# City of Phoenix

## Minutes

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

186389

## City Council Formal Meeting

**Wednesday, March 20, 2024** **2:30 PM** **phoenix.gov**

## CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, March 20, 2024 at 2:38 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

Vice Mayor Stark attended the meeting virtually. Councilwomen Ansari and Pastor temporarily left and returned to the voting body during public comment on Item 65. Councilwoman Guardado temporarily left the voting body following the vote on Item 65 and returned to the voting body prior to the vote on Item 80. Councilwoman Pastor temporarily left the voting body after the vote on Item 65 and returned to the voting body prior to the vote on Item 93. Councilwoman Ansari temporarily left and returned to the voting body during Citizen Comments. Councilman Robinson left the meeting at the beginning of Citizen Comments.

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

The City Clerk confirmed copies of the titles of Ordinances G-7239 through G-7240, S-50662 through S-50706, and Resolution 22187 were available to the public in the office of the City Clerk at least 24 hours prior to this Council meeting and, therefore, may be read by title or agenda item only pursuant to the City Code.

References to attachments in these minutes relate to documents that were

attached to the agenda.

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

## MINUTES OF MEETINGS

**1 For Approval or Correction, the Minutes of the Formal Meeting on June 2, 2021**

**Summary**
This item transmits the minutes of the Formal Meeting of June 2, 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.

**A motion was made by Councilman Waring, seconded by Councilwoman O'Brien, 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 June 16, 2021**

**Summary**
This item transmits the minutes of the Formal Meeting of June 16, 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.

**A motion was made by Vice Mayor Stark, seconded by Councilwoman O'Brien, 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

**3** **For Approval or Correction, the Minutes of the Formal Meeting on June 23, 2021**

**Summary**

This item transmits the minutes of the Formal Meeting of June 23, 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.

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

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

**No:** 0

**4** **For Approval or Correction, the Minutes of the Formal Meeting on Jan. 3, 2024**

**Summary**

This item transmits the minutes of the Formal Meeting of Jan. 3, 2024, for review, correction and/or approval by the City Council.

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

**A motion was made by Councilwoman Hodge Washington, seconded by Councilwoman O'Brien, 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

### 5 Mayor and Council Appointments to Boards and Commissions

**Summary**

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

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

Ahwatukee Foothills Village Planning Committee

Appoint Carol Blackman, filling a vacancy, for a term to expire Nov. 19, 2025, as recommended by Councilman Robinson.

Appoint Prakshal Jain, filling a vacancy, for a term to expire Nov. 19, 2025, as recommended by Councilman Robinson.

Camelback East Village Planning Committee

Appoint Caitlin Noel, filling a vacancy, for a term to expire Nov. 19, 2024, as recommended by Councilman Robinson.

Central City Village Planning Committee

Appoint Ryan Ban, filling a vacancy, for a term to expire Nov. 19, 2025, as recommended by Councilwoman Ansari.

Desert View Village Planning Committee

Appoint Richard Carlucci, replacing Cynthia Dean, for a term to expire Nov. 19, 2025, as recommended by Mayor Gallego.

Design Review Committee

Reappoint Zachary Burns, serving his second term, to expire March 20, 2026, as recommended by Mayor Gallego.

Reappoint Patrick Panetta, serving his second term, to expire March 20, 2026, as recommended by Mayor Gallego.

Reappoint Billy Shields, serving his second term, to expire March 20, 2026, as recommended by Mayor Gallego.

Design Standards Committee
Appoint Gabriel Jaramillo, replacing Justin Johnson as a Planning Commission representative, for a term to expire March 20, 2026, as recommended by the Planning Commission.

Estrella Village Planning Committee
Appoint Romona Brown, filling a vacancy, for a term to expire Nov. 19, 2024, as recommended by Councilwoman Ansari.

Human Services Commission
Appoint Elisha Franklin, filling a Category III vacancy, for a term to expire June 30, 2026, as recommended by Mayor Gallego.

Neighborhood Block Watch Fund Oversight Committee
Appoint Lt. Ann Justus, replacing Lt. Keith Doherty as a Phoenix Police representative, for a term to expire April 28, 2030, as recommended by Mayor Gallego.

Phoenix Employment Relations Board
Appoint Ben Zinke, filling a Resident of Phoenix vacancy, for a term to expire Dec. 15, 2026, as recommended by Mayor Gallego.

Sister Cities Commission
Appoint Eric Reese, filling a vacancy, for a term to expire March 20, 2027, as recommended by Mayor Gallego.

South Mountain Village Planning Committee
Appoint Petra Falcon, filling a vacancy, for a term to expire Nov. 19, 2025, as recommended by Councilwoman Ansari.

Tourism and Hospitality Advisory Board
Appoint Brian Clark, filling a vacancy, for a term to expire March 20, 2026, as recommended by Councilwoman Pastor.
Appoint Jennifer Gibbons, filling a vacancy, for a term to expire March 20, 2026, as recommended by Vice Mayor Stark.

Appoint Brent Gumbert, filling a vacancy, for a term to expire March 20, 2026, as recommended by Councilman Waring.
Appoint Jerry Harper, replacing John Chan as a City of Phoenix voting representative, for a term to expire March 20, 2026, as recommended by Mayor Gallego.
Reappoint Ron Lindblad, serving his third term, to expire March 20, 2026, as recommended by Councilwoman O'Brien.
Reappoint Tracy Stoltz, serving her third term, to expire March 20, 2026, as recommended by Councilwoman Ansari.

**A motion was made by Councilwoman Ansari, seconded by Councilwoman O'Brien, 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 administered the oath of office to the following appointees:

- Prakshal Jain, Ahwatukee Foothills Village Planning Committee;
- Ryan Ban, Central City Village Planning Committee;
- Richard Carlucci, Desert View Village Planning Committee;
- Elisha Franklin, Human Services Commission;
- Eric Reese, Sister Cities Commission;
- Petra Falcon, South Mountain Village Planning Committee; and
- Jennifer Gibbons and Tracy Stoltz, Tourism and Hospitality Advisory Board.

The above appointees were invited 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 Councilwoman Ansari, seconded by Councilwoman O'Brien, that Items 6-24 be recommended for approval, except Item 23; and noting that Item 12 is as revised to reflect the location is in District 1. 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

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

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

**Summary**

Applicant
Kinga Hoffmann

Location
2828 W. Country Gables Drive
Council District: 1

Function
Festival

Date(s) - Time(s) / Expected Attendance
April 13, 2024 - 10 a.m. to 8 p.m. / 2,500 attendees
April 14, 2024 - 10 a.m. to 4 p.m. / 1,500 attendees

Staff Recommendation
Staff recommends approval of this application.

**This item was recommended for approval.**

**7** **Liquor License - Special Event - The Arizona Board of Regents (ASU)**

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

**Summary**

Applicant
Theresa Grewe

Location
6161 E. Mayo Blvd.
Council District: 2

Function
Luncheon

Date(s) - Time(s) / Expected Attendance
April 3, 2024 - 12:30 p.m. to 4:30 p.m. / 95 attendees

Staff Recommendation
Staff recommends approval of this application.

**This item was recommended for approval.**

**8 Liquor License - Special Event - St. Gabriel the Archangel Roman Catholic Parish Cave Creek**

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

**Summary**

Applicant
Keli Jo McCann

Location
32648 N. Cave Creek Road
Council District: 2

Function
Dinner

Date(s) - Time(s) / Expected Attendance
April 13, 2024 - 5:30 p.m. to 10 p.m. / 250 attendees

Staff Recommendation
Staff recommends approval of this application.

**This item was recommended for approval.**

**9 Liquor License - Special Event - St. Gabriel the Archangel Roman Catholic Parish Cave Creek**

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

**Summary**

Applicant
William Marcotte

Location
32648 N. Cave Creek Road
Council District: 2

Function
Festival

Date(s) - Time(s) / Expected Attendance
April 21, 2024 - 11:45 a.m. to 5 p.m. / 200 attendees

Staff Recommendation
Staff recommends approval of this application.

**This item was recommended for approval.**

**10 Liquor License - Corazon de Agave**

Request for a liquor license. Arizona State License Application 279173.

**Summary**

Applicant
Juanita Esparza, Agent

License Type
Series 12 - Restaurant

Location
4010 E. Bell Road, Ste. 101-102
Zoning Classification: C-2

Council District: 2

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

The 60-day limit for processing this application is April 1, 2024.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“The owner's of Cocimex Group, LLC are committed to upholding the highest standards for 'It's business practices & employees. They have been trained in the techniques of legal & responsibility and has taken Title

IV liquor training course. As the owner's and operators of the restaurant Mr. Rosas Calvillo & Mr. Vargas will oversee all employees and will provide a safe experience all staff & patrons."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Mr. Rosas Calvillo & Mr. Vargas of Cocimex Group, LLC wish to provide dining in a family restaurant environment w/the service of an alcoholic drink at the request of any patron over the age of 21 years. In addition Mr. Rosas Calvillo & Mr. Vargas will responsibly adhere to all the state and federal tax laws and maintain strict adherence to the security requirements of the city and state."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Attachment - Corazon de Agave - Data
Attachment - Corazon de Agave - Map

**This item was recommended for approval.**

**11 Liquor License - Carniceria Ponderosa 3**

Request for a liquor license. Arizona State License Application 278204.

**Summary**

Applicant
Carlos Portillo Rodriguez, Agent

License Type
Series 10 - Beer and Wine Store

Location
1909 W. Thunderbird Road
Zoning Classification: C-2
Council District: 3

This request is for a new liquor license for a specialty market. This location was previously licensed for liquor sales and does not have an

interim permit.

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

La Familia Carniceria (Series 10)
2801 E. Van Buren St., Phoenix
Calls for police service: 20
Liquor license violations: None

Carniceria Mi Ranchito #2 (Series 10)
5035 W. Southern Ave., #110, Phoenix
Calls for police service: 5
Liquor license violations: None

Ponderosa Carniceria (Series 10)
2340 E. Union Hills Drive, Phoenix
Calls for police service: 4
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have been through this process for three different businesses. As the holder of the license, I am diligent with the employees to ensure they follow and are knowledgeable of the regulations. We have complied with all the requirements placed by the licensing authorities at our other locations, and have not been issued any warnings/violations from any authority. I am just a hard-working man who believes in working an honest living to put my part into this community."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Carniceria used to be known only for the sale of meat. However we want a modern touch to introduce the local communities on our culture and cuisine. I want to offer the convenience of alcohol at our location to be part of the everyday person's life (every bbq, birthday, football game, and any family gathering). Ponderosa should be the first place to cross their mind to help make memories. A happy community makes for a healthy comunity. We want to be there to help them celebrate, and more so to do it responsibly."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Attachment - Carniceria Ponderosa 3 - Data
Attachment - Carniceria Ponderosa 3 - Map

**This item was recommended for approval.**

## 12 Liquor License - Taco Night & Tequila

Request for a liquor license. Arizona State License 277508.

**Summary**

Applicant
Jared M. Repinski, Agent

License Type
Series 12 - Restaurant

Location
3121 W. Peoria Ave. #104
Zoning Classification: C-2
Council District: 3

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

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

Chilaquiles Modern Kitchen (Series 12)
830 W. Southern Ave. #1, Mesa
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"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 & gas stations) similar to this proposed liquor licensed business, all businesses will prosper."

Staff Recommendation
Staff recommends approval of this application.

Attachments

Attachment - Taco Night & Tequila - Data
Attachment - Taco Night & Tequila - Map

**This item was recommended for approval as revised.**

**13 Liquor License - Stem Wine Company**

Request for a liquor license. Arizona State License Application 278410.

**Summary**

Applicant
Andrea Lewkowitz, Agent

License Type
Series 4 - Wholesaler

Location
2750 S. 18th Place, Ste. 150
Zoning Classification: A-2 RSIO
Council District: 4

This request is for a new liquor license for a wholesaler. This location was not previously licensed for liquor sales and does not have an interim permit. This business is currently being remodeled with plans to open April 2024.

The 60-day limit for processing this application is March 26, 2024.

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

Other Active Liquor License Interest in Arizona
The ownership of this business has an interest in other active liquor license(s) in the State of Arizona. This information is listed below and includes liquor license violations on file with 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.

Stem Wine Company (Series 4)

2750 S. 18th Place, Ste. 120, Phoenix
Calls for Police Service: 3
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Applicant's principals are experienced in wholesale liquor operations and committed to upholding the highest legal and business standards."

Staff Recommendation
Staff recommends approval of this application.

**This item was recommended for approval.**

**14 Liquor License - Starfish Lounge 2**

Request for a liquor license. Arizona State License Application 287070.

**Summary**

Applicant
Ian Likwarz, Agent

License Type
Series 6 - Bar

Location
1560 E. Osborn Road
Zoning Classification: C-2
Council District: 4

This request is for an ownership transfer of a liquor license for a bar. This

location was previously licensed for liquor sales and may currently operate with an interim permit. This business has plans to open in October 2024.

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

Sazerac (Series 6)
821 N. 2nd St., Phoenix
Calls for police service: 22
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 currently own + opperate a bar with a #6 liquor license in downtown Phoenix. We pride ourselves on running a safe and friendly environment for everyone of every background to enjoy.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“We will be preserving a local neighborhood establishment that has been in opperation for more than 30+ years. This establishment will bring members of the local comunity togethr in a both fun and safe environment. We serve the LGBTQQIAAP+ community.”

Staff Recommendation
Staff recommends approval of this application.

Attachments
Attachment - Starfish Lounge 2 - Data
Attachment - Starfish Lounge 2 - Map

**This item was recommended for approval.**

**15 Liquor License - New Tokyo Food Market**

Request for a liquor license. Arizona State License Application 278869.

**Summary**

Applicant
Suzue Bartlett, Agent

License Type
Series 10 - Beer and Wine

Location
3435 W. Northern Ave.
Zoning Classification: C-2
Council District: 5

This request is for a new liquor license for a convenience market. 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 April 1, 2024.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I completed the Basic Title 4 Class and Management class on 1-9-2024. I fully understand and agree to comply with State liquor laws and regulations."

The public convenience requires and the best interest of the community

will be substantially served by the issuance of the liquor license because: "The public will have the benefit of legal access to liquor and will be offered according to state regulations, to ensure appropriate handling and distribution."

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 - New Tokyo Food Market - Data
Attachment - New Tokyo Food Market - Map

**This item was recommended for approval.**

**16 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, Agent

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

Function
Comedy Event

Date(s) - Time(s) / Expected Attendance
April 13, 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.**

**17** **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
Performance

Date(s) - Time(s) / Expected Attendance
May 5, 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.**

**18** **Liquor License - First Watch #1046**

Request for a liquor license. Arizona State License Application 273470.

**Summary**

Applicant
Joanne Feinstein, Agent

License Type
Series 12 - Restaurant

Location
4723 E. Ray Road
Zoning Classification: C-2
Council District: 6

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and does not have an interim permit. This business has plans to open in April 2024.

The 60-day limit for processing this application is March 24, 2024.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"As Chief Legal Officer and Secretary of First Watch Restaurants, Inc., I personally have 20 plus years of management experience in the hospitality industry starting with Hard Rock Cafe International in 1997 and then at First Watch Restaurants beginning in 2018. First Watch

Restaurants, Inc. is a publicly traded company with 430+ restaurants in 28 states, and currently holds more than 262 liquor licenses in numerous jurisdictions across the United States. To date, First Watch has never had a citation or violation against one of those liquor licenses. First Watch participates in responsible server training as required by law and as a matter of good practice where optional in all our locations."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "The issuance of liquor licenses enhance First Watch's already successful business model and supports additional jobs in the restaurant. First Watch continues to be a family-oriented restaurant company with closing hours daily at 2:30 pm. The addition of alcoholic beverages on the menu provides a wider selection and enhanced experience for legal drinking age customers. First Watch's primary revenue generator continues to be food/meals, and the addition of alcoholic beverages to the menu provides additional options for customers."

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 - First Watch #1046 - Data
Attachment - First Watch #1046 - Map

**This item was recommended for approval.**

**19 Liquor License - Taco Viva**

Request for a liquor license. Arizona State License Application 277626.

**Summary**

Applicant
Lauren Merrett, Agent

License Type
Series 12 - Restaurant

Location
2815 E. Indian School Road
Zoning Classification: C-2
Council District: 6

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This business is currently under construction with plans to open in April 2024.

The 60-day limit for processing this application is March 25, 2024.

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

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

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

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

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

because:
“The applicant for this location is an established business owner. They have proven to be capable and reliable. They are responsible providers of alcohol and have met all requirements in Title 4 including awareness and understanding of liquor laws.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“This establishment was previously a restaurant and the public need and convenience is met by providing alcohol service as was the case previously.”

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 - Taco Viva - Data
Attachment - Taco Viva - Map

**This item was recommended for approval.**

**20 Liquor License - Special Event - Phoenix World Arts Collective**

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

**Summary**

Applicant
Carlos Montufar

Location
147 E. Adams St.
Council District: 7

Function
Concert

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

April 6, 2024 - 6:30 p.m. to 10 p.m. / 80 attendees

Staff Recommendation
Staff recommends approval of this application.

**This item was recommended for approval.**

**21 Liquor License - Hugo's**

Request for a liquor license. Arizona State License Application 273200.

