City of Phoenix

Minutes

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

186060

City Council Formal Meeting

Wednesday, December 1, 2021 **2:30 PM** **phoenix.gov**

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, Dec. 1, 2021 at 2:31 p.m. in the Council Chambers.

Present: 9 - Councilwoman Yassamin Ansari, Councilman Sal DiCiccio, Councilwoman Betty Guardado, Councilwoman Ann O'Brien, Councilwoman Laura Pastor, Councilwoman Debra Stark, Councilman Jim Waring, Vice Mayor Garcia and Mayor Kate Gallego

The Mayor and Councilmembers attended the meeting virtually.

Councilman DiCiccio and Councilwoman Pastor joined the voting body prior to the vote on Item 2. Councilman DiCiccio disconnected from the meeting during Citizen Comments.

Mayor Gallego acknowledged the presence of Elsie Duarte, a Spanish interpreter. In Spanish, Ms. Duarte announced her availability to the audience.

An affidavit was presented to the Council by the City Clerk stating that copies of the titles of Ordinances G-6920 through G-6929, S-48123 and S-48133 through S-48170, and Resolutions 21979 through 21980 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 Cris Meyer stated members of the public may speak for up to two

minutes on agenda items and gave direction on appropriate decorum when providing comments.

BOARDS AND COMMISSIONS

1 Mayor and Council Appointments to Boards and Commissions

Summary

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

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

Human Relations Commission

Appoint Andrew Gordon, filling a vacancy on the Commission for a term to expire June 30, 2023 as recommended by Mayor Gallego.

Human Services Commission

Appoint Meka Allen, filling a Category III vacancy on the Commission for a term to expire June 30, 2023 as recommended by Mayor Gallego.

Mayor's Human Trafficking Task Force

Appoint Ezequiel Dominguez as recommended by Mayor Gallego.
Appoint Zora Manjencich, replacing Jason Isaak on the Task Force as recommended by Mayor Gallego.

Phoenix Arts and Culture Commission

Appoint Mitch Menchaca, serving in the ex-officio position on the Commission as recommended by Mayor Gallego.

Public Safety Personnel Retirement System Local Police Pension Board

Appoint Mark Schweikert, filling a vacancy created by the resignation of Sergeant Darren Wunderle for a partial term to expire June 30, 2024 as recommended by Mayor Gallego.

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

Yes: 7 - Councilwoman Ansari, Councilwoman Guardado, Councilwoman O'Brien, Vice Mayor Stark, Councilman Waring, Vice Mayor Garcia and Mayor Gallego

No: 0

Absent: 2 - Councilman DiCiccio and Councilwoman Pastor

2 **Reappointment of Phoenix Municipal Court Judges**

This item requests to reappoint Judge Monyette Nyquist, Judge Thomas Parascandola and Judge Ana Maribet Sanchez as Judges of the Phoenix Municipal Court, each for a four-year term expiring Dec. 19, 2025; and Judge Patricia George as a Judge of the Phoenix Municipal Court for a four-year term expiring Jan. 1, 2026; and Judge Marianne Bayardi, Judge Hercules Dellas and Judge Frankie Jones as Judges of the Phoenix Municipal Court, each for a four-year term expiring Jan. 17, 2026.

Summary

On Oct. 29, 2021, the Judicial Selection Advisory Board recommended to the Public Safety and Justice Subcommittee the reappointment of these judges.

On Nov. 10, 2021, the Public Safety and Justice Subcommittee unanimously recommended their reappointments as judges of the Phoenix Municipal Court.

Discussion

After the vote, Mayor Gallego thanked the judges for serving the City. She commented she looked forward to swearing them in at the next Council meeting, and mentioned their great testimony about innovation in the courts system.

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

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Garcia and Mayor Gallego

No: 0

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

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

A motion was made by Vice Mayor Garcia, seconded by Councilwoman Stark, that items 3-18 be recommended for approval, except items 17-18. The motion carried by the following voice vote:

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Garcia and Mayor Gallego

No: 0

3 Liquor License - Gallery Bar Phoenix

Request for a liquor license. Arizona State License Application 164221.

Summary

Applicant
Jeffrey Miller, Agent

License Type
Series 12 - Restaurant

Location
5355 E. High St., Unit 121
Zoning Classification: C-2 DRSP
Council District: 2

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

The 60-day limit for processing this application is Dec. 5, 2021.

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

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"We will train all of our employees in responsible liquor service."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"I would like to offer my patrons the choice of having an adult beverage while enjoying a bite to eat and great art."

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

Attachments
Liquor License Data - Gallery Bar Phoenix
Liquor License Map - Gallery Bar Phoenix

This item was recommended for approval.

4 Liquor License - Patio 54 Fusion Kitchen

Request for a liquor license. Arizona State License Application 163372.

Summary

Applicant
Noah Pak, Agent

License Type
Series 12 - Restaurant with Growler Privileges

Location
5415 E. High St., Ste. 101
Zoning Classification: C-2 DRSP
Council District: 2

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow outdoor dining and outdoor alcohol consumption. A Use Permit hearing has been scheduled.

The 60-day limit for processing this application is Dec. 3, 2021.

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'm a responsible citizen with a college degree who understands how to operate a business and understands the responsibility that comes along with owning a liquor license."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Our restaurant is located in the area where there are many other restaurants serving alcohol and entertainments. I will add an another concept to an area for the public to come and enjoy with their families."

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

Attachments
Liquor License Data - Patio 54 Fusion Kitchen
Liquor License Map - Patio 54 Fusion Kitchen

This item was recommended for approval.

5 Liquor License - Down The Street

Request for a liquor license. Arizona State License Application 164214.

Summary

Applicant
Fouad Mikhael, Agent

License Type
Series 10 - Beer and Wine Store

Location
11833 N. 19th Ave.
Zoning Classification: C-2
Council District: 3

This request is for a new liquor license for a beer and wine store. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow package liquor sales.

The 60-day limit for processing this application is Dec. 5, 2021.

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

Other Active Liquor License Interest in Arizona

This applicant does not hold an interest in any other active liquor license in the State of Arizona.

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

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This store will provide a safe and secure place for the neighborhood to buy alcohol. The location will be convenient for the people in neighborhood who may not have access to transportation. Adding the long time experience of the working in convenience store while upholding all the laws and regulations, the store will be a safe, secure and convenience place for the customers to purchase quality beer and wine."

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

Attachments
Liquor License Data - Down The Street
Liquor License Map - Down The Street

This item was recommended for approval.

6 Liquor License - Classik Sports Bar & Lounge

Request for a liquor license. Arizona State License Application 06070243.

Summary

Applicant
Ashok Parmar, Agent

License Type
Series 6 - Bar

Location
4228 W. Van Buren St.
Zoning Classification: C-3
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.

The 60-day limit for processing this application is Dec. 6, 2021.

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.

Club Classico Phoenix (Series 6)
5030 W. McDowell Road, Ste. 29-30, Phoenix
Calls for police service: 247
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 experience owning and operating a bar and have attended both basic and management liquor law training. I will ensure my staff is trained in liquor law to prohibit sales to underage and obviously intoxicated customers."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This is an existing bar that has provided service to the nearby community for many years. I am looking forward to creating a safe and friendly bar for the community with my expertise in liquor law and business operations. I will comply with all city, state and county laws and regulations to provide an enjoyable safe experience for my customers."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Classik Sports Bar & Lounge
Liquor License Map - Classik Sports Bar & Lounge

This item was recommended for approval.

7 Liquor License - Monsoon Market

Request for a liquor license. Arizona State License Application 163383.

Summary

Applicant
Michela Ricci, Agent

License Type
Series 10 - Beer and Wine Store

Location
3508 N. 7th St.
Zoning Classification: C-1
Council District: 4

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

The 60-day limit for processing this application is Dec. 3, 2021.

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

use for more than 180 days.

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have owned my first small business (Early Bird Coffee) for over 4 years and have maintained 100% compliance with all city departments, and state departments including required permitting and routine inspections. In previous roles throughout my career I have worked with multiple local, beloved breweries in Phoenix and have experience with the invenotry management, regulations and the admin work required to maintain a liqour license."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Monsoon Market will be a neighborhood market, within walking distance of multiple established neighborhoods and will provide access to not only local beer and natural wine but also fresh, local food items and pantry staples along with retail home items for any occasion. Monsoon will provide a neighborhood market in an area where grocery markets are solem and not easily accessible by foot to surrounding neighborhoods."

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

Attachments
Liquor License Data - Monsoon Market
Liquor License Map - Monsoon Market

This item was recommended for approval.

8 Liquor License - Ollie Vaughn's

Request for a liquor license. Arizona State License Application 152511.

Summary

Applicant
Lindsey Magee, Agent

License Type
Series 12 - Restaurant

Location
1536 E. McDowell Road
Zoning Classification: C-2 CNSPD
Council District: 4

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

The 60-day limit for processing this application is Dec. 6, 2021.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The

presumption shall not apply once the licensed location has not been in use for more than 180 days.

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

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I am an upstanding community member and business owner for the last 8 years. I pay my taxes and provide a caring place for neighbors to gather and for my employees to work. I am conscientious about the liability and responsibility of serving alcohol to the public and I always put people before profit."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"The restaurant industry is a very low profit-margin sector and liquor sales would help stabalize the prosperity and longevity of Ollie Vaughns. My business is a pillar in our neighborhood, providing employment opportunities as well as a fun and warm place for the community to gather. The financial success of the business will allow the business to continue to serve the community."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Ollie Vaughn's

Liquor License Map - Ollie Vaughn's

This item was recommended for approval.

9 Liquor License - Jimmies Market

Request for a liquor license. Arizona State License Application 164157.

Summary

Applicant
Jamal Jabbar, Agent

License Type
Series 10 - Beer and Wine Store

Location
5127 N. 43rd Ave.
Zoning Classification: C-2
Council District: 5

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

The 60-day limit for processing this application is Dec. 5, 2021.

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 Mexicana Super Carniceria (Series 10)
5045 W. Thomas Road, Ste. 103-105, Phoenix
Calls for police service: 21
Liquor license violations: None

Carniceria Los Vaqueros (Series 10)
6440 W. Van Buren St., Phoenix
Calls for police service: 16
Liquor license violations: None

Public Opinion

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

Applicant's Statement

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This store will provide a safe and secure place for the neighborhood to buy alcohol. The location will be convenient for the people in neighborhood who may not have access to transportation. Adding the

long time experience of the working in convenience store while upholding all the laws and regulations, the store will be a safe, secure and convenience place for the customers to purchase quality beer and wine."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Jimmies Market
Liquor License Map - Jimmies Market

This item was recommended for approval.

10 Liquor License - ARCO AM PM

Request for a liquor license. Arizona State License Application 162708.

Summary

Applicant
Lauren Merrett, Agent

License Type
Series 10 - Beer and Wine Store

Location
1201 E. Northern Ave.
Zoning Classification: C-2
Council District: 6

This request is for a new liquor license for a convenience store that sells gas. This location was previously licensed for liquor sales and may currently operate with an interim permit. This location requires a Use Permit to allow package liquor sales.

The 60-day limit for processing this application is Dec. 13, 2021.

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:
"As owner I meet all requirements for capability and qualifications identified in ARS Title 4. The owner has been a responsible business owner of a home healthcare network since 2013."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This location has had a beer and wine license for many years. Maintaining continuing service meets the convenience of the community."

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

Attachments
Liquor License Data - ARCO AM PM
Liquor License Map - ARCO AM PM

This item was recommended for approval.

11 Liquor License - The Hub

Request for a liquor license. Arizona State License Application 165063.

Summary

Applicant
David Bee, Agent

License Type
Series 12 - Restaurant

Location
14205 S. 50th St.
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 may currently operate with an interim permit.

The 60-day limit for processing this application is Dec. 7, 2021.

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.

Union Grill and Tap (Series 12)
1686 N. Higley Road, #101, Gilbert
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

The Hub Grill & Bar (Series 12)
1925 S. Sossaman Road, #101, Mesa
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Hub Grill and Bar (Series 12)
1860 S. Stapley Drive, 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 owned sports bars for over 15 years. I have been liquor certified

that entire time. At The Hub our food sales make up over 65% of total sales so we are a restaurant first and bar second. We close at 10pm Sunday thru Thursday and 12am Friday and Saturday. We take our responsibilities as a liquor establishment seriously to protect our customers and our community."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "We call ourselves The Hub because our goal was to be the center of the community that everything revolves around. We provide a clean friendly environment for our guest and connect people within the community."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - The Hub
Liquor License Map - The Hub

This item was recommended for approval.

12 Liquor License - Special Event - Growhouse Urban Agriculture Center, Inc.

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

Summary

Applicant
Kenneth Barrett, Agent

Location
429 W. Jackson St.
Council District: 7

Function
Breakfast

Date(s) - Time(s) / Expected Attendance
Dec. 5, 2021 - 9 a.m. to 1 p.m. / 80 attendees

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

13 Liquor License - Egyptian Motor Hotel

Request for a liquor license. Arizona State License Application 006070011512.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 6 - Bar

Location
765 Grand Ave.
Zoning Classification: C-3 CMOD ACOD
Council District: 7

This request is for an ownership and location transfer of a liquor license for a hotel. This location was not previously licensed for liquor sales and does not have an interim permit.

The 60-day limit for processing this application is Dec. 12, 2021.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public

convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

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

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

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"The Egyptian Motor Hotel will feature a retro modern design with 48 guest rooms, a restaurant, and an outdoor space for dining nd entertainment. Applicant would like to offer alcoholic beverages to guests 21 and over."

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

Attachments

Liquor License Data - Egyptian Motor Hotel
Liquor License Map - Egyptian Motor Hotel

This item was recommended for approval.

14 Liquor License - Envoy/American Airlines

Request for a liquor license. Arizona State License Application 161181.

