Geo-Logic Associates, Inc. and Agreement 151941 with Brown & Caldwell, Inc. to provide additional Solid Waste Support On-Call 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 additional total fee for services included in these amendments will not exceed $1,250,000.

Summary

The purpose of these agreements is to provide various support services for landfills, transfer station facilities, hauling yards, and maintenance facilities. Services include engineering, environmental, groundwater monitoring, survey, and other related services as required.

The amendments are necessary because the funding is being utilized faster than anticipated due to additional and unanticipated engineering, environmental and groundwater monitoring services needed. These amendments will provide additional funds to the agreements.

Contract Term

The term of the agreements remains unchanged from the issuance of 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 Public Works Solid Waste Support On-Call Services were approved for an amount not to exceed $4 million, including all subconsultant and reimbursable costs.

This amendment will increase Agreement 151938 by an additional $1,000,000, for a new total amount not to exceed $2,500,000, including all subconsultant and reimbursable costs.

This amendment will increase Agreement 151941 by an additional $250,000, for a new total amount not to exceed $750,000, including all subconsultant and reimbursable costs.

Upon approval of the $1,250,000 in additional funds, the revised aggregate value of the agreements will not exceed $5,250,000. Funding for these amendments is available in the Public Works Department's Capital Improvement Program budget. The Budget and Research Department will separately review and approve funding availability prior to

the execution of any on-call task order of $100,000 or more. 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 Public Works Solid Waste Support Services Agreements 151938 through 151942 (Ordinance S-46518) on April 15, 2020.

Location
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.

59 Groundwater Well Program - Job Order Contracting Services - 4108JOC224 (Ordinance S-50531)

Request to authorize the City Manager, or his designee, to enter into separate master agreements with two contractors listed below, to provide Groundwater Well Program Job Order Contracting services for the Water Services 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 for all services will not exceed $80 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 Groundwater Well services for major and minor repair work for the groundwater wells and associated infrastructure. Some of the work anticipated includes exploratory borehole drilling and related activities, new production well drilling and casing installation, well-head treatment, chemical feed systems, replacement of the well pump and motor, repairs to existing well casing, well cleaning, well video inspections and analysis, and new well siting assistance. Additionally, the JOC contractors will be responsible for fulfilling Small Business Enterprise program requirements.

Procurement Information

The selection was 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. Six firms submitted proposals and are listed below.

<u>Selected Firms</u>

Rank 1: Felix Construction Company
Rank 2: Hunter Contracting Co.

<u>Additional Proposers</u>

Rank 3: MGC Contractors, Inc.
Rank 4: J.R. Filanc Construction Company, Inc.
Rank 5: Archer Western Construction, LLC
Rank 6: PCL Construction. Inc.

Contract Term

The term of each master agreement is for up to five years, or up to $40 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 $40 million, including all subcontractor and reimbursable costs. The total fee for all services will not exceed $80 million.

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

Funding is available in the Water Services Department 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.

This item was adopted.

60 Scenario 3B Transmission Main Rehabilitation - Construction Manager at Risk Services - WS85507008 (Ordinance S-50533)

Request to authorize the City Manager, or his designee, to enter into an agreement with Sundt Construction, Inc. to provide Construction Manager at Risk Preconstruction and Construction Services for the Scenario 3B Transmission Main Rehabilitation project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed $25,775,000.

Summary

The purpose of this project is in response to the results of the Large Transmission Main Assessment Program, which determined the need to rehabilitate a portion of the City's 48-inch water transmission main defined as Scenario 3B. The project was split into four phases defined as Segments 1 to 4. Segments 2 and 3 have been completed while Segments 1 and 4 still need rehabilitation. Construction methods could potentially consist of slip line rehabilitation, open trench replacement, or a combination of the two, and are subject to final design of the project.

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

Sundt Construction, Inc.’s Preconstruction Services include, but are not limited to: detailed cost estimating and knowledge of marketplace conditions, project planning and scheduling, construction phasing and scheduling that will minimize interruption to City operations, alternate systems evaluation and constructability studies, long-lead procurement studies and initiate procurement of long-lead items, protect the owner's sensitivity to quality, safety, and environmental factors, and participate with the City in a process to establish a Small Business Enterprise (SBE) goal for the project.

Sundt Construction, Inc.’s initial Construction Services will include preparation of a Guaranteed Maximum Price proposal provided under the agreement. Sundt Construction, Inc. will be responsible for construction means and methods related to the project and fulfilling the SBE program requirements. Sundt Construction, Inc. will be required to solicit bids from prequalified subcontractors and to perform the work using the City’s subcontractor selection process. Sundt Construction, Inc. may also compete to self-perform limited amounts of work.

Sundt Construction, Inc.'s additional Construction Services include: construct per final plans and specifications, select subcontractors and suppliers for this project, coordinate with various City of Phoenix

departments, other agencies, and utility companies, arrange for procurement of materials and equipment, schedule and manage site operations, provide quality controls, bond and insure the construction, and maintain a safe work site for all project participants.

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. Four firms submitted proposals and are listed below:

Selected Firm
Rank 1: Sundt Construction, Inc.

Additional Proposers
Rank 2: Kiewit Infrastructure West Co.
Rank 3: Achen-Gardner Construction, L.L.C.
Rank 4: Structural Preservation Systems, LLC

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

Financial Impact
The agreement value for Sundt Construction, Inc. will not exceed $25,775,000, including all subcontractor and reimbursable costs.

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

Location
General Location: Segment 1 Orangewood Avenue and 20th Street, traversing under SR-51 to Dreamy Draw Drive and north to south of the Preserve and Segment 4 is north of the Preserve area, along 26th Street to Shea Boulevard
Council Districts: 3 and 6

This item was adopted.

61 24-Inch Water Main: Cave Creek Road and Desert Peak Parkway to Booster Pump Station 5ED-B1 - Construction Manager at Risk Preconstruction Services Amendment - WS85508002 (Ordinance S-50539)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 158303 with Sundt Construction, Inc. to provide additional Construction Manager at Risk Preconstruction Services for the 24-Inch Water Main: Cave Creek Road and Desert Peak Parkway to Booster Pump Station 5ED-B1 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 additional fee for services included in this amendment will not exceed $300,000.

Summary
The purpose of this project is to construct approximately 29,500 feet of new 24-inch water main.

This amendment is necessary to fund preconstruction services from 60 percent design to final design, which were not included in the original agreement. This amendment will provide additional funds to the agreement.

Contract Term
The term of the agreement will remain the same. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the

term.

Financial Impact

The initial agreement for Construction Manager at Risk (CMAR) Preconstruction Services was approved for an amount not to exceed $100,000, including all subcontractor and reimbursable costs.

This amendment will increase the agreement by an additional $300,000, for a new total amount not to exceed $400,000, including all subcontractor and reimbursable costs.

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

Concurrence/Previous Council Action

The City Council approved CMAR Preconstruction Agreement 158303 (Ordinance S-49705) on May 31, 2023.

Location

Cave Creek Road and Desert Peak Parkway to Booster Pump Station 5ED-B1

Council District: 2

This item was adopted.

63 Glendale Metering Station GL02 Relocation - Engineering Services - WS90160098 (Ordinance S-50541)

Request to authorize the City Manager, or his designee, to enter into an agreement with Wilson Engineers, LLC to provide Engineering Services that include design and construction administration and inspection for the Glendale Metering Station GL02 Relocation 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 $400,000.

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

Summary

The purpose of this project is to relocate the metering station further south out of the expansion of the Northern Parkway for increased safety, better access, and easier maintenance.

Wilson Engineers, LLC's services include, but are not limited to: detailed design of new flow meter station and new sampling vault; decommissioning of existing meter station; obtaining permits; preparation of specifications; and interfacing with multiple governmental agencies. Construction Administration and Inspection services will include conducting pre-construction conference and progress meetings; perform on-site examination of materials, equipment, and workmanship; provide quality control services during the course of construction; conduct and coordinate special inspection for structural, mechanical, and electrical work; update the wastewater asset management system; review operations and maintenance manuals for completeness and adherence to City standards and requirements; and provide start-up assistance and training services.

The Glendale Metering Station is owned and operated by the Sub-Regional Operating Group (SROG).

Procurement Information

The selection was made using a qualifications-based selection process set forth in section 34-603 of the Arizona Revised Statutes (A.R.S.). In

accordance with A.R.S. section 34-603(H), the City may not publicly release information on proposals received or the scoring results until an agreement is awarded. One firm submitted a proposal and is listed below.

Selected Firm
Rank 1: Wilson Engineers, LLC

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 Wilson Engineers, LLC will not exceed $400,000, including all subconsultant and reimbursable costs.

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

Concurrence/Previous Council Action
The SROG Advisors authorized the project on July 20, 2023.

Location
Intersection of West Northern Avenue and North 99th Avenue
Council District: Out of City

This item was adopted.

64 Street Transportation Department Pavement Maintenance Construction Inspection On-Call Services (Ordinance S-50549)

Request to authorize the City Manager, or his designee, to enter into separate agreements with the four consultants in **Attachment A**, to provide Pavement Maintenance Construction Inspection On-Call services for the Street Transportation Department Citywide. 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 $40 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 On-Call consultants will be responsible for providing On-Call Pavement Maintenance Construction Inspection services that include, but are not limited to: perform inspections on a per project basis, monitor and document construction progress; inspect construction operations and materials used by contractors; observe, record, and review performance tests; review and coordinate requests for information, submittals and change orders; crack seal, scrub seal, slurry seal, micro-surfacing, fog seal, pavement mill and overlay, ADA curb ramp replacement and other Portland cement concrete repair, Fractured Aggregate Surface Treatment types of work; and provide other services as required to support successful completion of the work and City's interest.

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. Eleven firms submitted proposals and are listed in **Attachment A**.

Contract Term
The term of each agreement is up to five years, or up to $10 million, whichever occurs first. 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 each of the On-Call consultants will not exceed $10 million, including all subconsultant and reimbursable costs. The total fee for all services will not exceed $40 million.

Funding is available in the Street Transportation Department's Capital Improvement Program budget. The Budget and Research Department will review and approve funding availability prior to issuance of any On-Call task order of $100,000 or more. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

This item was adopted.

65 Lift Station 42 Upgrades - Construction Administration and Inspection Services - WS90400101 (Ordinance S-50554)

Request to authorize the City Manager, or his designee, to enter into an agreement with Entellus, Inc. to provide Engineering Services that include construction administration and inspection for the Lift Station 42 Upgrades 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 $500,000.

Additionally, request to authorize the City Manager, or his designee, to take all action as may be necessary or appropriate and to execute all design and construction agreements, licenses, permits, and requests for utility services related to the development, design and construction of the

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

Summary

The purpose of this project is to expand the Lift Station 42 firm capacity from one million gallons per day (MGD) to 3.1 MGD. Work under this project includes demolition of existing wet well and removal of biofilter media and air distribution system, construction of a new larger wet well, four submersible pumps, new 12-inch force main discharge piping, and refurbishment of the existing biofilter facility. The new discharge piping will connect to the existing 12-inch dual force main piping.

Entellus, Inc.'s services include, but are not limited to: provide on-site inspection and review of work to ensure the quality of the executed work and verify the work is in accordance with the construction documents and specifications; assist the contractor in obtaining permits and approvals for work; provide oversight to ensure protection against defects and deficiencies in the work of contractors and their subcontractors; perform special inspections as required by the Annual Facilities Program; confirm contractor's work progress and quantities of work completed are on schedule and meet standards; review contractor cost proposals, submittals, shop drawings, RFIs, payment applications, change orders, and other documents as directed by the City; certify contractor payment applications; and conduct a pre-construction meeting and other project related progress meetings as required.