**Summary**

Applicant
Andrea Lewkowitz, Agent

License Type
Series 12 - Restaurant

Location
817 N. 1st. St.
Zoning Classification: DTC - Evans Churchill West HP
Council District: 7

This request is for an acquisition of control of an existing liquor license for a restaurant. This location is currently licensed for liquor sales.

The 60-day limit for processing this application is March 24, 2024.

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

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

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

Applicant’s Statement

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

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

Staff Recommendation
Staff recommends approval of this application.

**This item was recommended for approval.**

**22 Liquor License - Mariscos El Viejon 2**

Request for a liquor license. Arizona State License Application 278785.

**Summary**

Applicant
Luis Rodriguez, Agent

License Type
Series 12 - Restaurant

Location
5150 W. McDowell Road
Zoning Classification: C-2
Council District: 7

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

The 60-day limit for processing this application is April 2, 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.

Mariscos El Viejon (Series 12)
835 E. Southern Ave., #6, Mesa
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have had one for 6 years in Mesa, AZ."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:

"To provide great food and drinks to the community and to the economy by offering more jobs."

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 - Mariscos El Viejon 2 - Data
Attachment - Mariscos El Viejon 2 - Map

**This item was recommended for approval.**

**24 Bingo License - Phoenix Lodge 335 of the Benevolent and Protective Order of Elks**

Request for a Class B Bingo License.

**Summary**
State law requires City Council approval before a State Bingo License can be issued.

Bingo License Types
Class A - gross receipts shall not exceed $75,000 per year
Class B - gross receipts shall not exceed $500,000 per year
Class C - anticipated gross receipts may exceed $500,000 per year

Applicant
Brenda Kayal

Location
14424 N. 32nd St.
Zoning Classification: PUD
Council District: 3

Staff Recommendation
Staff recommends approval of this application.

**This item was recommended for approval.**

**23 Liquor License - The Venue on 7th**

Request for a liquor license. Arizona State License Application 278507.

**Summary**

Applicant
Andrea Lewkowitz, Agent

License Type
Series 6 - Bar

Location
1125 N. 7th St.
Zoning Classification: C-2 ACOD
Council District: 8

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

The 60-day limit for processing this application is March 25, 2024.

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

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

Public Opinion

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

Applicant's Statement

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Applicant is developing a new hotel at the southeast corner of 7th Street and I-10, near Roosevelt Row and the Arts district. applicant would like to offer alcoholic beverages to guests 21 and over."

Staff Recommendation

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

Attachments

Attachment - The Venue on 7th - Data
Attachment - The Venue on 7th - Map

**Discussion**

Raleigh Dombek spoke in opposition on behalf of the Garfield organization due to the uniqueness of the property which made it different for normal commercial zoning. He noted the property was bounded by the Arizona Department of Transportation property and a freeway entrance ramp on the west, I-10 freeway on the north, a private business on the south and residential on the east. He said the neighbors wanted more information, especially since there was no business plan, before supporting this liquor license.

Councilwoman Hodge Washington requested staff address the location concerns.

Deputy City Clerk Kristen Lecuyer-Benavidez stated this was a request for a new Series 6 liquor license for a bar that was within a hotel. She explained the license would allow customers to purchase in the bar and consume throughout the hotel. She advised the location was vacant land, noting it was not uncommon for this type of license to be associated with that type of land. She added the location was not previously licensed for liquor sales so there was no interim permit in place, but required a use permit to allow outdoor dining and alcohol consumption.

Councilwoman Hodge Washington inquired since there was no business plan that when it was submitted to Planning and Development the information would be provided to the community for input.

Ms. Lecuyer-Benavidez replied that was correct, noting requirements for the application as outlined by the statutes were met by the applicant including a proposed drawing for the business. She affirmed the community would have further input opportunities related to the proposed building and project through the use permit hearings with the Planning and Development Department.

Councilwoman Hodge Washington indicated staff's responses addressed the concerns raised by the Garfield neighborhood.

A motion was made and seconded to approve this item.

Mayor Gallego thanked Councilwoman Hodge Washington for the follow-up as well as the Garfield neighborhood.

**A motion was made by Councilwoman Hodge Washington, seconded by Councilwoman O'Brien, that this item be recommended for approval. 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

## 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 support of Item 52.

**A motion was made by Councilwoman Ansari, seconded by Councilwoman O'Brien, that Items 25-93 be approved or adopted, except Items 25, 33-34, 48, 60-62, 65, 80 and 93. 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 26-32, Ordinance S-50662 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.

**26 Fiberquant Analytical Services**

For $111,000 in additional payment authority for Contract 155172, laboratory services for the Parks and Recreation and Human Resources departments. This contract provides specific analysis and reporting of bulk samples for asbestos, lead paint-coatings and mold throughout City facilities to ensure safety and facilities are up to code.

**This item was adopted.**

**27 Jackson White, PC, in trust for Boehle Properties, LLC**

For $262,860 to pay a court order entered against the City for judgment, plus statutory interest and taxable costs, in *City of Phoenix v. Boehle Properties, LLC*, Case CV2020-015689, a condemnation case for land

acquisition for the Light Rail Northwest Extension Phase II, for the Finance Department, pursuant to Phoenix City Code Chapter 42.

**This item was adopted.**

**28 MG Trust Investments, LLC, dba American Bindery & Mailing**

For $96,000 in payment authority for a new contract, entered on or about March 20, 2024, for a term of five years for mail processing services for the Police and City Clerk departments. This contract will provide mail processing services for special, first class, and bulk mailings on an as-needed basis. Mail processing services include labeling, collating, folding, inserting, sealing, tabbing, zip code sorting, and delivering mailings to the United States Post Office. This contract will primarily be used by the Police Department to process mailings of sex offender community notifications as required by Arizona Revised Statutes Title 13, Criminal Code section 13-3825.

**This item was adopted.**

**29 Arizona Blue Stake, Inc., dba Arizona 811**

For $56,500 in additional payment authority for Contract 144146 through Nov. 30, 2027, for Arizona 811 Associate Membership for Right-of-Way Excavation Notification Services for the Information Technology Services (ITS) Department. The contract provides ITS with a mobile field workforce software to receive, respond and manage notifications of excavation activity within the geographic area in which the City owns and operates underground facilities. Per Arizona Revised Statutes 40-360.21-32, participation in this program is a legal requirement for all underground facility owners-operators with the right to bury underground facilities in the right-of-way. Failure to receive excavation notices may result in damages to City-owned fiber optic cables, which can lead to service outages for the City's internal and external customers currently utilizing underground communication cables for voice, data, and video service.

**This item was adopted.**

**30 Spray Systems of Arizona, Inc.**

For $57,680 in additional payment authority for Contract 159019, Change Order 1 (AH20300003) for the Edison Impact Hub Abatement and Demolition, for the Housing Department. This Change Order is necessary

for removal and disposal of unforeseen asbestos containing materials and additional abatement time. This work was not included as part of the original bid. This project uses American Rescue Plan Act (ARPA) funds. There is no impact to the General Fund.

**This item was adopted.**

**31 Straight Arrow Contracting, LLC**

For $450,600 in additional payment authority for Contract 158152, Change Order 1 (ND30010035) for City-requested additional services that include upgrading fencing, increasing playground scope of work, and changes to sidewalk, curb and gutter installation for the Neighborhood Services and Parks and Recreation departments. This additional work is needed to renovate Falcon Park and was not included as part of the original bid. This project uses Community Development Block Grant funds. There is no impact to the General Fund.

**This item was adopted.**

**32 Settlement of Claim(s) Kwan v. City of Phoenix**

To make payment of up to $295,072 in settlement of claim(s) in *Kwan v. City of Phoenix*, 22-0745-001, GL, PD, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Water Services Department that occurred on Dec. 17, 2022.

**This item was adopted.**

**35 Request to Enter into Partnership Agreement with Northern Arizona University - Center for Service and Volunteerism, Arizona Climate Resilience Corps AmeriCorps Program**

**Summary**

The purpose of this agreement is to partner with Northern Arizona University's (NAU) Center for Service and Volunteerism, Arizona Climate Resilience Corps AmeriCorps Program. AmeriCorps Members through NAU will be dedicated to mitigating climate crisis and building resilience in Arizona.

Together with the Governor's Office of Youth, Faith, and Family, NAU's Center for Service and Volunteerism is part of a state-led Climate Corps initiative. With a $945,000 philanthropic grant and federal AmeriCorps funding, Arizona is one of five states participating in this effort. The

Arizona Climate Resilience Corps (AZCRC) project will complement the American Climate Corps and add to the momentum building to address the climate crisis across the country.

Funding for the state will support 75 AmeriCorps Members dedicated to mitigating the climate crisis across Arizona. Five Arizona Climate Resilience Corps AmeriCorps Members have been awarded to the City of Phoenix and will be placed in the Water Services Department, Office of Heat Response and Mitigation, and the Office of Sustainability. The value of these five AmeriCorps Members is approximately $98,400 funded by a philanthropic grant and federal funding, and made available through this partnership.

**Contract Term**

The agreement will be valid for five months from the date of execution by all parties but may be terminated for convenience by either party with written notice to the other party and/or could be continued next grant cycle starting in September 2024.

**Financial Impact**

There is no impact to the General Fund.

**Concurrence/Previous Council Action**

None.

**This item was approved.**

**36 Pre-Engineered Fabric Shade Structures Contract - COOP 24-0032 - Request for Award (Ordinance S-50663)**

Request to authorize the City Manager, or his designee, to enter into contracts with Shade N Net of Arizona, Inc., Shade Structures, Inc., dba USA Shade Fabric and Structures, and Dave Bang Associates, Inc., to provide a wide range of shade structures products and services for Citywide use. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed $2,750,000 over the life of the contracts.

**Summary**

These contracts will support efforts to repair and replace current shade structures throughout the City. Many existing shade structures are at the

end of their lifecycle, and these contracts will ensure that the departments can provide a wide range of shade structure products and services while maintaining uniformity at City sites.

**Procurement Information**

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved determination memo, based on special circumstances, alternative competition. The City is a member of Mohave Educational Services Cooperative (MESC) and these contracts were awarded through the competitive process, consistent with the City's procurement processes, as set forth in the Phoenix City Code, Chapter 43. Utilization of these agreements allows the City to benefit from MESC government pricing and volume discounts.

**Contract Term**

The contracts will begin on or about March 20, 2024, for a five-year term.

**Financial Impact**

The aggregate contract value will not exceed $2,750,000 for the five-year aggregate term. Funding is available in various department budgets.

**This item was adopted.**

**37 Electronic Agenda Management System and Video Streaming Service - RFA 19-117 - Amendment (Ordinance S-50665)**

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 149786 with Wildebeest Topco LLC, dba Granicus LLC, dba GovQA LLC, to extend the Contract term and allow additional expenditures. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $480,085.

**Summary**

This contract will provide subscriptions for the electronic agenda management system and video streaming service currently used by City staff to initiate, review, approve, compile, publish, and disseminate City Council reports, meeting agendas, and minutes. The video streaming service is used by PHX11 and the Information Technology Services Department to manage the live stream broadcast video for PHX11 (including City Council meetings and all other types of streamed video

content). These systems are critical to ensuring the public has access to information about matters being considered by the Council and to video record any of the proceedings as well.

This item has been reviewed and approved by the Information Technology Services Department BIRF 5719.

**Contract Term**
Upon approval the contract will be extended through April 2, 2029.

**Financial Impact**
Upon approval of $480,085 in additional funds, the revised aggregate value of the contract will not exceed $875,085. Funds are available in the City Clerk and Information Technology Services departments' budgets.

**Concurrence/Previous Council Action**
The City Council previously reviewed this request:
• Electronic Agenda Management System and Video Streaming Service Contract 149786 (Ordinance S-45480) on March 20, 2019.

**This item was adopted.**

38 **Crane Rentals - IFB 16-004 - Letter of Agreement to Extend Contract for Crane Rentals with H.K.B., Inc., dba Southwest Industrial Rigging (Ordinance S-50667)**

Request to authorize the City Manager, or his designee, to enter into Letter of Agreement with H.K.B., Inc., dba Southwest Industrial Rigging, to continue to provide crane rentals for Citywide use. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed, request to continue using Ordinances S-42151, S-48078, and S-49255.

**Summary**
The purpose of this Letter of Agreement is to continue to provide crane rental and operator services to City departments. These services are necessary for various facility operation projects requiring heavy lifting and hauling. The Contractor will perform services for Citywide departments, on an as-needed basis within the Phoenix metropolitan area.

**Contract Term**

The term of the Letter of Agreement will begin on or about March 20, 2024, and expire on Dec. 31, 2024.

**Financial Impact**
The aggregate value of the contract will not exceed $250,000 and no additional funds are needed.

**Concurrence/Previous Council Action**
The City Council previously reviewed this request:
Crane Rental Contract 141829 (Ordinance S-42151) on Nov. 18, 2015.
Crane Rental Contract 141829 (Ordinance S-48078) on Nov. 3, 2021.
Crane Rental Contract 141829 (Ordinance S-49255) on Nov. 14, 2022.

**This item was adopted.**

**39 Acceptance of an Easement for Temporary Turn Around Purposes (Ordinance S-50668)**

Request for the City Council to accept an easement for temporary turn around purposes; further ordering the ordinance recorded.

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

Easement (a)
Applicant: Deer Valley Industrial Venture, LLC, its successor and assigns
Purpose: Temporary Turn Around
Location: 1300 W. Alameda Road
Expires: The term of the Easement shall commence upon Grantee's occupancy of the easement area and shall automatically terminate and be vacated once Parkview Lane is extended to the east.
File: FN 230082
Council District: 1

**This item was adopted.**

**40 Acceptance of Easements for Vehicular Non-Access and Drainage Purposes (Ordinance S-50696)**

Request for the City Council to accept easements for vehicular non-access and drainage purposes; further ordering the ordinance

recorded.

**Summary**

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

Easement (a)
Applicant: 5051 W. Cactus Road, LLC; its successor and/or assigns
Purpose: Vehicular non-access
Location: 5051 W. Cactus Road
File: 240007
Council District: 1

Easement (b)
Applicant: Mangat Investment, LLC; its successor and/or assigns
Purpose: Drainage
Location: 2715 N. Black Canyon Highway
File: 230118
Council District: 2

Easement (c)
Applicant: Phoenix Jones Partners, LLC; its successor and/or assigns
Purpose: Drainage
Location: 3500 S. 59th Ave.
File: 230098
Council District: 7

Easement (d)
Applicant: Buckeye JV, LLC; its successor and/or assigns
Purpose: Drainage
Location: 10401 W. Buckeye Road (10333 W. Buckeye Road)
File: 210107
Council District: 7

Easement (e)
Applicant: SAFStor 83rd, LLC; its successor and/or assigns
Purpose: Drainage
Location: 1400 S. 83rd Ave.

File: 230114
Council District: 7

**This item was adopted.**

**41 Acceptance and Dedication of a Deed and Easements for Roadway, Public Utility, Sidewalk and Multi-use Trail Purposes (Ordinance S-50687)**

Request for the City Council to accept and dedicate a deed and easements for roadway, public utility, sidewalk and multi-use trail purposes; further ordering the ordinance recorded.

**Summary**

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

Easement (a)
Applicant: 5051 W. Cactus Rd, LLC; its successor and/or assigns
Purpose: Sidewalk
Location: 5051 W. Cactus Road
File: 240007
Council District: 1

Easement (b)
Applicant: Scatter Wash Real Estate Holdings, LLC; its successor and/or assigns
Purpose: Multi-use Trail
Location: 24905 N. 7th Ave.
File: 240006
Council District: 1

Easement (c)
Applicant: Red Door Assets, LLC; its successor and/or assigns
Purpose: Public Utility
Location: 298 W. Georgia Ave.
File: 230106
Council District: 4

Deed (d)

Applicant: Phoenix Jones Partners, LLC; its successor and/or assigns
Purpose: Roadway
Location: 3500 S. 59th Ave.
File: 230097
Council District: 7

Easement (e)
Applicant: Western States Decking Holding, LLC; its successor and/or assigns
Purpose: Public Utility and Sidewalk
Location: 2402 S. 7th Ave.
File: 230103
Council District: 7

Easement (f)
Applicant: Alfredo Urquidez Cota and Olga Armenta; its successor and/or assigns
Purpose: Public Utility
Location: 931 W. Sunland Ave.
File: 240004
Council District: 7

Easement (g)
Applicant: HH-South Mountain, LLC; its successor and/or assigns
Purpose: Multi-use Trail
Location: 6032 S. 16th St.
File: 240002
Council District: 8

**This item was adopted.**

**42 Heating Ventilation and Air Conditioning Exhaust and Duct Cleaning Requirements Contract - IFB 24-078 (Ordinance S-50685)**

Request to authorize the City Manager, or his designee, to enter into contracts with Coit Services, Inc., and KM Facility Services, LLC, to provide heating, ventilation, and air conditioning (HVAC) duct and exhaust cleaning services for the Fire, Aviation, and Public Works departments. Further request to authorize the City Controller to disburse funds related to this item. The value of the contract will not exceed $800,000.

**Summary**

The contracts will provide maintenance, cleaning, sanitizing, and repair of HVAC duct and exhaust systems and kitchen vent systems at various Citywide facilities for the Fire, Aviation, and Public Works departments. Regular cleaning and maintenance are critical to ensure proper operation of the HVAC systems and equipment. Failure to maintain these systems in proper working conditions increases the risk of health and safety issues for customers and employees at these facilities.