Summary

Applicant
Tracey Gorman, Agent

License Type
Series 8 - Conveyance - Sales of all Liquor on Board Planes

Location
3800 E. Sky Harbor Blvd.
Zoning Classification: A-1, R-3
Council District: 8

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

The 60-day limit for processing this application is Dec. 15, 2021.

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.

Admirals Club (Series 14)
3800 E. Sky Harbor Blvd., T4/N1N2N3, Phoenix
Calls for police service: 1,744
Liquor license violations: None

American Airlines (Series 8)
3400 E. Sky Harbor Blvd., Phoenix
Calls for police service: 519
Liquor license violations: None

American Airlines (Series 8)
7250 S. Tucson Blvd., #202, Tucson
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Public Opinion

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

Applicant's Statement

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "Applicant is an American regional airline operating 1,000 daily flights to over 150 destinations in the U.S. The airline will offer flights out of Phoenix Sky Harbor and would like to offer alcoholic beverages to passengers 21 and over."

Staff Recommendation
Staff recommends approval of this application.

Attachments
Liquor License Data - Envoy/American Airlines
Liquor License Map - Envoy/American Airlines

This item was recommended for approval.

15 Liquor License - On The Roxx

Request for a liquor license. Arizona State License Application 162572.

Summary

Applicant
Andrea Lewkowitz, Agent

License Type
Series 4 - Wholesaler

Location
2153 E. Jones Ave.
Zoning Classification: A-1
Council District: 8

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

The 60-day limit for processing this application is Dec. 14, 2021.

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

Nielsen Spirits (Series 4)
2153 E. Jones Ave., Phoenix
Calls for police service: 3
Liquor license violations: None

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

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

I have the capability, reliability and qualifications to hold a liquor license because:
“Applicant is committed to upholding the highest standards for business and maintaining compliance applicable laws.”

Staff Recommendation
Staff recommends approval of this application.

This item was recommended for approval.

16 Liquor License - Sky Club Coffee Food & Wine

Request for a liquor license. Arizona State License Application 165482.

Summary

Applicant
Kurt Mangum, Agent

License Type
Series 12 - Restaurant

Location
3400 E. Sky Harbor Blvd., T4 S1
Zoning Classification: A-1
Council District: 8

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

The 60-day limit for processing this application is Dec.13, 2021.

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.

Refuge Coffee Food Wine (Series 12)
3800 E. Sky Harbor Blvd., T4 N3 F39, Phoenix
Calls for police service: 1,166
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:
"As an existing resturant owner serving customers in Phoenix Sky Harbor Airport I have demonstrated that I have the capability, reliability and qualifications to hold to hold a Arizona State Liquor License responsibly. We have maintained exceptional business practices with no violations."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"As a restaurant owner in Phoenix Sky Harbor Airport - American's Friendliest Airport this license will allow Sky Club Coffee Food & Wine to provide service to the 44 million passange traveling to and through Phoenix Sky Harbor Airport."

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

Attachments
Liquor License Data - Sky Club Coffee Food & Wine
Liquor License Map - Sky Club Coffee Food & Wine

This item was recommended for approval.

17 Liquor License - El Pecador Taco Shop

Request for a liquor license. Arizona State License Application 162314.

Summary

Applicant
Lauren Merrett, Agent

License Type
Series 12 - Restaurant

Location
2948 E. Bell Road, Ste. 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 Dec. 11, 2021.

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
At the time this agenda was finalized, no protest or support letters had been received, however the 20-day public comment period had not yet concluded.

Applicant's Statement
The applicant chose not to submit a statement supporting this application.

Staff Recommendation
Staff recommends disapproval of this application based on a Police Department recommendation for disapproval due to the applicant's failure to complete the required City questionnaire and for failure to pay the application fee.

Attachments
Liquor License Data - El Pecador Taco Shop
Liquor License Map - El Pecador Taco Shop
Liquor License Police Department Recommendation - El Pecador Taco Shop

Discussion
Mayor Gallego introduced Licenses Services Program Manger Leah Swanton to give a brief presentation.

Ms. Swanton introduced Alexander Lang from the Prosecutor's Office. She explained this item was a request for a liquor license for a restaurant, and added this location was previously licensed for liquor sales and may currently operate with an interim permit. She mentioned the 60-day limit for processing this application was Dec. 11. She stated staff recommended disapproval of this application based on a Police Department recommendation for disapproval due to the applicant's failure to complete the required City questionnaire and failure to pay the application fee. She said the applicant had not demonstrated the capability, qualifications and reliability to hold and control a liquor license.

Councilman Waring asked if the applicant or a representative was

available to speak.

Mayor Gallego responded there was no one available to speak on behalf of the applicant.

Councilman Waring asked for clarification that the applicant did not fill out the required form, and did not pay the required fee. He questioned how this item was brought to this agenda given the application was not complete.

Ms. Swanton replied by State statute there was a 60-day limit for the City to process liquor license applications, and noted the limit for this application was Dec. 11. She explained for the City to have a recommendation to forward to the State on this application, that was why this application was part of this agenda.

Councilman Waring commented that made sense, and made a motion to recommend disapproval of Item 17.

Councilman DiCiccio seconded the motion. He said because the applicant did not show up to this meeting was not a good sign.

After the vote, Mayor Gallego thanked staff for doing the work to get these Council recommendations.

A motion was made by Councilman Waring, seconded by Councilman DiCiccio, that this item be recommended for disapproval. The motion carried by the following vote:

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Garcia and Mayor Gallego

No: 0

18 Liquor License - La Hefa Cerveceria y Botanas

Request for a liquor license. Arizona State License Application 163529.

Summary

Applicant
Francisco Gaucin, Agent

License Type
Series 12 - Restaurant

Location
7710 W. Lower Buckeye Road, Ste. 107
Zoning Classification: A-1
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 Dec. 4, 2021.

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.

Cash Nightclub & Lounge (Series 6)
1730 E. McDowell Road, 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:
"I have completed both the Basic and Management training required in addition to having the proper business management experience."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"As a local small business the location will provide jobs."

Staff Recommendation
Staff recommends disapproval of this application due to a Finance Department recommendation for disapproval.

Attachments
Liquor License Data - La Hefa Cerveceria y Botanas
Liquor License Map - La Hefa Cerveceria y Botanas

Discussion
Mayor Gallego introduced Licenses Services Program Manager Leah Swanton to give a brief presentation.

Ms. Swanton introduced Alexander Lang from the Prosecutor's Office. She explained this request was for a new liquor license at a restaurant, and added this location was previously licensed for liquor sales and

operated with an interim permit. She noted the 60-day limit for processing this application was Dec. 4, and said staff recommended disapproval of this application due to a Finance Department recommendation for disapproval. She commented the applicant did not demonstrate the capability, qualifications and reliability to hold a liquor license.

A motion was made by Councilwoman Ansari, seconded by Councilwoman Stark, that this item be recommended for disapproval. The motion carried by the following vote:

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Garcia 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.

Note: Two electronic comments were submitted on the following items indicating their position:

Item 28 - One opposed.
Item 74 - One in favor.

A motion was made by Vice Mayor Garcia, seconded by Councilwoman Stark, that items 19-87 be approved or adopted, except items 19, 23, 25-26, 29, 36, 38-39, 42, 45, 60, 73 and 83-87; and items 28 and 50-51 are continued to the Dec. 15, 2021 City Council Formal Meeting. The motion carried by the following vote:

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Garcia and Mayor Gallego

No: 0

Items 20-22, 24, 27, Ordinance S-48133 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.

20 Safeware INC.

For $59,132.70 in payment authority to purchase a Mini Caliber Robot for tactical missions for the Police Department. The portable one-man robot is simple to operate and quick to deploy. The Phoenix Police Department's Bomb Squad is tasked with the responsibility to identify and mitigate potential hazardous devices and items. The remote firing system is a mechanism to detonate explosive charges from a safe distance. Robots are a critical component in this identification and mitigation. The small platform robot is quickly and easily deployable and can access small areas-spaces.

This item was adopted.

21 Timothy F. Hendershott, doing business as Tartan Associates

For $45,000.00 in additional payment authority under Contract 148405 for dispatcher chairs for the Fire Department. The ergonomic work chairs provide the Dispatch Center with physical support to minimize any health and physical issues to personnel by regulating body temperature and comfort for lengthy work schedules. The additional funds will afford the Fire Department the ability to purchase new dispatch chairs for the Alarm Headquarters - AHQ1 to replace older chairs that have exceeded their useful life.

This item was adopted.

22 CMI Inc

For $42,279 in payment authority to purchase four CMI Intoxllyxer 1R9000 instrument devices for the Police Department. The Traffic Bureau was awarded funding from the Governor's Office of Highway Safety grant to purchase four CMI Intoxllyxer 1R9000 Breath Testing Instruments. These devices have been used in DUI investigations when a suspect cannot successfully complete a blood draw analysis to determine a blood alcohol concentration. The Traffic Bureau's function is

to keep the streets safe by conducting DUI investigations, vehicle collision investigations, and traffic enforcement. The number one cause of traffic collisions is speed and impairment. These breath testing devices are critical to obtain a legal breath sample to determine alcohol concentration of a suspected impaired driver. Therefore, they are essential to the Traffic Bureau and the City of Phoenix.

This item was adopted.

24 Transcend Robotics Inc.

For $58,300.00 in payment authority to purchase a robotic multi-mission arm and remote burn safe system for the Phoenix Police Department (PPD). The PPD's Special Assignments Unit is responsible for handling all potentially violent incidents, particularly involving barricaded subjects. Armed subjects often barricade and hide inside structures and fail to comply with officer's commands to surrender. The multi-mission arm and remote burn safety system will be mounted on the previously purchased Vantage Robot. These attachments will assist officers in locating armed subjects by allowing officers to remotely open doors with knobs, grab and move suspicious debris, and precisely deliver gas munitions. The remote capabilities and proven success of these attachments are essential to provide maximum safety to officers, suspects, and the public.

This item was adopted.

27 Settlement of Claim(s) Metro v. City of Phoenix

To make payment of up to $450,000.00 in settlement of claim(s) in *Metro v. City of Phoenix*, 19-0487-001, BI, GL, for the Finance Department pursuant to Phoenix City Code Chapter 42. This is a settlement of bodily injury claim arising out of a transport safety incident on June 4, 2019 involving the Fire Department.

This item was adopted.

28 Amendment to Pay Ordinance S-47689 to Authorize Premium Pay Under the American Rescue Plan Act of 2021 to Eligible City Employees (Ordinance S-48170)

Request City Council approval of amendments to Pay Ordinance S-47689 to authorize payment under the American Rescue Plan Act of 2021 (ARPA) of five hundred dollars ($500) in premium pay to eligible

full-time employees and two hundred fifty dollars ($250) in premium pay to eligible non-seasonal part-time employees in Units 1, 2, 3, 4, 5, 6, 7, and 8, and authorize payment under ARPA of one thousand five hundred dollars ($1,500) to eligible full-time employees and seven hundred fifty ($750) to eligible non-seasonal part-time employees in Units 1, 2, 3, 4, 5, 6, 7, and 8, who are fully vaccinated for COVID-19 by January 18, 2022 (**Attachment A**).

Summary

The City was awarded approximately $396 million in ARPA funds. The City received its first payment ($198 million) in May 2021. The City is currently scheduled to receive approximately $198 million in additional ARPA funds for Fiscal Year 2022-23.

The City is permitted to use ARPA funds to pay additional compensation, or “premium pay,” to eligible workers performing essential work during the COVID-19 public health emergency. Premium pay is intended for the workers who have been and continue to be relied on to maintain continuity of operations of essential critical infrastructure sectors, including those who are critical to protecting the health and wellbeing of their communities.

Under the Interim Final Rule, “essential work” is work that is not performed by teleworking from a residence that involves regular in-person interactions with the public or co-workers of the individual who is performing the work or regular physical handling of items that were handled by or are to be handled by the public or the individual’s co-workers.

The proposed change to Section 11 [Assignment Pay, Differential, Standby and Other Additional Compensation] of the current Pay Ordinance (S-47689) would permit the payment of five hundred dollars ($500) in “premium pay” under ARPA to eligible full-time City employees in Units 1, 2, 3, 4, 5, 6, 7, 8 and the payment of two hundred fifty ($250) in “premium pay” under ARPA to eligible non-seasonal part-time City employees in Units 1, 2, 3, 4, 5, 6, 7, and 8. This proposed change would also permit the payment of one thousand five hundred dollars ($1,500) in “premium pay” under ARPA to eligible full-time City employees in Units 1,

2, 3, 4, 5, 6, 7, 8 and permit the payment of seven hundred fifty dollars ($750) in “premium pay” under ARPA to eligible non-seasonal part-time City employees in Units 1, 2, 3, 4, 5, 6, 7, 8, if the employee is fully vaccinated for COVID-19 by January 18, 2021.

These payments are expected to total approximately $25 million to $29 million.

Financial Impact
The cost of all actions taken related to this ordinance would be paid for from ARPA funds allocated to the City.

Concurrence/Previous Council Action
The Pay Ordinance (S-47689) was approved by Council on June 16, 2021.

This item was continued to the Dec. 15, 2021 City Council Formal Meeting.