Procurement Information

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

Selected Firm
Rank 1: Entellus, Inc.

Additional Proposers
Rank 2: Consor North America, Inc.
Rank 3: Stanley Consultants, 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 Entellus, Inc. will not exceed $500,000, including all subconsultant and reimbursable costs.

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

Location
Near the intersection of 32nd Lane and West Pecos Road
Council District: 6

This item was adopted.

66 Intergovernmental Agreement with City of Glendale for Installation of a High Intensity Activated CrossWalK on 43rd Avenue at Butler Drive (Ordinance S-50556)

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the City of Glendale for the installation of a High Intensity Activated CrossWalK (HAWK) on 43rd

Avenue at Butler Drive. Additionally, request the City grant exception pursuant to Phoenix City Code section 42-20 to authorize indemnification and assumption of liability provisions that otherwise would be prohibited by Phoenix City Code section 42-18. Additionally, request the City Controller to disburse all funds related to this item. The financial impact to the City of Phoenix is $20,000.

Summary

The City of Phoenix Street Transportation Department (Streets) requests to coordinate with the City of Glendale for the installation of a HAWK on 43rd Avenue at Butler Road. This intersection is located within the City of Phoenix and borders the City of Glendale on the west side. Both parties agree that it would be beneficial for a HAWK pedestrian traffic signal to be installed at the intersection to allow pedestrians to safely cross the roadway. Streets applied for and was awarded Roadway Safety Program (RSP) funding through the Maricopa Association of Governments Transportation Improvement Program.

The IGA will authorize the City of Phoenix to install the HAWK signal system and equipment within the portion of the right-of-way in the City of Glendale to provide a safe crossing for pedestrians. Glendale will review and approve the design and provide no-cost permits for the construction and traffic control to the City of Phoenix for project-related work that lies within Glendale. The City of Phoenix will administer construction, fund, and assume responsibility for the project. In addition, the City of Phoenix will own, maintain, operate, and pay all utility costs associated with the HAWK.

Contract Term

This agreement will become effective as of the date it is approved by all of the parties and will remain in effect as long as the HAWK remains operational.

Financial Impact

The project will be funded with local and regional funds through the utilization of the RSP funds. The total project cost is estimated at $186,320. The City of Phoenix was awarded $166,320 in RSP funds, so the total cost to the City of Phoenix will be $20,000. Funding is available

in the Street Transportation's Capital Improvement Program.

Location
43rd Avenue and Butler Drive
Council District: 1

This item was adopted.

67 Traffic Signal Control Cabinets - IFB 18-265 - Amendment (Ordinance S-50543)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 149214 with Econolite Control Products, 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 $4,000,000.

Summary
This contract will provide traffic signal control cabinets for use in new installations of traffic signals and High-Intensity Activated Crosswalks (HAWKs) associated with capital improvement and development projects. The cabinets will also be used to replace existing cabinets as they near end of life or are damaged. The cabinets house the components which operate the traffic signals and serve as the main distribution of voltage to the field devices. The cabinets are a vital part of the traffic signal infrastructure throughout the City, thereby supporting the safe movement of vehicular/non-vehicular traffic and pedestrians.

Contract Term
Upon approval the contract will be extended through Feb. 28, 2025, with an option to extend through Feb. 28, 2026.

Financial Impact
Upon approval of $4,000,000 in additional funds, the revised aggregate value of the contract will not exceed $10,300,000. Funds are available in the Street Transportation Department’s budget.

Concurrence/Previous Council Action
The City Council previously approved:
Traffic Signal Control Cabinets Contract 149214 (Ordinance S-45338) on Jan. 23, 2019; and

Traffic Signal Control Cabinets Contract 149214 Amendment (Ordinance S-49089) on Oct. 26, 2022.

This item was adopted.

68 Name Change on City Agreements to Civil & Environmental Consultants, Inc. Amendments (Ordinance S-50547)

Request to authorize the City Manager, or his designee, to execute amendments to Agreement 157207 for Engineering On-Call Services for Calendar Years 2023-2024, and 156066 for Environmental Site Assessment On-Call Consulting Services Fiscal Years 22/23 to 24/25, to approve a name change from Engineering and Environmental Consultants, Inc. to Civil & Environmental Consultants, Inc. Further request to authorize execution of amendments to the agreements as necessary within the Council-approved expenditure authority.

Summary

On July 1, 2022, the City and Engineering and Environmental Consultants, Inc. entered into the Environmental Site Assessment On-Call Consulting Services Fiscal Years 22/23 to 24/25 Agreement 156066. On Jan. 1, 2023, the City and Engineering and Environmental Consultants, Inc. entered into the Engineering On-Call Services for Calendar Years 2023-2024 Agreement 157207.

These amendments are necessary because on Nov. 5, 2023, Engineering and Environmental Consultants, Inc. notified the City of Phoenix of its name change from Engineering and Environmental Consultants, Inc. to Civil & Environmental Consultants, Inc. and is now operating under the name of Civil & Environmental Consultants, Inc.

Contract Term

The term of the agreements remains unchanged. Work scope identified and incorporated into the agreements prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreements. No additional changes may be executed after the end of the term.

Financial Impact

The agreement values remain unchanged.

Concurrence/Previous Council Action

The City Council approved:

Environmental Site Assessment On-Call Consulting Services Fiscal Years 22/23 to 24/25 Agreement 156066 (Ordinance S-48476) on Apr. 6, 2022; and

Engineering On-Call Services for Calendar Years 2023-2024 Agreement 157207 (Ordinance S-49068) on Oct. 12, 2022.

This item was adopted.

69 Cave Creek Water (Wastewater) Reclamation Plant Rehabilitation - Construction Manager at Risk Construction Services - WS90300008 (Ordinance S-50534)

Request to authorize the City Manager, or his designee, to enter into an agreement with Sundt Construction, Inc. to provide Construction Manager at Risk Construction Services for the Cave Creek Water Reclamation Plant (CCWRP) Rehabilitation project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed $300 million.

Summary

The purpose of this project is to rehabilitate facilities and equipment at the CCWRP. The revitalized treatment process will include bulk solids removal via coarse screens followed by grit removal. New primary filtration is included for pretreatment upstream of the new biological nutrient removal/membrance bio reactor (BNR/MBR). The BNR/MBR system will provide pretreatment upstream of the new Advanced Water Purification Facility. Nearly all of the existing infrastructure at the CCWRP will be utilized for the upgraded treatment plant and processes, including the existing sedimentation basins and aeration basin.

Sundt Construction, Inc.’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 Small Business Enterprise (SBE) goal for the project. Sundt Construction, Inc. will be responsible for construction means and methods related to the project and fulfilling the SBE program requirements. Sundt Construction, Inc. will be required to solicit bids from

pre-qualified subcontractors and to perform the work using the City's subcontractor selection process. Sundt Construction, Inc. may also compete to self-perform limited amounts of work.

Sundt Construction, Inc.'s services include, but are not limited to: construction of facilities and replacement/rehabilitation of equipment per final plans and specifications; coordinate with various City of Phoenix departments, other agencies, utility companies, etc.; 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 local and SBE participation goal; provide quality controls, bond and insure the construction; address all federal, state and local permitting requirements; deal with owner issues; and maintain a safe work site for all project participants.

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 Sundt Construction, Inc. will not exceed $300 million, including all subcontractor and reimbursable costs.

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

termination.

Concurrence/Previous Council Action

The City Council approved:

Design and Construction Administrative and Inspection Services Agreement 145603 (Ordinance S-43772) on July 6, 2017;

Engineering Services Agreement 145603 - Amendment 1 (Ordinance S-46230) on Dec. 18, 2019;

Engineering Services Agreement 145603 - Amendment 2 on Nov. 2, 2022;

Construction Manager at Risk Pre-Construction Services Agreement 153286 (Ordinance S-47034) on Nov. 4, 2020; and

Engineering Services Agreement 159299 (Ordinance S-50196) on Oct. 4, 2023.

Location

Cave Creek Wastewater Reclamation Plant

Council District: 2

This item was adopted.

70 Fire Hydrants, Parts, Accessories, and Repair Services Contract - IFB 2324-WDD-609 - Request for Award (Ordinance S-50550)

Request to authorize the City Manager, or his designee, to enter into contracts with Ferguson Enterprises, LLC, Fortiline Waterworks, Inc. and Core and Main, LP to provide fire hydrants, fire hydrant replacement/repair parts, kits, accessories, warranty repairs and repair services 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 contracts will not exceed $16,000,000.

Summary

The Water Services Department will use these contracts for the purchase of new fire hydrants, parts, kits and accessories within the City's water distribution system. The contractors guarantee an established, reliable and responsive supply chain for the procurement of both major and minor products and components for all items installed, maintained and repaired.

Procurement Information

Invitation for Bid was conducted in accordance with Administrative Regulation 3.10.

Three vendors submitted bids 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 vendors:

Ferguson Enterprises, LLC: $1,236,829.30
Fortiline Waterworks, Inc.: $816,436.03
Core and Main, LP: $1,043,526.60

Contract Term
The five-year contract shall begin on March 1, 2024, with no options to extend.

Financial Impact
The aggregate contracts will not exceed $16,000,000.

Funding is available in the Water Services Department's operating and Capital Improvement Program budgets.

This item was adopted.

71 Mosquito Monitoring and Mitigation Services Contract - IFB-2324-WWT-611 - Request for Award (Ordinance S-50553)

Request to authorize the City Manager, or his designee, to enter into contract with Aquatic Consulting and Testing, Inc. to provide Mosquito Monitoring and Mitigation Services 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 contract will not exceed $975,000.

Summary
The City of Phoenix Water Services Department operates the Tres Rios Flow Regulating and Overbank Wetlands facilities along the north bank of the Salt River from 75th Avenue downstream to approximately 115th Avenue. This contract will enable monitoring, identification, and mitigation of adult mosquito activity in and around the Tres Rios Wetlands facilities

and adjacent areas that have the potential to influence mosquito populations. This effort will include the provision of arbovirus screening for Encephalitis, Dengue Fever, Zika and West Nile Virus. In addition, biological surveys are required including the assessment of mosquito fish populations and re-stocking.

Procurement Information
An Invitation for Bid procurement 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: Aquatic Consulting and Testing, Inc.

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 $975,000.

Funding is available in the Water Services Department Operating budget.

This item was adopted.

72 Final Plat - Holly 6 - PLAT 230077 - Northeast Corner of 1st Avenue and Holly Street

Plat: 230077
Project: 20-798
Name of Plat: Holly 6
Owner: City of Phoenix
Engineer: James M. Williamson, RLS
Request: A Seven-Lot Residential Plat
Reviewed by Staff: Jan. 3, 2024
Final Plat requires Formal Action Only

Summary
Staff requests that the above plat be approved by the City Council and

certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

Location
Generally located at the northeast corner of 1st Avenue and Holly Street
Council District: 4

This item was approved.