**Procurement Information**

An Invitation for Bid was conducted in accordance with Administrative Regulation 3.10. Three vendors submitted bids to posted specifications and were determined to be responsive and responsible for providing the required goods and services. Following an evaluation based on price, the procurement officer recommends award to the following vendors:
KM Facility Services, LLC;
Coit Services, Inc.

**Contract Term**

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

**Financial Impact**

The value of the contract will not exceed $800,000. Funds are available in the Fire, Aviation, and Public Works departments' budgets.

**This item was adopted.**

**43 Concrete Flatwork Contract - IFB 19-089 - Amendment (Ordinance S-50688)**

Request to authorize the City Manager, or his designee, to execute amendment to Contract 149762 with BMS Holdings III Corp to extend contract term. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed, request to continue using Ordinance S-45598.

**Summary**

This contract will provide City departments with all labor, tools, equipment, materials, permits, transportation and associated services necessary to perform concrete flatwork services.

**Contract Term**
Upon approval the contract will be extended through July 1, 2025, with an option to extend through July 1, 2026.

**Financial Impact**
The aggregate value of the contract will not exceed $2,761,059.60, and no additional funds are needed.

**Concurrence/Previous Council Action**
The City Council previously reviewed this request:
Concrete Flatwork Contract 149762 (Ordinance S-45598) on May 1, 2019.

**This item was adopted.**

**44 Sand, Rock, Quarried Materials Contract - IFB-24-0056 - Request for Award (Ordinance S-50689)**

Request to authorize the City Manager, or his designee, to enter into contracts with Green Dream International, LLC; Lincoln Constructors, Inc.; and Material Delivery. Inc., dba MDI Rock to provide sand, rock, and quarried materials for Citywide departments. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed $5,575,350.

**Summary**
These contracts will provide a wide variety of sand, rock, and quarried materials for City departments, including but not limited to Water Services, Street Transportation, Aviation, and Parks and Recreation. The materials are required to ensure compliance with dust control and to prevent storm water from running off City sites during normal rain events. Additionally, the materials are used for landscape projects, maintaining City streets and various parks around the city.

**Procurement Information**
An Invitation for Bid procurement was processed 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 vendor(s):

Selected Bidders
Green Dream International, LLC
Lincoln Constructors, Inc.
Material Delivery, Inc., dba MDI Rock

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

**Financial Impact**
The aggregate contracts value will not exceed $5,575,350. Funding is available in various department operating budgets.

**This item was adopted.**

**45 Safety Equipment and Supplies - COOP 20-062 - Amendment (Ordinance S-50694)**

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 151619 with Ritz Safety Corp., dba Ritz Safety LLC & AGS Safety and Supply, for the purchase of safety equipment and supplies for departments Citywide. Further request to authorize the City Controller to disburse all funds related to this item. Additional expenditures will not exceed $600,000.

**Summary**
This contract will provide personal protective equipment (PPE) and supplies to meet the Occupational Safety and Health Act 5 (a)(1) General Duty Clause, which states each employer "shall furnish to each of his employees employment and a place of employment which are free from recognized hazards that are causing or are likely to cause death or serious physical harm to his employees." Administrative Regulation 2.313 sets administrative controls to eliminate employee exposure to unsafe conditions preventing harm or injury to City employees in departments Citywide. The City purchases PPE and supplies, which may include, but are not limited to: safety glasses, ear plugs, gloves, hard hats, safety vests, first aid kits, and other general safety supplies. The requested products are critical to safe Citywide operations.

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

**Financial Impact**
Upon approval of $600,000 in additional funds, the revised aggregate value of the contract will not exceed $2,600,000. Funds are available in the various department budgets.

**Concurrence/Previous Council Action**
The City Council previously reviewed this request:
Safety Equipment and Supplies Contract 151619 (Ordinance S-46325) on Jan. 29, 2020.

**This item was adopted.**

**46 Surety Bonds Placement and Related Services Contract with USI - RFP 18-01 RMD - Amendment (Ordinance S-50698)**

Request to authorize the City Manager, or his designee, to execute amendment to Contract 149729 with USI Insurance Services National, Inc., to extend the contract term by one year, with two one-year options to extend and add additional funds. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $87,000.

**Summary**
The contract will provide services on an as-needed basis dependent upon the City's requirements for condemnation bonds, notary bonds, public official bonds and other surety needs. The extension will allow sufficient time to explore alternatives to insurance and surety programs, and potentially establish an insurance captive. The services are essential to ensure continuity with minimal impact to the insurance and surety programs that protect the City from financial harm.

**Contract Term**
Upon approval the contract will be extended through April 25, 2025, with two one-year options to extend.

**Financial Impact**
Upon approval of $87,000 in additional funds, the revised aggregate

value of the contract will not exceed $232,000. Funds are available in the Risk Management Self-Insurance Trust.

**Concurrence/Previous Council Action**

The City Council previously approved this request:

Insurance Brokerage and Related Consulting Services Contract (Ordinance S-45208) on Dec. 5, 2018.

**This item was adopted.**

**47 Laboratory Equipment and Supplies - RFP16000231 - Amendment (Ordinance S-50702)**

Request to authorize the City Manager, or his designee, to execute amendment to Contract 145861 with Fisher Scientific Company, LLC to extend contract term. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed, request to continue using Ordinance S-43659.

**Summary**

This contract will provide vital laboratory equipment and supplies for the Police and Water Services departments' daily laboratory operations. The National Association of State Procurement Officials ValuePoint Cooperative was adopted to obtain best value and in some cases achieve more favorable pricing than what is obtainable by an individual state or local government facility.

**Contract Term**

Upon approval the contract will be extended through May 31, 2024.

**Financial Impact**

The aggregate value of the contract will not exceed $7,775,000 and no additional funds are needed.

**Concurrence/Previous Council Action**

The City Council previously reviewed this request:

Laboratory Equipment and Supplies, Contract 145861 (Ordinance S-43659) on June 21, 2017;

Laboratory Equipment and Supplies, Contract 145861 (Ordinance S-47395) on March 17, 2021;

Laboratory Equipment and Supplies, Contract 145861 (Ordinance

S-47913) on Sept. 8, 2021; and
Laboratory Equipment and Supplies, Contract 145861 (Ordinance S-49383) on Feb. 1, 2023.

**This item was adopted.**

**49 Legal Services - Contract for Legal Services with Bergin, Frakes, Smalley & Oberholtzer, PLLC (Ordinance S-50697)**

Request to authorize the City Attorney, through the City Manager or his designee, to enter into an Agreement with Bergin, Frakes, Smalley & Oberholtzer, PLLC, to provide outside counsel services to assist the Aviation Department to implement aspects of the Airport's Land Reuse Strategy. Further request to continue using funds previously approved via Ordinances S-47701 and S-49864. Additionally request to authorize the City Controller to disburse all funds related to this item.

**Summary**
In 1999, Phoenix Sky Harbor International Airport instituted a Voluntary Acquisition and Relocation Services program to acquire properties exposed to certain levels of aircraft noise. 782 property owners out of 1,100 eligible properties chose to sell their property to the City's Aviation Division during this voluntary program.

The Federal Aviation Administration (FAA) requires airports with this land to inventory them and develop a plan for their amenable reuse. Aviation staff developed the PHX Land Reuse Strategy, which was an opportunity for Aviation to engage the community in establishing a vision for the reuse of lands and defining a path for neighborhood improvement.

Legal services are needed to implement aspects of the Land Reuse Strategy, including rezoning. Bergin, Frakes, Smalley & Oberholtzer, PLLC, has the necessary expertise in redevelopment, planning, and zoning law.

**Procurement Information**
Legal services are exempt from the Procurement Code. This agreement is required to provide legal services critical to the City.

**Contract Term**
The term of the agreement is three years, with two one-year options to

extend the term, which may be exercised at the discretion of the City Manager or designee.

**Financial Impact**
No additional funds are needed.

**Concurrence/Previous Council Action**
The City Council previously approved outside counsel legal services with various law firms and lawyers on an as-needed basis:
Outside Counsel Legal Services (Ordinance S-47701) on June 16, 2021;
Outside Counsel Legal Services (Ordinance S-49864) on June 14, 2023.

**This item was adopted.**

**50 ARPA Phoenix Resilient Food System Program - Arizona State University - Amendment (Ordinance S-50704)**

Request to authorize the City Manager, or his designee, to amend Ordinance S-49079 with Arizona State University (ASU) to allow an agreement extension for the American Rescue Plan Act (ARPA) Phoenix Resilient Food System Program for the Office of Environmental Programs. The ordinance term for the ASU - Food Waste and Composting Education Project extension will begin on July 1, 2023 and is valid through Jan. 31, 2025. All agreements may be extended based on available funding, which extensions may be executed by the City Manager, or his designee. The contract may contain other terms and conditions deemed necessary by City staff.

**Summary**
In response to the COVID-19 pandemic, the Office of Environmental Programs (OEP) developed the American Rescue Plan Act (ARPA) Phoenix Resilient Food System Program, a food assistance plan to address the food needs of vulnerable populations and communities impacted by COVID-19. The following projects will provide inclusive economic and business opportunities and training, decrease food insecurity and hunger, and reduce food waste in Phoenix.

<u>ASU - Food Waste and Composting Education Project</u>
This one-year program will provide food waste and composting education, training, and access to a compost service for up to 400 residents living in COVID-19-impacted areas and food deserts in

Phoenix. Participants will learn how to decrease food loss and waste through practical and usable tips. By learning about and adopting better practices, COVID-19-impacted households can save money and become more food-secure.

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

**Contract Term**
Upon approval the contracts will be extended as follows:
ASU - Food Waste and Composting Education Project through Jan. 31, 2025.

All agreements may be extended based on available funding, which extensions may be executed by the City Manager, or his designee.

**Financial Impact**
There is no impact to the General Fund. Funding is available through the City's allocation of the ARPA funding to the Phoenix Resilient Food System Program by the ARPA Strategic Plan approved by the Mayor and Council.

The aggregate expenditures of these contracts will not exceed the following:
$310,000 for the ASU - Food Waste and Composting Education Project.

**Concurrence/Previous Council Action**
The City Council previously reviewed this request:
ARPA Phoenix Resilient Food System Program - Enter into Agreements with Arizona State University and St. Mary's Food Bank on Oct. 12, 2022.

**This item was adopted.**

**51 Tenant Background Screening Services - RFP FY23-086-05 - Request for Award (Ordinance S-50670)**

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

contract with ONLINE Information Services Inc., dba ONLINE Rental Exchange to provide background screening services for the Housing 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 $575,000.

**Summary**

This contract will provide comprehensive national criminal, county, state, police, and Office of Foreign Assets Control and Specifically Designated Nationals (OFAC/SDN) searches for all applicants and participants. The U.S. Department of Housing and Urban Development requires all Public Housing Authorities to conduct background screenings on all applicants for and residents of public housing and the Housing Choice Voucher Program.

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

**Procurement Information**

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

Five vendors submitted proposals, and four proposals were deemed responsive and responsible. An evaluation committee of City staff evaluated those offers based on the following criteria with a maximum possible point total of 1,000:

Service Methodology (0-450 points)
Organizational Capacity and Reporting (0-300 points)
Pricing (0-250 points)

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

ONLINE Rental Exchange: 687 points

**Contract Term**

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

**Financial Impact**

The aggregate contract value will not exceed $575,000. There is no impact to the General Fund. Funds will come from Federal grant resources.

**This item was adopted.**

**52 Authorization to Amend Emergency Shelter/Heat Related Respite Operator and Supportive Services Qualified Vendor List and Increase Authority (Ordinance S-50706)**

Request authorization for the City Manager, or his designee, to amend the Emergency Shelter/Heat Related Respite Operator and Supportive Services Qualified Vendor List (QVL) to add $1,388,933 in a combination of funding sources including the General Fund, American Rescue Plan Act (ARPA), Arizona Department of Housing (ADOH), and Maricopa County, for a new not to exceed amount of $31,441,780. Additionally, request authority to include ADOH and Maricopa County funds as funding sources in the existing QVL and to use the QVL to contract with Community Bridges, Inc. pursuant to City Council Ordinance S-50419, section 2. Further request authorization for the City Controller to disburse funds for the life of the QVL. Funding is available in the Human Services Department's operating budget and via existing federal, state, and county grant funding.

**Summary**

The Office of Homeless Solutions (OHS) provides support and services for persons experiencing homelessness and is committed to ending homelessness through a comprehensive, regional approach to housing and services. With the dramatic rise of unsheltered individuals experiencing homelessness during and after the COVID-19 pandemic, OHS is allocating additional resources to serve this population and focus on housing and services for those most vulnerable. Qualified vendors from this procurement could be awarded future contracts for specific projects when opportunities become available. Contracts awarded include City-owned projects in need of temporary emergency shelter/heat related respite operators and/or supportive services to individuals or families experiencing homelessness. Through use of the QVL, OHS will be contracting with Community Bridges, Inc., to operate two overnight heat respite sites and provide navigation services at cooling centers

operated within Phoenix Public Library facilities and a senior center located at:

Cholla Library - 10050 N. Metro Pkwy. E. (cooling center);
Harmon Library - 1325 S. 5th Ave. (cooling center);
Yucca Library - 5648 N. 15th Ave. (cooling center);
Burton Barr Library - 1221 N. Central Ave. (daytime and overnight respite); and
Senior Opportunities West - 1220 S. 7th Ave. (overnight respite).

**Contract Term**

The term of the QVL will remain unchanged from Feb. 1, 2023, through June 30, 2028.

**Financial Impact**

The total cost of the contracts will not exceed $31,441,780 over the life of the QVL. Funding is available in the Human Services Department's operating budget and via existing grant funding.

**Concurrence/Previous Council Action**

On Jan. 25, 2023, the City Council approved the QVL with Ordinance S-49352.
On June 28, 2023, the City Council approved an additional $13.3 million with Ordinance S-49924.
On Dec. 13, 2023, the City Council approved an additional $6,752,847 with Ordinance S-50419.

**Locations**

Cholla Library, 10050 N. Metro Pkwy. E.
Harmon Library, 1325 S. 5th Ave.
Yucca Library, 5648 N. 15th Ave.
Burton Barr Library, 1221 N. Central Ave.
Senior Opportunities West, 1220 S. 7th Ave.
Council Districts: 1, 4, 7, 8 and Citywide

**This item was adopted.**

**53 Authorization to Amend Contract 157666 with Community Bridges, Inc., for Rio Fresco Emergency Shelter Operations (Ordinance**

**S-50692)**

Request to authorize the City Manager, or his designee, to amend Contract 157666 with Community Bridges, Inc. (CBI), to remove $200,000 of American Rescue Plan Act (ARPA) funds and add $200,000 of Maricopa Association of Governments (MAG)/Town of Paradise Valley (PV) grant funds. Further request to authorize the City Controller to disburse all funds related to this item. There is no impact to the General Fund. Funding is available through the MAG/PV Grant funding.

**Summary**

The Office of Homeless Solutions applied for and was awarded $200,000 in funding from PV to help supplement the Rio Fresco Shelter budget, specifically to fund meals at the shelter. The PV funding will replace ARPA funds in this contract, allowing the pandemic-era funding to be utilized on other vital programs supporting those experiencing homelessness. CBI provides bridge housing and supportive services to individuals experiencing homelessness at Rio Fresco, located at 2425 S. 24th St. Temporary lodging is provided to individuals experiencing homelessness as CBI moves individuals to either housing or appropriate services with the end goal of ending their homelessness. Supportive services are also provided to support long-term success in retaining housing.

**Contract Term**

The term of this contract will remain unchanged, which began on Nov. 1, 2022, and will end on or before Dec. 31, 2024.

**Financial Impact**

Expenditures will remain unchanged and will not exceed $13.1 million. There is no impact to the General Fund. Funding is available through the MAG/PV Grant funding.

**Concurrence/Previous Council Action**

On July 1, 2022, the City Council approved Contract 157666 with Ordinance S-48895.

On Dec. 6, 2023, the City Council approved an increase in funding to Contract 157666 with Ordinance S-50360.

**Location**
Rio Fresco, 2425 S. 24th St.
Council Districts: 8 and Citywide

**This item was adopted.**

**54 Retroactive Authorization to Apply for, Accept and Disburse Grant Funding from the Arizona Office of the Attorney General (Ordinance S-50691)**

Request to authorize the City Manager, or his designee, to retroactively apply for and accept funding from the Arizona Office of the Attorney General (AGO). Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item in an amount not to exceed $58,808.24. Funding is available from the Arizona Office of the Attorney General.

**Summary**
The AGO makes funds available to Family Advocacy Centers engaged in providing services to the victims of violent crime, specifically victims of domestic violence, sexual assault and the surviving family members of homicide victims and vehicular homicide and other violent crimes.

Funding awarded to the City of Phoenix Human Services Department, Victim Services Division will be used at the Family Advocacy Center (FAC) to provide services to FAC clients. These funds will support the delivery of trauma-informed care by Victim Advocates and allow for the purchase of items to enhance the safety and well-being of FAC clients.

The Human Services Department was notified of the grant opportunity in January 2024 not allowing time to request authorization to apply and accept funding in advance.