30 Acceptance and Dedication of a Deed and Easements for Public Utility, Roadway or Sidewalk Purposes (Ordinance S-48144)

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

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

Easement (a)
Applicant: ACG-Arancia, LLLP, its successor and assigns
Purpose: Public Utility
Location: 2610 and 2620 N. 52nd St.
File: FN 210094
Council
District: 6

Deed (b)
Applicant: ACG-Arancia, LLLP, its successor and assigns
Purpose: Roadway
Location: 2610 and 2620 N. 52nd St.
File: FN 210094
Council
District: 6

Easement (c)
Applicant: ACG-Arancia, LLLP, its successor and assigns
Purpose: Sidewalk
Location: 2610 and 2620 N. 52nd St.
File: FN 210094
Council
District: 6

Easement (d)
Applicant: Sheffa II, LLC, its successor and assigns
Purpose: Sidewalk
Location: 6120 W. Buckeye Road
File: FN 210085
Council
District: 7

Easement (e)
Applicant: Shane Hamberg and Jeremy Capis, its successor and assigns
Purpose: Public Utility
Location: 1709 and 1713 E. Madison St.
File: FN 210088
Council
District: 8

Easement (f)
Applicant: WLD Housing, LLC, its successor and assigns
Purpose: Sidewalk
Location: 1701 and 1717 E. McDowell Road
File: FN 210091

Council
District: 8

This item was adopted.

31 Acceptance of an Easement for Drainage Purposes (Ordinance S-48146)

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

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

Easement (a)
Applicant: Sheffa II, LLC, its successor and assigns
Purpose: Drainage
Location: 6120 W. Buckeye Road.
File: FN 210085
Council District: 7

This item was adopted.

32 Acquisition of Real Property for Street Light Improvements along North 27th Avenue between West Maryland Avenue and West Claremont Street (Ordinance S-48150)

Request to authorize the City Manager, or his designee, to acquire all real property and related property interests required by donation, purchase within the City's appraised value, or by the power of eminent domain for street light improvements along North 27th Ave. between West Maryland Ave. and West Claremont St. Further request to authorize dedication of land with roadway improvements to public use for right-of-way purposes via separate recording instrument. Additionally, request to authorize the City Controller to disburse all funds related to this item.

Summary
The acquisition of real property is needed for the installation of an aerial

electrical wire and three street light poles along North 27th Ave. between West Maryland Ave. and West Claremont St. This corridor has been identified as a safety priority requiring additional street lighting because of a high number of collisions involving both pedestrians and vehicles.

The parcel affected by this project and included in this request is identified by Maricopa County Assessor's parcel number 156-03-001A located at 6351 N. 27th Ave.

Financial Impact
Funding is available in the Street Transportation Department's Capital Improvement Program budget.

Location
27th Ave. between West Maryland Ave. and West Claremont St.
Council District: 5

This item was adopted.

33 Authorization to Amend the Revocable License Agreements 137352 (P-50219) and 137379 (P-50189) with Maricopa County (Ordinance S-48154)

Request to authorize the City Manager, or his designee, to amend Revocable License Agreements 137352 and 137379 with Maricopa County, a political subdivision of the State of Arizona (County), to extend the term for one five-year period, and to add one five-year option. Further request authorization for the City Controller to disburse all funds related to this item. The license fee is $10.00 annually for each license agreement.

Summary
The City has occupied space at various County facilities for access and placement of portable security camera systems and equipment. This allows the Police Department's Homeland Defense Bureau to maintain the personal safety and security of the public and operational efficiencies of downtown events.

Each revocable license agreement will be amended to extend the term

for one five-year period, commencing Jan. 1, 2022 through Dec. 31, 2026, and to add one five-year option through Dec. 31, 2031. All other terms and conditions will remain the same.

Contract Term
The agreements will be amended to extend the term for one five-year period, and to add one five-year option.

Financial Impact
The license fee is $10.00 annually for each license agreement.

Concurrence/Previous Council Action
Ordinance S-43161 was adopted by City Council on Jan. 25, 2017 authorizing Agreement 137352.
Ordinance S-43127 was adopted by City Council on Jan. 11, 2017 authorizing Agreement 137379.

Location
Various County facilities within downtown Phoenix.
Council District: 7

This item was adopted.

34 Title, Escrow and Title Insurance Services for Citywide Projects (Ordinance S-48160)

Request to authorize the City Manager, or his designee, to enter into contracts with the title, escrow and title insurance vendors listed below. Further request authorization for the City Controller to disburse funds related to this item. The aggregate contract value shall not exceed $2,250,000.

Summary
The Finance Department Real Estate Division implements the use of a Qualified Vendor List (QVL) for title, escrow and title insurance services for Citywide projects on an as-needed basis for a contract period beginning Dec. 1, 2021, through Nov. 30, 2026. The Real Estate Division contracts with title, escrow and title insurance services for needs related to the acquisition of real property, as requested by City departments.

Procurement Information
The Finance Department released a Request for Qualifications (RFQu) for Title, Escrow and Title Insurance Services on Aug. 10, 2021. The RFQu was conducted in accordance with Administrative Regulation 3.10. Three proposals were received in response to the RFQu, all of which were deemed responsive to the requirements of the RFQu.

The Title, Escrow and Title Insurance Services providers on the QVL are:

1. Chicago Title Agency, Inc.
2. Pioneer Title Agency, Inc.
3. Security Title Agency, Inc.

Contract Term
The five-year contract term will begin on or about Dec. 1, 2021. Provisions of the contract include that at the City's discretion, additional procurements may be issued in order to expand the QVL.

Financial Impact
The aggregate contract value shall not exceed $2,250,000. Funds are available in various departments' budgets.

This item was adopted.

35 Disaster Recovery Services (Ordinance S-48169)

Request to authorize the City Manager, or his designee, to execute an amendment under Contract 131627 with Sungard Availability Services, LP (Contractor) to allow for payment to the Contractor’s first taxable entity, Sungard AS New Holdings III, LLC. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed.

Summary
This contract provides disaster recovery services for citywide use. The Contractor informed the City of a change in its corporate tax structure, which established Sungard AS New Holdings III, LLC as its first taxable entity. Sungard AS New Holdings III, LLC is the Contractor’s new parent

company, and the Contractor is now a disregarded entity within the meaning of U.S. Treasury Regulation § 301.7701-3. Accordingly, the City will remit payment due under the contract to the Contractor and Sungard AS New Holdings, LLC. The amendment will ensure that payment can be made to the Contractor and its first taxable entity following the change in its corporate tax structure.

Contract Term
Upon approval, the contract term shall remain the same. The contract term is valid through Dec. 31, 2021.

Financial Impact
Upon approval, the financial impact shall remain the same. No additional funds are needed.

Concurrence/Previous Council Action
This contract was originally approved by City Council on March 16, 2011.

This item was adopted.

37 COVID-19 Community and Mobile Testing and Vaccination Health Events - Amendment (Ordinance S-48162)

Request to authorize the City Manager, or his designee, execute amendments to contracts: 152654 with Family Tree Health Care, LLC; 152430 with Equality Health Foundation, Sonora Quest Laboratories, LLC and Equality Care Center; 152825 with Vincere Physician's Group PLLC; and 153733 with Premier Lab Solutions to provide additional funding. Further request to authorize the City Controller to disburse all funds related to this item. This item will have an aggregate amount of $2.4 million.

Summary
The City Council declared a local emergency due to COVID-19 pandemic on March 20, 2020. Staff continues to work with COVID-19 testing vendors and ensure that community testing and vaccination efforts for residents are available through the duration of the public health emergency. The Public Works Department continues to coordinate COVID-19 testing and vaccination service capability to the general public

at community testing health care events.

The American Rescue Plan Act (ARPA) Strategic Plan includes $5 million in funding to continue COVID-19 community testing and vaccine services. This request seeks authorization to expend the balance of City resources allocated to Better Health Outcomes and Community Testing and Vaccines.

Contract Term
The agreements began on July 1, 2021, for a six-month period, with one option to extend for an additional six months.

Financial Impact
This additional funding will not exceed an aggregate value of $5 million. Funding for this item is available through the ARPA Strategic Plan as an approved program for Better Health Outcomes and Community Testing and Vaccines.

Concurrence/Previous Council Action
The City Council approved:
Agreement 152430 (S-46775) with Equality Health Foundation on June 17, 2020;
Agreement 152654 (S-46848) with Family Tree Health Care LLC on July 1, 2020;
Agreement 152825 (S-46849) with Vincere Physicians Group on July 1, 2020;
Agreements: 152430 with Equality Health Foundation, Sonora Quest Laboratories LLC, and Equality Care Center; 152654 with Family Tree Health Care LLC; and 152825 with Vincere Physicians Group - Amendments (S-47158) on Dec. 2, 2020;
Agreement 153733 with Premier Lab Solutions (S-47219) on Jan. 6, 2021;
ARPA Strategic Plan for Allocation 1 on June 8, 2021;
Agreements: 152430 with Equality Health Foundation, Sonora Quest Laboratories LLC, and Equality Care Center; 152654 with Family Tree Health Care LLC; 152825 with Vincere Physicians Group; and 153733 Premier Lab Solutions - Amendments (S-47827) on July 1, 2021; and
ARPA Strategic Plan Update on Sept. 21, 2021.

This item was adopted.

40 Head Start Birth to Five Program Hearing Screening Assessment Training Services Qualified Vendors List - RFQu-21-EDU-48 (Ordinance S-48155)

Request to authorize the City Manager, or his designee, to approve a Qualified Vendors List (QVL) and enter into agreements with eligible contractors to provide hearing screening assessment training services for the Head Start Birth to Five program. Further request to authorize the City Controller to disburse all funds related to this item for the life of the contracts. The aggregate value of all agreements will not exceed $125,000 over the life of the QVL.

Summary

The Head Start Birth to Five program provides free comprehensive early childhood development, school readiness, and family support services to eligible low-income families with children aged zero to five years old and at-risk pregnant women. Head Start Program Performance Standards require enrolled children to receive an age-appropriate Early Periodic Screening Diagnosis and Treatment (EPSDT) screening annually. Hearing screening is an essential portion of the EPSDT screening, as hearing loss does occur in young children and is often not evident to parents. As a Head Start grantee, the City of Phoenix Head Start Birth to Five program ensures all enrolled children receive an evidence-based hearing screening within 45 days of enrollment, conducted by Head Start Birth to Five staff.

The State of Arizona has passed legislation implementing strict standards for hearing screening performed by schools and preschools (including Head Start programs). The legislation requires hearing screenings be performed by trained staff who have obtained a certificate of completion by a trainer certified by the Arizona Department Health Services (AZDHS). Head Start must follow strict standards in reporting hearing screening results to AZDHS on an annual basis.

The Qualified Vendor List is meant to identify highly qualified professionals with the certification, training and experience to provide the

required hearing screening training to Head Start Birth to Five staff.

Procurement Information
On Aug. 12, 2021, RFQu-21-EDU-48 for Head Start Birth to Five Program Hearing Screening Assessment Training Services was issued to solicit qualified trainers for hearing screening assessments. The solicitation was conducted in accordance with City of Phoenix Administrative Regulation 3.10 to establish a QVL. One offer was received on Sept. 24, 2021. The offer was determined to be responsive and responsible to the solicitation requirements.

The Evaluation Committee evaluated the offer based on the evaluation criteria, responsiveness to all specifications, terms and conditions, and responsibility to provide the required services. The Evaluation Criteria was as follows:

Criteria and Possible Points
Method of Approach and Delivery of Training - 500 possible points;
Experience and Qualifications of Proposed Trainers - 300 possible points; and
Cost Per Session - 200 possible points.

The Evaluation Committee recommends the following offeror be added to the QVL:

Family and Community Educational Services of AZ, LLC.

Contract Term
The contract term will begin on or about Dec. 1, 2021, and will end on Nov. 30, 2026, with no option to extend.

Financial Impact
Expenditures are not to exceed $125,000 over the life of the QVL. Funding is available from the U.S. Department of Health and Human Services, Administration of Children, Youth and Families. No additional General Funds are required.

Concurrence/Previous Council Action

On Oct. 14, 2021, The Head Start Birth to Five Policy Council retroactively approved the request to release the Hearing Screening Assessment Training Services RFQu.

This item was adopted.

41 Authorization to Amend Contract with Midwest Language Banc, Inc., dba The Language Banc, Inc. (Ordinance S-48157)

Request to authorize the City Manager, or his designee, to amend Contract 142704 with Midwest Language Banc, Inc. dba The Language Banc, Inc. to extend the term of the contract until Feb. 28, 2022. The remaining contract total will not exceed $90,185. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

This contract provides translation services for families enrolled in the City of Phoenix Head Start Birth to Five Home-Based program who speak languages other than English and Spanish. Participants of the program are required to participate in weekly 90-minute home visits, attend biweekly socialization events and monthly parent education opportunities. Services are transitioning from virtual to in-person by Jan. 1, 2022 to align with the Head Start Program's Performance Standards. The contract extension will allow families who speak languages other than English and Spanish to remain engaged in the program while a new contract is being solicited.

There are approximately 11 languages other than English and Spanish spoken by enrolled families. Translation services are needed to communicate effectively to ensure families understand the social services offered and receive the maximum benefit of the educational component.

Contract Term

The original contract term was for three years beginning July 1, 2016, through June 30, 2019, with one two-year renewal option to be exercised by the City Manager. The City exercised the two-year renewal option on March 6, 2019, with a contract end date of June 30, 2021. City Council approved a six-month extension on May 19, 2021, by Ordinance S-47574

extending the term to Dec. 31, 2021. Approval of this request would extend the term to Feb. 28, 2022.

Financial Impact

The total contract value remains the same, as no additional funding is requested. Funds are available from the U.S. Department of Health and Human Services, Administration of Children, Youth and Families. There is no impact to the General Fund.

Concurrence/Previous Council Action

The contract was originally approved by City Council on April 4, 2016, by Ordinance S-42448 in an amount not to exceed $250,000, $90,185 of which remains available. City Council approved a two-year contract extension on March 6, 2019 by Ordinance S-45416. City Council approved a six-month extension on May 19, 2021, by Ordinance S-47574.

This item was adopted.

43 Fitness Equipment Purchase, Repair and Preventative Maintenance- MESC 17H-GSRC-0930 (A) (Ordinance S-48166)

Request to authorize the City manager, or his designee, to allow additional expenditures under Contract 147449 with Gym Source USA, LLC for fitness equipment purchase and preventative maintenance services for the Parks and Recreation Department. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $150,000.