73 Final Plat - Quattro on 13th - PLAT 230087 - South of Campbell Avenue and East of 13th Place

Plat: 230087
Project: 22-805
Name of Plat: Quattro on 13th
Owner: Quattro on 13th LP
Engineer: Douglas B. Toney, RLS
Request: A Four-Lot Residential Plat
Reviewed by Staff: Jan. 3, 2024
Final Plat requires Formal Action Only

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

Location
Generally located south of Campbell Avenue and east of 13th Place
Council District: 4

This item was approved.

74 Final Plat - X Roosevelt - PLAT 230048 - South of McKinley Street and East of 2nd Avenue

Plat: 230048
Project: 19-3905
Name of Plat: X Roosevelt
Owner: XSC Phoenix Basecamp Investment, LLC
Engineer: Michael A. Banta, 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 south of McKinley Street and east of 2nd Avenue
Council District: 7

This item was approved.

75 Final Plat - The Melbourne - PLAT 230088 - North of McDowell Road and West of 36th Street

Plat: 230088
Project: 21-4514
Name of Plat: The Melbourne
Owner: McDowell Partners 1, LLC
Engineer: Colin D. Harvey, RLS
Request: A 69-Lot Residential Subdivision Plat
Reviewed by Staff: Dec. 22, 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 north of McDowell Road and west of 36th Street
Council District: 8

This item was approved.

76 Planning and Development Department Residential and Commercial Building Field Inspection - On-Call Services Amendment (Ordinance S-50558)

Request to authorize the City Manager, or his designee, to execute amendments to Agreements 156158 with Bureau Veritas North America, Inc., 156159 with Consultant Engineering, Inc., 156160 with OnSite Engineering, P.L.C., 156161 with SafeBuilt Arizona, LLC, 156162 with Shums Coda Associates, Inc. and 156163 with Willdan Engineering, Inc.

to provide additional Planning and Development Department Residential and Commercial Building Field Inspection On-Call 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 fee for services included in this amendment will not exceed an aggregate value of $1.5 million.

Summary

The purpose of this project is to provide on-call residential and commercial building field inspection services on an as-needed basis that include, but are not limited to: inspections of new construction, alterations, and repairs submitted by commercial and residential property owners for compliance with the Phoenix Building Construction and Fire Codes.

These amendments are necessary because development activity in the City of Phoenix has continued to increase over the past year and the local economy continues to attract private investment. To maintain customer service levels in inspections, the Planning and Development Department (PDD) proposes an increase in several areas to add peak inspections capacity. These amendments will provide additional funds to the agreement.

Contract Term

The term of each agreement will remain unchanged. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The initial agreement for each of the consultants for the PDD Residential and Commercial Building Field Inspection On-Call Services was authorized for an aggregate fee not to exceed $3 million, including all subconsultant and reimbursable costs.

A prior amendment for each of the consultants increased the aggregate authorization by an additional $1 million, for a new aggregate total

amount not to exceed $4 million, including all subconsultant and reimbursable costs.

These amendments will increase the aggregate authorization by an additional $1.5 million, for a new aggregate total amount not to exceed $5.5 million for each consultant, including all subconsultant and reimbursable costs.

Funding for these amendments is available in the Planning and Development Department's Operating budget. The Budget and Research Department will separately review and approve funding availability prior to issuance of any On-Call task order of $100,000 or more. 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:

PDD Residential and Commercial Building Field Inspection On-Call Services Agreements 156158, 156159, 156160, 156161, 156162 and 156163 (Ordinance S-48518) on April 20, 2022; and

PDD Residential and Commercial Building Field Inspection On-Call Services Amendment for Agreements 156158, 156159, 156160, 156161, 156162 and 156163 (Ordinance S-50096) on Aug. 28, 2023.

This item was adopted.

79 Amend City Code - Ordinance Adoption - Rezoning Application Z-26-23-1 - Approximately 1,500 Feet East of the Northeast Corner of 19th Avenue and the Alameda Road Alignment (Ordinance G-7224)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-26-23-1 and rezone the site from S-1 DVAO (Ranch or Farm Residence, Deer Valley Airport Overlay District) to A-1 DVAO (Light Industrial District, Deer Valley Airport Overlay District) to allow light industrial.

Summary

Current Zoning: S-1 DVAO

Proposed Zoning: A-1 DVAO

Acreage: 2.56

Proposal: Light Industrial

Owner: DVHAWK15, LLC
Applicant: Hawkeye Development, LLC
Representative: Clark Diepholz

Staff Recommendation: Denial as filed, approval of CP/GCP, subject to stipulations.
VPC Action: The Deer Valley Village Planning Committee heard this case on Dec. 14, 2023, and recommended approval, subject to staff stipulations, with a deletion, by a vote of 9-0.
PC Action: The Planning Commission heard this case on Jan. 4, 2024, and recommended approval, per the Deer Valley Village Planning Committee recommendation, by a vote of 7-0.

Location
Approximately 1,500 feet east of the northeast corner of 19th Avenue and the Alameda Road alignment
Council District: 1
Parcel Address: N/A

This item was adopted.

80 Amend City Code - Ordinance Adoption - Rezoning Application Z-60-23-2 - Approximately 375 Feet East of the Southeast Corner of 25th Place and Rose Garden Lane (Ordinance G-7223)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-60-23-2 and rezone the site from PUD (Planned Unit Development) to A-1 (Light Industrial District) to allow warehousing and an office building.

Summary
Current Zoning: PUD
Proposed Zoning: A-1
Acreage: 5.02
Proposal: Warehousing and an office building

Owner: Horses Help Inc.
Applicant: Carlos Elias, LGE Design / Build

Representative: Stephen Anderson, Gammage and Burnham, PLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Paradise Valley Village Planning Committee was scheduled to hear this case on Dec. 4, 2023, for recommendation; however, there was no quorum.
PC Action: The Planning Commission heard this case on Jan. 4, 2024, and recommended approval, per the staff recommendation, by a vote of 5-2.

Location
Approximately 375 feet east of the southeast corner of 25th Place and Rose Garden Lane
Council District: 2
Parcel Address: 2601 and 2615 E. Rose Garden Lane

This item was adopted.

81 **Amend City Code - Ordinance Adoption - Rezoning Application Z-61-23-2 (The Villas of Cave Creek Senior Living PUD) - Northwest Corner of 53rd Street and Dynamite Boulevard (Ordinance G-7222)**

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-61-23-2 and rezone the site from R1-10 (Single-Family Residence District) to PUD (Planned Unit Development) to allow senior housing.

Summary
Current Zoning: R1-10
Proposed Zoning: PUD
Acreage: 4.35
Proposal: Senior housing

Owner: George F Rivera Trust
Applicant: Learsi Capital Group, LLC
Representative: Heather Personne, Evolve Ventures, LLC

Staff Recommendation: Approval, subject to stipulations.
VPC Info: The Desert View Village Planning Committee heard this case on Oct. 3, 2023, for information only.
VPC Action: The Desert View Village Planning Committee was

scheduled to hear this case on Dec. 5, 2023; however, there was no quorum.
PC Action: The Planning Commission heard this case on Jan. 4, 2024, and recommended approval, per the staff recommendation, by a vote of 7-0.

Location
Northwest corner of 53rd Street and Dynamite Boulevard
Council District: 2
Parcel Address: 28255 N. 52nd St. and 5214, 5218, 5221, 5222, 5225, 5226, 5229, 5230, 5233, 5234, 5237, 5238, 5241, 5242 and 5246 E. Silver Sage Lane

This item was continued to the March 6, 2024 City Council Formal Meeting.

82 Amend City Code - Ordinance Adoption - Rezoning Application Z-62-23-2 - Northeast Corner of 14th Street and Wahalla Lane (Ordinance G-7225)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-62-23-2 and rezone the site from R1-8 (Single-Family Residence District) to R-2 (Multifamily Residence District) to allow multifamily residential townhomes.

Summary
Current Zoning: R1-8
Proposed Zoning: R-2
Acreage: 3.88
Proposal: Multifamily residential townhomes

Owner: Waseem Hamadeh, HOC Land, LLC
Applicant/Representative: Keith Nichter, Kimley-Horn

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Deer Valley Village Planning Committee heard this case on Dec. 14, 2023, and recommended approval, per staff recommendation, by a vote of 9-0.

PC Action: The Planning Commission heard this case on Jan. 4, 2024, and recommended approval, per the Deer Valley Village Planning Committee recommendation, by a vote of 7-0.

Location
Northeast corner of 14th Street and Wahalla Lane
Council District: 2
Parcel Address: 1414 E. Wahalla Lane

This item was adopted.

83 Amend City Code - Ordinance Adoption - Rezoning Application Z-59-23-4 - Approximately 125 Feet West of the Northwest Corner of 31st Avenue and Virginia Avenue (Ordinance G-7230)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-59-23-4 and rezone the site from Ind. Pk. (Industrial Park) to A-1 (Light Industrial District) to allow industrial uses (meat processing, packaging, and sales).

Summary
Current Zoning: Ind. Pk.
Proposed Zoning: A-1
Acreage: 0.60
Proposal: Industrial uses (meat processing, packaging, and sales)

Owner: Gabriel Amavizca
Applicant/Representative: Shaine T. Alleman, Tiffany & Bosco, P.A.

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Maryvale Village Planning Committee was scheduled to hear this case on Dec. 13, 2023, for recommendation; however, there was no quorum.
PC Action: The Planning Commission heard this case on Jan. 4, 2024, and recommended approval, per the staff recommendation, by a vote of 7-0.

Location
Approximately 125 feet west of the northwest corner of 31st Avenue and Virginia Avenue

Council District: 4
Parcel Address: 3112 W. Virginia Ave.

This item was adopted.

84 Amend City Code - Ordinance Adoption - Rezoning Application Z-34-23-5 (The Plaza on 32nd PUD) - Northeast Corner of 32nd Avenue and Glendale Avenue (Ordinance G-7227)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-34-23-5 and rezone the site from R1-6 (Single-Family Residence District) to PUD (Planned Unit Development) for retail and office.

Summary
Current Zoning: R1-6
Proposed Zoning: PUD
Acreage: 0.49
Proposal: Retail and office

Owner: KE Investment, LLC
Applicant/Representative: Taylor Earl, Earl & Curley, PC

Staff Recommendation: Approval, subject to stipulations.
VPC Info: The Alhambra Village Planning Committee was scheduled to hear this case on Sept. 26, 2023, for information only; however, there was no quorum.
VPC Action: The Alhambra Village Planning Committee heard this case on Dec. 19, 2023, and recommended approval, per the staff recommendation, by a vote of 12-0.
PC Action: The Planning Commission heard this case on Jan. 4, 2024, and recommended approval, per the Alhambra Village Planning Committee recommendation, by a vote of 7-0.

Location
Northeast corner of 32nd Avenue and Glendale Avenue
Council District: 5
Parcel Address: 3206 W. Glendale Ave.

This item was adopted.

85 Amend City Code - Ordinance Adoption - Rezoning Application

Z-48-22-7 - Approximately 300 Feet North of the Northwest Corner of 35th Avenue and Minton Street (Ordinance G-7226)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-48-22-7 and rezone the site from S-1 (Ranch or Farm Residence) to R-2 (Multifamily Residence District) to allow multifamily residential.

Summary
Current Zoning: S-1
Proposed Zoning: R-2
Acreage: 5.40
Proposed Use: Multifamily residential

Owner: Ridgeway Investments LLC
Applicant/Representative: Pew and Lake, PLC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Laveen Village Planning Committee heard this case on Dec. 11, 2023, and recommended approval, per the staff recommendation, with a modification and an additional stipulation, by a vote of 7-0.
PC Action: The Planning Commission heard this case on Jan. 4, 2024, and recommended approval, per the staff memo, with a modification, by a vote of 7-0.