**Contract Term**
This grant term is Jan. 1, 2024 through Dec. 31, 2024.

**Financial Impact**
Expenditures will not exceed $58,808.24. Funding is available from the AGO. There is no impact to the General Fund.

**Location**
2120 N. Central Ave. Suite 250
Council Districts: 4 and Citywide

**This item was adopted.**

**55 Authorization to Enter into Contracts with Health Current dba Contexture Arizona and Unite USA, Inc. and for Exceptions to Section 42-18 of City Code (Ordinance S-50686)**

Request to authorize the City Manager, or his designee, to enter into contracts with Health Current dba Contexture Arizona, an Arizona non-profit corporation, and Unite USA, Inc. to provide software services to coordinate electronic referrals between health care organizations and community-based organizations for the Business and Workforce Development Division (BWDD) of the Human Services Department and the Community and Economic Development Department. There is no impact to the General Fund as these software services are offered free of charge. Additionally, request an exception to Phoenix City Code section 42-18 to authorize the inclusion of indemnification and limitation of liability provisions that would otherwise be prohibited in both contracts.

**Summary**
BWDD intends to utilize this software to receive and distribute referrals for clientele that can help provide them with access to services offered by in and out-of-network partners across the Contexture network via the Unite Us Platform, operated by Unite USA, Inc. BWDD serves as the Workforce Innovation and Opportunity Act (WIOA) - Title IB service provider for Adult and Dislocated Worker career services. The Unite Us referral platform will allow the division to effectively engage with other WIOA title partners as well as the State of Arizona in referral services.

Health Current dba Contexture operates health information exchanges (HIE), as well as other business lines and data services. Contexture has teamed with the Arizona Health Care Cost Containment System (AHCCCS) and 2-1-1 Arizona (operated by Solari) to implement a statewide referral system to address social determinants of health (SDOH) needs in Arizona and to provide HIE participants with access to SDOH data critical to AHCCCS' Whole Person Care Initiative and to ensure better care coordination, case management and health outcomes for Arizonans (collectively, the "CommunityCares" program). Contexture

has contracted with Unite USA, Inc. to use the Unite Us Platform as part of the CommunityCares program. Thus, agreement to Contexture's and Unite USA, Inc.'s industry-standard limitation of liability and indemnity language is necessary to take advantage of the free CommunityCares program.

Accordingly, staff request an exception to Phoenix City Code section 42-18 to authorize the inclusion of indemnification and limitation of liability provisions that would otherwise be prohibited in contracts with both Contexture and Unite USA, Inc.

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

**Contract Term**
These contracts shall commence on or about March 31, 2024, and will continue until terminated.

**Financial Impact**
There is no impact to the General Fund.

**This item was adopted.**

**56 Authorization to Amend Contract 159373 with the Arizona Department of Housing (Ordinance S-50700)**

Request to authorize the City Manager, or his designee, to extend Contract 159373 with the Arizona Department of Housing (ADOH) through Sept. 30, 2024. Further request to authorize the City Controller to disburse all funds related to this item for the life of the contract. Funding is available from ADOH.

**Summary**
ADOH provides funding for housing and housing related services and currently has available funding for homeless shelter and services. The original expiration date of the City's funding award was June 30, 2024. By extending the contract period to Sept. 30, 2024, the City is able to fully expend all grant funds. Grant funding will be used to continue programs that provide shelter and services to unsheltered persons who are experiencing homelessness. Allowable activities include, but are not limited to: shelter operating support at temporary lodging facilities, shelter

operating support at existing shelters, and the acquisition and operational costs at the Safe Outdoor Space.

Funding will also be used in the continued support of efforts to address the area around the Human Services Campus, Inc. dba Keys to Change.

**Contract Term**
The grant term began on or about July 1, 2023, and will be extended through Sept. 30, 2024.

**Financial Impact**
Funding remains unchanged in an amount up to $13.3 million provided by ADOH. No matching funds are required. There is no impact to the General Fund.

**Concurrence/Previous Council Action**
On June 28, 2023, the City Council approved Contract 159373 with Ordinance S-49987.

**Location**
City Center, 600 W. Van Buren St.
Safe Outdoor Space, 1537 W. Jackson St.
Howard Johnson Temporary Lodging, 4120 E. Van Buren St.
Council Districts: 7, 8 and Citywide

**This item was adopted.**

**57 Authorization to Enter Into an Intergovernmental Agreement with Maricopa County Department of Public Health (Ordinance S-50701)**

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with Maricopa County (County) to fund increased access to heat relief in locations that are accessible to those most in need of services. The total value of this IGA will not exceed $1,538,898. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. Funding is available from the County.

**Summary**
Funding awarded to the City from the County will be utilized to increase the number of heat relief locations, expand daytime heat relief services,

and add overnight heat relief services in Phoenix. Expansion will include extended hours at three daytime sites and the addition of two new overnight heat relief centers for people in need this summer. The two overnight locations can accommodate 50 individuals per day.

**Contract Term**
The term of the IGA will begin on or about April 1, 2024, and end on Dec. 31, 2024.

**Financial Impact**
The total value of the IGA will not exceed $1,538,898. Funding is available from the County. There is no impact to the General Fund.

**Location**
Three Extended Hour Locations: Cholla, Yucca, and Harmon Libraries
Two Overnight Locations: Burton Barr Library and Senior Opportunities West
Council Districts: 1, 4, 7 and 8

**This item was adopted.**

**58 Request to Amend Agreements with Joshua Weiner, dba Flowcus to Change Funding Source (Ordinance S-50705)**

Request to authorize the City Manager, or his designee, to amend contract funding artwork design (Agreement 155748) and fabrication and installation (Agreement 157842) with Joshua Weiner, dba Flowcus, from Community Development Block Grant (CDBG) entitlement to Housing Department's Affordable Housing Funds. Authorization is also requested for the City Controller to disburse all funds for the life of this contract. There is no impact to the General Fund.

**Summary**
The amendments to replace the funding source for the Eastlake Park Streetscape Arts Project's design and fabrication and installation services are necessary subsequent to a lack of required approvals from the Department of Housing and Urban Development (HUD) for the release of CDBG funds. This public arts project supports the adjacent Edison-Eastlake Choice Neighborhoods grant activities.

In October 2021, a design contract with Flowcus for an amount not to

exceed $19,000 was approved by City Council. In June of 2022, City Council approved the execution of a fabrication and installation agreement for an amount not to exceed $250,000 with the same contractor. Following this action, staff worked with the owners of the two prominent site locations to finalize the exact placement of the public artwork. Due to the delay in finalizing the locations, work under the contract could not begin when originally planned.

The change in funding from CDBG to Affordable Housing Funds will have no impact on the project's budget.

**Financial Impact**

The aggregate contracts' value will not exceed $269,000. Funding is available in the Housing Department's Affordable Housing Funds. Payments may be made up to agreement limits, which may extend past the agreement termination. There is no impact to the General Fund.

**Concurrence/Previous Council Action**

On Oct. 27, 2021, the design agreement with Flowcus was approved by City Council.

On June 1, 2022, the Community and Cultural Investment Subcommittee recommended City Council approval to enter into contract with Joshua Weiner, dba Flowcus, by a 4-0 vote.

On June 15, 2022, City Council approved entering into contract with Joshua Weiner, dba Flowcus.

On Jan. 25, 2023, City Council approved an updated contract term with Joshua Weiner, dba Flowcus.

On Nov. 1, 2023, City Council approved an updated contract term with Joshua Weiner, dba Flowcus.

**Location**

Southwest corner of 16th and Washington streets, and southwest corner of 16th and Jefferson streets

Council District: 8

**This item was adopted.**

**59 Intergovernmental Agreements with Multiple School Districts for Phoenix Afterschool Center Sites (Ordinance S-50693)**

Request to authorize the City Manager, or his designee, to execute agreements between the Parks and Recreation Department and multiple school districts and charter schools for Phoenix Afterschool Center (PAC) sites throughout Phoenix. Further, request to grant an exception pursuant to Phoenix City Code section 42-18 authorizing indemnification or assumption of liability provisions that otherwise would be prohibited for the agreements. There is no financial impact associated with this item.

**Summary**

The Parks and Recreation Department's PAC program is an affordable after school recreation and enrichment program for youth ages 6 to 13. PAC has historically served approximately 1,400 youth daily at more than 30 school sites throughout the City. PAC provides a fun, supportive and educational atmosphere during the crucial after school hours. PAC's programming includes organized physical activity; games; Science, Technology, Engineering, Arts and Math (STEAM) educational enrichment; and homework assistance.

The department partners with school districts to offer the PAC program directly at school sites throughout the city. The PAC program serves at least one school in the following 12 school districts: Balsz, Cartwright, Creighton, Osborn, Paradise Valley, Riverside, Roosevelt, Tempe, Tolleson, Union, Washington and Wilson. Additionally, there are two charter school PAC sites located at Arizona State University Preparatory Academy and AmeriSchools Academy.

To facilitate the PAC program, the department requires each school district or charter school to enter into an Intergovernmental Agreement (IGA) or a Memorandum of Agreement (MOA). Upon approval, the school districts and charter schools will be provided a draft agreement that includes their site(s), responsibilities for each party and program information to take to their respective governing boards for approval. The list of school sites is provided in **Attachment A**. The Department is at its maximum number of PAC sites based on the current funding allocated to the Parks and Recreation Department.

**Contract Term**

The term for the agreements will be for five years with an expiration of July 2029.

**Financial Impact**

There is no financial impact associated with this item.

**This item was adopted.**

**63 Neutral Host Distributed Antenna System Contract - Request for Award (Ordinance S-50676)**

Request to authorize the City Manager, or his designee, to enter into a contract with Smart City Networks to provide a Neutral Host Distributed Antenna System (NH-DAS) for the Phoenix Convention Center Department (PCCD). Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. The gross sales for the contract are estimated to produce $5,520,187 over the 10-year aggregate term, resulting in approximately $1,932,065 in revenue to the City.

**Summary**

This contract will provide an improved NH-DAS to enhance cellular coverage in PCCD's North, South and West buildings and Symphony Hall. The system will support all commercial cellular spectrum, wireless services providers, cellular technologies and associated standards/wireless protocols of all major carriers including AT&T, Verizon and T-Mobile/Sprint. Additionally, the system will support public safety communication equipment requirements as specified by the City to enhance communication within the Phoenix Convention Center and Symphony Hall for the Fire and Police departments.

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

**Procurement Information**

A Revenue Contract Solicitation procurement was processed in accordance with City of Phoenix Administrative Regulation 3.10.

Seven vendors submitted responses, and the following were evaluated after deemed to be responsive and responsible.

The evaluation panel recommendations were reached by consensus in consideration of published selection criteria with total points ranging from

0 - 1,000:

| | |
|---|---|
| Technical expertise and experience | 0-350 points |
| Operational efficiency | 0-250 points |
| Customer service | 0-250 points |
| Financial return to the City | 0-150 points |

The following Proposer is selected for award:

Selected Vendor:
Smart City Networks - 1,000.00 points

Additional Proposers:

| | |
|---|---|
| Concourse Communications Group, LLC. - | 893.70 points |
| CST Core, LLC. - | 613.70 points |
| Wireless Everywhere, LLC. dba Airtower Networks - | 470.00 points |

**Contract Term**
The contract will begin on or about July 1, 2024, for a 10-year term with one five-year option to extend.

Construction may commence after City Council approval. The NH-DAS must be completed and operational by Dec. 31, 2024, with constant monitoring and management throughout the term of the contract.

**Financial Impact**
The Contractor will pay 35 percent of gross receipts over the 10-year term, resulting in approximately $1,932,065 in revenue to the City.

**Location**
General Location: Phoenix Convention Center and Venues
Council Districts: 7 and 8

**This item was adopted.**

**64 AZ Automated Fingerprint Identification System (AZAFIS) System Hardware and Maintenance - ADSPO13-038750 - Amendment (Ordinance S-50677)**

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

amendment to Contract 145675 with Idemia Identity & Security USA, LLC, 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 $668,404.

**Summary**

This contract will provide the Police Department's Information Technology Bureau the ability to purchase automated fingerprint system equipment and maintenance to provide support to the AZAFIS network located at various bureaus and precincts throughout the City.

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

**Contract Term**

Upon approval the contract will be extended through Oct. 31, 2025.

**Financial Impact**

Upon approval of $668,404 in additional funds, the revised aggregate value of the contract will not exceed $2,302,373. Funds are available in the Police Department’s budget.

**Concurrence/Previous Council Action**

The City Council previously reviewed this request:

Fingerprint System Requirements Contract 145675 (Ordinance S-43768) on June 28, 2017;

Automated Fingerprint Identification System Contract 145675 (Ordinance S-46800) on June 24, 2020;

Automated Fingerprint Identification System Contract 145675 (Ordinance S-47679) on June 16, 2021;

Automated Fingerprint Identification System Contract 145675 (Ordinance S-48758) on June 15, 2022; and

AZAFIS System Hardware and Maintenance Contract 145675 (Ordinance S-49831) on June 14, 2023.

**This item was adopted.**

66 **Phoenix Sky Harbor International Airport Terminal 3 North Concourse 2 Package 1 Airfield Services - Construction Manager at Risk Construction Services - AV08000086 FAA (Ordinance**

**S-50681)**

Request to authorize the City Manager, or his designee, to enter into an agreement with Kiewit Infrastructure West Co. to provide Construction Manager at Risk Construction Services for the Phoenix Sky Harbor International Airport Terminal 3 North Concourse 2 Package 1 Airfield Services 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 $38,585,000.

**Summary**

The purpose of this project is to reconstruct an airfield vehicle and pedestrian access gate to replace the existing Gate 141, redevelop the American Airlines mail sort facility named C-Point, and improve the vehicle service roads to provide inter-terminal passenger bus service between Terminal 3 and Terminal 4 of Phoenix Sky Harbor International Airport.

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

Kiewit Infrastructure West Co.'s construction services include, but are not limited to: reconstruct an airfield vehicle/pedestrian access gate to replace existing Gate 141; redevelop the American Airlines mail sort facility named C-Point; improve vehicle service roads to provide inter-terminal passenger service between Terminal 3 and Terminal 4; bond and insure the project; consult with the City to meet all project requirements; coordinate submission of multiple construction document sets and conduct constructability reviews; develop subcontractor

selection plan and construction management plan; prepare and update construction schedule throughout project; evaluate operational impacts and work with stakeholders to minimize or eliminate disruptions; conduct construction progress meetings and other project meetings as needed; participate in Operational Readiness Activation and Transition meetings and provide any supporting documentation; perform reviews and provide input on sustainability evaluation criterion relative to City standards and Aviation Department goals; perform field inspections and prepare reports to ensure compliance with the project plans and specifications; prepare and submit monthly progress payments; provide support role relative to the project Leadership in Energy and Environmental Design report, confirming construction practices comply with contract documents and specifications; prepare and submit Federal Aviation Administration monthly construction progress reports; provide itemized cost detail as required in support of proposed potential change notifications and change orders and participate in review meetings with City third party estimators; prepare and submit punch list and record documents for Design Team review/approval; prepare closeout documentation for City record archive; participate in the 11.5 month warranty inspection; provide quality controls and maintain a safe work site for all project participants; maintain all project records in electronic format; and provide other services as needed for a complete project.

**Procurement Information**

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

**Contract Term**

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

**Financial Impact**

The agreement value for Kiewit Infrastructure West Co. will not exceed

$38,585,000, including all subcontractor and reimbursable costs.

Funding is available in the Aviation Department's Capital Improvement Program budget. The Aviation Department anticipates partial grant funding for this project. 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:

Construction Manager at Risk Preconstruction Agreement 158107 (Ordinance S-49590) on April 19, 2023; and

Engineering Services Agreement 158105 (Ordinance S-49588) on April 19, 2023.

**Location**

2485 E. Buckeye Road

Council District: 8

**This item was adopted.**

**67 Phoenix Sky Harbor International Airport Terminal 3 North Concourse 2 Package 1 Airfield Services - Engineering Services Amendment - AV08000086 FAA (Ordinance S-50679)**

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 158105 with Kimley-Horn and Associates, Inc. to provide Construction Administration and Inspection Services for the Phoenix Sky Harbor International Airport Terminal 3 North Concourse 2 Package 1 Airfield Services 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 $909,000.

**Summary**

The purpose of this project is to reconstruct an airfield vehicle and pedestrian access gate to replace the existing Gate 141, redevelop the American Airlines mail sort facility named C-Point, and improve the

vehicle service roads to provide inter-terminal passenger bus service between Terminal 3 and Terminal 4 of Phoenix Sky Harbor International Airport.

This amendment is necessary for Kimley-Horn and Associates, Inc. to provide construction administration and inspection and other services as required for a complete project. This is a multi-phased project that will span several years in order to align with Federal Aviation Administration grant funding availability. This amendment will provide additional funds to the agreement.

Kimley-Horn and Associates, Inc.'s additional services include, but are not limited to: upload and archive of all project related documentation into the City's Project Management System; perform reviews and provide input on sustainability evaluation criterion relative to City standards and Aviation Department goals; review and certify Construction Manager at Risk's (CMAR) progress payments; prepare and submit Leadership in Energy and Environmental Design report confirming construction practices comply with contract documents and specifications; review and validate entitlement of CMAR's proposed potential change notifications and change orders and submit recommendations to the City; participate in weekly cost/credit change review meetings with third party estimators; prepare and submit punch list and record documents; review and comment on closeout documentation, which includes CMAR's as-built documents to incorporate into project record documents; participate in the 11.5 month warranty inspection; notify contractor and owner of any unsafe conditions observed at the construction site; and provide other services as needed for a complete project.