Summary

The Parks and Recreation Department operates multiple community centers that provide City residents the use of various fitness equipment, such as free and circuit weights and miscellaneous cardio fitness machines. The additional funding request is needed to furnish the new Cesar Chavez Community Center. These fitness centers are essential to the operations of the Parks and Recreation Department, in continuing to provide core services to City residents.

Contract Term

The contract term is May 15, 2018 through May 14, 2023.

Financial Impact
Upon approval of $150,000 in additional funds, the revised aggregate value of the contract will not exceed $300,000. Funds are available in the Parks and Recreation Department's budget.

Concurrence/Previous Council Action
This contract was originally approved by City Council on April 18, 2018.

This item was adopted.

44 USA Swimming Foundation Grant (Ordinance S-48167)

Request to authorize the City Manager, or his designee, to apply for and, if awarded, accept funds in an amount of up to $25,000 and enter into an agreement with USA Swimming Foundation, to offer reduced or free swimming lessons at various City pool locations. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, any grant monies awarded. There is no impact to the General Fund.

Summary
Annually, the Parks and Recreation Department provides close to 20,000 residents swimming lessons at 29 facilities. The Parks and Recreation Department is seeking to apply for the USA Swimming Foundation grant to help provide reduced or free swimming lessons for both children and adults. If awarded the full $25,000 grant, funding would provide sufficient funds to offer free or reduced swim lessons for up to 2,000 participants. If awarded, funding would be distributed to offer free or reduced swim lessons at select swimming pools ensuring geographic coverage in all parts of the City. The 2021 grant cycle is currently open and closes Dec. 15, 2021.

Financial Impact
There is no impact to the General Fund. There is no match requirement.

This item was adopted.

46 Donation from Phoenix Police Foundation (Ordinance S-48137)

Request to authorize the City Manager, or his designee, to accept a donation from the Phoenix Police Foundation of $24,750 for the purchase of new scheduling software provided by InTime Services Inc. for the Communications Bureau. Further request authorization for the City Treasurer to accept, and the City Controller to disburse, all funds related to this item.

Summary

The purchase of a new scheduling software would allow the Communications Bureau to be more efficient with scheduling and overtime spending. InTime Services Inc. is software which allows for automated staffing to reduce human error, overtime expenditures, and the amount of time supervisors spend on staffing assignments, so more time is focused on operational oversight. The software allows for analyzing staffing trends and better projection of future staffing allocation needs. If this grant is approved, the funding would pay the first-year subscription fee and the Communications Bureau would budget for future years.

The Phoenix Police Foundation is a 501(c)(3) charitable organization. The Foundation is committed to addressing unmet needs of the Phoenix Police Department, providing financial assistance in crisis situations and recognizing those who protect our community.

Procurement Information

InTime Services Inc. was identified as a sole source vendor due to the auto-scheduling feature, which will significantly reduce the amount of time it takes to process staffing for a given interval. Currently it takes a FTE to complete staffing for a single day where InTime can do that in minutes with a click of a button.

Contract Term

The contract will begin on or about Nov. 17, 2021, and will be for one year. After that, the Phoenix Police Department will come back to City Council to seek a five year extension.

Financial Impact

The cost for the first year is $24,750 and $19,200 each year after that. The donation from the Police Foundation will pay for the first year and the Communications Bureau will budget for future years.

Concurrence/Previous Council Action

This item was recommended for approval by the Public Safety and Justice Subcommittee by a vote of 3-0 at the Sept. 8, 2021 meeting.

This item was adopted.

47 Helicopter Pilot Training and Certification - Requirements Contract - RFP 22-016 (Ordinance S-48141)

Request to authorize the City Manager, or his designee, to enter into a contract with Delta Leasing LLC dba Quantum Helicopters to purchase Helicopter Pilot Training and Certification for the Phoenix Police Department. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed $800,000.

Summary

The Phoenix Police Department's Air Support Unit provides effective airborne surveillance and patrol support to bureaus and precincts of the Police Department for critical occurrences and emergency response requirements. A critical component of meeting the Air Support's mission is to ensure that personnel is adequately trained to operate and mechanically maintain its fleet of helicopters safely and effectively. In addition, pilots are continually being assessed to determine how their skills are progressing and what further training they may need. This contract will provide helicopter pilot training by a facility certified by the Federal Aviation Administration (FAA) in accordance with title 14 of Code of Federal Regulations (CFR) parts 61, 141, and 147.

Procurement Information

RFP 22-016 was conducted in accordance with Administrative Regulation 3.10. There were four (4) offers received by the Procurement Division on Aug. 19, 2021. The notification was sent to forty-two (42) suppliers and was publicly posted and available for download from the

City's website.

The proposal was scored by a three-member evaluation panel based on the following criteria:

Experience and Qualifications - 400
Method of Approach - 375
Price - 225

The Assistant Finance Director recommends that the offer from Delta leasing LLC dba Quantum Helicopters be accepted as the highest scored, responsive, and responsible offer most advantageous to the City.

Contract Term
The five-year contract will begin on or about Dec. 1, 2021.

Financial Impact
The aggregate contract value will not exceed $800,000. Funds are available in the Phoenix Police Department's budget.

This item was adopted.

48 RADAR and LIDAR Units Repair and Maintenance - Requirements Contract RFA 18-143A (Ordinance S-48152)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 148378 with Arizona Law Enforcement Radar Tech for the purchase of annual inspections, testing, calibration and repairs of RADAR units and LIDAR units for the Phoenix Police Department. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $60,000.

Summary
This contract was originally adopted to account for the cost of repairs/certifications for the equipment belonging to the Traffic Bureau. The Police Department is requesting to add funding to expand coverage to repair and certify the entire Police Department's RADAR/LIDAR

inventory.

Contract Term
The contract term is Sept. 5, 2018 through Aug. 31, 2023.

Financial Impact
Upon approval of the $60,000 in additional funds, the revised aggregate value of the contract will not exceed $150,000. Funds are available in the Police Department's budget.

Concurrence/Previous Council Action
This contract was originally approved by City Council on Aug. 29, 2018.

This item was adopted.

49 Purchase of One Airfield Rescue and Fire Fighting Truck (Ordinance S-48156)

Request to authorize the City Manager, or his designee, to enter into a contract with OshKosh Airport Products, LLC for the purchase of one Airfield Rescue and Fire Fighting (ARFF) truck. Further request to authorize the City Controller to disburse all funds related to this item. This item will have an aggregate expenditure of up to $2,159,385.

Summary
The Public Works Department seeks authorization to purchase an 8x8 ARFF striker truck to replace an aging unit that has exceeded its 15-year life cycle. This unit will be used in conjunction with five additional trucks at Phoenix Sky Harbor Airport in accordance with Federal Aviation Administration (FAA) regulation Part 139 that mandates the City's certification of the fleet. ARFF trucks are essential to airfield rescue and required to support air carrier operations.

Procurement Information
Administrative Regulation 3.10 was waived in lieu of a determination memo, citing sole source. OshKosh Airport Products is the only manufacturer of an 8x8 ARFF striker. The following price is for the purchase of one 8x8 striker:

OshKosh Airport Products: $2,013,353.94

Contract Term
This contract will be for the one-time purchase of an 8x8 ARFF truck, that will begin on or about City Council approval on Dec. 1, 2021.

Financial Impact
This item will have a one-time aggregate value of up to $2,159,385. The Public Works Department is seeking additional aggregate pay authority above the vendor's quoted price to plan for possible build changes.

Funding is available in the Aviation Department's Capital Improvement Program budget.

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

This item was adopted.

50 Fire Hydrant Repair and Replacement Program - Job Order Contracting Services - 4108JOC189 (Ordinance S-48134)

Request to authorize the City Manager, or his designee, to enter into separate master agreements with three contractors to provide Fire Hydrant Repair and Replacement Job Order Contracting (JOC) 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 services will not exceed $19.23 million.

Additionally, request to authorize the City Manager, or his designee, to take all action deemed necessary to execute all utilities-related design and construction agreements, licenses, permits, and requests for utility services relating to the development, design, and construction of the project and to include disbursement of funds. Utility services include, but are not limited to: electrical; water; sewer; natural gas; telecommunications; cable television; railroads; and other modes of

transportation. This authorization excludes any transaction involving an interest in real property.

Summary

The JOC contractors' services will be used on an as-needed basis to provide Fire Hydrant Repair and Replacement Job Order Contracting services for assessment, maintenance, repair and/or replacement of fire hydrants and other associated work citywide. The Water Services and Fire departments presented to the Transportation, Infrastructure and Planning Subcommittee on Nov. 17, 2021 regarding the Fire Hydrant Repair and Replacement Program and the planned use of this contract to address the existing backlog in fire hydrant replacements. All three contractors will be used to ensure that the backlog is completed as soon as possible. Additionally, the JOC contractors will be responsible for fulfilling Small Business Enterprise program requirements.

Procurement Information

The selections were made using a qualifications-based selection process set forth in section 34-604 of the Arizona Revised Statutes (A.R.S.). In accordance with A.R.S. section 34-604(H), the City may not publicly release information on proposals received or the scoring results until an agreement is awarded. Four firms submitted proposals and are listed below.

Selected Firms

Rank 1: WaCo, LLC
Rank 2: Hydra Contracting, LLC
Rank 3: Talis Construction Corporation

Additional Proposers

Rank 4: Blucor Contracting, Inc.

Contract Term

The term of each master agreement is for up to five years, or up to $6.41 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 values for each of the JOC contractors will not exceed $6.41 million, including all subcontractor and reimbursable costs. The total fee for all services will not exceed $19.23 million. The value for each Job Order Agreement (JOA) performed under this master agreement will be up to $2 million each. In no event will any JOA exceed this limit without Council approval to increase the limit.

Funding is available in the Water Services Department 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.

Concurrence/Previous Council Action

The Transportation, Infrastructure and Planning Subcommittee received a presentation on the Fire Hydrant Maintenance, Repair and Replacement Program on Nov. 17, 2021.

This item was continued to the Dec. 15, 2021 City Council Formal Meeting.

51 Fire Hydrant Repair and Replacement Program - Construction Administration and Inspection Services - WS85500394 (Ordinance S-48135)

Request to authorize the City Manager, or his designee, to enter into an agreement with Tristar Engineering and Management, Inc. to provide Fire Hydrant Repair and Replacement Program Construction Administration and Inspection Services for the Water Services Department. 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 $1.5 Million.

Additionally, request to authorize the City Manager, or his designee, to take all action deemed necessary to execute all utilities-related design and construction agreements, licenses, permits, and requests for utility

services related to the development, design and construction of the project and to include disbursement of funds. Utility services include, but are not limited to: electrical, water, sewer, natural gas, telecommunication, cable television, railroads and other modes of transportation. This authorization excludes any transaction involving an interest in real property.

Summary

The purpose of this project is to provide support for the Fire Hydrant Repair and Replacement Job Order Contracting (JOC) program by ensuring the JOC contractor's assessment, maintenance, repair and/or replacement of fire hydrants is completed to the required standards and to document all activities performed by the JOC. The Water Services and Fire departments presented to the Transportation, Infrastructure and Planning Subcommittee on Nov. 17, 2021 regarding the Fire Hydrant Repair and Replacement Program and the planned use of the JOC to address the backlog in fire hydrant replacements.

Tristar Engineering and Management, Inc.'s services include, but are not limited to: weekly inspection of fire hydrant replacements and repairs; lab and field materials testing; resident engineering services; contract administration; monitoring job progress; review and certification of progress payments and Job Order Agreements; collecting asset management data from the JOC and providing it to staff per City requirements; preparation of records; public information and public relations services, and other services 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: Tristar Engineering and Management, Inc.

Additional Proposer

Rank 2: GHD, 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 Tristar Engineering and Management, Inc. will not exceed $1.5 million, including all subconsultant and reimbursable costs.

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

Concurrence/Previous Council Action
The Transportation, Infrastructure and Planning Subcommittee received a presentation on the Fire Hydrant Maintenance, Repair and Replacement Program on Nov. 17, 2021.

This item was continued to the Dec. 15, 2021 City Council Formal Meeting.

52 Airport Security Badge Identification Management System - Request to Issue a Request for Proposals

Request to authorize the City Manager, or his designee, to issue a Request for Proposals for an Airport Security Badge Identification Management System at Phoenix Sky Harbor International Airport.

Summary
The Airport Security Badge Identification System will be used by the Aviation Department’s Security Badging Office to manage documentation and information related to more than 20,000 badge holders at the airport.

The system provides a streamlined interface to airport companies and badge applicants to ensure compliance with all federal regulatory requirements such as TSA-mandated airport security badge requirements, Security Threat Assessments and Criminal History Records Checks.

Contract Term
The current contract expires on June 14, 2023. The successful proposer will be responsible for implementing a new Security Badging Identity Management System by June 2023 to replace the department's existing system, and providing five years of system maintenance and support.

Financial Impact
The total estimated cost including initial implementation and five-year maintenance and support is $5,117,000.

Concurrence/Previous Council Action
The Phoenix Aviation Advisory Board recommended approval on Oct. 21, 2021, by a vote of 7-0.

Location
Phoenix Sky Harbor International Airport, Security Badging Office - 3300 E. Sky Harbor Blvd.
Council Districts: 8

This item was approved.

53 Air Service Consulting Services - Request to Issue a Request for Proposals

Request to authorize the City Manager, or his designee, to issue a Request for Proposals for Air Service Consulting Services at Phoenix Sky Harbor International Airport.

Summary
In order to maintain strong international and domestic air service, and to mitigate the impact of COVID-19, the Aviation Department requires experienced air service development firms to assist with the implementation of its air service strategy. Such firms provide detailed

route, airline, and market data; analysis and recommendations; industry intelligence; airline meeting facilitations scenario assessments; and support with local, state and federal issues relating to air service.