Location
Approximately 300 feet north of the northwest corner of 35th Avenue and Minton Street
Council District: 7
Parcel Address: N/A

This item was adopted.

86 **Amend City Code - Ordinance Adoption - Rezoning Application Z-57-23-7 - Approximately 520 Feet South of the Southwest Corner of Central Avenue and Tamarisk Avenue (Ordinance G-7229)**

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-57-23-7 and rezone the site from R-5 SPVTABDO (Multifamily

Residence District, South Phoenix Village and Target Area B Design Overlay District) and C-3 SPVTABDO (General Commercial, South Phoenix Village and Target Area B Design Overlay District) to WU Code T5:2 SPVTABDO (Walkable Urban Code, Transect T5:2 District, South Phoenix Village and Target Area B Design Overlay District) to allow automobile parts and supplies retail.

Summary

Current Zoning: R-5 SPVTABDO (0.90 acres) and C-3 SPVTABDO (1.76 acres)
Proposed Zoning: WU Code T5:2 SPVTABDO
Acreage: 2.66
Proposal: Automobile parts and supplies retail

Owner: AutoZone Parts Inc. c/o Michael Caylor
Applicant/Representative: Ed Bull, Burch & Cracchiolo, P.A.

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The South Mountain Village Planning Committee heard this case on Dec. 12, 2023, and recommended approval, per the staff recommendation, with an additional stipulation, by a vote of 11-0.
PC Action: The Planning Commission heard this case on Jan. 4, 2024, and recommended approval, per the South Mountain Village Planning Committee recommendation, by a vote of 7-0.

Location

Approximately 520 feet south of the southwest corner of Central Avenue and Tamarisk Avenue
Council District: 7
Parcel Address: 4832 S. Central Ave.

This item was adopted.

87 **Amend City Code - Ordinance Adoption - Rezoning Application Z-55-23-8 - Approximately 1,170 Feet West of the Southwest Corner of 35th Glen and Dobbins Road (Ordinance G-7228)**

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-55-23-8 and rezone the site from R1-10 (Single-Family Residence District) to R-2 (Multifamily Residence District) to allow multifamily

residential.

Summary
Current Zoning: R1-10
Proposed Zoning: R-2
Acreage: 7.18
Proposed Use: Multifamily residential

Owner: RG LIV Laveen, LLC c/o Mark Singerman
Applicant/Representative: Brennan Ray, Burch and Cracchiolo, PA

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Laveen Village Planning Committee continued this case on Nov. 13, 2023, by a vote of 7-1. The Laveen Village Planning Committee heard this case on Dec. 11, 2023, and recommended approval, per the staff recommendation with a modification and additional stipulations, by a vote of 5-2.
PC Action: The Planning Commission heard this case on Jan. 4, 2024, and recommended approval, per the staff memo, by a vote of 7-0.

Location
Approximately 1,170 feet west of the southwest corner of 35th Glen and Dobbins Road
Council District: 8
Parcel Address: 3737 W. Dobbins Road

This item was adopted.

Item 21, Ordinance S-50530 was a request to authorize the City Controller to disburse funds, up to amounts indicated, for the purpose of paying vendors, contractors, claimants and others, and providing additional payment authority under certain existing city contracts. This section also requested continuing payment authority, up to amounts indicated below, for the following contracts, contract extensions and/or bids awarded. As indicated below, some items below require payment pursuant to Phoenix City Code section 42-13.

21 Mobile Training Solutions, LLC

For $225,000 in payment authority to enter into contract with Mobile Training Solutions, LLC, on or about Feb. 1, 2024, for a five-year period, with one five-year extension option. This contract will provide training

services for approximately 200 pesticide applicators for the Parks and Recreation and Aviation departments. The training will occur semi-annually at multiple City locations and will cover a variety of pest-related topics such as wood-destroying organism management, ornamental turf, weed control, aquatics, and fumigation. This training is necessary to maintain current pesticide applicator licensing for staff and also satisfies the continuing education requirement of the Pest Management Division of the Arizona Department of Agriculture.

Discussion

A motion was made and seconded to approve this item.

Councilman Waring recalled getting calls from constituents about a year ago who were disappointed with the plants at City's parks due to pesticides. He pointed out the company acknowledged eliminating the wrong plants which included flowers. He wanted to make sure this company was trained as it was expensive to place plants people went to see in parks.

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

24 Additional Resources Needed in Finance and Street Transportation Departments for Citywide Procurement and Engineering Services

Request to authorize the City Manager, or his designee, to allow the Finance and Street Transportation departments to add 26 new ongoing positions and additional one-time resources to address increased Citywide procurement and engineering services needs.

Summary

The City has experienced significant increases in the costs associated with procurements, contracts and capital projects. These increased costs

require additional resources totaling $5,300,000 in the Finance and Street Transportation departments' operating and capital budgets to ensure effective and efficient delivery of programs and services to the community. The Budget and Research Department conducted staffing studies for both departments and recommend 26 additional positions and additional one-time resources to meet the growing demand. Additionally, in November 2023, City of Phoenix residents approved a $500 million General Obligation (GO) Bond Program and additional staff are necessary to successfully deliver the projects included in the program.

The Finance Department’s Procurement Division is responsible for purchasing goods, acquiring general and professional services, and promoting open competition and fairness throughout the procurement process. Their primary goal is to ensure goods and services procured meet the needs of customers and provide maximum value to the City. As the city has experienced population growth and new or enhanced services are provided to residents, the complexity and number of both procurements and contracts have grown. The Procurement Division’s staffing levels have not increased to meet the needs of its customers, causing excessive workloads for employees and delays in procurements. The request of $3,380,000 will fund 12 new ongoing positions (one Assistant City Attorney IV, two Finance Procurement Officer Leads, nine Finance Procurement Officers) and one-time costs for equipment and temporary staffing. The estimated ongoing annual cost is $1,800,000, and will be allocated to the General Fund and Non-General Funds. Adding these positions will ensure the Procurement Division can complete their growing workload in a timely manner and increase the City’s ability to operationalize completed capital projects.

The Street Transportation Department’s Office of the City Engineer (OCE) is responsible for the selection and oversight of architects, engineers, and contractors executing most of the City's five-year Capital Improvement Program (CIP). Like the Finance Procurement Division, OCE staffing levels have not increased to meet the growing demand for services, causing excessive workloads for staff and delays in completing projects. The GO Bond Program will also add additional projects requiring these services. The OCE will be instrumental in executing capital projects and it is critical they are appropriately resourced to be

successful. The request of $1,920,000 will fund 14 new ongoing positions (one Architect, one Civil Engineer I, one Civil Engineer III, one Contracts Specialist I, one Contracts Specialist II, one Engineering Tech, one Management Assistant III, one Principal Engineering Tech, two Environmental Quality Specialists, four Project Managers) and one-time costs for equipment and temporary staffing. The estimated ongoing annual cost is $1,610,000 and will be allocated to capital projects and the General Fund. Adding these positions will ensure OCE is able to efficiently and effectively oversee existing and new CIP projects.

Financial Impact

The estimated cost of $5,300,000 will be incorporated into the Finance and Street Transportation departments' operating and capital budgets currently in development for the Fiscal Year 2024-25 budget.

Discussion

A motion was made and seconded to approve this item.

Lezley Shepherd spoke in opposition of these funds being expended as it could effect small businesses, plus these services could generate more crashes and cause more pollution.

Three electronic comments were submitted for the record in opposition of this 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: 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

25 Proposed 19th Avenue and Park View Lane Annexation - Public Hearing

A public hearing, as required by Arizona Revised Statutes section 9-471, on the proposed 19th Avenue and Park View Lane Annexation. This

public hearing allows the City Council to gather community input regarding this annexation proposal. The City Council will not act on the proposed annexation at this public hearing. Formal adoption of this proposed annexation will be considered at a later date.

Summary

The annexation was requested by Clark Diepholz for the purpose of receiving City of Phoenix services. The proposed annexation conforms to current City policies and complies with Arizona Revised Statutes section 9-471 regarding annexations. Additionally, the annexation is recommended for adoption per the attached Task Force Analysis Report (**Attachment A**).

Public Outreach

Notification of the public hearing was published in the *Arizona Business Gazette* newspaper, and was posted in at least three conspicuous places in the area proposed to be annexed. Also, notice via first-class mail was sent to each property owner within the proposed annexation area.

Location

The proposed annexation area includes parcels 210-07-015 and 210-07-033E, located at 19th Avenue and Park View Lane (**Attachment B**). The annexation area is approximately 6.39 acres (0.0100 sq. mi.) and population estimate is zero individuals.

Council District: 1

Discussion

Mayor Gallego declared the public hearing open. Noting there was no one wishing to speak, she declared the public hearing closed.

The hearing was held.

26 Proposed 9th Avenue and Happy Valley Road Annexation - Public Hearing

A public hearing, as required by Arizona Revised Statutes section 9-471, on the proposed 9th Avenue and Happy Valley Road Annexation. This public hearing allows the City Council to gather community input regarding this annexation proposal. The City Council will not act on the proposed annexation at this public hearing. Formal adoption of this

proposed annexation will be considered at a later date.

Summary

The annexation was requested by Kathleen Shaffer with the May, Potenza, Baran & Gillespie, P.C. for the purpose of receiving City of Phoenix services. The proposed annexation conforms to current City policies and complies with Arizona Revised Statutes section 9-471 regarding annexations. Additionally, the annexation is recommended for adoption per the attached Task Force Analysis Report (**Attachment A**).

Public Outreach

Notification of the public hearing was published in the *Arizona Business Gazette* newspaper, and was posted in at least three conspicuous places in the area proposed to be annexed. Also, notice via first-class mail was sent to each property owner within the proposed annexation area.

Location

The proposed annexation area includes parcel 210-09-019, located at 912 W. Happy Valley Road (**Attachment B**). The annexation area is approximately 4.69 acres (0.0073 sq. mi.) and population estimate is three individuals.

Council District: 1

Discussion

Mayor Gallego declared the public hearing open. Noting there was no one wishing to speak, she declared the public hearing closed.

The hearing was held.

28 Wholesale Trees for Community Heat Mitigation Program Contract - IFB 24-0041 - Request for Award (Ordinance S-50570)

Request to authorize the City Manager, or his designee, to enter into contracts with Canterbury Enterprises, Inc., dba Desert Tree Farm; Treeland Nurseries, Inc.; and Whitfill Nursery, Inc., to provide various tree species and sizes as needed for the Office of Heat Response and Mitigation within the City Manager's Office. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed $6,000,000.

Summary

This contract will provide various species of trees conducive to local growing conditions and in a variety of sizes as determined best for the planting location. Trees and the associated support materials will be utilized by the Office of Heat Response and Mitigation in association with the Residential Tree Equity Accelerator and Trees and Shade for Schools programs in order to provide long-term cooling and thermal comfort for a cooler, safer and healthier City for all.

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

Four vendors submitted bids 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 three vendors to fulfill the supply needs of the Office of Heat Response and Mitigation program and award to the following vendors:

Selected Bidders
Canterbury Enterprises, Inc., dba Desert Tree Farm
Treeland Nurseries, Inc.
Whitfill Nursery, Inc.