**Contract Term**

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

**Financial Impact**

The initial agreement for Engineering Services was approved for an amount not to exceed $3,636,000 including all subconsultant and reimbursable costs. This amendment will increase the agreement by an additional $909,000 for a new total amount not to exceed $4,545,000, including all subconsultant and reimbursable costs.

Funding is available in the Aviation Department's Capital Improvement Program budget. The Aviation Department anticipates partial grant funding for this project. 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:

Engineering Services Agreement 158105 (Ordinance S-49588) on April 19, 2023; and

Construction Manager at Risk Preconstruction Agreement 158107 (Ordinance S-49590) on April 19, 2023.

**Location**

2485 E. Buckeye Road

Council District: 8

**This item was adopted.**

**68 Phoenix Sky Harbor International Airport Terminal 3 North Concourse 2 Package 3 Airport Concourse - Construction Manager at Risk Construction Services - AV08000087, AV13000003 FAA (Ordinance S-50680)**

Request to authorize the City Manager, or his designee, to enter into an agreement with McCarthy Building Companies, Inc. to provide Construction Manager at Risk Construction Services for the Phoenix Sky Harbor International Airport Terminal 3 North Concourse 2 Package 3 Airport Concourse 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 $325,785,000.

**Summary**

The purpose of this project is to develop a new six-gate, two-level airport concourse at Terminal 3 of Phoenix Sky Harbor International Airport to accommodate operations for airlines, passengers and airport staff. The planned work will include an aircraft apron to accommodate six Airplane Design Group III aircrafts that may service two Airplane Design Group V via two-for-one exchange; a connector bridge between the existing and new concourse to facilitate passenger movement with moving walkways; and one or more passenger bus lobbies at Terminal 4 north concourses to facilitate passageway or a tunnel to facilitate inter-terminal passenger connections between Terminal 3 and Terminal 4.

McCarthy Building Companies, 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. McCarthy Building Companies, Inc. will be responsible for construction means and methods related to the project and fulfilling the SBE program requirements. McCarthy Building Companies, Inc. will be required to solicit bids from prequalified subcontractors and to perform the work using the City's subcontractor selection process. McCarthy Building Companies, Inc. may also compete to self-perform limited amounts of work.

McCarthy Building Companies, Inc.'s services include, but are not limited to: bond, insure, and construct the Phoenix Sky Harbor International Airport Terminal 3 North Concourse 2 Package 3 Airport Concourse project; consult with the City to meet all project requirements; coordinate submission of multiple construction document sets and conduct constructability reviews; develop subcontractor selection plan and construction management plan; prepare and update construction schedule throughout project; evaluate operational impacts and work with stakeholders to minimize or eliminate disruptions; conduct construction progress meetings and other project meetings as needed; participate in Operational Readiness Activation and Transition meetings and provide any supporting documentation; perform reviews and provide input on sustainability evaluation criterion relative to City standards and Aviation

Department goals; perform field inspection and prepare reports to ensure compliance with the project plans and specifications; prepare and submit monthly progress payments; provide support role relative to the project Leadership in Energy and Environmental Design report, confirming construction practices comply with contract documents and specifications; prepare and submit Federal Aviation Administration monthly construction progress reports; provide itemized cost detail as required in support of proposed potential change notifications and change orders and participate in weekly cost/credit change review meetings with City third party estimators; prepare and submit punch list and record documents for Design Team review/approval; prepare closeout documentation for City record archive; participate in the 11.5 month warranty inspection; provide quality controls and maintain a safe work site for all project participants; maintain all project records in electronic format; and provide other services as needed for a complete project.

**Procurement Information**

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

**Contract Term**

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

**Financial Impact**

The agreement value for McCarthy Building Companies, Inc. will not exceed $325,785,000, including all subcontractor and reimbursable costs.

Funding is available in the Aviation Department's Capital Improvement Program budget. The Aviation Department anticipates partial grant funding for this project. 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:

Construction Manager at Risk Preconstruction Services Agreement 158125 (Ordinance S-49591) on April 19, 2023; and

Architectural Services Agreement 158106 (Ordinance S-49589) on April 19, 2023.

**Location**

2485 E. Buckeye Road

Council District: 8

**This item was adopted.**

**69 Phoenix Sky Harbor International Airport Terminal 3 North Concourse 2 Package 3 Airport Concourse - Architectural Services Amendment - AV08000087, AV13000003 FAA (Ordinance S-50678)**

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 158106 with Hellmuth, Obata, and Kassabaum, Inc. dba HOK to provide additional Construction Administration and Inspection Services for the Phoenix Sky Harbor International Airport Terminal 3 North Concourse 2 Package 3 Airport Concourse 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 $7,675,000.

**Summary**

The purpose of this project is to develop a new six-gate, two-level airport concourse at Terminal 3 of Phoenix Sky Harbor International Airport to accommodate operations for airlines, passengers and airport staff. The planned work will include an aircraft apron to accommodate six Airplane Design Group III aircraft that may service two Airplane Design Group V via two-for-one exchange; a connector bridge between the existing and

new concourse to facilitate passenger movement with moving walkways; and one or more passenger bus lobbies at Terminal 4 north concourses to facilitate passageway or a tunnel to facilitate inter-terminal passenger connections between Terminal 3 and Terminal 4.

This amendment is necessary for Hellmuth, Obata, and Kassabaum, Inc. dba HOK to provide construction administration and inspection and other services as required for a complete project. This is a multi-phased project that will span several years in order to align with Federal Aviation Administration grant funding availability. This amendment will provide additional funds to the agreement.

Hellmuth, Obata, and Kassabaum, Inc. dba HOK's additional services include, but are not limited to: upload and archive project related documentation into the City's Project Management System; perform reviews and provide input on sustainability evaluation criterion relative to City standards and Aviation Department goals; review and certify Construction Manager at Risk's (CMAR) progress payments; prepare and submit Leadership in Energy and Environmental Design report confirming construction practices comply with contract documents and specifications; review and validate entitlement of CMAR's proposed potential change notifications and change orders and submit recommendations to City; participate in weekly cost/credit change review meetings with third party estimators; prepare and submit punch list and record documents; review and comment on closeout documentation, which includes CMAR's as-built documents to incorporate into project record documents; participate in the 11.5 month warranty inspection; notify contractor and owner of any unsafe conditions observed at the construction site; and provide other services as needed for a complete project.

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

**Financial Impact**

The initial agreement for Architectural Services was approved for an amount not to exceed $30.7 million, including all subconsultant and reimbursable costs. This amendment will increase the agreement by an additional $7,675,000 for a new total amount not to exceed $38,375,000, including all subconsultant and reimbursable costs.

Funding is available in the Aviation Department's Capital Improvement Program budget. The Aviation Department anticipates partial grant funding for this project. 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:

Architectural Services Agreement 158106 (Ordinance S-49589) on April 19, 2023; and

Construction Manager at Risk Preconstruction Agreement 158125 (Ordinance S-49591) on April 19, 2023.

**Location**

2485 E. Buckeye Road

Council District: 8

**This item was adopted.**

**70 Phoenix Sky Harbor International Airport Terminal 4 Central Utility Plant Modernization - 2-Step Construction Manager at Risk Services - AV21000111 (Ordinance S-50690)**

Request to authorize the City Manager, or his designee, to enter into an agreement with Holder Construction Group, LLC to provide Construction Manager at Risk Preconstruction and Construction Services for the Phoenix Sky Harbor International Airport Terminal 4 Central Utility Plant Modernization 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 $105 million.

**Summary**

The purpose of this project is to replace the current Terminal 4 Central Plant and all associated equipment, evaluation and possible inclusion of the controls systems that provides all cooling capabilities for the Terminal 4 building campus. When this project is completed, the new Terminal 4 Central Plant will provide increased building campus cooling capacity and energy efficiency while simultaneously reducing operation and maintenance costs.

The Terminal 4 building campus is approximately 1.9 million square feet. This includes the main terminal and eight concourses with associated connecting bridges. The Terminal 4 Central Plant and associated equipment is more than 30 years old. It has reached or exceeded the useful life and is outdated, costly to operate and maintain, and with some components has become obsolete and/or parts are no longer manufactured. The modernization design shall align with Phoenix Sky Harbor International Airport's goals in sustainability, resiliency, and efficiency.

Holder Construction Group, LLC will begin in an agency support role for Construction Manager at Risk Preconstruction Services. Holder Construction Group, LLC will assume the risk of delivering the project through a Guaranteed Maximum Price agreement.

Holder Construction Group, LLC's Preconstruction Services include, but are not limited to: attend and participate in project meetings; provide detailed cost estimating and knowledge of marketplace conditions; provide project planning and scheduling; provide construction phasing and schedule to minimize interruption to City operations; provide alternate systems evaluations, constructability studies and value engineering; prepare trade contractor selection plan; provide long-lead procurement studies and initiate procurement of long-lead items; assist in permitting processes; assist design team in subsurface investigation and identification of utilities and easement; provide other services for a complete preconstruction phase; and participate with the City in a process to establish a Disadvantaged Business Enterprise (DBE) goal

for the project.

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

Holder Construction Group, LLC's additional Construction Services include construct the modernization of Terminal 4 Central Utility Plant; conduct construction meetings, provide monthly schedule updates and prepare construction progress reports; bond and insure construction; provide required and coordination to achieve acceptance for testing and commissioning by all parties; provide project close-out and other work as necessary for a complete project.

**Procurement Information**
The selection was made using a two-step qualifications and price-based 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 any information on proposals received, including the scoring results, until an agreement is awarded. Eight firms submitted proposals and are listed below.

Selected Firm
Rank 1: Holder Construction Group, LLC

Additional Proposers
Rank 2: Hunt Construction Group, Inc.
Rank 3: Hensel Phelps Construction Co.
Rank 4: M.A. Mortenson Company
Rank 5: Clayco, Inc.
Rank 6: The Weitz Company, LLC
Rank 7: FCI Constructors, Inc.

Rank 8: Sun Eagle Corporation

**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 Holder Construction Group, LLC will not exceed $105 million, including all subcontractor and reimbursable costs.

Funding is available in the Aviation Department's Capital Improvement Program budget. The Aviation Department anticipates grant funding for a portion of the project. 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**
2485 E. Buckeye Road
Council District: 8

**This item was adopted.**

**71 Phoenix Sky Harbor International Airport Terminal 4 Vertical and Horizontal Transportation System Modernization Phase II - 2-Step Construction Manager at Risk Construction Services - AV21000110 (Ordinance S-50666)**

Request to authorize the City Manager, or his designee, to enter into an agreement with CHASSE Building Team, Inc. to provide Construction Manager at Risk Preconstruction and Construction Services for the Phoenix Sky Harbor International Airport Terminal 4 Vertical and Horizontal Transportation System Modernization Phase II 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 $45 million.

**Summary**

The purpose of this project is to modernize and replace critical horizontal and vertical transportation systems as part of an on-going airport effort to improve availability, resiliency, efficiency and enhance terminal operations and the passenger experience. This Phase II project is part of the multi-year effort that will address modernization of a mixture of different types of equipment to include elevators, escalators, and moving walkways. When completed, all equipment is expected to receive a new useful life with updated finishes and modern technology.

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

CHASSE Building Team, Inc.’s Preconstruction Services include, but are not limited to: attend and participate in project meetings; provide detailed cost estimating and knowledge of marketplace conditions; provide project planning and scheduling; provide construction phasing and schedule to minimize interruption to airport and stakeholder operations; provide alternate systems evaluations and constructability studies; prepare trade contractor selection plan; provide long-lead procurement studies and initiate procurement of long-lead items; assist in permitting processes; provide other services for a complete preconstruction phase; advise City on choosing green building materials; and participate with the City in a process to establish a Disadvantaged Business Enterprise (DBE) goal for the project.

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

CHASSE Building Team, Inc.'s additional Construction Services include to deliver construction of the project on time, within budget, and according to the plans, specifications, and owner's requirements; schedule and manage site operations; provide quality controls; bond and insure the construction; address all federal, state, and local permitting requirements; maintain a safe work site for all project participants; provide monthly schedule updates and construction progress reports; provide resources and coordination to achieve acceptance for testing and commissioning by all parties; provide project close-out service and other work as required for a complete project.

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

Selected Firm
Rank 1: CHASSE Building Team, Inc.

Additional Proposers
Rank 2: Caliente Construction, Inc.

**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 CHASSE Building Team, Inc. will not exceed $45 million, including all subcontractor and reimbursable costs.

Funding is available in the Aviation Department's Capital Improvement Program budget. The Aviation Department anticipates grant funding for a

portion of the project. 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**
2485 E. Buckeye Road
Council District: 8

**This item was adopted.**

**72 Phoenix Sky Harbor International Airport Solar Covered Parking Shade Structures - 2-Step Construction Manager at Risk Services - AV09000101 FAA (Ordinance S-50683)**

Request to authorize the City Manager, or his designee, to enter into an agreement with Ameresco, Inc. to provide Construction Manager at Risk Preconstruction and Construction Services for the Phoenix Sky Harbor International Airport Solar Covered Parking Shade Structures project. Further request to authorize execution of amendments to the agreement, as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed $37,600,000.

**Summary**
The purpose of the project is to increase available renewable electricity at the Airport while reducing reliance on carbon-generated electricity. The project primarily focuses on installing solar covered parking shade structures at the 24th Street and 44th Street Phoenix Sky Train Station parking lots and the Terminal 4 Level 9 parking garage of the Airport. The new solar-covered parking shade structures in the parking areas will result in an annual average $CO_2$ emissions avoidance, increase renewable electricity, produce solar renewable energy credits for the City, reduce electricity costs, and provide covered parking areas for airport workers and the traveling public.

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

Ameresco, Inc.'s Preconstruction Services include, but are not limited to: detailed cost estimating and knowledge of marketplace conditions; project planning, programming and visioning; construction phasing and scheduling to match grant funding amounts, and minimize interruption to airport and stakeholder operations; advise the City on choosing green building materials; provide alternate systems evaluation and constructability studies; provide constructability reviews of plans and specifications; advise the City on ways to gain efficiencies in project delivery; provide long-lead procurement studies and initiate procurement of long-lead items; provide geotechnical engineering and testing; evaluate existing conditions and identify project constraints; provide recommendations relevant to surface/subsurface investigations; assist design team in identifying utility and other easements; assist in the permitting processes and protect the owner's sensitivity to quality, safety and environmental factors; and participate with the City in a process to establish a Disadvantaged Business Enterprise (DBE) goal for the project.

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

Ameresco, Inc.'s additional Construction Services include, but are not limited to: construct the Phoenix Sky Harbor International Airport solar covered parking shade structures; select subcontractors/suppliers based on the subcontractor selection plan; manage and coordinate the solar covered parking shade structures structural, electrical, mechanical, technology, lighting, maintenance access, fire/life/safety/security, and civil modifications to the existing facilities as required; bid, award, and manage all construction related subcontracts while meeting City bid requirements including local and DBE participation goals; provide energy modeling for baseline and final design; perform lifecycle cost analysis; bond and insure

the construction; address all federal, state, and local permitting requirements; participate in full systems commissioning; provide a fully functional, tested, commissioned, approved, and operational solar covered parking shade structures project; provide detailed tracking of all Federal Aviation Administration Grant eligible reimbursable items; provide record drawings and close-out related services (punch list documentation and resolution, O&M manuals, Aviation and stakeholder personnel systems and equipment training, attic stock, warranty/guarantee, record documents and electronic as-build documentation, final inspection and acceptance, schedule 11.5 month warranty walk); provide coordination and resources to achieve acceptance/approval for all testing or commissioning by all agencies, departments, designers, and consultants; participate in the 11.5 month warranty inspection; and other work as required for a complete project.

**Procurement Information**

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

Selected Firm

Rank 1: Ameresco, Inc.

Additional Proposers

Rank 2: Veregy West, 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 Ameresco, Inc. will not exceed $37,600,000,

including all subcontractor and reimbursable costs.

Funding is available in the Aviation Department's Capital Improvement Program budget. The Aviation Department anticipates grant funding for a portion of the project. 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.

**Previous Council Action**
The City Council approved Architectural Services Agreement 159150 (Ordinance S-50135) on Sept. 6, 2023.

**Location**
2485 E. Buckeye Road
Council District: 8

**This item was adopted.**

**73 Contract Extension for Airport Taxicab Services Contracts at Phoenix Sky Harbor International Airport (Ordinance S-50695)**

Request to authorize the City Manager, or his designee, to execute amendments to current airport taxicab services contracts: Contract 146807 with AAA Cab Service, Inc., Contract 146805 with Mayflower Cab Company, LLC, and Contract 146806 with VIP Taxi, LLC, to extend terms for up to two years to provide continuous, on-demand taxi services at Phoenix Sky Harbor International Airport. Further request to authorize the City Treasurer to accept all funds related to this item.

**Summary**
The Aviation Department at Phoenix Sky Harbor International Airport contracts with taxicab service providers to ensure on-demand transportation is available for travelers at all times.