Contract Term
The contract is expected to begin on our about Aug. 10, 2022 for an initial three-year term, with two one-year options to extend for a five-year aggregate contract term.

Financial Impact
The contract value is not expected to exceed $2 million for the five-year aggregate contract term.

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

Concurrence/Previous Council Action
The Phoenix Aviation Advisory Board recommended approval on Oct. 21, 2021, by a vote of 7-0.

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

This item was approved.

54 Facility Lease with CAE Civil Aviation Training Solutions, Inc. at Phoenix Sky Harbor International Airport - Amendment (Ordinance S-48161)

Request to authorize the City Manager, or his designee, to amend Lease 153742 with CAE Civil Aviation Training Solutions, Inc. (CAE) to specify the maximum amount of square footage available to lease is 164,870.

Summary
On Feb. 5, 2021, the City and CAE entered into a Facility Lease Agreement 153742 to lease 48,498 square feet of office, parking and simulator bay space located at 1950 East Buckeye Road, Phoenix, Arizona for the purpose of commercial pilot training. The City and CAE wish to specify that 164,870 is the maximum amount of square footage

available to lease on an as needed basis in the facility effective Feb. 5, 2021.

Contract Term
The contract term will remain unchanged, ending Feb. 4, 2026.

Financial Impact
Any additional square footage added to the leasehold will be billed at the current lease rent rate of $18.70 per square foot annually, $0.48 per square foot monthly for electricity, and $0.04 per square foot monthly for water.

Concurrence/Previous Council Action
The City Council approved Lease 153742 (Ordinance S-47022) on Oct. 21, 2020.

Location
Phoenix Sky Harbor International Airport - 1950 East Buckeye Road
Council District: 8

This item was adopted.

55 Purchase of Three Cuda Part Washers (Ordinance S-48153)

Request to authorize the City Manager, or his designee, to enter into a contract with Boyd Equipment, Inc. for the purchase of three Cuda part washers. Further request to authorize the City Controller to disburse all funds related to this item. This item will have an aggregate amount of $35,784.

Summary
The Public Works Department, Fleet Services Division currently uses Cuda part washers at all service locations to remove grease and oil from automotive and heavy-duty truck parts before reinstalling on City vehicles and equipment. The City currently has a preventative maintenance contract with Boyd Equipment to keep the Cuda part washers in good working order and to replace the highly concentrated detergent found in the machines. City technicians use these washers to clean core parts before returning to equipment vendors.

Procurement Information
Administrative Regulation 3.10 was waived in lieu of a determination memo citing without competition due to special circumstances. Currently, the City has a maintenance contract for part washers, and to keep the regular preventative maintenance schedule in place, Cuda washers are being requested. The below price is for one washer.

Boyd Equipment: $11,928 including tax.

Contract Term
This item will be for the one-time purchase of three washers starting on or about City Council approval, Dec. 1, 2021.

Financial Impact
The item will have an aggregate value of $35,784 for the one-time purchase of three Cuda part washers. Funds are available in the Public Works Department's budget.

Location
Salt River Service Center - 3045 S. 22nd Ave.
Southern Command Service Center - 3443 S. Central Ave.
Okemah Service Center - 3838 E. Anne St.
Council Districts: 7 and 8

This item was adopted.

56 Two-Way Radios - Requirements Contract Cooperative Agreement ADSPO13-00213 (Ordinance S-48159)

Request to authorize the City Manager, or his designee, to extend and continue using Ordinance S-43078 under Contract 144157 with Motorola Solutions, Inc. for the purchase of two-way radios, accessories, services, and support. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed.

Summary
The contract provides departments Citywide with the ability to purchase two-way radios and a wide range of accessories, services and support.

Industry standards mandate five- to seven-year replacement cycles for radios and approximately 75 percent of the radio equipment is for public safety purposes. City departments also have ongoing two-way radio equipment needs to ensure reliable communication for their daily operations. This extension is necessary to allow additional time to establish a new cooperative purchasing agreement for these products and services.

Contract Term
Upon approval, the contract term will be extended through Nov. 28, 2022.

Financial Impact
The aggregate value of this contract is $27,500,000 and no additional funds are needed for the extension. Funds are available in the various City departments' budgets.

Concurrence/Previous Council Action
The contract was originally approved by City Council on March 6, 2013; supplemental actions include Ordinance S-40375 approved on Nov. 20, 2013 and Ordinance S-43078 approved on Dec. 14, 2016.

This item was adopted.

57 Building and Plumbing Materials - Requirements Contract - ADSPO14-074943 (Ordinance S-48138)

Request to authorize the City Manager, or his designee, to execute an amendment to extend the term and to allow additional expenditures under Contract 147240 Browns Partsmaster, Inc; 147235 Ferguson Enterprises, LLC; 147239 Six Points Hardware, Inc; 147256 Paul's Ace Lumber & Hardware, and 147344 Border Construction Specialties, LLC for the purchase of Building and Plumbing Parts and Supplies for Citywide use. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $3,000,000**.**

Summary
These contracts provide a broad range of building supplies, such as concrete, composites, cement, masonry, carpentry, lumber, drywall,

fasteners, hardware, plumbing supplies, metals, tools, electrical, and other facility operation products and equipment. The contracts are available for Citywide use and primary users are the Aviation, Fire, Parks and Recreation, Public Works, Street Transportation, Housing and Water Services departments. Locations are throughout the City and the requested products are critical to Citywide facility operations. The extension of these contracts will ensure continued supply of necessary products.

Contract Term
Upon approval, the contract term will be extended through Dec. 31, 2022.

Financial Impact
Upon approval of $3,000,000 in additional funds, the revised aggregate value of the contract will not exceed $13,500,000. Funds are available in the various departments' budgets.

Concurrence/Previous Council Action
The contracts were originally approved by City Council on Apr. 4, 2018.

This item was adopted.

58 Polymer-Modified MasterSeal and Tire Rubber Modified Surface Sealer - Requirements Contract - RFA 18-133 - Amendment 2 (Ordinance S-48139)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 146879 with Sealmaster Arizona to provide additional funding for the purchase of PMMS & TRMS for the Street Transportation Department. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed $4 million.

Summary
The purpose of this amendment is to provide additional funds needed to continue with currently planned street maintenance paving projects. Additional funding is required due to the increase in use due to the program's effectiveness and popularity with Council and residents.

The Street Transportation Department regularly uses emulsified asphalt surface sealers for the maintenance of City streets. The implementation of a robust pavement preservation program, the Accelerated Pavement Maintenance Program, along with the acquisition of new equipment, has increased the requirements for this contract.

Contract Term
The contract term will remain unchanged, ending on Jan. 31, 2023.

Financial Impact
The initial authorization for the contract was for an expenditure not-to-exceed $1.5 million. An amendment increased the authorization for the contract by $3 million. This amendment will increase the authorization for the contract by an additional $4 million, for a new total not-to-exceed contract value of $8.5 million.

Funding is available in the Street Transportation Department's budget.

Concurrence/Previous Council Action
The City Council approved:
Polymer-Modified MasterSeal and Tire Rubber Modified Surface Sealer Contract 146879 (Ordinance S-44230) on Jan. 24, 2018; and
Polymer-Modified MasterSeal and Tire Rubber Modified Surface Sealer Contract 146879 - Amendment (Ordinance S-46838) on July 1, 2020.

This item was adopted.

59 Request Authorization to Enter into Intergovernmental Agreement with Flood Control District of Maricopa County for Tree Salvage and Relocation (Ordinance S-48136)

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the Flood Control District of Maricopa County (FCDMC) for Tree Salvage and Relocation from Central Station to FCDMC property near 19th Avenue in Sunnyslope.

Summary
The project consists of relocating approximately ten trees from the Central Station redevelopment site located at Central Avenue and Van

Buren Street, to an area along the FCDMC flood control structure near 19th Avenue in Sunnyslope. The Street Transportation Department will cover all upfront costs associated with salvaging, transporting and planting the trees, and the FCDMC will cover the costs of providing irrigation and long-term maintenance of the trees.

Financial Impact
Funds are available in the Community and Economic Development Department (CEDD) budget to cover City costs related to this project.

Location
Trees will be relocated from Central Avenue and Van Buren Street to the Sunnyslope area along the Arizona Central Diversion Channel near 19th Avenue.
Council Districts: 3 and 7.

This item was adopted.

61 Palintest Chlordiox Equipment, Reagents and Consumables Agreement - Request for Award (Ordinance S-48142)

Request to authorize the City Manager, or his designee, to enter into an agreement with Aqua Service Distributors to provide Palintest Chlordiox Plus and Palintest Kemio water quality testing kits for the purpose of conducting water testing in the field to meet the requirements of U.S. Environmental Protection Agency Disinfection Byproducts Rules. Further request to authorize the City Controller to disburse all funds related to this item. The agreement will not exceed $20,000.

Summary
The purpose of this agreement is to purchase Palintest Chlordiox and Palintest Kemio test kits for performing Chlorine Dioxide and Chlorite compliance testing. The U. S. Environmental Protection Agency (EPA) and Arizona Department of Environmental Quality (ADEQ) require Chlorine Dioxide and Chlorite samples to be analyzed within 15 minutes of sample collection. Due to this time constraint, testing in the laboratory is not an option, therefore in-field testing is required.

This direct selection is necessary because Palintest products are the

only testing products approved by the EPA and ADEQ for Chlorine Dioxide and Chlorite testing.

Aqua Service Distributor's services include but are not limited to: Authorized distributor of Palintest Chlordiox and Palintest Kemio testing equipment.

Procurement Information
An exception to the procurement process was determined to select the Contractor set forth in City of Phoenix Administrative Regulation 3.10. A direct selection was made because there exists lack of qualified/available contractors/consultants which makes a competitive selection process impracticable, unnecessary, or contrary to the public interest.

Contract Term
The agreement will begin on or about Jan. 1, 2022 for a five-year aggregate term with no options to extend.

Financial Impact
The agreement value for Aqua Service Distributors will not exceed $20,000 for the five-year aggregate term.

Funding is available in the Water Services Department's Operating budget.

This item was adopted.

62 Bypass Spools and Tailpieces - Request for Award (Ordinance S-48145)

Request to authorize the City Manager, or his designee, to enter into an agreement with Ferguson Enterprises, LLC., to provide bypass spools and tailpieces on an as-needed basis. Further request to authorize the City Controller to disburse all funds related to this item. This agreement will not exceed $1,115,993.

Summary
The purpose of this agreement is to procure bypass spools and tailpieces, which are plumbing parts used in the construction, installation,

repair and replacement of large water meters and bypasses within the Water Meter Division of the Water Services Department. The bypass spools and tailpieces are necessary infrastructure parts and the water meters and bypasses would not function properly without them.

Ferguson Enterprises, LLC's services include but are not limited to the supply of various sizes of bypass spools and tailpieces.

Procurement Information
The recommendation was made using an Invitation for Bids procurement process in accordance with City of Phoenix Administrative Regulation 3.10.

Two vendors submitted bids and are listed below. One bid was found to be non-responsive.

Selected Bidder
Ferguson Enterprises, LLC: $719,524.33

Non-Responsive Bidder
Kelly Pipe: No-Bid/Non-Responsive

Contract Term
The agreement will begin on or about Dec. 1, 2021, for a five-year aggregate term with no options to extend.

Financial Impact
The agreement value for Ferguson Enterprises, LLC will not exceed $1,115,993.

Funding is available in the Water Services Department budget.

This item was adopted.

63 Intergovernmental Agreement with the City of Peoria Butler Drive Water Reclamation Facility Wastewater Bypass to the 99th Avenue Interceptor and City of Phoenix 91st Avenue Wastewater Treatment Plant (Ordinance S-48147)

Request authorization for the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) by and between the City of Peoria, the City of Phoenix and the City of Glendale to provide the City of Peoria the ability to use the Bypass Structure to divert wastewater flows to the 99th Avenue Interceptor that normally go to its Butler Facility as may be necessary during an Emergency Bypass Event or a Planned Bypass Event. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item.

Summary

The City of Peoria has ownership capacity in the 99th Avenue Interceptor from 99th and Olive avenues to the diversion structure located near 99th Avenue and Van Buren Street. At the diversion structure, Peoria's wastewater flows were diverted to the Tolleson Wastewater Treatment Plant for treatment. Peoria constructed the Butler Drive Reclamation Facility to take its wastewater flows out of the 99th Avenue Interceptor. During construction of the Butler Facility, a Bypass Structure was purposely installed at 99th and Olive avenues to bypass the Butler Facility for Emergency and Planned Bypass Events.

Peoria retained its ownership capacity in the 99th Avenue Interceptor after the Butler Facility was constructed. However, Peoria does not have ownership capacity downstream of the diversion structure to transport wastewater flows to the 91st Avenue Wastewater Treatment Plant. Glendale agrees to allow Peoria to use Glendale's capacity in the 99th Avenue Interceptor from the diversion structure to the 91st Avenue Wastewater Treatment Plant during Emergency and Planned Bypass Events.

The City of Phoenix (Phoenix) also agrees to receive and treat the Peoria wastewater flows at the 91st Avenue Wastewater Treatment Plant during these Emergency and Planned Bypass Events. Phoenix has available excess treatment capacity at the 91st Avenue Wastewater Treatment Plant and is willing to provide temporary treatment services to Peoria during Emergency and Planned Bypass Events.

Contract Term

The term of the Intergovernmental Agreement shall be for 20 years from

the Effective Date. Upon mutual agreement and formal written amendment, the parties may extend this Agreement for one additional 20-year term provided the initial term has not yet expired, which may be exercised by the City Manager or designee.