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

Financial Impact
The aggregate contracts value will not exceed $6,000,000.

Funding for these contracts comes from the American Rescue Plan Act (ARPA) as well as other grant funding from the Office of Heat Response and Mitigation.

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

Lezley Shepherd spoke in opposition of this funding, along with the dollars being spent on Item 29. She requested the money be spent on the homeless as these trees would not provide them shade.

Two electronic comments were submitted for the record in opposition of this item.

Councilwoman Hodge Washington asked if the source of money for Items 28 and 29 was ARPA funds.

Assistant to the City Manager David Hondula replied no new funding was requested for those items. He advised about half of the money requested was coming from grant funds already received, noting one-third was American Rescue Plan Act (ARPA) funding and the remaining two-third was forthcoming money from the U.S. Forest Service through the Inflation Reduction Act. He added staff was also requesting funds for unanticipated grant money the City could get in the future.

Councilwoman Hodge Washington wanted clarification these funds the City received were for this purpose and could not be reallocated for another use.

Mr. Hondula affirmed that was correct.

Mayor Gallego expressed she looked forward to supporting this item as there was a need for more trees in the community. She indicated research showed trees planted in corridors could drop the temperature by 10 degrees. She announced the City had a portal where people could purchase or donate trees, noting a couple entities that donated trees in celebration.

Councilwoman Ansari thanked the Office of Heat Response and Mitigation as this program was vital especially in her district. She stated there were data-driven tree equity scores which showed areas in her district did not have equitable access to trees and shade. She emphasized the City had success in areas with cool corridors, such as Laveen, and said she was thankful there were still ARPA funds for this program.

Councilwoman Guardado also thanked staff for their hard work, noting the tree planting that recently took place in a Maryvale neighborhood. She expressed it was important for families to be outdoors and said she would be supporting this item.

Mayor Gallego noted a delegation from The Nature Conservancy was visiting and had already toured the City's trees and would be going to other areas in the City. She also announced the City's Shade for Schools Program and encouraged schools that wanted more trees on their campus to be a partner in the program.

A motion was made by Vice Mayor Stark, seconded by Councilwoman Pastor, 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

29 Tree Planting and Tree Care Contractors for the Community Heat Mitigation Program - IFB 24-0042 - Request for Award (Ordinance S-50572)

Request to authorize the City Manager, or his designee, to enter into contracts with Dusty Landscaping LLC and West Coast Arborists, Inc. to provide landscaping services specifically for planting and maintaining trees at various Citywide residential neighborhoods and school locations for the Office of Heat Response and Mitigation within the City Manager's Office. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed $8,000,000.

Summary

These contracts will provide professional landscape services to support tree plantings provided by the Office of Heat Response and Mitigation. The tree planting and tree care is done to ensure the healthy growth of the newly established trees associated with the Residential Tree Equity

Accelerator and Trees and Shade for Schools programs in order to provide long-term cooling and thermal comfort for a cooler, safer and healthier City for all.

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

Two vendors submitted bids to posted specifications and determined to be responsive and responsible to provide the required goods and services. Following an evaluation based on price, the procurement officer recommends award to the following vendors:

Selected Bidders
Dusty Landscaping LLC
West Coast Arborists, Inc.

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

Financial Impact
The aggregate contracts value will not exceed $8,000,000.

Funding is from the American Rescue Plan Act as well as other funding by the Office of Heat Response and Mitigation.

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

Three electronic comments were submitted for the record in opposition of this item.

Councilman Waring said he was happy with the tree program as it was about beautification and how the City presents itself. He remarked his issue was maintaining the trees and suggested not planting them at corners as it could obstruct views for drivers.

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

36 Authorization to Amend Contract with Central Arizona Shelter Services, Inc. (Ordinance S-50555)

Request authorization for the City Manager, or his designee, to amend Contract 159075 with Central Arizona Shelter Services, Inc. (CASS) to add $169,160 annually, for each year of the potential maximum five-year term, in General Purpose Funds (GPF), subject to annual budget approval, to adjust for inflation and continue to provide emergency shelter services for people experiencing homelessness in the City of Phoenix. The new contract total will not exceed $5,235,990. Further request authorization for the City Controller to disburse all funds related to this item for the life of the contract.

Summary

The City has contracted with CASS to provide emergency shelter services since July 1, 2007. CASS's facility on the Key Campus (formerly Human Services Campus) currently serves up to 600 adult men and women. Shelter operations include security, staffing and secured storage for personal belongings, and case management. The shelter uses a coordinated entry access point run out of the co-located Brian Garcia Welcome Center.

The continued coordination of services and additional GPF is critical to serving people experiencing homelessness in the area and to regional efforts to end homelessness. CASS is a large provider of shelter services for adults in Phoenix and Maricopa County and is the only facility that has the capacity to serve this large number of homeless individuals.

Contract Term

The term of the contract will remain unchanged and began on July 1, 2023, for one year, with four one-year options to extend, which may be

exercised by the City Manager or his designee.

Financial Impact
The contract will have an annual budget of approximately $1,047,198, subject to annual budget approval. The new total contract value of this agreement shall not exceed $5,235,990. General Purpose funding is available in the Human Services Department Office of Homeless Solutions' budget, subject to annual budget approval.

Concurrence/Previous Council Action
On June 14, 2023, the City Council approved Contract 159075 with Ordinance S-49849.

Location
Key Campus (formerly Human Services Campus)
Council District: 7

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

Mayor Gallego mentioned this was one of several items on today's agenda related to housing and homelessness.

Councilwoman Pastor said she supported this item to adjust for inflation and continue providing emergency shelter services. She requested in the future these types of items include inflation projections so staff did not have to come back to Council for additional funds.

City Manager Jeffrey Barton emphasized he already requested the Budget and Research and Human Services departments include that information in these particular contracts.

Councilwoman Hodge Washington stated she generally supported this item, but was concerned about the shortfall Central Arizona Shelter Services (CASS) was facing.

Deputy City Manager Gina Montes conveyed CASS representatives were present to answer in more detail.

Councilwoman Hodge Washington asked what the projected shortfall was for CASS this fiscal year.

CASS Chief Executive Officer Lisa Glow replied it was $1.5 million.

Councilwoman Hodge Washington questioned how much of that shortfall was attributable to the downtown adult campus.

Ms. Glow responded it was $633,000.

Councilwoman Hodge Washington asked what the City's consequences were if the shortfall was not offset.

Ms. Glow replied one result would be reduction in the 24/7 services and client empowerment programs. She stated another result would be cutting back case management and client advocate staff in the next 60 days. She emphasized reducing 24/7 services would permit CASS to save a shift, noting the 600-plus unsheltered people would need to leave for six to eight hours a day.

Councilwoman Hodge Washington questioned if similar inquiries were made to other jurisdictions to increase their allocation to help with the funding shortfall.

CASS Board of Directors Chairman Bill Morlan replied he was not sure if CASS had spoken to other municipalities in the last few days, but they submitted three grant requests to the State Department of Housing. He said he had hoped to receive some of the $40 million that was recently awarded but did not receive any funding due to more requests than allotted money. He stressed since that time CASS had been going to private and public entities requesting additional funding to make up for the shortfall.

Ms. Glow added the amount CASS applied for related to the homeless shelter fund was $60 million with $20 million to municipalities. She remarked CASS applied for 30 months of funding for the adult shelter which totaled $3.6 million as well as $1.6 million for the family shelter which had a deficit of $435,000. She stated CASS applied for $2.7

million for the senior haven, noting they had received operating funds to open it. She mentioned CASS sent a letter to municipalities which listed this information and sought funding from the region.

Councilwoman Hodge Washington emphasized she asked her question to find out if other municipalities had received the same request for funding.

Ms. Glow conveyed Glendale was aware that CASS did not receive homeless shelter funding from the state, noting Glendale already provide a significant amount of money to the downtown shelter. She said CASS had not done solicitations to other cities, but grants were in process plus diverse resources came in to support the adult and family shelters.

Councilwoman Hodge Washington requested clarification this situation came about because the anticipated state funding was not awarded to CASS.

Ms. Glow affirmed that was a factor, but CASS had also experienced an increase in costs. She stated security costs had gone up 56 percent since 2019, noting the increase of 600 beds increased that percentage more, plus shared operating costs had surged 600 percent on the Key Campus. She expressed being fiscally responsible was important to CASS and state funding was competitive this round.

Mr. Morlan added the board discussed going out to private entities, foundations and other municipalities for funding. He remarked CASS focused on prepping for this meeting as it would provide them information on what other cities and agencies wanted to know.

Councilwoman Hodge Washington asked what percentage of shelter operation revenue came from private donations versus government and how it was allocated.

Ms. Glow replied CASS's overall budget last year was 69.1 percent government funding and 30.9 percent private funding. She conveyed the adult and family shelter budgets had minimal administration which was supported by private funding, noting private fundraising augmented public

services. She stated of the $12 million budget last year about $4 million was private funding, along with a capital campaign for the senior haven which raised about $4 million in private money. She noted government funding made up the $18 million difference.

Councilwoman Hodge Washington questioned if CASS was able to partner with organizations already on the campus to address the shared costs.

Ms. Glow responded CASS would continue to leverage resources, but costs including security had increased at the campus and CASS due to serving more people. She stated CASS was strategizing how to advocate for more dollars at the state legislature as it was one-time funding so on-going support was needed.

Councilwoman Hodge Washington asked if no additional funds were collected when would CASS decrease available shelter beds.

Ms. Glow replied if CASS could not secure additional dollars the board agreed to 60 days at their Jan. 30, 2024 meeting.

Councilwoman Hodge Washington expressed she appreciated CASS representatives answering her questions. She requested staff come up with a response if the funding gap was not resolved as it would be a disservice to cut back shelter services. She said she supported the cost inflation for this service contract.

Councilwoman Ansari thanked CASS representatives for listing what was at stake based on the questions. She stated Council was celebrating the success of this program while requesting CASS and other service providers to shelter more people. She said she supported this item and wanted the City to do all it could to make up the shortfall. She pointed out a bigger conversation was needed between the cities, service providers and the state regarding the end of American Rescue Plan Act (ARPA) funding and future homeless services. She expressed homelessness was a national issue and hoped to receive more federal and state dollars to address it.

Mr. Barton stated over the past couple of months staff had been going through exercises to reallocate the City's ARPA funds to maximize those dollars and spend that money where it should be spent by priority. He remarked staff would be coming back to Council on Feb. 21, 2024 to prioritize whatever ARPA funds were available for unsheltered services. He indicated he was working with the Office of Homeless Solutions to figure out what on-going costs were for unsheltered services and would use the City's ARPA dollars to minimize the General Fund impact in the short-term while prioritizing those dollars in the long-term. He reiterated he would have more information for Council regarding ARPA reallocation at the Feb. 21, 2024 formal meeting, plus additional information the following week with the multi-year forecast including on-going homeless services costs.

Mayor Gallego mentioned the City strategically used ARPA dollars as much as possible toward capital projects as it was one-time funding. She explained ARPA funding was money that Congress and the Biden administration gave to Phoenix to help address impacts of the downturn due to COVID-19. She emphasized Council was unanimous in prioritizing housing and homelessness when allocating resources to these areas. She requested a CASS representative explain DES funding that used to go to their organization.