Extending these contracts will allow the contractors adequate time to recover unexpected revenue loss during the pandemic and address increased operating expenses and investment costs of fleet vehicles purchased to support the contracts with Phoenix Sky Harbor International Airport.

**Contract Term**
The current six-year contract terms expire on April 30, 2024. Upon approval, the contracts will be extended for up to two years, through April 30, 2026.

**Financial Impact**
The Aviation Department receives revenue through trip fees as specified in the Phoenix City Code.

**Concurrence/Previous Council Action**
The Contracts were originally approved by City Council on Dec. 13, 2017.

The Planning and Development Subcommittee of the Phoenix Aviation Advisory Board recommended approval of this item on Jan. 2, 2024, by a vote of 3-0;

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

The Transportation, Infrastructure and Planning Subcommittee recommended approval of this item on Feb. 21, 2024, by a vote of 4-0.

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

**This item was adopted.**

**74 Transit Landscape Maintenance Services Contract - PTD24-001 - Request for Award (Ordinance S-50699)**

Request to authorize the City Manager, or his designee, to enter into a contract with Mariposa Landscape Arizona, Inc. to provide landscape maintenance services for the Public Transit 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 $3,864,500 over five years.

**Summary**
The contractor will be responsible for landscape maintenance services at

the Department's seven transit centers, eight park and rides, and three operating facilities. Additionally, services will be provided throughout Phoenix's nearly 18-mile light rail corridor. In addition to regular grounds and landscape maintenance services, requested work may also include emergency and specific project-related landscape services.

**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. An evaluation committee of qualified City staff evaluated those offers based on the following criteria, with a maximum possible point total of 1,000 points:

Experience and Qualifications (250 points)
Method of Approach/Service Implementation (400 points)
Price Proposal (350 points)

After reaching consensus, the evaluation committee recommends award to the following vendor: Mariposa Landscape Arizona, Inc.

**Contract Term**
The contract will begin on or about April 1, 2024, for a five-year term.

**Financial Impact**
The contract value will not exceed $3,864,500. Funding is available in the Public Transit Department's Operating budget.

**This item was adopted.**

**75 Maintenance and Repair of Wacker Neuson Equipment Contract - RFA 24-FSD-036 - Request for Award (Ordinance S-50672)**

Request to authorize the City Manager, or his designee, to enter into an agreement with HVV SUB1 LLC dba ICON Equipment LLC to provide parts and service for Wacker Neuson brand equipment 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 $320,000.

**Summary**

The Public Works Department owns 25 various Wacker Neuson units, with the majority used by the Solid Waste Division for bulk trash pick-up. Having an agreement with ICON Equipment LLC to provide original equipment manufacturer parts and service will expedite repairs and get the equipment back into service to provide essential City services.

**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: Sole Source, ICON Equipment is the sole equipment service and parts provider for Wacker Neuson in Maricopa County.

**Contract Term**

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

**Financial Impact**

The contract value will not exceed $320,000 for the five-year term.

Funding is available in the Public Works Department operating budget.

**This item was adopted.**

**76 Mission Linen Supply dba Mission Uniform Sales Uniform Rental and Laundry Service Contract - Amendment (Ordinance S-50674)**

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 150887 with Mission Linen Supply dba Mission Uniform Sales 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 $88,400.

**Summary**

The Public Works and Aviation departments supply uniform rental and laundry services to approximately 250 Fleet Services employees in accordance with the uniform guidelines set forth in the current Memorandum of Understanding between the City of Phoenix and the American Federation of State, County and Municipal Employees (AFSCME) Local 2384 (Unit 2). This contract will continue services to

provide shirts, pants, shorts, jackets, and other City uniform apparel, along with weekly laundry service of the rented garments for staff located at the Fleet Service Centers.

**Contract Term**
Upon approval, the contract will be extended through Oct. 31, 2024, with an option to extend through April 30, 2025.

**Financial Impact**
Upon approval of $88,400 in additional funds, the value of the contract will not exceed $403,400. Funds are available in the Public Works and Aviation departments' budgets.

**Concurrence/Previous Council Action**
The City Council previously approved:
Contract 150887 (Ordinance S-45929) on Aug. 28, 2019.

**This item was adopted.**

**77 Val Vista Transmission Main Rehabilitation - Engineering Services - WS85500439 (Ordinance S-50671)**

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 possible construction administration and inspection services for the Val Vista 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 $2,705,000.

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 provide steel slip-lining for 12,400 linear feet of pipe at various locations on the Val Vista Transmission Main. The Val Vista Transmission Main is a 14.4 mile water transmission main from Lindsey Road and McDowell Road to 48th Street north of University Drive and ranges in size from 72 to 108 inches in diameter. Steel slip-lining rehabilitation projects have been completed for the majority of the alignment from 2004 to 2022 through projects labeled as priorities one to four. Five to seven remain to be steel slip-lined.

Wilson Engineers, LLC's services include, but are not limited to: provide rehabilitation recommendations and complete rehabilitation design for the priority five to seven locations identified; provide construction documents and specifications for the rehabilitation design; develop preliminary Maintenance of Plant Operations plans for pipeline shutdown and recharge; monitor job progress; and provide general project administration and construction inspections.

**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 $2,705,000, including all subconsultant and reimbursable costs.

Funding is available in the Water Services Department's Capital Improvement Program. 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**
Lindsey Road and McDowell Road to 48th Street north of University Drive
Council District: Out of City

**This item was adopted.**

**78 Water Service Line Replacement - Job Order Contracting Services - 4108JOC220 (Ordinance S-50682)**

Request to authorize the City Manager, or his designee, to enter into separate master agreements with four contractors listed below, to provide Water Service Line Replacement 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 fee 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 Water Service Line Replacement JOC services to comply with the Lead and Copper Rule Revision (LCRR). The City of Phoenix is required to inventory all services within the Water Distribution System by October 2024. As part of an overall plan to meet the LCRR requirements, the City plans to replace galvanized services requiring replacement within the system. 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 34-603 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. Nine firms submitted proposals and are listed below.

Selected Firms

Rank 1: WaCo, LLC dba WaCo Contracting
Rank 2: TALIS Construction Corporation
Rank 3: J. Wise Corporation
Rank 4: Hydra Contracting LLC

Additional Proposers

Rank 5: FPS Civil, LLC
Rank 6: Kincaid Civil Construction, LLC
Rank 7: RKS Plumbing and Mechanical, Inc.
Rank 8: Arrowmark Underground LLC dba Local Underground Construction
Rank 9: Rainwater Plumbing, LLC

**Contract Term**

The term of each master agreement is for up to five years, or up to $20

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 $20 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's Capital Improvement Program budget. 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.**

**79 Bio-solids Removal Services Contract - IFB-2324-WWT-608 - Request for Award (Ordinance S-50684)**

Request to authorize the City Manager, or his designee, to enter into a contract with Synagro of California, LLC., to provide Bio-solids Removal 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 agreement will not exceed $20,000,000.

**Summary**

The agreement will provide Water Services with the ability to provide relocation of bio-solids to the drying beds and daily hauling to both applications and landfills as needed. The City of Phoenix Wastewater Treatment Plants produce an estimated 600 wet tons of nutrient bio-solids per day. Bio-solids are reused for land applications or disposed of in landfills after being dried in drying beds. This agreement

will facilitate the service of bio-solids relocation to meet and maintain the Environmental Protection Agency Regulations for bio-solids disposal.

**Procurement Information**
The recommendation was made using an Invitation for Bid procurement which was processed in accordance with City of Phoenix Administrative Regulation 3.10.

Two vendors submitted bids and are listed below, one bid was found to be responsive and responsible. Following an evaluation based on price, the procurement officer recommends award to the following vendor:

Selected Bidder
Synagro of California $2,565,033.60

Additional Bidders
Republic Services

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

**Financial Impact**
The aggregate contract value will not exceed $20,000,000.

Funding is available in the Water Services Department Operating budget.

**This item was adopted.**

**81 Final Plat - Black Canyon Self Storage North - PLAT 230104 - Southwest Corner of Mariposa Street and Black Canyon Highway**

Plat: 230104
Project: 20-2650
Name of Plat: Black Canyon Self Storage North
Owner: Black Canyon Self Storage, LLC
Engineer: Michael J. Thompson, RLS
Request: A One-Lot Commercial Plat
Reviewed by Staff: Feb. 15, 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 southwest corner of Mariposa Street and Black Canyon Highway
Council District: 4

**This item was approved.**

**82 Final Plat - Thomas & 2nd St Storage U-Haul - PLAT 230112 - South of Thomas Road and West of 3rd Street**

Plat: 230112
Project: 21-2419
Name of Plat: Thomas & 2nd St Storage U-Haul
Owner: Amerco Real Estate Company
Engineer: Michael J. Thompson, RLS
Request: A One-Lot Commercial Plat
Reviewed by Staff: Feb. 15, 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 Thomas Road and west of 3rd Street
Council District: 4

**This item was approved.**

**83 Final Plat - Acero Sheely Farms - PLAT 220107 - Southeast Corner of 99th Avenue and Encanto Boulevard**

Plat: 220107
Project: 17-2310
Name of Plat: Acero Sheely Farms
Owner: Acero Sheely Farms, LLC; Ted Don Sheely, Deborah Miller Sheely, William W. Sheely, Robert M. Sheely, Ross A. Sheely; Gen 4

Farms Phoenix, LP, Robert M. Sheely Trust, John H. Sheely Grandchildren's Trust
Engineer: Kirk J. Pangus, RLS
Request: A Two-Lot Commercial Plat
Reviewed by Staff: Feb. 21, 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 southeast corner of 99th Avenue and Encanto Boulevard
Council District: 5

**This item was approved.**

**84 Final Plat - Jacquelynn Ranch-Phase 3 - PLAT 220053 - Northeast Corner of 99th Avenue and Jones Avenue**

Plat: 220053
Project: 17-2555
Name of Plat: Jacquelynn Ranch-Phase 3
Owner: Starlight Homes Arizona, LLC
Engineer: EPS Group, Inc.
Request: A 70-Lot Residential Plat
Reviewed by Staff: Feb. 21, 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 99th Avenue and Jones Avenue
Council District: 7

**This item was approved.**

**85** **Final Plat - Ruiz-Pina - PLAT 220072 - North of Minton Street and West of 9th Avenue**

Plat: 220072
Project: 20-2791
Name of Plat: Ruiz-Pina
Owner: Jose Gustavo Ruiz-Sanchez, Maria Teresa Pina, Antonio Laguna, and Ruben Trinidad
Engineer: Jeff R. Cook, RLS
Request: A Three-Lot Residential Plat
Reviewed by Staff: Feb. 6, 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 north of Minton Street and west of 9th Avenue
Council District: 7

**This item was approved.**

**86** **Final Plat - 99 North - PLAT 220105 - Southeast Corner of 99th Avenue and Buckeye Road**

Plat: 220105
Project: 19-255
Name of Plat: 99 North
Owner: West Buckeye Rd, LP
Engineer: James A. Brucci, RLS
Request: A One-Lot Commercial Plat
Reviewed by Staff: Feb. 8, 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 southeast corner of 99th Avenue and Buckeye Road
Council District: 7

**This item was approved.**

**87 Final Plat - Citrus Park at South Mountain - PLAT 230110 - South of Baseline Road and East of 14th Street**

Plat: 230110
Project: 22-1479
Name of Plat: Citrus Park at South Mountain
Owner: 14th Street Holdings, LLC
Engineer: Ronnie E. Dorsey, RLS
Request: A 21-Lot Residential Subdivision Plat
Reviewed by Staff: Feb. 8, 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 Baseline Road and east of 14th Street
Council District: 8

**This item was approved.**

**88 Final Plat - Bungalows on Portland - PLAT 230113 - Northeast Corner of Portland Street and 5th Street**

Plat: 230113
Project: 19-1730
Name of Plat: Bungalows on Portland
Owner: Bungalows on Portland, LLC
Engineer: Troy A. Ray, RLS
Request: A One-Lot Commercial Plat
Reviewed by Staff: Feb. 12, 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 Portland Street and 5th Street
Council District: 8

**This item was approved.**

**89 Abandonment of Easement - ABND 220054 - Northwest Corner of 1030 E. Escuda Drive (Resolution 22187)**

Abandonment: 220054
Project: 22-3085
Applicant: Laurie Smith
Request: To abandon drainage channel located between 1030 and 1102 E. Escuda Drive
Date of Decision: July 30, 2023

**Location**
Generally located at the northwest corner of 1030 E. Escuda Drive
Council District: 2

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

None. No fees were collected as apart of this easement abandonment, although filing fees were paid.

**This item was adopted.**

**90 Amend City Code - Ordinance Adoption - Rezoning Application PHO-2-24--Z-26-15-4 - Northwest Corner of Central Avenue and Pierson Street (Ordinance G-7239)**

Request to authorize the City Manager, or his designee, to approve the Planning Hearing Officer's recommendation without further hearing by the

City Council on matters heard by the Planning Hearing Officer on Feb. 21, 2024.

**Summary**

Application: PHO-2-24--Z-26-15-4
Existing Zoning: PUD
Acreage: 2.95

Owner: Perry Schroeder, Omninet Capital LLC
Applicant/Representative: Ed Bull, Burch & Cracchiolo P.A.

Proposal:
1. Request to modify Stipulation 8 regarding development commencement.

VPC Action: The Alhambra Village Planning Committee opted not to hear the case.
PHO Action: The Planning Hearing Officer recommended approval.

**Location**

Northwest corner of Central Avenue and Pierson Street
Council District: 4
Parcel Address: 4800 N. Central Ave.

**This item was adopted.**

**91 Modification of Stipulation Request for Ratification of Feb. 21, 2024, Planning Hearing Officer Action - PHO-2-24--Z-127-96-6 - Southeast Corner of 48th Street and Thistle Landing Drive**

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Feb. 21, 2024. This ratification requires formal action only.

**Summary**

Application: PHO-2-24--Z-127-96-6
Existing Zoning: CP/GCP
Acreage: 40.36

Owner: Thistle Income Partners, LLC c/o Menlo Equities
Applicant: Thistle Income Partners

Representative: Noel Griemsmann, Snell & Wilmer LLP

Proposal:
1. Request to modify Stipulation 1 regarding general conformance with the site plan dated Oct. 15, 1997.
2. Request to delete Stipulation 2 regarding a Comprehensive Sign Plan.
3. Technical Correction to Stipulation 3.
4. Request to modify Stipulation 7 regarding building height.
5. Request to delete Stipulation 8 regarding a landscaped entryway.
6. Request to delete Stipulation 9 regarding landscaped pedestrian walkways.

VPC Action: The Ahwatukee Foothills Village Planning Committee heard this request on Jan. 22, 2024, and recommended approval, with additional stipulations, by a vote of 8-0.
PHO Action: On Feb. 21, 2024, the Planning Hearing Officer recommended denial as filed, approval with modifications and additional stipulations.

**Location**
Southeast corner of 48th Street and Thistle Landing Drive
Council District: 6
Parcel Address: 4801 E. Thistle Landing Drive

**This item was approved.**

**92 Modification of Stipulation Request for Ratification of Feb. 21, 2024, Planning Hearing Officer Action - PHO-1-24--Z-10-96-6 - Southwest Corner of 50th Street and Thistle Landing Drive**

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Feb. 21, 2024. This ratification requires formal action only.

**Summary**
Application: PHO-1-24--Z-10-96-6
Existing Zoning: CP/GCP
Acreage: 1.6

Owner: Thistle Income Partners LLC c/o Menlo Equities

Applicant/Representative: Thistle Income Partners LLC

Proposal:
1. Request to delete Stipulation 1 regarding general conformance with the site plan date stamped October 1995.
2. Request to delete Stipulation 2 regarding building elevations.
3. Request to delete Stipulation 3 regarding loading docks.

VPC Action: The Ahwatukee Foothills Village Planning Committee heard this request on Jan. 22, 2024, and recommended approval by a vote of 8-0.
PHO Action: On Feb. 21, 2024, the Planning Hearing Officer recommended approval with an additional stipulation.

**Location**
Southwest corner of 50th Street and Thistle Landing Drive
Council District: 6
Parcel Address: 4801 E. Thistle Landing Drive

**This item was approved.**

Items 25, 33 and 34, Ordinance S-50662 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.

**A motion was made by Councilwoman Ansari, seconded by Councilwoman O'Brien, that Items 25, 33 and 34 be adopted. The motion carried by the following vote:**

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

**No:** 1 - Councilman Waring

**25 Applied Economics, LLC**

For $125,000 in payment authority for Government Property Leases Excise Tax (GPLET) financial analysis consulting services for the Community and Economic Development Department, for five years. These services are necessary to evaluate impacts of current and future GPLET uses in various economic development projects.

**This item was adopted.**

**33 Settlement of Claim(s) Vespoli v. City of Phoenix**

To make payment of up to $350,000 in settlement of claim(s) in *Vespoli v. City of Phoenix,* CV2023-001313, 21-0820-001, GL, BI, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Police Department that occurred on March 12, 2022.

**This item was adopted.**

**34 Settlement of Claim(s) Valenzuela v. City of Phoenix**

To make payment of up to $60,000 in settlement of claim(s) in *Valenzuela v. City of Phoenix*, CV2021-00065, 20-0095-001, GL, BI, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of a claim involving the Police Department that occurred on Jan. 16, 2020.