Financial Impact
Funding is available in the Water Services Department's Capital Improvement Program budget using Sub-Regional Operating Group (SROG) funds. 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. SROG will be reimbursed by the City of Peoria for all costs associated with bypass events.

Concurrence/Previous Council Action
The SROG Advisors recommended acceptance of this IGA to the SROG Committee on Sept. 16, 2021, by a vote of 5-0.

The City of Peoria City Council approved this IGA on Nov. 9, 2021, by a vote of 7-0.

The SROG Committee accepted this IGA on Nov. 10, 2021, by a vote of 5-0.

The City of Glendale City Council is scheduled to vote on this IGA on Dec. 14, 2021.

Location
The Bypass Structures is located at 99th Avenue and Olive Avenue. The 99th Avenue Interceptor alignment extends from 99th and Olive avenues to 87th Avenue and Broadway Road.

This item was adopted.

64 Hoists and Cranes Maintenance and Repair Services Agreement - Request for Award (Ordinance S-48148)

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

agreement with Orbit Industrial Services & Maintenance to provide hoist and crane maintenance and repair services for the purpose of avoiding equipment failures that could cause interruptions in daily operations that require lifting of large objects. Further request to authorize the City Controller to disburse all funds related to this item. The agreement will not exceed $933,710.

Summary

The purpose of this agreement is to provide hoist and crane maintenance and repair services. There are approximately 100 heavy-duty hoists and cranes located at multiple Water Services facilities, including: water and wastewater treatment plants; key lift stations, remote facilities, maintenance buildings and stockrooms. They have a lifting capacity from one to 15 tons and are used to: move chlorine cylinders; lift and remove pumps and motors for maintenance; and to move other heavy pieces of equipment and infrastructure that cannot otherwise be moved by a forklift or staff. Hoists and cranes require specialized maintenance and repair by certified contractors for the safety of City staff and to prolong the life of equipment.

Orbit Industrial Services & Maintenance services include, but are not limited to: lifting and lowering large and heavy objects from one location to another with the assistance of cables and pulleys, and performing annual preventative maintenance, repairs and replacement of parts as needed, for various manufacturers' hoists and cranes.

Procurement Information

The recommendation was made using a Request for Proposal procurement process in accordance with City of Phoenix Administrative Regulation 3.10.

Two vendors submitted proposals and are listed below, and all proposals were found to be responsive and responsible.

The evaluation panel recommendation was reached by consensus in consideration of published selection criteria with total points ranging from 0 to 1,000. The categories were as follows:

Company History, Experience and Qualifications:	0 to 400 points
Method of Approach:	0 to 350 points
Cost of Services:	0 to 250 points

The following Offeror is selected for award:

Selected Vendor:
Orbit Industrial Services & Maintenance: 700 points

Other Offeror:
Arlington Sales and Rental: 310 points

Contract Term
The agreement will begin on or about Jan. 1, 2022, for a seven-year aggregate term.

Financial Impact
The agreement value for Orbit Industrial Services & Maintenance will not exceed $933,710.

Funding is available in the Water Services Department Operating budget.

This item was adopted.

65 Parts and Equipment for Chlorine Analyzers - Amendment (Ordinance S-48149)

Request to authorize the City Manager, or his designee, to execute amendments to Agreements 150344 and 150345 with Precision Integrated Systems, LLC and PC Links, LLC, to provide additional funding to the agreements. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures for services and goods included in these amendments will not exceed $875,600.

Summary
The purpose of this amendment is to provide for the continued monitoring of chlorine and pH levels when treating water and wastewater to ensure chlorine levels stay within the required parameters specified by

the U.S. Environmental Protection Agency (EPA), Arizona Department of Environmental Quality (ADEQ), and the National Pollutant Discharge Elimination System (NPDES).

Wastewater Treatment has approximately 30 chlorine analyzers and related equipment that require replacement due to the manufacturer of the current analyzers and parts becoming obsolete.

Contract Term
The agreements' terms will remain unchanged, ending on June 30, 2024.

Previous Council Action
The City Council approved Parts and Equipment for Chemical Analyzers Agreements 150344 and 150345 (Ordinance S-45792) on June 19, 2019.

Financial Impact
The initial authorization for the agreements were for an expenditure not to exceed $638,308. This amendments will increase the authorization for the agreements by an additional $875,600, for a new total not to exceed $1,513,908.

Funding is available in the Water Services Department's Operating budget.

This item was adopted.

66 Agreement to Share Costs for the Feasibility Study of Bartlett Dam Modification Alternatives Among Cost-Share Partners and Salt River Project Agricultural Improvement and Power District (SRP) (Ordinance S-48158)

Request to authorize the City Manager, or his designee, to enter into an agreement with the Salt River Project Agricultural Improvement and Power District (SRP) and others (Parties) to share the costs of a feasibility study to construct a new Bartlett Dam. Further request to authorize the City Controller to disburse all funds related to this item. The cost of the feasibility study will not exceed $600,000.

Summary

Sedimentation in Horseshoe Reservoir on the Verde River is adversely impacting the storage capacity in the reservoir, reducing the amount of water available to SRP customers. The City is particularly impacted because it has additional separate water storage rights in the reservoir based on a 1950 Phoenix investment in gates installed on Horseshoe Dam (Gatewater supplies). The Bureau of Reclamation (BOR) is about to begin a feasibility study to consider a modification of the existing Bartlett Dam downstream of Horseshoe Dam and Reservoir to create a single larger reservoir in Bartlett Lake. The larger reservoir would restore the lost storage capacity of Horseshoe Reservoir for SRP customers and the City, in addition to adding storage capacity which would make additional water resources available for interested parties.

SRP estimates the non-federal portion of the feasibility study will cost $5 million to evaluate the size of a modified Bartlett Dam, the cost, the need for additional water resources in the area, local interest in a modified dam and investigate the environmental impact. SRP has asked the City and other interested parties to share the non-federal costs of the feasibility study. Due to the City's existing rights in Horseshoe Reservoir, the City would contribute funding and participate in the study as a member of the Steering Committee. There are approximately 20 other entities participating in the cost share agreement, including, but not limited to the cities of Avondale, Buckeye, Chandler, Glendale, Goodyear, Mesa, Peoria, Scottsdale, Surprise and Tempe, as well as private water companies, such as EPCOR USA and Arizona Water Company.

Contract Term

This Agreement terminates when the feasibility study is completed or when the Bureau of Reclamation otherwise terminates the study. It is expected that the feasibility study will be completed in approximately four years.

Financial Impact

Due to the City's existing rights in Horseshoe Reservoir, the City will contribute funding $150,000 each year for an anticipated four years. The total value of this Agreement will not exceed $600,000.

Funding for this agreement is available from the Colorado River Resiliency Fund, a part of the Water Services Department's Capital Improvement budget.

Location
Bartlett Lake, Arizona
District: Out of City

This item was adopted.

67 Final Plat - 1003 East Indian School - PLAT 200591 - 10th Street and Indian School Road

Plat: 200591
Project: 06-1340
Name of Plat: 1003 East Indian School
Owner: Fairway Colima AZ Four, LLC
Engineer: John Hook, RLS
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Oct. 22, 2021
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 10th Street and Indian School Road.
Council District: 4

This item was approved.

68 Final Plat - Embrey - 7th & Oak - PLAT 210050 - Northwest Corner of 7th Street and Oak Street

Plat: 210050
Project: 20-2296
Name of Plat: Embrey - 7th & Oak

Owner: Seven Oaks PHX, LLC
Engineer: Kirk J. Pangus, RLS
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Oct. 27, 2021
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 northwest corner of 7th Street and Oak Street.
Council District: 4

This item was approved.

69 Final Plat - Bibars Properties 1 Industrial Office Building - PLAT 210059 - 3641 East Van Buren Street

Plat: 210059
Project: 20-3566
Name of Plat: Bibars Properties 1 Industrial Office Building
Owner: Masyno Magic Shave Building, LLC
Engineer: Anthony Zaugg, RLS
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Oct. 28, 2021
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 3641 East Van Buren Street.
Council District: 8

This item was approved.

70 Final Plat - LIV Laveen - PLAT 210025 - Southeast Corner of 39th Avenue and Dobbins Road

Plat: 210025
Project: 20-342
Name of Plat: LIV LAVEEN
Owner: RG LIV LAVEEN, LLC
Engineer: Terrascape Consulting, LLC
Request: A 3 Lot Subdivision Plat
Reviewed by Staff: Oct. 19, 2021
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 southeast corner of 39th Avenue and Dobbins Road.
Council District: 8

This item was approved.

71 Final Plat - 32nd Place and Washington St - PLAT 210019 - Northwest Corner of 32nd Place and Washington Street

Plat: 210019
Project: 21-1244
Name of Plat: 32nd Place and Washington St
Owner: Eagle Properties, LLC
Engineer: Bruce R. Heyse, RLS
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Nov. 1, 2021
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 northwest corner of 32nd Place and Washington Street.
Council District: 8

This item was approved.

72 Final Plat - Estrella Crossing - Phase 3 - PLAT 200611 - Southwest Corner of Dobbins Road and 55th Avenue

Plat: 200611
Project: 19-722
Name of Plat: Estrella Crossing - Phase 3
Owner: Brookfield Holdings (Estrella 2), LLC and City of Phoenix, a Municipal Corporation
Engineer: Robert Johnston, RLS
Request: A 177 Lot Detached Single Family Subdivision Plat
Reviewed by Staff: Oct. 26, 2021
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 Dobbins Road and 55th Avenue.
Council District: 8

This item was approved.

74 Historic Preservation Exterior Rehabilitation Grants (Ordinance S-48165)

Request for approval of 12 Historic Preservation Exterior Rehabilitation Grants for the 2021-22 Fiscal Year totaling $186,997.45. In exchange for receiving grant funds, the property owner agrees to sell the city a 15-20

year conservation easement to protect the historic character of the property's exterior. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The City Council approved $200,000 in the General Fund for the 2021-22 Fiscal Year budget for exterior rehabilitation grants for residential properties listed on the Phoenix Historic Property Register. On Nov. 1, a panel consisting of staff, a member of the Historic Preservation Commission and a past grant recipient evaluated 62 applications for rehabilitation grants. The panel evaluated the requests with scoring criteria based on the following historic preservation standards: addressing critical needs, visual impacts, revitalization impacts and effort.

The panel recommended the following 12 grant applications for the work and grant amounts listed below:

John A. Martin; 310 W. Monte Vista Rd.; Willo; Reroof - wood shingle; Score: 55.5; Amount: $20,000.

Jason and Alissa Mazanek; 40 E. Hoover Ave.; Ashland Place; Foundation repair, brick repoint; Score: 48.0; Amount: $6,372.50.

Andrew Algo and James Wosachio; 136 W. Almeria Rd.; Willo; Stucco repair, painting, window repair, reroof; Score: 47.5; Amount: $9,800.50.

Jonathan Kuipers; 1322 W. Portland St.; F.Q. Story; Foundation repair; Score: 46.3; Amount: $20,000.

Stephen G. and Antoinette M. Dreiseszun; 1125 W. Culver St.; F.Q. Story; Roof replacement with diamond-shaped metal to match asbestos shingles; Score: 46.0; Amount: $20,000.

Denise and Michael March; 1133 W. Holly St.; Encanto-Palmcroft; Reroof - asphalt to replicate shake; Score: 44.8; Amount: $10,875.

Charles Fertal and MaKayla Fertal; 525 W. Portland St.; Roosevelt; Roof repair, wood window restoration; Score: 44.3; Amount: $20,000.

Jason Cotter; 1912 W. Holly St.; Villa Verde; Foundation repair, window reproduction; Score: 44.0; Amount: $20,000.

Eileen Imbus; 1348 W. Portland St.; F.Q. Story; Wood window repair; Score: 43.8; Amount: $20,000.

Jeff Scott Densic; 1644 Palmcroft Way SW; Encanto-Palmcroft; Stucco

removal, window replacement with vintage steel casement; Score: 43.5; Amount: $9,820.

Jaime Ewald; 2217 N. Laurel Ave.; Fairview Place; Foundation repair; Score: 41.5; Amount: $10,129.45.

James Judge and Andrew Albrecht; 301 W. Almeria Rd.; Willo; Tile roof repair/replacement, window restoration, stucco repair, paint; Score: 41.5; Amount: $20,000.

In exchange for receiving the grant funds, the property owner agrees to sell the city a conservation easement to protect the historic character of the property's exteriors.

Financial Impact

The twelve grant awards total $186,997.45. Funds are available in the General Fund Historic Preservation operating budget. The grant funds will be disbursed to applicants as reimbursement after the work is completed and inspected by staff.

Concurrence/Previous Action

The Historic Preservation Commission recommended approval of this item on Nov. 15, 2021, by a vote of 9-0.

The City Council Economic Development and Equity Subcommittee heard the item on Nov. 16, 2021 and voted to approve the Historic Preservation Commission recommendation and recommend City Council approval, by a vote of 4:0.

Location

Ten of the residential property addresses listed above are located in District 4, two are located in District 7.

This item was adopted.

75 Amend City Code - Official Supplementary Zoning Map 1226 (Ordinance G-6920)

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1226. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-13-88-8 and the entitlements are fully vested.

Summary
To rezone a parcel located on the northeast corner of 16th and Portland streets
Application No.: Z-13-88-8
Zoning: C-2
Owner: 16th & East Papago Partnership/Will Saul
Acreage: 5.20

Location
Northeast corner of 16th and Portland streets
Address: n/a
Council District: 8

This item was adopted.

76 Amend City Code - Ordinance Adoption - Rezoning Application Z-51-21-1 - Southeast Corner of 33rd Avenue and Peoria Avenue (Ordinance G-6926)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-51-21-1 and rezone the site from C-O (Commercial Office - Restricted Commercial District) to C-2 (Intermediate Commercial District) to allow commercial uses.