Ms. Glow stated prior to the one-time homeless shelter and services fund which served the unsheltered, there was $2.5 million from the state that would go to DES which was matched with $4 million federal dollars. She remarked she had lobbied the past six years to increase those funds as she was unsure the state homeless fund would exist beyond last year. She advised CASS would normally receive $1.5 million from that fund, noting those dollars were not available last year. She emphasized CASS was lobbying to ensure there is on-going state money for homelessness and would share updates with Council.

Mayor Gallego mentioned the state was moving forward with a $90 million cut to City revenues as well as transferring new costs to the City that the state once covered.

Vice Mayor Stark pointed out Sunnyslope had a family shelter that she

went to and visited with the residents, noting some people were not from Phoenix. She stressed other cities needed to partner with Phoenix since they were looking for solutions for the entire region. She encouraged council members from other cities to tour the family shelter in Sunnyslope as they did good work. She acknowledged everyone was in a tough situation and expressed her appreciation for the good work CASS was doing downtown.

Councilwoman Pastor asked what CASS needed from the City, besides money, to help move other cities ahead. She said she wanted to be part of a conversation in the next six months where Phoenix lead other big cities to enter an intergovernmental agreement to allocate funds to assist CASS in sheltering people.

Chief Operations Officer Phillip Scharf stated CASS welcomed the opportunity to work with cities and other providers on best practices, data sharing and shared resources which would reduce the cost of services as there was redundancy of efforts on the Key Campus. He mentioned having the state understand data sharing was advantageous due to the homeless population that moves across the state, noting CASS was unable to track them which negatively affects their ability to serve people.

Ms. Glow suggested Maricopa Association of Governments executive director Ed Zuercher could organize a summit because of his commitment to city solutions. She expressed collectively building a plan for the region for a great idea with CASS as a participant, noting the Hobbs administration was working on a state plan which would take time.

Councilwoman O'Brien said she appreciated CASS representatives being at today's meeting and sharing the information and data. She also thanked staff for their hard work to ensure the City was on the right path; however, one-time funding would not be available for on-going operations. She requested Council hold a policy session to talk about these budget issues.

Mayor Gallego responded she would schedule a meeting, noting there was an upcoming session related to heat which had overlapping issues with this topic.

Councilman Robinson thanked CASS representatives for attending today's meeting, noting the shelter had grown as he remembered it being smaller in the late 1980s. He agreed, along with his colleagues, to do what he could to help make up the shortage. He expressed appreciation for the work CASS did and understood their predicament but he wanted to assist them in moving forward.

Mayor Gallego also thanked the CASS representatives, particularly Mr. Morlan who was a volunteer on the board.

Dianne Barker spoke in support of this item, noting the City had unspent money that could be used for the homeless situation which had been going on for years. She urged Mayor Gallego to contact Mr. Zuercher and start working on this issue.

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 Three-Year Membership with the Global Chamber (Ordinance S-50565)

Request to authorize the City Manager, or his designee, to pay membership dues to the Global Chamber for the three-year period of 2024 - 2026 (calendar years 2024, 2025 and 2026) in the amount of $7,000 annually, for a total aggregate amount not to exceed $21,000. Further request to authorize the City Controller to disburse funds related to this item. Funding is available in the Community and Economic Development Department's budget.

Summary

The City of Phoenix joined the Global Chamber in 2019 and renewed its one-year membership in 2021. Headquartered in Phoenix, the Global

Chamber has 12,000 members worldwide, representing the private sector, local government, economic development organizations, colleges and universities, and trade organizations.

Over the past three years, City of Phoenix elected officials and economic development staff have participated in Semiconductor Summits (2021 and 2022), a Women in Global Leadership conference, and the International State of the Metro organized by the Global Chamber. Previously, the City of Phoenix worked with the Chamber to present the "Export League" - a program providing Phoenix-based exporters with introductions to companies potentially interested in doing business with them, special education opportunities and connections to regional exporting resources. As a member, the City of Phoenix was spotlighted at the Chamber's Grow Globally Fair.

The Global Chamber has also facilitated introductions to individual companies interested in possibly locating in Phoenix. Two successful locates include ZorroSign, Inc. (from Dubai) and Paypro (from Argentina).

The Global Chamber has proposed the following collaborations for the 2024 membership year:
- Spotlight a Phoenix-based firm at the Chamber's Innovation Summit in January;
- Promote the Phoenix Global Forum (May 2, 2024) to potential sponsors among the Chamber's global members;
- Invite a City of Phoenix elected official to speak at the 3rd Annual Global Semiconductor Summit on Feb. 23, 2024;
- Implement a 2024 Export League with a focus on Phoenix-based companies;
- Collaborate on Global Chamber events including Women in Global Leadership, Grow Globally Fair, and International State of the Metro 2024; and,
- Provide introductions to companies among the Global Chamber's membership interested in locating in Phoenix.

If approved, the City's membership will be valid through December 2026.

Financial Impact

Annual membership is $7,000, for a total aggregate amount not to exceed $21,000 over the course of three years. Funds are available in the Community and Economic Development Department's budget.

Concurrence/Previous Council Action

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

Discussion

A motion was made and seconded to approve this item.

Lezley Shepherd spoke in opposition of spending $21,000 for a three-year membership with the Global Chamber.

Three electronic comments were submitted for the record in opposition of this item.

Mayor Gallego said she was supportive of this item as the Global Chambers was a great partner, noting their assistance with the City's semiconductor ecosystem and growing jobs in Phoenix.

A motion was made by Vice Mayor Stark, seconded by Councilwoman Pastor, 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

47 Amend Phoenix City Code to Include Peer-to-Peer Car Sharing and the Commercial Use Permit Requirements at Phoenix Sky Harbor International Airport (Ordinance G-7221)

Request

Request to authorize the City Manager, or his designee, to amend City Code to establish an ordinance for the Peer-to-Peer Car Sharing Program that includes a fee for shared vehicle transactions as authorized under Arizona Revised Statutes (A.R.S.) 28-9614, and to revise Phoenix

City Code - Chapter 4 Aviation - sections 4-1, 4-190 and 4-192 to modernize, strengthen, and clarify the ordinance related to Commercial Use Permits.

Summary

Peer-to-Peer Car Sharing

On April 9, 2021, Arizona Senate Bill 1720 (SB 1720) was signed into law to allow peer-to-peer car sharing, which allows vehicle sharing operators and their shared vehicle owners to use certain Phoenix Sky Harbor International Airport (PHX) facilities when conducting operations that provide vehicle sharing services for the convenience of the public at PHX. Per A.R.S. Section 28-9601(7)(a), peer-to-peer car sharing means "the authorized use of a shared vehicle by an individual other than the shared vehicle owner through a peer-to-peer car sharing program." The Aviation Department entered into a temporary license agreement with peer-to-peer car sharing companies to pilot the program at PHX. Establishing an ordinance in the City Code for peer-to-peer vehicle sharing operations will effectively allow peer-to-peer vehicle sharing businesses to continue to operate at PHX by requiring them to have an operating agreement with PHX. These operating agreements may establish operating fees for shared vehicle transactions that will allow the Aviation Department to collect revenue from these operations.

Commercial Use Permit Program

During a recent City audit of the Commercial Use Permit (CUP), several areas were identified that required updating to be consistent with Aviation Rules & Regulations and clarify business operations. The following recommended updates will modernize, strengthen, and clarify the ordinance governing CUP program:

- Section 4-1. Definitions
- Section 4-190. Commercial use permit requirements; effective date; applicability.
- Section 4-192. Commercial use permit fees.

Section 4-1. Definitions

To expand the definition of “Air carrier” to include consortiums of Air carriers.

Current Language:
"Air carrier" means a person who is certificated by the Federal Aviation Administration to engage in air transportation directly by lease or by other arrangement.

Proposed Language:
"Air carrier" means a person who is certificated by the Federal Aviation Administration to engage in air transportation directly by lease or by other arrangement. For purposes of this Chapter, a consortium of Air carriers will be treated as an Air carrier.

Section 4-1. Definitions
To define “Affiliate” to harmonize with Aviation Rules & Regulations 10-01.

Current Language:
None

Proposed Language:
“Affiliate” means (a) any Air carrier flying in or out of the Airport solely for the benefit of another Air carrier, under the livery of that Air carrier, and under contract to that Air carrier, or if flying under its own livery, is not selling any seats in its own name and all seats are being sold in the name of the Air carrier that Affiliate is under contract to, or (b) a wholly owned subsidiary of Air carrier or a subsidiary of the same corporate parent of the Air carrier. An Affiliate shall be considered an agent of the Air carrier for which it flies. Any Air carrier that flies under its own livery and sells seats in its own name shall not be classified as an Affiliate.

Section 4-1. Definitions
To define “Courier Type Service” to exclude baggage delivery companies from CUP Fee exemption.

Current Language:
None

Proposed Language:
Courier Type Service” means a person or company that delivers goods,

packages, messages, letters, documents, parcels, or consignments to the airport premises. For purposes of this Chapter, Courier Type Services do not apply to the delivery of an airlines' mishandled luggage or packages from the airport premises to its passenger(s).

Section 4-190. Commercial use permit requirements; effective date; applicability.

To amend Section 4-190 to exempt services provided to or by Affiliates from CUP requirements.

Current Language:

A. Individuals or companies who provide an aviation related service(s) to or for a certificated Part 121 and/or Part 135 Air carrier shall be required to obtain a commercial use permit (CUP) authorizing their commercial activity on or from the airport premises; except, a CUP shall not be required for:

1. Commercial activities authorized under terms of an existing Aviation Department lease or license. Air carriers will not be required to obtain a CUP for providing services to or carriers with whom they are sharing a gate. Air carriers will be required to obtain a CUP for providing services to all other carriers.

2. Deliveries of a product to the airport premises or courier type services.

3. Contractors performing work under a tenant improvement contract.

B. Applicability. The provisions of this Article shall not be in conflict with or in derogation of the minimum standards and agreements for fixed base operators.

C. Exclusion. The provisions of this Article shall not apply to, or supersede, the provisions of section 4-6 of this chapter. (Ordinance G-4116, § 2, 1998)

Proposed Language:

A. Individuals or companies who provide an aviation related service(s) to

or for a certificated Part 121 and/or Part 135 Air carrier shall be required to obtain a commercial use permit (CUP) authorizing their commercial activity on or from the airport premises; except, a CUP shall not be required for:

1. Commercial activities authorized under terms of an existing Aviation Department lease or license. Air carriers will not be required to obtain a CUP for providing services to Affiliates or carriers with whom they are sharing a gate. Air carriers will be required to obtain a CUP for providing services to all other carriers.

2. Affiliates of the Air carrier for whom the services are being provided.

3. Deliveries of a product to the airport premises or courier type services.

4. Contractors performing work under a tenant improvement contract.

B. Applicability. The provisions of this Article shall not be in conflict with or in derogation of the minimum standards and agreements for fixed base operators.

C. Exclusion. The provisions of this Article shall not apply to, or supersede, the provisions of section 4-6 of this chapter. (Ordinance G-4116, § 2, 1998)

Section 4-192. Commercial use permit fees.
To require CUP permit holders to provide copies of invoices to substantiate the CUP fees being reported.

Current Language:
A. The fee for CUP activities and operations on or from the airport, is eight percent of gross revenue, as defined in the CUP.

B. The fee provided in subsection (A) shall be paid on a monthly basis and shall be due and payable at the place and time that the Aviation Director shall designate.