**This item was adopted.**

**48 Statewide Foreign Language Interpretation and Translation Services - ADSPO 13-00002842 - Amendment (Ordinance S-50703)**

Request to authorize the City Manager, or his designee, to execute amendments to Contracts 147849 and 147848 with AT Translators, LLC, and PCI & TS, LLC, to extend contract terms 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 $158,000.

**Summary**

These contracts will allow the City to provide in-person, telephone and written interpretation and translation services on an as-needed basis. Interpreter and translation services are provided during public, private and community meetings and events in addition to emergency and non-emergency situations. This month-to-month extension supports the public interest because these contracts minimize language and other

communication barriers by ensuring accessibility for any City department, office or board, and employees and/or consumers who converse in languages other than English.

**Contract Term**
Upon approval the contract will be extended through Oct. 17, 2024.

**Financial Impact**
Upon approval of $158,000 in additional funds, the revised aggregate value of the contract will not exceed $1,055,109. Funds are available in various department budgets.

**Concurrence/Previous Council Action**
The City Council previously reviewed this request:
Statewide Foreign Language Interpretation and Translation Services Contracts 147849, 147848 (Ordinance S-44495) on April 18, 2018;
Statewide Foreign Language Interpretation and Translation Services Contracts 147849, 147848 (Ordinance S-46961) on Oct. 7, 2020;
Statewide Foreign Language Interpretation and Translation Services Contracts 147849, 147848 (Ordinance S-49131) on Nov. 2, 2022; and
Statewide Foreign Language Interpretation and Translation Services Contracts 147849, 147848 (Ordinance S-49615) on April 19, 2023.

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

Councilwoman Guardado said she wanted staff to clarify what was being requested of this item.

Communications Director Dan Wilson explained this would extend an existing contract for six months, through October, while staff worked on a procurement process to develop a qualified vendor list.

Councilwoman Guardado recalled what happened at yesterday's meeting, noting people who took time off work to speak before Council and translation was not done correctly. She said services worked well with Mario Barajas and Elsie Duarte and she wanted to stipulate in the contract that specific interpreters not be called on for translation services.

Mr. Wilson responded staff could look into putting restrictions in the contract, but the contract extension allowed the City to continue working with Mr. Barajas and Ms. Duarte.

City Manager Jeffrey Barton added it depended on the availability of interpreters, noting staff could talk with the vendor about the restrictions. He said he did not know how many interpreters were part of the contract, noting one of the interpreters being restricted owned the company. He emphasized the vendor needed to have someone provide this service while under contract, along with staff working on Council's request.

Assistant City Manager Lori Bays advised staff could stipulate to prioritize interpreters based on preference.

Councilwoman Guardado stated she wanted another addition that if someone was uncomfortable with the translation provided by the City the speaker could bring their own translator.

Ms. Bays replied yes, noting that was already done by practice on occasion and could allow when necessary.

Councilwoman Guardado expressed she understood translating was a hard job, but people wanted their stories and issues relayed accurately. She remarked she wanted to stipulate prioritization with Mr. Barajas and Ms. Duarte, and if someone was uncomfortable with the translation that person could bring up their own translator. She asked if that stipulation was possible.

Ms. Bays affirmed staff could do it.

Councilwoman Pastor stated she wanted clarification there would be a variety of bilingual interpreters who could clearly capture a speaker's story, but if someone was uncomfortable with the translation that person could bring up their own interpreter.

Ms. Bays confirmed that was accurate, noting if someone was not comfortable with the interpreter provided by the City that person could

bring a family member or friend forward to translate.

Councilwoman Pastor recalled that was asked at yesterday's meeting and said she wanted to be clear on the rules.

Mayor Gallego indicated best practice was to use a neutral translator, so she questioned if a speaker first started with the City's translator and only if interpretation was inaccurate would a speaker be allowed an alternative.

Ms. Bays answered that was an accurate best practice, but it was the Council's discretion as to accuracy determination versus a speaker's preference.

Councilwoman Guardado stated the preference was Mr. Barajas and Ms. Duarte, and if the speaker was uncomfortable with the translation could bring up their own translator. She expressed she would be able to determine incorrect translation from the dais and at that point the speaker could choose their translator.

Ms. Bays replied it was the City's practice if a speaker was not comfortable with the provided translation that person could choose their own translator; however, the City preferred to provide that service with contracted interpreters first. She requested the Council provide clarity on whether it was an accuracy issue or the speaker's preference when it happened. She emphasized the City would accommodate another translator if needed.

Councilwoman Guardado said she agreed the City's translators could start translating, but if there were issues during translation the speaker could have someone else provide translation.

Mayor Gallego confirmed it would be a decision based on translation accuracy.

Councilwoman Pastor stated she wanted to make sure the time given to someone speaking another language with translation was clear.

Ms. Bays advised the City allowed additional time for the interpreter to

translate what was being said, so instead of two minutes for comments it was four minutes to allow complete translation.

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

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

**No:** 0

**60 Entertainment District Consulting Services Contract - RFP-CED23-EDCS - Request for Award (Ordinance S-50669)**

Request to authorize the City Manager, or his designee, to contract with HR&A Advisors, Inc. for consulting services to assist in the identification, establishment, and activation of an entertainment district. The aggregate value of the contract will not exceed $529,000. Further request to authorize the City Controller to disburse all funds related to this item. There is no impact to the General Fund and funding is available in the Downtown Community Reinvestment Fund.

**Summary**

In 2019, Conventions, Sports & Leisure International completed a market study on behalf of the Phoenix Convention Center (PCC). The study included an analysis of the PCC's strategic advantages along with recommendations to enhance the PCC market capture through near and long-term space and site planning, convention hotel development, and destination enhancements. In 2022, an update to the study was completed to incorporate the effects and changes of COVID-19 pandemic had on the industry. A key finding and recommendation of both the 2019 study and the 2022 update was the creation of an entertainment district, generally surrounding PCC. An entertainment district would provide conventioneers, visitors, and residents a walkable, vibrant, safe and a navigable area that could include hospitality amenities such as a density of restaurants, bars, attractions, street performers, public art, significant lighting and landscaping, scooter docks and electric vehicle shuttles.

In September 2023, staff issued a solicitation for consulting services to assist in the identification, establishment, and activation of an entertainment district. The scope of work will include:

Project Management
Viability Study
Public Engagement and Visioning
Market and Feasibility Analysis Report, including:
District Boundary Map
Implementation Plan
Future growth opportunity analysis
Governance Analysis and Strategic Recommendations

**Procurement Information**
RFP-CED23-EDCS, Entertainment Consulting Services, was issued on Sept. 19, 2023, and conducted in accordance with City of Phoenix Administrative Regulation 3.10. Five proposals were received; all of which were deemed responsive. Staff recommends the proposal offered by HR&A Advisors, Inc. as the most responsive and responsible proposal.

**Contract Term**
The term of the contract is for one year, with two one-year renewal options.

**Financial Impact**
There is no impact to the General Fund. The aggregate value of the contract shall not exceed $529,000 and will be programmed in the Downtown Community Reinvestment Fund.

**Previous Council Action**
The item was recommended for approval by the Economic Development and Housing Subcommittee at the Feb. 14, 2024 meeting by a vote of 4-0.

**Location**
Council Districts: 7 and 8

**Discussion**

A motion was made and seconded to approve this item.

Jadestorm Shamsid-Deen, president and founder of Mir'ra Image which was a neighborhood organization that represents young adults, said she had faced challenges the past 14 years. She indicated her position on this award was neutral and asked if the Request for Proposal (RFP) for this entertainment district stipulate benefits for the residents in Districts 7 and 8.

Mayor Gallego advised Ms. Shamsid-Deen to ask her questions and then staff would respond.

Ms. Shamsid-Deen questioned if the amendment to this contract could include an outreach request to her organization for consultation and an outreach outcome report be generated after consultation with Mir'ra Image.

Councilwoman Ansari requested staff provide an outline of this contract.

Community and Economic Development Director Chris Mackay stated this RFP, which had a lot of public outreach, started from a study conducted through the Phoenix Convention Center under sports and leisure that suggested three things to enhance entertainment and downtown business. She conveyed one suggestion was to create an entertainment district, noting staff brought a consultant to Council to help the City identify items in an entertainment district that were important to the community and the City in order to move the community forward. She pointed out this was the first phase of outreach for the consultant to look at Downtown Phoenix and help the City create a path for where it wanted to go.

Councilwoman Ansari said she understood the consultant was already selected, but she wanted staff to talk about the public outreach being done and how a local business or non-profit organization would benefit from this RFP.

Ms. Mackay advised the consultant would start their work with a lot of community outreach including signature downtown stakeholders and

community organizations. She emphasized this was not just a study for Districts 7 and 8, but there were many community members in other districts who were interested and came to downtown. She stated outreach would be done throughout the City to bring the community into it, so the community benefits would be identified through the process. She conveyed the outcome and outreach would enhance the downtown community to create the entertainment district for everyone.

Councilwoman Ansari requested staff connect with Ms. Shamsid-Deen's organization.

Ms. Mackay replied staff would place her organization on the list as one of the stakeholder groups to contact once the process started.

**A motion was made by Councilwoman Ansari, 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

**61 Amend City Contract 151796 Disposition and Development Agreement between the City of Phoenix and RXR-KORMAN ASPIRE OWNER, LLC (Ordinance S-50673)**

Request to authorize the City Manager, or his designee, to amend the Disposition and Development Agreement (DDA), City Contract 151796, as amended, with RXR-KORMAN ASPIRE OWNER, LLC (Aspire), to 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 June 21, 2018, the Developer submitted its proposal in response to the 2017-2018 Downtown Development Request for Proposals (RFP) requesting the City's consideration of a Government Property Lease Excise Tax (GPLET) transaction for a high-rise development project on a

28,000 square-foot property located at 601 N. 3rd Ave. (Site). The Site was formerly used as a parking lot and most recently leased by Arizona State University for the downtown campus. On Feb. 6, 2019, City Council approved business terms with Aspire, which included the requirement for a minimum of 8 percent of the housing units (approximately 20) to be reserved for workforce housing during the term of the lease. This amendment will replace the workforce housing requirement of approximately 20 units with a contribution to the City's Affordable Housing Trust Fund in the amount of $1,131,000 for use with affordable housing projects.

No other terms or conditions within the DDA are proposed to be modified.

**Financial Impact**
There is no impact to the General Fund as a result of this action. The one-time contribution of $1,131,000 will be deposited into the Affordable Housing Trust Fund account.

**Concurrence/Previous Council Action**
Ordinance S-45360 authorizing the DDA was passed by the City Council on Feb. 6, 2019.

**Location**
601 N. 3rd Ave.
Council District: 7

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

Jadestorm Shamsid-Deen noted she addressed her concerns on this matter when she talked on Item 60.

Mayor Gallego confirmed she did not need to speak on Item 62.

Ms. Shamsid-Deen stated she had spoken to staff in the past, but she wanted a response to her last question if a contract was awarded could it be coupled with an outreach outcome from consultation with herself.

Mayor Gallego inquired if Ms. Shamsid-Deen was requesting a paid contract.

Ms. Shamsid-Deen responded if a contract was awarded for this entertainment district could it be coupled with data outreach outcome with herself included in the consultation.

Mayor Gallego conveyed this item was a contract amendment to put money into the housing trust fund.

Ms. Shamsid-Deen interjected her question was for Item 62.

Mayor Gallego requested staff respond to whether Council could award procurements without a process.

City Attorney Julie Kriegh answered no.

Mayor Gallego pointed out there would be a robust public process, noting Ms. Shamsid-Deen would at the top of the list. She added the Arts and Culture program had grants for community arts leadership with emphasis on youth. She noted the applicant, Mr. Nick Wood, was available to answer questions.

Prior to his vote, Councilman Waring expressed this was a good project, but he did not support the use of Government Property Lease Excise Tax (GPLET).

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

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

**62 Event Communication Services Contract - Request for Award (Ordinance S-50675)**

Request to authorize the City Manager, or his designee, to enter into a contract with Smart City Networks to provide event communication services for the Phoenix Convention Center Department (PCCD). Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. The gross sales for the contract are estimated to produce $18,045,617 over the five-year term, resulting in approximately $10,827,370 in revenue to the City.

**Summary**

This revenue contract will provide event communication services consisting of data, voice/telephone, internet, television and cabling services over copper, fiber and/or wireless for events and clientele at the Phoenix Convention Center, Symphony Hall and Orpheum Theatre. The contractor will offer the following services to exhibitors and convention and meeting attendees of the PCCD:

• Per connection and packaged, multi-connection options for wired and wireless internet
• Voice and telephone
• Cable television
• Other network-related services for media and broadcasting support (e.g., line/fiber extensions for satellite trucks)

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

**Procurement Information**

A Revenue Contract Solicitation was processed in accordance with City of Phoenix Administrative Regulation 3.10.

Two vendors submitted responses, and the following were evaluated after deemed to be responsive and responsible.

The evaluation panel recommendations were reached by consensus in consideration of published selection criteria with total points ranging from 0 - 1,000:

| | |
|---|---|
| Method of Approach to the Scope of Work | 0-300 points |
| Company Resources | 0-200 points |

| | |
|---|---|
| Qualifications and Experience | 0-250 points |
| Financial Return to the City | 0-250 points |

The following Proposer is selected for award:

Selected Vendor:
Smart City Networks - 925 points

Additional Proposer:
Hospitality Network, LLC - 815 points

**Contract Term**
The contract will begin on or about July 1, 2024, for a five-year term with one five-year option to extend.

**Financial Impact**
The Contractor will pay 60 percent of gross receipts to the City. Gross receipts are estimated at $18,045,617 over the five-year aggregate term, resulting in approximately $10,827,370 in revenue to the City.

**Location**
General Location: Phoenix Convention Center and Venues
Council Districts: 7 and 8

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

Mayor Gallego confirmed Jadestorm Shamsid-Deen did not wish to speak on this item.

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

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

**65 Michael Carbajal Ceremonial Street Name Signage**

Request City Council approval to install ceremonial street name signage recognizing Michael Carbajal at the intersections of 9th and Fillmore streets, and 10th and Fillmore streets.

**Summary**

The Street Transportation Department received a request to install ceremonial signs to honor Michael Carbajal in recognition of his lifetime boxing achievements and his service as a role model in his community.

Michael Carbajal was a professional boxer for over a decade, winning five world championships. He also won a silver medal at the 1988 Seoul Olympics and was inducted into the International Boxing Hall of Fame in 2007. Michael Carbajal is a leader in his community, where he gives back by providing a safe space for youth and individuals of all ages. He owns Michael Carbajal's 9th Street Gym, a place where youth gather to learn, work out, socialize with friends, and keep productive. Michael is also an advocate for building character for Phoenix youth and assists them in being good individuals throughout their lives.

The ceremonial signs will be flag mounted on the existing sign posts at the northeast corners of 9th and Fillmore streets, and 10th and Fillmore streets. See **Attachment A** for an illustration of the proposed signs.

**Financial Impact**

The fabrication and installation costs of the ceremonial signs will be funded by the Camunez Family Trust.

**Location**

9th and Fillmore streets, and 10th and Fillmore streets
Council District: 8

**Discussion**

A motion was made and seconded to approve this item.

Councilwoman Hodge Washington recited the following professional accomplishments of Michael Carbajal:
six-time world champion;
silver medalist at the 1988 Seoul Olympics;
inducted into the International Boxing Hall of Fame; and

operates Michael Carbajal's 9th St. Gym which was close to his childhood home.

She expressed Mr. Carbajal's contribution to the City, Latino community and the world-wide boxing community showed he was a living legend. Councilwoman Hodge Washington added Mr. Carbajal dedicated his time and talents to his craft which earned him golden gloves. She introduced the first speaker, former councilwoman and county board of supervisor Mary Rose Wilcox.

Mary Rose Wilcox thanked Councilwoman Hodge Washington for bringing this item forward and urged Council to support naming the street after Michael Carbajal. Ms. Wilcox requested those in the audience who supported this item to stand. She recalled Mr. Carbajal won the Olympic medal when she was a council member and his boxing team requested she welcome him at Sky Harbor Airport. She mentioned the room staff had reserved at the airport for the welcome was too small as a lot of people turned out. She expressed his greatest accomplishment was the impact he had and his pride for the community, especially the youth. She said another proud moment was in 2006 when he was inducted into the International Boxing Hall of Fame. She congratulated Mr. Carbajal and asked Council to vote yes on this item.

Mayor Gallego mentioned Councilwoman Hodge Washington and her staff had been working closely with Dino Camunez and John Montano, and called them up to speak.

Dino Camunez thanked Councilwomen Hodge Washington and Pastor, Councilman Robinson and Mayor Gallego, along with the rest of Council for their support. He mentioned his private foundation was philanthropic with Mr. Carbajal and his team to help maintain youths self-confidence as they were impressionable. Mr. Camunez conveyed he had known and traveled with Mr. Carbajal for a number of years, including a recent trip to Los Angeles for a fight and people knew him. Mr. Camunez said Mr. Carbajal was an ambassador for Phoenix and recognized him for all he had done for the city.

Mayor Gallego thanked Mr. Camunez as his family trust was covering the

cost for fabrication and installation.