Summary
Current Zoning: C-O
Proposed Zoning: C-2
Acreage: 3.45 acres
Proposed Use: Commercial

Applicant: Neil Feaser, RKAA Architects, Inc.
Owner: Brian Page, Page Holdings, LLC
Representative: Neil Feaser, RKAA Architects, Inc.

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The North Mountain Village Planning Committee heard this case on Oct. 20, 2021 and recommended approval, per the staff

recommendation with a technical correction, by a vote of 14-0.
PC Action: The Planning Commission heard this case on Nov. 4, 2021 and recommended approval, per the North Mountain Village Planning Committee recommendation with an additional stipulation, by a vote of 7-0.

Location
Southeast corner of 33rd Avenue and Peoria Avenue.
Council District: 1
Parcel Address: 3225, 3233, 3255, and 3255 W. Peoria Ave.

This item was adopted.

77 Amend City Code - Ordinance Adoption - Rezoning Application Z-28-21-2 - Northeast Corner of the 29th Avenue Alignment and Sonoran Desert Drive (Ordinance G-6925)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-28-21-2 and rezone the site from PCD NBCOD, approved C-2 or CP M-R PCD NBCOD (Planned Community District, North Black Canyon Overlay District, approved Intermediate Commercial or Commerce Park District, Mid-Rise, Planned Community District, North Black Canyon Overlay District) to R-3 NBCOD (Multifamily Residential District, North Black Canyon Overlay District), R-4 NBCOD (Multifamily Residential District, North Black Canyon Overlay), and C-2 NBCOD (Intermediate Commercial District, North Black Canyon Overlay District) to remove the PCD designation and allow multifamily residential and commercial uses.

Summary
Current Zoning: PCD NBCOD (Approved C-2 or CP M-R PCD NBCOD)
Proposed Zoning: R-3 NBCOD (17.84 acres), R-4 NBCOD (16.21 acres), C-2 NBCOD (5.99 acres)
Acreage: 40.04 acres
Proposed Use: Removal of PCD zoning and allow multifamily residential and commercial uses.

Owner: Peter Burch, Britmet Ventures
Applicant: Dan Duffus, Blueprint Capital

Representative: Alan Beaudoin, Norris Design

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The North Gateway Village Planning Committee heard this case on Oct. 14, 2021 and recommended approval, per the staff recommendation, by a vote of 4-0.
PC Action: The Planning Commission heard this case on Nov. 4, 2021 and recommended approval, per the North Gateway Village Planning Committee recommendation with an additional stipulation, by a vote of 7-0.

Location
Northeast corner of the 29th Avenue alignment and Sonoran Desert Drive.
Council District: 2
Parcel Address: 31402 N. 27th Ave.

This item was adopted.

78 **Amend City Code - Ordinance Adoption - Rezoning Application Z-33-21-4 - Northeast corner of 1st Avenue and Holly Street (Ordinance G-6921)**

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-33-21-4 and rezone the site from P-2 TOD-1 (Parking, Interim Transit-Oriented Zoning Overlay District One) to WU Code T4:2 MT (Walkable Urban Code, Transect 4:2 District, Transit Midtown Character Area) to allow single-family attached development.

Summary
Current Zoning: P-2 TOD-1
Proposed Zoning: WU Code T4:2 MT
Acreage: 0.71 acres
Proposed Use: Single-Family attached

Applicant: Holly 6, LLC
Owner: City of Phoenix
Representative: Studio MA, Inc

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Encanto Village Planning Committee heard this case on Oct. 4, 2021 and recommended approval, per the staff recommendation with a modification, by a vote of 11-0.
PC Action: The Planning Commission heard this case on Nov. 4, 2021 and recommended approval, per the Encanto Village Planning Committee recommendation, with an additional stipulation, by a vote of 7-0.

Location
Northeast corner of 1st Avenue and Holly St.
Council District: 4
Parcel Address: 36 and 42 W. Holly St.

This item was adopted.

79 Amend City Code - Ordinance Adoption - Rezoning Application Z-50-21-6 - Approximately 275 Feet East of the Northeast Corner of 51st Street and Elliot Road (Ordinance G-6923)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-50-21-6 and rezone the site from C-2 (Intermediate Commercial) to C-2 DNS/WVR HGT/WVR (Intermediate Commercial, Density Waiver, Height Waiver) to allow multifamily residential with a height and density waiver.

Summary
Current Zoning: C-2
Proposed Zoning: C-2 DNS/WVR HGT/WVR
Acreage: 3.26 acres
Proposed Use: Multifamily residential

Owner: Josh Wartlieb
Applicant: Larry Lazarus, Lazarus & Silvyn, P.C.
Representative: Larry Lazarus, Lazarus & Silvyn, P.C.

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The Ahwatukee Foothills Village Planning Committee heard this case on Oct. 25, 2021 and recommended approval, per the staff recommendation, by a vote of 11-0.
PC Action: The Planning Commission heard this case on Nov. 4, 2021 and recommended approval, per the Ahwatukee Foothills Village Planning Committee recommendation, by a vote of 7-0.

Location
Approximately 275 feet east of the northeast corner of 51st Street and Elliot Road.
Council District: 6
Parcel Address: 5121 E. La Puente Ave.

This item was adopted.

80 Amend City Code - Ordinance Adoption - Rezoning Application Z-42-21-8 - Southwest Corner of 59th Avenue and South Mountain Avenue (Ordinance G-6922)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-42-21-8 and rezone the site from S-1 (Ranch or Farm Residence District) to C-2 (Intermediate Commercial District) to allow detached multifamily residential.

Summary
Current Zoning: S-1
Proposed Zoning: C-2
Acreage: 2.05 acres
Proposal: Multifamily residential

Owner: Kleck Rodney and Donna Tr., Deka Company
Applicant: Shelby Duplessis, The Empire Group of Companies
Representative: Alan Beaudoin, Norris Design

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Laveen Village Planning Committee heard this case on Oct. 11, 2021 and recommended approval, per the staff recommendation, by a vote of 8-0.

PC Action: The Planning Commission heard this case on Nov. 4, 2021 and recommended approval, per the Laveen Village Planning Committee recommendation and an additional stipulation, by a vote of 7-0.

Location
Southwest corner of 59th Avenue and South Mountain Avenue.
Council District: 8
Parcel Address: N/A

This item was adopted.

81 **Amend City Code - Ordinance Adoption - Rezoning Application Z-55-21-8 - Approximately 200 Feet East of the Northeast Corner of 11th Street and Washington Street (Ordinance G-6924)**

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-55-21-8 and rezone the site from C-1 TOD-1 (Neighborhood Retail District, Interim Transit-Oriented Zoning Overlay District One) to WU Code T5:5 EG (Walkable Urban Code, Transect 5:5 District, Transit Eastlake-Garfield Character Area) to allow a research and testing laboratory.

Summary
Current Zoning: C-1 TOD-1
Proposed Zoning: WU Code T5:5 EG
Acreage: 0.93
Proposed Use: Research and testing laboratory

Owner: Clide Calfa, QSS, LLC
Applicant: Kim Shaffer, Sky Analytical Laboratories, LLC
Representative: Benjamin Graff, Quarles & Brady, LLP

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Central City Village Planning Committee heard this case on Oct. 11, 2021 and recommended approval, per the staff recommendation with an additional stipulation, by a vote of 13-0.
PC Action: The Planning Commission heard this case on Nov. 4, 2021 and recommended approval, per the Central City Village Planning

Committee recommendation, by a vote of 7-0.

Location
Approximately 200 feet east of the northeast corner of 11th Street and Washington Street.
Council District: 8
Parcel Addresses: 1112 and 1122 E. Washington St.

This item was adopted.

82 PCD Major Amendment - Rezoning Application Z-138-E-83-5 (Aldea Centre PUD) - Approximately 368 Feet South and 365 Feet West of the Southwest Corner of 99th Avenue and the Bethany Home Road Alignment

Request to approve Rezoning Application Z-138-E-83-5 and rezone the site from PUD PCD (Planned Unit Development, Planned Community District) to PUD PCD for a major amendment to the DC Ranch PCD to allow a major amendment to the Aldea Centre PUD to allow recreational vehicles sales, service and showroom.

Summary
Current Zoning: PUD PCD
Proposed Zoning: PUD PCD
Acreage: 125.30
Proposed Use: Major Amendment to the DC Ranch PCD to allow a major amendment to the Aldea Centre PUD to allow recreational vehicle sales, service and showroom.

Owner: John F. Long Family Revocable Living Trust
Applicant: David Richert, Richert and Associates
Representative: David Richert, Richert and Associates

Staff Recommendation: Approval, subject to stipulations.
VPC Info: The Maryvale Village Planning Committee heard the case on Aug. 11, 2021 for information only .
VPC Action: The Maryvale Village Planning Committee heard the case on Oct. 13, 2021 and recommended approval, per the staff

recommendation with an additional stipulation, by a vote of 6-4.
PC Action: The Planning Commission heard this case on Nov. 4, 2021 and recommended approval, per the Maryvale Village Planning Committee recommendation, by a vote of 7-0.

Location
Approximately 368 feet south and 365 feet west of the southwest corner of 99th Avenue and the Bethany Home Road alignment.
Council District: 5
Parcel Addresses: 5627, 5628, 5700, 5750, 5800, and 5850 N. 101st Ave,; 9927, 9928, 9975, 10,100, 10,200, and 10,250 W. Montebello Ave.; and 10,000 W. Missouri Ave.

This item was approved.

Items 19, 23, 25-26, Ordinance S-48133 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.

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

For $149,629.60 in payment authority for 2022 Airports Council International - North America (ACI-NA) membership dues for the Aviation Department. ACI-NA is an organization that represents state, local, and regional governing bodies that own and operate commercial airports in North America and the world, with a focus on industry issues such as finance, safety, operations, business, and regulatory issues, as well as the Federal Aviation Administration, Department of Homeland Security and Customs and Border Protection. The item was approved by the Transportation, Infrastructure and Planning Subcommittee on Nov. 17, 2021.

Discussion
Vice Mayor Garcia made a motion to adopt Item 19.

Councilwoman Stark seconded the motion.

Mayor Gallego commented this was a membership that well-paid for itself over the past year.

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

Yes: 7 - Councilwoman Ansari, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Vice Mayor Garcia and Mayor Gallego

No: 2 - Councilman DiCiccio and Councilman Waring

23 Radix Metasystems, Inc

For $34,632.00 in payment authority to purchase 16 Nighthawk Leo vision licenses for the Police Department. The Department's Crime Gun Intelligence Unit is requesting to purchase the Nighthawk interface to improve the capabilities and efficiencies to solve violent crimes. Nighthawk is a web-based proprietary information aggregator that organizes user submitted files to include call detail records, Cellebrite data, social media and other information sources into a cross-checked timeline that allows investigators to watch how a crime, or a series of crimes, had unfolded using evidence collected from involved parties. The data uploaded to Nighthawk is owned by a licensing agency and would be from lawfully seized devices or internet companies like Facebook and Google.

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

Yes: 8 - Councilwoman Ansari, Councilman DiCiccio, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring and Mayor Gallego

No: 1 - Vice Mayor Garcia

25 American Water Works Association - Annual Payment Authorization

For $23,875.00 in payment authority for membership renewal to the American Water Works Association for the Water Services Department. The American Water Works Association develops most of the standards and specifications used in the drinking water industry. Membership allows access to these standards, as well as current water industry research reports, professional training opportunities, public outreach efforts, access to a network of industry leaders, and ongoing updates regarding regulatory issues.

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

Yes: 8 - Councilwoman Ansari, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Garcia and Mayor Gallego

No: 1 - Councilman DiCiccio

26 Arizona Forward Membership Renewal

For $25,000.00 in payment authority for the City's membership renewal and continued participation as a Visionary member of Arizona Forward for Fiscal Year 2021-22 for the City Manager's Office. Arizona Forward's 200 members include businesses, governmental agencies, nonprofit organizations and 17 municipalities including the City of Phoenix, which has been a member of Arizona Forward since 1990 and a Visionary member since 2007.

Discussion

Vice Mayor Garcia made a motion to adopt Item 26.

Councilwoman Stark seconded the motion.

Mayor Gallego commented Arizona Forward had been an important partner for the City on many projects.

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

Yes: 7 - Councilwoman Ansari, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Vice Mayor Garcia and Mayor Gallego

No: 2 - Councilman DiCiccio and Councilman Waring

29 **Amendment to Pay Ordinance S-47689 to Authorize a Retention Incentive Cash Award Program for Eligible City Employees (Ordinance S-48168)**

Request City Council approval of amendments to Pay Ordinance S-47689 to authorize a retention cash award program of up to seven thousand five hundred dollars ($7,500.00) to eligible employees in critical positions, positions that are difficult to retain, or positions that require a rare skill set (**Attachment A**).

Summary

The proposed change to Section 12 [Awards Programs] of the current Pay Ordinance (S-47689) would permit the payment of up to seven thousand five hundred dollars ($7,500.00) to retain trained and qualified employees meeting performance standards in critical positions, positions that are difficult to retain, or positions that require a rare skill set in this highly competitive labor market.

Financial Impact

The cost of the Retention Incentive Cash Award would be absorbed in the requesting department’s operating budget.

Concurrence/Previous Council Action

The Pay Ordinance (S-47689) was approved by Council on June 16, 2021.

Discussion

Vice Mayor Garcia made a motion to adopt Item 29.

Councilwoman Stark seconded the motion.

Mayor Gallego acknowledged this item was removed from the consent agenda for public comment, and asked for confirmation that there were

no members of the public available to speak on this item.

City Clerk Denise Archibald responded that was correct.

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

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Garcia and Mayor Gallego

No: 0

36 Authorization to Enter into Agreements for Investigative Services (Ordinance S-48140)

Request to authorize the City Manager, through the City Attorney, or his designee, to enter into investigative service agreements with various law firms and lawyers to provide investigation services to the City on an as-needed basis as determined by the City Attorney. Further request to authorize the City Controller to disburse funds in an amount not to exceed $300,000 in total over the five-year contract term.