C. Delinquent account fees shall be assessed in accordance with section 4-7 of the Phoenix City Code. (Ordinance G-4116, § 2, 1998)

Proposed Language:

A. The fee for CUP activities and operations on or from the airport, is eight percent of gross revenue, as defined in the CUP.

B. Reporting and payment of the fee provided in subsection (A) shall be substantiated with copies of associated invoices and paid on a monthly basis and shall be due and payable at the place and time that the Aviation Director shall designate.

C. Delinquent account fees shall be assessed in accordance with section 4-7 of the Phoenix City Code. (Ordinance G-4116, § 2, 1998)

Concurrence/Previous Council Action

The Transportation, Infrastructure, and Planning Subcommittee recommended approval of this item on Jan. 31, 2024 by a vote of 4-0.

Location

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

Public Outreach

On Nov. 1, 2023, a 60-day notice to the public was published for the Peer-to-Peer Code Revision. On Dec. 15, 2023, a 15-day notice to the public was published for the Peer-to-Peer Code Revision.

Discussion

The City Clerk read the title of the ordinance for this item.

A motion was made and seconded to approve this item.

Mayor Gallego explained this item would amend the existing ordinance that allowed rideshare companies, such as Lyft and Uber, and establish a formal program for other companies, such as Turo.

Lezley Shepherd spoke in opposition as this policy was inequitable for

people providing rideshare services to Sky Harbor Airport, plus it impacted the poor by adding another tax for these services. She emphasized if the driver could not afford this tax it would be passed onto the passenger making rideshare service more expensive.

The following electronic comments were submitted for the record on this item:
- 3 in opposition; and
- 1 with a neutral position.

A motion was made by Vice Mayor Stark, seconded by Councilwoman Pastor, 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

48 Airport Custodial and Floor Care Services Contracts - AVN RFP 23-032 - Request for Award (Ordinance S-50535)

Request to authorize the City Manager, or his designee, to enter into three separate contracts with ABM Aviation, Inc., 3H & 3H, Inc., and JanCo FS 3, LLC doing business as Velociti Services to provide custodial and floor care services at Phoenix Sky Harbor International Airport, Phoenix Deer Valley Airport, and Phoenix Goodyear Airport (Airports) in a combined amount up to $224 million for the seven-year total contract term. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

On May 31, 2023, the Phoenix City Council authorized the issuance of a Request for Proposal (RFP) for three contracting opportunities under the Airport Custodial and Floor Care Services RFP, large company, small company, and floor care services categories. The small company category opportunity was reserved for small businesses, including local small businesses with gross income less than $22 million over the past three years, pursuant to the Small Business Administration's guidelines.

The contracts will provide staff, equipment, supplies, and supervision necessary to furnish custodial cleaning and floor care services for the Airports. Each contract opportunity will include an Employee Retention Policy, which will require the successful proposer to retain current custodial services contract employees for at least 90 days.

Procurement Information
A Request for Proposal (RFP) AVN RFP 23-032 was processed in accordance with City of Phoenix Administrative Regulation 3.10. A total of 23 proposals were received for the following three Groups under the RFP. All proposals were reviewed for minimum qualifications and responsiveness and seven proposals were deemed non-responsive.

Group A - Large Company Custodial Services
Group B - Small Company Custodial Services
Group C - Floor Care Services (Large Company)

A four-member evaluation committee evaluated those proposals based on the following five criteria with a maximum possible point total of 1,000:

Operations Plan: 0-300 Points
Qualifications/Experience: 0-225 Points
Quality Assurance and Work Order Management Program: 0-200 Points
Recruitment and Retention Plan: 0-175 Points
Pricing: 0-100 Points

After reaching consensus for all three Groups, the evaluation committee recommends awards to the following vendors:

Group A - Large Company Custodial Services:
ABM Aviation, Inc. - 855.23 Points.

Group B - Small Company Custodial Services:
3H & 3H, Inc. - 841.26 Points.

Group C - Floor Care Services (Large Company):
JanCo FS 3, LLC doing business as Velociti Services - 788.23 Points.

Contract Term
The contracts will begin on or about April 1, 2024, for a five-year term with two one-year extension options for a total seven-year contract, which shall be exercised at the sole discretion of the Aviation Director.

Financial Impact
The total combined contract value will be up to $224 million for the aggregate seven-year contract term.

Funding is available in the Aviation Department's budgets.

Concurrence/Previous Council Action
The Business and Development Subcommittee recommended approval of this item on Nov. 2, 2023, by a vote of 3-0.

The Phoenix Aviation Advisory Board recommended approval of this item on Nov. 16, 2023, by a vote of 6-0.

The Transportation, Infrastructure and Planning Subcommittee recommended approval of this item on Jan. 31, 2024, by a vote of 4-0.

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

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

Oliver Ibeh, President and CEO of Bio Janitorial, stated his company held the current contract for Group B - Small Group Custodial Services. He spoke in opposition of the award of this contract to 3H and claimed they plagiarized from his submittal citing specific pages in 3H's proposal. He urged Council to reject 3H's bid and have them resubmit a proposal. He said he sent a letter to Council and the Aviation Department about this situation.

Councilwoman Pastor remarked there was a time period after a contract was awarded for protests and asked if Mr. Ibeh submitted a protest during that time period.

Mr. Ibeh replied when the scores were published he contacted the Aviation Department about the situation.

Councilwoman Pastor questioned how Mr. Ibeh notified the department to protest the award.

Mr. Ibeh responded he submitted a letter to the Aviation Department and Council as well as called the department.

Councilwoman Pastor requested staff explain the protest period after an RFP is awarded.

Aviation Services Director Chad Makovsky stated for this particular process the awards were posted on October 23, noting that posting triggered the seven-day protest period which expired on October 31. He conveyed no protests were submitted by the proposers, though Mr. Ibeh reached out to staff in December 2023 and asked for additional information on including proposals in the procurement packet. He indicated Mr. Ibeh contacted staff again in February 2024 and wished to protest the process.

Councilwoman Pastor asked if staff notified proposers about the process by other means than the website.

Mr. Makovsky replied the City's procurement code laid out this process, noting staff provided proposers a schedule timeline on actions taking place. He advised staff did not notify proposers by email as that was not part of procurement policy. He emphasized proposers were told during the pre-proposal meeting to monitor the website for posting of awards as that would be the start of the protest process.

Councilwoman O'Brien inquired if staff provided the dates of when things occurred during the pre-proposal meeting.

Mr. Makovsky affirmed during the pre-proposal meeting staff talks about the time line in the presentation as well as in the actual request for proposal.

Councilwoman O'Brien asked if the award date was a set date.

Mr. Makovsky responded staff provides an approximate date, noting it was determined by when the panel makes their recommendation and whether the City needs to conduct best and final offers.

Councilwoman O'Brien questioned what was the approximate time frame.

Mr. Makovsky replied in this particular proposal submissions were due in August and the award was posted on October 23.

Councilwoman O'Brien asked what time frame was provided to proposers of when they should look on the website for award.

Mr. Makovsky responded he did not know the exact date, but reiterated an approximate time frame was provided of when the award should be posted.

Councilwoman Hodge Washington questioned if the seven-day protest period started when the award was posted.

Mr. Makovsky affirmed the seven days started from the date of posting, noting this award posted on October 23 so the protest period expired on October 31.

Councilwoman Hodge Washington asked what time frame proposers were given of when the award would be issued.

Mr. Makovsky replied he did not have that exact date and would follow-up with Council. He emphasized each proposer was responsible for monitoring the website for award status as well as communicate with the procurement officer if there were questions about the time frame.

Councilwoman Hodge Washington inquired if there was another

mechanism if a proposer wanted to be reconsidered.

Mr. Makovsky responded per the procurement code the appeal period was the only opportunity to protest the process; however, a proposer could present their case at public meetings. He conveyed staff presented this custodial award to the Phoenix Aviation Advisory Board Business and Development Subcommittee, Phoenix Aviation Advisory Board and City Council Transportation, Infrastructure and Planning Subcommittee, noting no comments or protests were presented at these meetings.

Councilwoman Hodge Washington asked what the City's recourse was regarding a falsified proposal.

Mr. Makovsky replied if that was presented during the protest period staff would seek legal guidance on whether that issue had merit and would result in disqualification of that proposal at that point.

Councilwoman O'Brien questioned if winning proposals were posted online.

Mr. Makovsky responded they were not posted online but were part of the procurement file, noting any proposer at the time of award can request the procurement file which includes all of the proposals.

Councilwoman O'Brien asked, since this was a repetitive contract, if the rubric changed and how that information was given to proposers.

Mr. Makovsky replied the general request for proposal structure does not change since the content is similar, but facilities were added over time. He pointed out in this instance staff broke the contract into two contracts for large contractors.

Councilwoman O'Brien recounted this proposal was heard by three bodies and wanted confirmation that staff was not presented with a protest through January 31.

Mr. Makovsky affirmed that was correct.

Carl Mack remarked when multiple proposers bid on janitorial contracts similar information would be submitted as proof that a particular company was the best vendor to service the facilities.

OJ Heo agreed with the previous speaker that there would be similarities in bids, especially in this industry, as each company wanted to provide the best service for customers at the airport.

A motion was made by Vice Mayor Stark, seconded by Councilwoman Pastor, 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

62 Intelligent Transportation System Devices and Communication Equipment - Maricopa County Department of Transportation Cooperative Contract - 230200-C - Request for Award (Ordinance S-50540)

Request to authorize the City Manager, or his designee, to enter into a contract with up to 13 vendors as listed in **Attachment A**, to provide Intelligent Transportation System (ITS) Devices and Communication equipment for the Street Transportation Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed $12 million.

Summary

The Street Transportation Department is requesting to utilize the Maricopa County Department of Transportation Cooperative contract to purchase the equipment, supplies, and training necessary for the Traffic Signal Shop to perform core functions such as maintaining the Citywide infrastructure of over 1,138 signalized intersections and continually adapt to the changing technology of the traveling public as it pertains to the traffic signal systems. Contractors who agree to the City's terms and conditions will sign a linking agreement to provide parts such as electrical conductors, fiber optic cable and equipment, closed circuit television,

routers, adaptive signal control equipment, advanced transportation controllers, traffic data collection equipment, and non-invasive vehicle detection equipment at the same bid prices accepted by the county. These contracts will further allow the City to keep pace with the Federal Highway Transportation Department and the transportation industries push toward Vehicle-to-Infrastructure (V2I) models and functionality as well as provide the street performance metrics needed by our engineering staff.

V2I is the next generation of ITS technology. The V2I technologies wirelessly provide information to the infrastructure, which is then used by the infrastructure to adjust travel time data and adjustment of traffic signal timing to reduce congestion and enhance signal systems coordination. V2I technologies are also key in the distribution of travel times and other advisories from the infrastructure to the vehicle that inform the user of safety, mobility, and/or environment-related conditions.

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 Street Transportation Department recognizes the value by participating in the Maricopa County Department of Transportation Cooperative contract to keep pace with changing technology, conserve resources by collaborating during the procurement process, and obtain competitive pricing.

Contract Term

The contracts will begin on or about Feb. 15, 2024, for a one-year term with five one-year options to extend.

Financial Impact

The aggregate contract value will not exceed $12 million for the six-year aggregate term.

Funding is available in the Street Transportation Department's operating and/or Capital Improvement Program budgets.

Discussion

A motion was made and seconded to approve this item.

Three electronic comments were submitted for the record in opposition of this item.