John Montano stated he supervised world title fights throughout the world for over 20 years and people still asked him about Mr. Carbajal. Mr. Montano emphasized he supervised every fight Mr. Carbajal had in Arizona, noting he was most proud of the fact that he stayed in the same neighborhood where he grew up to help the kids. He expressed Michael Carbajal was a legend in Arizona and urged Council to approve this item.

Robert Settembre stated he was a police officer for 40 years, noting 36 years of service was in Phoenix where he walked a beat in Michael Carbajal's neighborhood. Mr. Settembre expressed Mr. Carbajal rose above the temptations of crime, drugs and violence in his neighborhood and worked himself to a world champion. Mr. Settembre mentioned whenever he was out with Mr. Carbajal and his family people recognize him, noting he took the time to meet with his fans. Mr. Settembre recalled last year the Arizona Republic honored Mr. Carbajal as one of the most known sports figures in Arizona. He emphasized it was time to recognize Mr. Carbajal.

Ray Buchanan mentioned he worked in the Neighborhood Services Department for 26 years and had been retired from the City for 9 years. He urged Council to honor Michael Carbajal by naming the street in his namesake as he had represented Phoenix all his life in the boxing world. Mr. Buchanan remarked he ran a youth dropout prevention program for a couple years and brought Mr. Carbajal with him to different classrooms to talk to the kids as they looked up to him. He thanked Mr. Carbajal and asked Council to pay if forward and honor the champion.

EJ Hooks spoke in support of Michael Carbajal for everything he had done with his autistic son as well as the other kids in the gym who looked up to him. Mr. Hooks expressed his son was now going to regular classes because of the confidence and team building skills he gained training at Mr. Carbajal's gym.

Angelica Rosell represented her son and spoke in support, noting as a young girl she watched Michael Carbajal's fights as boxing was a big part of her family. She stated she and her husband lived in Downtown Phoenix

and her son was now training with Mr. Carbajal. She said he deserved a street named after him and thanked Mr. Carbajal for everything he did for the community.

Jacob Rosell, Ms. Rosell's son, expressed Michael Carbajal was the best boxer and deserved this street sign.

Francisca Montoya recited Michael Carbajal's accomplishments mentioned earlier, such as a silver medal in the 1988 Seoul Olympics along with the celebration in Downtown Phoenix with former councilwoman Wilcox. She mentioned she followed Mr. Carbajal's career and watched his fights in different cities, as well as his induction in the International Boxing Hall of Fame. She recalled some time ago he came and spoke to the youth at a learning center in South Phoenix where she used to work. She expressed this was long overdue and urged Council to approve this item.

NOTE: Councilwoman Ansari temporarily left the voting body prior to Mr. Frauenheim's testimony and returned to the voting body during his comments.

Norman Frauenheim stated he was a former Arizona Republic sportswriter and covered Michael Carbajal's career. He remarked it was appropriate that a street be named after Mr. Carbajal, especially since he gave Phoenix international exposure. Mr. Frauenhaim recalled a major London promoter who came to Phoenix and expressed the City had educated fans which was attributed to Mr. Carbajal. He said Mr. Carbajal represented an avenue to what Phoenix had become and asked Council to approve this item.

NOTE: Councilwoman Pastor temporarily left the voting body prior to Mr. Saldana's testimony and returned to the voting body during his comments.

Sergio Saldana said he had been training as a fighter in Michael Carbajal's gym for some time and hoped this item was approved as he deserved it. Mr. Saldana expressed boxing had positively shaped his life in many ways, along with the kids in his community. He indicated a person

can be a champion of a sport or in life and thanked Mr. Carbajal for everything he did for the community.

Vanessa Camberos mentioned she lived in the neighborhood at 10th Street and Fillmore for 20 years and saw how the community changed over time. She urged Council to approve this item as Michael Carbajal was a legend who shaped the community and kids.

Councilwoman Pastor remarked Michael Carbajal grew up in a tough working class neighborhood known as Garfield, but he went on to have a hall of fame boxing career and represented Phoenix in the 1988 Olympics. She stated Mr. Carbajal opened the 9th St. Gym in 1993 as a safe space for neighborhood kids and community members. She added he was a graduate of North High School, attended Phoenix Union High School for one year and an Edison alum. She indicated former councilmember Garcia met with community leaders and former councilwoman Wilcox to begin this process, and thanked Councilwoman Hodge Washington for completing this work. Councilwoman Pastor also thanked Mr. Carbajal for all he had done and continued to do for the City, state and worldwide.

Prior to her vote, Councilwoman Guardado thanked Michael Carbajal for everything he had done for the community as he was making a difference in people's lives. She recognized him as a mentor for youth and saw how he was shaping the future for Phoenix. She indicated she was voting yes.

Prior to her vote, Councilwoman Hodge Washington agreed with a previous speaker that Michael Carbajal was the best boxer and should have a street named after him, noting she was voting yes.

Prior to his vote, Councilman Robinson stated he received a text message from David Salgado, a retired Phoenix police officer, about a call he would be getting from Mary Rose Wilcox about what they were planning to do. Councilman Robinson emphasized he supported it then just as he supported it now, noting there was a stigma attached to the neighborhood but there was something good about the community which was Michael Carbajal. Councilman Robinson mentioned people in the neighborhood went to Mr. Carbajal as he did the right thing and was

respectful towards police officers. He said he was voting yes and congratulated Mr. Carbajal and his family as he deserved this honor.

Following the vote, Mayor Gallego congratulated Michael Carbajal and briefly paused the meeting so those in the audience for this item could leave the Chambers.

NOTE: Councilwomen Guardado and Pastor temporarily left the voting body after the vote.

**A motion was made by Councilwoman Hodge Washington, seconded by Councilwoman Pastor, 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

**80 Apply for U.S. Department of Homeland Security Building Resilient Infrastructure and Communities Grant Opportunity for Federal Fiscal Year 2022-23 - Federal Bipartisan Infrastructure Law Funding (Ordinance S-50664)**

Request to retroactively authorize the City Manager, or his designee, to apply for, accept and, if awarded, enter into agreements for disbursement of Federal funding from the U.S. Department of Homeland Security through the Federal Fiscal Year 2022-23 Building Resilient Infrastructure and Communities (BRIC) grant opportunity. If awarded, the funding will be used for the projects described below. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. Funding for these grant opportunities is available through the Federal Bipartisan Infrastructure Law. The total grant funds applied for will not exceed $23,461,298.18.

**Summary**

BRIC funds hazard mitigation activities with a recognition of the growing hazards associated with climate change, and of the need for natural hazard risk mitigation activities that promote climate adaptation and resilience with respect to those hazards. These include both acute

extreme weather events and chronic stressors which have been observed and are expected to increase in intensity and frequency in the future.

The Building Resilient Infrastructure and Communities grant submittal deadline was Feb. 29, 2024. Retroactive authorization is being sought for these applications as a result of the required multi-step review and submission process through the Arizona Department of Emergency and Military Affairs to ensure cost estimates and project details were finalized prior to Council approval.

Described below are the project descriptions staff are requesting City Council approval to submit, by department.

Water Services Department (WSD)
*City of Phoenix WSD Power Redundancy 24th Street*
Installation of 18 Megawatts (MWs) (nine - two MW generators) of standby generators to power the water treatment plant and finished water pumping stations during a power outage. The generators are sized to power an entire plant during a power outage and have fuel storage for 48 hours.
Project Cost: $22,043,630.00
Federal Match Requested: $16,532,722.50
Local Match: $5,510,907.50

Public Works Department and Office of Heat Response and Mitigation
*Hazard Mitigation and Cooling Center Emergency Generators*
Design and installation of new emergency generators of various sizes ranging from 125 to 2,000 kilowatts for 16 Cooling Centers at City libraries. The generators are sized to power critical building systems including air conditioning during a power outage. The project also includes the installation of solar photovoltaic system at one of the 16 sites to provide shade and further enhance power resiliency.
Project Cost: $8,826,211.06
Federal Match Requested: $6,619,658.29
Local Match: $2,206,552.77

**Financial Impact**

The estimated total cost for the projects is approximately $30,869,841.06. The maximum federal participation rate is 75 percent with a minimum local match of 25 percent of the total eligible project cost. If awarded, the federal match would not exceed $23,152,380.79 (75 percent) and the City's costs would be approximately $7,717,460.27 (25 percent) for the local match.

This grant will also fund an additional $308,917.39 (3.5 percent of project costs) for the Hazard Mitigation and Cooling Center Emergency Generators project, to cover grant administration and related costs with no additional match requirement from the City.

Funding for the local match is available in the City's Capital and Operating budgets. Potential grant funding received is available through the Federal Bipartisan Infrastructure Law, from the U.S. Department of Homeland Security through the Federal Fiscal Year 2022-23 Building Resilient Infrastructure and Communities grant opportunity.

**Location**

City of Phoenix WSD Power Redundancy 24th Street
24th Street Water Treatment Plant
Council District: 6

Hazard Mitigation and Cooling Center Emergency Generators
16 various locations - see **Attachment A**
Council Districts: 1, 2, 3, 4, 5, 6, 7 and 8

**Discussion**

A motion was made and seconded to approve this item.

Dianne Barker stated she supported this item as the federal government was paying 75 percent of the cost for water pump generators. She mentioned at a recent neighborhood meeting the city presented the cooling center at Burton Barr Library, noting people already went to the library to get out of the summer heat. She suggested the city take care of Hance Park as it was an aging property.

NOTE: Councilwoman Guardado returned to the voting body.

Following the vote, Mayor Gallego conveyed this was one of many items approved by Council today to help the city prepare for the summer heat.

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

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

**93 Public Hearing and Ordinance Adoption - Rezoning Application PHO-1-23--Z-SP-2-19-7 - Southeast Corner of 13th Avenue and Madison Street (Ordinance G-7240)**

Request to hold a public hearing and authorize the City Manager, or his designee, to consider the Planning Hearing Officer's recommendation on matters heard by the Planning Hearing Officer on June 21, 2023.

**Summary**
Application: PHO-1-23--Z-SP-2-19-7
Existing Zoning: A-1 SP CMOD
Acreage: 14.53

Owner: Human Services Campus Inc., et al.
Applicant: Andy Jochums, Gilbert Blilie, PLLC
Representative: Paul Gilbert, Gilbert Blilie, PLLC

Proposal:
1. Modification of Stipulation 2 regarding a three-year review of the total beds in Area A.
2. Modification of Stipulation 3 regarding temporary beds within Areas A and B for three years from approval.
3. Modification of Stipulation 3.a regarding temporary beds within Area A after three years from approval.
4. Review of the Special Permit by the Planning Hearing Officer per the requirements of Stipulation 17.

VPC Action: The Central City Village Planning Committee heard this request on June 12, 2023, and recommended approval in part, with no recommendation on Stipulations 3 and 3.a, by a vote of 11-3.
PHO Action: The Planning Hearing Officer took the case under advisement on June 21, 2023. On Feb. 5, 2024, the Planning Hearing Officer took the case out from under advisement and recommended approval with modifications.

**Location**
Southeast corner of 13th Avenue and Madison Street
Council District: 7
Parcel Address: 213 S. 11th Ave.; 204, 206, 210, 220, 230, and 232 S. 12th Ave.; 925, 926, 930, 1075, and 1125 W. Jackson St.; and 1201 W. Madison St.

**Discussion**
Mayor Gallego declared the public hearing open. She announced Paul Gilbert, representing the applicant, was present to speak if necessary. Noting no one was present to speak, she declared the public hearing closed.

Councilwoman Ansari thanked Mr. Gilbert who represented Keys to Change pro bono on this case. She recalled visiting the property, formerly known as the Human Services Campus, on her first day in office in 2021, noting there were about 200 individuals living in tents around the campus and she committed to work on this issue. She remarked the pandemic exacerbated this challenge when unemployment and federal resources ran out and evictions increased which lead to about 1,000 individuals outside the campus. She also thanked the residents for their patience and collaboration as well as City staff, volunteers, non-profit partners and anyone else who had or continued to have a role in helping people get housed and into services. She remarked this process took time due to operational matters that had to be corrected and properly implemented while completing this work. She expressed having an 11-3 vote from the Central City Village Planning Committee and no appeals to this use permit was a testament to the collaborative work done to achieve better conditions for everyone. She recognized her colleagues and City executive leadership, especially staff from the Office of Homeless Solutions for their swift action in responding to the homelessness crisis.

NOTE: Councilwoman Pastor returned to the voting body.

**The hearing was held. A motion was made by Councilwoman Ansari, seconded by Councilwoman O'Brien, that this item be approved per the Planning Hearing Officer 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 comments, but prohibits council members from discussing or acting on the matters presented.

NOTE: Councilman Robinson left the meeting.

Nicole Rodriguez mentioned the Vision Zero Community Advisory Committee had a vacancy, noting women serving on the committee had no voting capacity. She added there was no representation from the perspective of mothers or female caregivers which she said was needed on the committee and urged Council to appoint more women. She expressed disappointment in the City's lack of support on HB2570 as the community was willing to work on this matter with City leadership and wanted to see more action on housing affordability moving forward.

David Bonilla stated he was a cashier for SSP America at Sky Harbor Airport and was currently on a leave of absence to work as an organizer for UNITE HERE Local 11. He claimed nine union activists had been fired from SSP America since going on strike and stressed it was the City's responsibility since SSP America was their contractor. He urged Council to investigate the racial

disparity issues at SSP America and place it on the agenda for discussion.

Bryan Willingham, President of United Phoenix Firefighters Local 493, acknowledged the work done over the years by Council to help with Fire Department resources, such as six stations recently approved which would built over the next five years. He stressed the City's fire and emergency medical services had not kept pace with population growth, noting the consequence was response times were about nine minutes while the national standard was five minutes. He commended the City Manager and his staff for supporting the bond measure as well as the community for their commitment to keep the City operational despite budgetary constraints. He mentioned only one fire station was built in the past 15 years while the City added hundreds of thousands of residents which lead to firefighters doing more with less. He implored Council to consider the urgency of this matter and prioritize the safety and well-being of the community in the coming months.

Julia Taggart said she lived on East Hatcher Road in Sunnyslope where there had been four accidents due to speeding. She mentioned she worked with the Street Transportation Department that conducted a speed study with a result of excessive speeding, but speed humps were not permitted because houses were too low on the street. She added she spoke with people in Cave Creek who did not have a solution as they also had dips in the street. She urged Council to look into this situation as it would continue to happen in her neighborhood. She also suggested the Tourism and Hospitality Advisory Board explore other places like museums, noting Phoenix history was being lost due to demolition and she wanted to find solutions to preserve the City's history.

Carina Sims, a member of USA Dodgeball, requested resources from the City to provide dodgeball to the youth and young adults that would give them another avenue aside from typical sports. She stated dodgeball fostered teamwork and involved communication as well as a sense of community. She mentioned she was talking with the Parks and Recreation Department to find an location to play dodgeball, noting Phoenix could trail blaze it for other areas to watch.

Mayor Gallego conveyed the Parks and Recreation director was available to talk further.

Terrion Ross expressed concern about the red-lining gentrification occurring in

her community, noting it was documented that south and southeast Phoenix were red-lined by the federal government. She claimed red-lining lead to fewer bank branches and more pawn shops and liquor stores, plus lack of health care in her area. She said her community was being bulldozed to build over-priced housing developments which was pushing out residents in the area and wanted Council to do the right thing.

Jasmine Glass, a former cashier for SSP America at Sky Harbor Airport, stated workers had filed complaints with the Attorney General's (AG) Office and City Equal Opportunity Department (EOD) alleging racial disparities and promotion pay and hiring. She mentioned workers also filed charges with the federal labor board claiming disciplines and terminations were unlawful based on discrimination. She conveyed EOD declined to investigate the complaints, noting the department was obligated to enforce the City's anti-discrimination laws, but the case with the AG Office was on-going and met with them. She urged Council to make sure their allegations of disparity were investigated and place this matter on the agenda for discussion.

Councilwoman Pastor said she wanted to ask staff about EOD.

NOTE: Councilwoman Ansari temporarily left the voting body.

Ms. Kriegh advised there could not be any discussion on non-agendized items.

Councilwoman Pastor stated she wanted to know the process.

Mayor Gallego remarked Councilwoman Pastor could request information at the next policy session.

Councilwoman Pastor questioned if she could request the matter be placed on the agenda.

Mayor Gallego explained there was an agendized item regarding council requests for information at the next policy session.

City Manager Jeffrey Barton conveyed staff could provide a briefing with Councilwoman Pastor on the matter.

Councilwoman Pastor expressed she wanted the public to understand the EOD process.

Mayor Gallego asserted the meeting had to move forward as this could not be discussed at this time.

Nicholas Ethier, a member of UNITE HERE Local 11 and former cook with SSP America at Sky Harbor Airport, claimed the company was punishing employees for their union involvement. He remarked the City was responsible as SSP America was their contractor and asked Council to investigate the racial disparity issues and place this matter on the agenda for discussion.

NOTE: Councilwoman Ansari returned to the voting body.

Mark Rodriguez expressed his excitement about Raising Cane's opening soon in Laveen, but he wanted a Harkins Theatre instead of more houses.

Michael Smith, a utility worker at Four Peaks for SSP America, claimed the company was punishing leaders for speaking out about the racial disparities. He asked Council to investigate the issue and place this matter on the agenda for discussion.

**ADJOURN**

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 4:17 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 20th day of March, 2024. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 20th day of November, 2024.

CITY CLERK