Mayor Gallego announced this item was removed from consent for public comment but the individual was no longer present. She said she supported this item as it would help the City resolve issues, such as red light running, through technology.

A motion was made by Vice Mayor Stark, seconded by Councilwoman Pastor, 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

77 Approval of Phil Gordon Threatened Building Grant - Seargeant-Oldaker House - 649 N. 3rd Ave. (Ordinance S-50560)

Request to authorize the City Manager, or his designee, to enter into the necessary agreements and conveyances with 649 3rd Ave Partners, LLC, dba LiveForward Development, related to a Phil Gordon Threatened Building grant of up to $400,000 to assist with the relocation and rehabilitation of the historically designated Seargeant-Oldaker House located at 649 N. 3rd Ave. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Seargeant-Oldaker house was constructed in 1909 and was listed in the National and Phoenix historic property registers as a significant local example of Craftsman-style architecture and for its association with prominent Phoenician Elizabeth Seargeant-Oldaker. The building, which had previously been slated for demolition, will now be relocated on the property, set on a new foundation, stabilized, and rehabilitated for adaptive reuse as a restaurant. The relocation would allow for new multi-use development on the property and provide for long-term

preservation of the building through a conservation easement.

The total estimated project cost is $1,350,645, with the City to provide $400,000 in Phil Gordon Threatened Building Grant funds, the Arizona Historic Preservation Heritage Fund providing $324,329, and the property owner, 649 3rd Ave Partners, LLC, dba LiveForward Development, paying the $626,316 balance. If approved, the grant funds will be disbursed to the applicant on a reimbursement basis as work is completed. The applicant will be required to provide evidence of a dollar-for-dollar match.

Financial Impact
The City's costs would not exceed $400,000. In exchange for the grant funds, the City will receive a 30-year conservation easement on the property. The easement will require City review and approval of exterior alterations to the historic building and that the building be insured and kept in good repair.

Funding is available in the Historic Preservation Office Program Budget for grants and subsidies under the classification of the Phil Gordon Threatened Building Program. State grant funding is available through the State Legislature under Arizona Revised Statutes 41-503, the Historic Preservation Heritage Fund Fiscal Year 2024 grant opportunity.

Concurrence
The Historic Preservation Commission recommended approval of this item on Nov. 20, 2023, by a 5-0 vote.

The Transportation, Infrastructure and Planning Subcommittee recommended approval of this item on Jan. 31, 2024, by a 4-0 vote.

Location
649 N. 3rd Ave.
Council District: 7

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

Mayor Gallego announced this was the first time awarding funds from the

Threatened Building Grant Program since it was renamed to honor Phil Gordon. She mentioned she worked with the Historic Preservation Commission to rename that program, plus the Warehouse Protection Program. She conveyed Phil Gordon was a developer who rehabilitated historic buildings in the Roosevelt District to stimulate commercial adaptive reuse projects prior to being Phoenix mayor. She continued in 1986 he filed the application to list the first historic property, the Corpstein Duplex, on the Phoenix historic property register. She stated he was a member of the Planning Commission before he was elected to City Council in 1997 followed by a successful run as mayor from 2004-2012. She emphasized during his tenure as mayor an additional four neighborhoods were designated historic, noting his impact on historic preservation in Phoenix. She said she was excited to vote yes on this item as well as future buildings the City would protect because of this program.

Councilwoman Pastor thanked the commission for renaming the programs, but especially Phil Gordon for preserving the history in Phoenix. She pointed out the City would not have its historic districts if not for Phil Gordon taking the lead in that area. She mentioned she represented 85 historic districts and said she was proud this was being done to preserve the history in Phoenix.

Councilwoman Ansari stated she was supportive of this item, noting Phil Gordon's long history in Phoenix including being a board member of the Madison School District. She thanked staff in the Historic Preservation Office, and the Community and Economic Development and Planning and Development departments for helping the City achieve this win for the community to restore this 1909 home into a restaurant. She noted some examples in the downtown core of what could be created when buildings were preserved.

Mayor Gallego acknowledged former mayor Terry Goddard who helped fight for this particular building. She conveyed there were many former mayors who were passionate about historic preservation, noting the City would find ways to recognize and celebrate their contributions.

A motion was made by Councilwoman Pastor, 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

78 **(CONTINUED FROM OCT. 4, NOV. 1, DEC. 6, 2023, JAN. 3 AND JAN. 24, 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.

Discussion

A motion was made and seconded to approve this item.

Councilwoman O'Brien expressed she was excited to have Tesla's second location in the heart of the Deer Valley area. She mentioned this item had been continued five times and over four months since it first appeared on a formal agenda. She thanked everyone who was diligent and worked hard to make this happen.

Mayor Gallego noted two individuals wished to speak only if necessary.

Following the vote, Mayor Gallego congratulated everyone as it took a lot of work to get to this point.

A motion was made by Councilwoman O'Brien, seconded by Councilwoman Pastor, 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

88 **Public Hearing and Ordinance Adoption - Rezoning Application Z-50-23-4 - Northeast Corner of 3rd Street and Cheery Lynn Road (Ordinance G-7232)**

Request to hold a public hearing and amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-50-23-4 and rezone the site from R1-6 (Single-Family Residence District) and R-5 (Multifamily Residence District) to WU Code T4:3 MT, (Walkable Urban Code, Transect 4:3 District, Transit Midtown Character Area) to allow townhomes.

Summary

Current Zoning: R1-6 (0.77-acres) and R-5 (0.58-acres)
Proposed Zoning: WU Code T4:3 MT

Acreage: 1.35
Proposal: Townhomes

Owner: Kris Rigsby, Rigsby, LLC
Applicant/Representative: Kristjan Sigurdsson

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Encanto Village Planning Committee heard this case on Nov. 6, 2023, and recommended denial, by a vote of 7-4.
PC Action: The Planning Commission heard this case on Dec. 7, 2023, and recommended approval, per the staff recommendation, by a vote of 4-1.

Location
Northeast corner of 3rd Street and Cheery Lynn Road
Council District: 4
Parcel Address: 3201 N. 3rd St. and 306, 310, 314, 316, 318, and 322 E. Cheery Lynn Road

Discussion
Mayor Gallego declared the public hearing open, noting there were several people who wished to speak only if necessary.

A motion was made and seconded to approve this item as amended.

Mayor Gallego confirmed no one wished to speak and declared the public hearing closed.

The hearing was held. A motion was made by Councilwoman Pastor, seconded by Councilwoman Ansari, that this item be approved as amended per the Planning Commission recommendation and adoption of the related ordinance with the following additional Stipulation 9: The building elevations shall contain architectural embellishments and detailing such as textural changes, offsets, recesses, variation in window size and location, and/or overhang canopies; and an artistic mural, as approved by the Planning and Development Department. 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

89 **Public Hearing and Resolution Adoption - General Plan Amendment GPA-LV-3-23-7 - Southwest Corner of the 78th Avenue and Alta Vista Road alignments (Resolution 22182)**

Request to hold a public hearing on a General Plan Amendment for the following item to consider adopting the Planning Commission's recommendation and the related resolution if approved. Request to amend the General Plan Land Use Map designation on 18.96 acres from Residential 3.5 to 5 dwelling units per acre, Commerce / Business Park, and Parks/Open Space - Publicly Owned to Residential 3.5 to 5 dwelling units per acre. This item is a companion case to Z-56-23-7 and must be heard first, followed by Z-56-23-7.

Summary

Application: GPA-LV-3-23-7
Current Designation: Residential 3.5 to 5 dwelling units per acre (15.85 acres), Commerce / Business Park (2.94 acres), and Parks/Open Space - Publicly Owned (0.17 acres)
Proposed Plan Designation: Residential 3.5 to 5 dwelling units per acre
Acreage: 18.96
Proposal: Minor General Plan Amendment for a single-family residential community

Owner: Laveen Land Holdings, LLC
Applicant/Representaive: Jennifer Hall, Rose Law Group, PC

Staff Recommendation: Approval.
VPC Action: The Laveen Village Planning Committee heard this case on Dec. 11, 2023, and recommended approval, per the staff recommendation, by a vote of 6-1.
PC Action: The Planning Commission heard the case on Jan. 4, 2024, and recommended approval, per the Laveen Village Planning Committee

recommendation, by a vote of 7-0.

Location
Southwest corner of the 78th Avenue and Alta Vista Road alignments
Council District: 7
Parcel Address: N/A

Discussion
Mayor Gallego announced the hearings for Items 89 and 90 would be heard together with separate motions for each item. She declared the public hearing open. Noting no one present wished to speak on the items, she 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 Commission recommendation with adoption of the related resolution. 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

90 Public Hearing and Ordinance Adoption - Rezoning Application Z-56-23-7 - Southwest Corner of the 78th Avenue and Alta Vista Road Alignments (Ordinance G-7231)

Request to hold a public hearing and amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-56-23-7 and rezone the site from County RU-43 (Pending S-1) (One Acre Per Dwelling Unit, Pending Ranch or Farm Residence District) to R1-6 (Single-Family Residence District) to allow single-family residential. This is a companion case to GPA-LV-3-23-7 and should be heard following GPA-LV-3-23-7.

Summary
Current Zoning: County RU-43 (Pending S-1)
Proposed Zoning: R1-6
Acreage: 18.96
Proposed Use: Single-family residential

Owner/Applicant: Laveen Land Holdings, LLC
Representative: Jordan Rose, Rose Law Group, PC

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Laveen Village Planning Committee heard this case on Dec. 11, 2023, and recommended denial as filed, approval of R1-8 with additional stipulations, by a vote of 6-1.
PC Action: The Planning Commission heard this case on Jan. 4, 2024, and recommend approval of the R1-6 with stipulations outlined in the Addendum A Staff Report, with modified stipulations and an additional stipulation, by a vote of 5-2.

Location
Southwest corner of the 78th Avenue and Alta Vista Road alignments
Council District: 7
Parcel Address: N/A

Refer to Item 89 for discussion on this item.

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

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

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

000 CITIZEN COMMENTS

City Attorney Julie Kriegh stated during Citizen Comment, members of the public may address the City Council for up to three minutes on issues of

interest or concern to them. She advised the Arizona Open Meeting Law permits the City Council to listen to the comment, but prohibits council members from discussing or acting on the matters presented.

Dianne Barker spoke about her interest regarding balance in transportation as there was value in not driving a car. She said she also saw value in affordable housing and education being near public transportation. She requested to be involved in the integrated planning at the Ottawa stop on the light rail as she saw the benefits at the new Metrocenter station. She urged Council to oversee the City's contractors and agents to ensure they follow the law including public input.

Christina Tyler thanked police officers for conducting an investigation she requested at the last meeting. She expressed there were inequities in being a female umpire, especially young girls, noting City fields only had one changing room. She requested that cities enact unofficial rules and Phoenix to fund equal changing room facilities.

Mayor Gallego asked staff to follow-up on Ms. Tyler's request.

Roland Harris submitted a citizen petition requesting Council enact a resolution to have the Department of Justice publicly release its full investigative report of the City of Phoenix and Phoenix Police Department as soon as it is complete.

Refilwe Gqajela expressed people had a right to see the findings from the investigation and accountability from Council that people saw it.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 4:19 p.m.

MAYOR

ATTEST:

CITY CLERK

SM

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the formal session of the City Council of the City of Phoenix held on the 7th day of February, 2024. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 17th day of April, 2024.

CITY CLERK