Summary

The existing list of qualified firms and attorneys, that currently provide investigative research to the City on an as-needed basis, expires December 31, 2021. Although the Law Department is exempted in the City Code as to the requirement to issue a solicitation for these legal services, the Law Department issued a Request for Qualifications (RFQ) for law firms and lawyers to submit qualifications to be on a list to provide investigative services to the City. The Law Department received 4 responses to the RFQ and determined that 4 firms met the minimum requirements and have been approved to be placed on the list to be engaged to represent the City on a case-by-case basis, as follows:

Investigative Research, Inc.
Kolb, Stewart, & Associates, Inc.
Outback Adjusting and Investigative Services, Inc.
Venti Investigations, Inc.

The City Code authorizes the City Attorney to enter into agreements to provide legal services for the City of Phoenix. Upon approval of this request by the City Council, the City Attorney will enter into agreements, as needed, with firms of approved respondents to the RFQ. As needed, the City Attorney may also contract for other legal services, including services of attorneys, expert witnesses, and other legal advisors or consultants consistent with the authority granted in the Phoenix City Code, sections 2-10 and 43-2.

Contract Term

Each contract term will be for a period of two years with three one-year options for a maximum of five years.

Financial Impact

Funds are available in various department budgets, including Law Department and the Self-Insurance Fund. The individual contracts will set forth the specific fees for each service. Payments will be made from affected funding sources, primarily the Self-Insurance Fund, or the general fund on an individual case or assignment basis. Total expenditures over the life of all contracts will not exceed $300,000.

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

Yes: 8 - Councilwoman Ansari, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Garcia and Mayor Gallego

No: 1 - Councilman DiCiccio

38 **Request Authorization to Enter Into Agreement with Justa Center, Inc. for COVID-19 Supportive Services for Seniors Experiencing Homelessness (Ordinance S-48143)**

Request to authorize the City Manager, or his designee, to enter into an agreement with Justa Center, Inc. to provide COVID-19 supportive services for seniors experiencing homelessness. Further request to authorize the City Controller to disburse all funds related to this item. The total contract value will not exceed $1 million over the life of the

agreement.

Summary
Justa Center, Inc. provides outreach, housing placement and supportive services for seniors (55+) who are experiencing homelessness. These funds will expand outreach and engagement services, non-urgent facility-based care and housing supportive services such as move in-kits (linens, towels, kitchen items, bedding, etc.), classes on independent living, weekly check-in visits from a social worker, assistance with scheduling health care related appointments, and transportation to health care appointments, if needed.

Contract Term
The initial term of the agreement will begin on or about Dec.1, 2021, and end June 30, 2022, with two one-year options to extend through June 30, 2024, and one six-month option to extend through Dec. 31, 2024. Any extension option may be exercised by the City Manager or his designee.

Financial Impact
Expenditures are not to exceed $1 million over the life of the contract. Funding is available through the City's allocation of the American Rescue Plan Act funding received from the federal government and is under the City's Mitigation and Care for Vulnerable Populations category of the strategic plan.

Discussion
Vice Mayor Garcia made a motion to adopt Item 38.

Councilwoman Stark seconded the motion.

During his vote, Vice Mayor Garcia thanked the Justa Center for all of their work in the community.

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

Yes: 7 - Councilwoman Ansari, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Vice Mayor Garcia and Mayor Gallego

No: 2 - Councilman DiCiccio and Councilman Waring

39 **CARES Act Community Development Block Grant Reallocation (Ordinance S-48164)**

Request the City Council to approve the reallocation of $6 million of available Community Development Block Grant (CDBG) Coronavirus Aid, Relief, and Economic Security (CARES) Act funding, and approval to take all necessary actions and execute all documents and agreements required by the U.S. Department of Housing and Urban Development (HUD) as authorized by CARES Act, Public Law 116-136, enacted March 27, 2020, for the specific purpose of preventing, preparing for, and responding to the COVID-19 public health crisis, including amending the 2015-20 Consolidated Plan's 2019-20 Annual Action Plan as needed. Further request authorization to utilize a portion of the funds to enter into agreements with the Salvation Army and Central Arizona Shelter Services (CASS) in an aggregate amount not to exceed $1,692,315. Further request to authorize the City Treasurer to accept and the City Controller to disburse all funds related to this item.

Summary

The City of Phoenix received two rounds of CARES Act CDBG funding to help Phoenix residents, businesses, and neighborhoods prevent, prepare for, and respond to the COVID-19 pandemic. Since May 2020, the City Council has authorized the Neighborhood Services Department (NSD) to implement multiple programs by allocating the CARES Act CDBG funds towards support services and shelters for people experiencing homelessness, COVID-19 relief grant awards to microenterprise businesses, assistance to local non-profit organizations, and funding Owner Occupied Rehabilitation shelter-in-place services.

In May 2021, NSD posted a $14 million Request-for-Proposals (RFP) for Shelter Acquisition and Facility Improvements resulting in two awards for a total of $8 million, leaving $6 million available to allocate towards new programs to continue to assist our community to further prevent the

spread and respond to the COVID-19 pandemic.

Staff proposes to allocate the available CARES Act CDBG funds into the following activities to help the community further prevent the spread and respond to the COVID-19 pandemic.

Open Application RFP for Shelter Acquisition Projects
$2 million will be used to fund real property acquisitions of emergency or transitional shelter facilities to provide expanded shelter beds for individuals and families experiencing homelessness in the City of Phoenix to prevent, prepare for, and respond to the COVID-19 pandemic. An open application RFP will provide the applicants adequate time to identify a project site and be prepared for acquisition prior to application.

Open Application RFP for COVID-19 Clean Public Facility Improvements and Upgrades
$2,307,685 will be used to fund improvements to heating, ventilation, air conditioning (HVAC) systems, antimicrobial surfaces, and touchless fixtures in public facilities to reduce airborne transmission risks to prevent, prepare for, and respond to the COVID-19 pandemic, focusing on individuals and families with low- and moderate incomes in the City of Phoenix. The facility must be publicly owned or owned by a nonprofit and open to the general public. Facilities may include, but are not limited to public schools, libraries, recreation centers, nursing homes and group homes for persons with a disability.

Further City Council action will be required to enter into any new agreements, or to modify any existing contracts, with applicants selected for funding through the open application process.

Funding for ESG-CV Shelter Operations Proposals
In May of 2021, the Human Services Department (HSD) posted an RFP for Emergency Solutions Grant (ESG) CARES Act (ESG-CV) funding. Thirteen of the proposals received were recommended for award, but there was sufficient funding available for only 10 of those recommended proposals. $1,692,315 of available CDBG-CV funds will be used to fund the three unawarded ESG-CV proposals in an effort to prevent, prepare

for, and respond to the COVID-19 pandemic amongst individuals and families who are homeless or receiving homeless assistance. The three recommended but un-awarded are:

The Salvation Army in the amount of $1,184,767 for Emergency Shelter; The Salvation Army in the amount of $307,548 for Street Outreach; and CASS in the amount of $200,000 for Rapid Re-housing.

Procurement Information
Services may be procured, as needed, by utilizing procurement in accordance with Administrative Regulation 3.10 to implement and administer HUD funded programs intended to prevent, prepare for, and respond to the COVID-19 pandemic. Proposals will be accepted until all available funds have been awarded.

Contract Term
The term for the Salvation Army and CASS contracts will begin on or about Feb. 1, 2022, and end on or about May 1, 2023. The term for all other contracts will be determined at the time of award.

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

Concurrence/Previous Council Action
On May 6, 2020, City Council authorized a Substantial Amendment to the 2015-20 Consolidated Plan's 2019-20 Annual Action Plan to include the first release of allocations and waivers authorized by the CARES Act.

On Jan. 21, 2021, the Land Use and Livability Subcommittee recommended City Council approval of broad allocations of ESG-CV2 allocations to prevent, prepare for, and respond to the COVID-19 pandemic, focusing on individuals and families who are experiencing homelessness or receiving homeless assistance, and to support homelessness prevention activities to mitigate the impacts of COVID-19.

On Feb. 17, 2021, the City Council authorized a Substantial Amendment to the 2015-20 Consolidated Plan's 2019-20 Annual Action Plan to

include the second release of allocations and waivers authorized by the CARES Act.

On Nov. 3, 2021, the Community and Cultural Investment Subcommittee recommended approval of this item by a 4 to 0 vote.

Public Outreach
As part of the CARES Act, HUD approved an expedited public outreach process to allow flexibility to institute more streamlined requirements to address immediate needs relative to COVID-19. The HUD abbreviated process includes the following:

The reduction of a 30-day public comment period and the implementation of a public comment period of no less than five days in an effort to expedite the Consolidated Plan Substantial Amendment process and allow the City to respond as quickly as possible to the immediate needs in the community; and
The elimination of the in-person public hearings and the implementation of virtual public hearings when: National and/or local health authorities recommend social distancing and limiting public gatherings for public health reasons; and virtual hearings provide reasonable notification and access for citizens in accordance with Phoenix certifications, timely responses from local officials to all citizen questions and issues, and public access to all questions and responses.

Discussion
Vice Mayor Garcia made a motion to adopt Item 39.

Councilwoman Stark seconded the motion.

Mandy Porter-Griffith spoke in favor, and mentioned she was the Director for Phoenix Family Services for the Salvation Army. She thanked Council for considering this item, and described what the Salvation Army did for families experiencing homelessness. She cited there were 14 families waiting for shelter on April 1 of this year, and as of Dec. 1 there were 194 families waiting for shelter. She noted there was an emergency shelter specifically for families that included services for these families. She talked about the services they provided to families currently on the wait

list, and expressed appreciation for Council in considering this item.

Mayor Gallego thanked Ms. Porter-Griffith and her colleagues. She commented it was a point-of-pride among the Council to spend more in investments for preventing homelessness and supporting service providers.

After the vote, Councilman DiCiccio asked to have his vote change to yes.

Mayor Gallego asked City Clerk Denise Archibald if Councilman DiCiccio's vote will be reflected as yes.

Ms. Archibald responded yes.

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

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

42 Authorization to Enter into an Intergovernmental Agreement with Maricopa County Community College District for American Rescue Plan Act Workforce Program (Ordinance S-48163)

Request to authorize the City Manager, or his designee, to enter into an intergovernmental agreement with Maricopa County Community College District (MCCCD) to provide training, education and workforce navigation services to Phoenix residents enrolled in an American Rescue Plan Act (ARPA)-eligible program with MCCCD colleges. The total agreement amount will not exceed $1.5 million over the life of the agreement. Further, request to authorize the City Controller to disburse all funds related to this item.

Summary

MCCCD’s Workforce and Economic Development Office will provide

Phoenix residents with opportunities to advance in their careers while addressing barriers to accessing training and employment such as childcare and transportation. Training, education and workforce navigation services will be provided to Phoenix residents enrolled in an ARPA-eligible program at the Maricopa County Community Colleges.

Contract Term
The term of the contract will begin on or about Jan. 1, 2022, and end on Dec. 31, 2024.

Financial Impact
There is no impact to the General Fund. Funding is available through the City's allocation of ARPA funding and is under the City's Workforce Wraparound Tuition Assistance/Apprentice Program category of the strategic plan.

Discussion
Vice Mayor Garcia made a motion to adopt Item 42.

Councilwoman Stark seconded the motion.

Mayor Gallego noted Councilwoman Pastor would not be participating in this item due to a potential conflict of interest. She commented she was surprised about this item because the City was originally going to partner with community-based organizations and would now be partnering with the community colleges.

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

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

45 (CONTINUED FROM NOV. 17, 2021) - Downtown Camera Project

(Ordinance S-48123)

Request to authorize the City Manager, or his designee, to replace and redesign the security camera system in the City's downtown core. These cameras are critical to the City's overall security posture, protect the City's critical infrastructure, and support the public's safety and security during large-scale events in the downtown core. As the City of Phoenix prepares for the upcoming Super Bowl in February 2023, existing cameras continue to fail and have exceeded end of life and must be replaced. The downtown camera project is scalable and will be implemented in phases. Further request authorization for the City Controller to disburse all funds related to this item. The first phase is expected to cost approximately $600,000, while the entire project is expected to cost approximately $1.6 million to complete.

Summary

Between 2008-2012, the Phoenix Police Department's Homeland Defense Bureau's Threat Mitigation Unit utilized grant funding to begin incrementally building a downtown camera capability within the City's downtown core complex (defined as Jackson Street to the I-10 Freeway, 7th Avenue to 7th Street). Over time, the Homeland Security Grant Program funding was reduced and remains a highly competitive process. The Department of Justice/Federal Emergency Management Agency has also placed an increased emphasis on ensuring a regional benefit of all projects funded. This change in guidance no longer makes it possible for the City of Phoenix to utilize Urban Area Security Initiative (UASI) funding to sustain and grow the downtown camera system.

Of the original 60 cameras installed only about 25 remain in varying states of operational condition. As the City of Phoenix prepares for the upcoming Super Bowl and multiple high-profile activities that will take place in the downtown core, access to a comprehensive camera network is critical to effectively manage public safety and the preservation of our City's critical infrastructure.

The proposed project includes:
The replacement of approximately 33 Homeland Defense Bureau

cameras (approximate cost $200,000).
Installation of 15 cameras in the downtown core on a wireless transmission system (approximate cost $200,000).
Adding necessary IT infrastructure, servers and storage (approximate cost $200,000).

Once funding is approved, the Homeland Defense Bureau's Threat Mitigation Unit will partner with Public Works and Information Technology Services (ITS) for specific quotes and development of a deployment and installation plan. ITS is aware of this project; however, there is no current impact until the purchasing phase for the requested equipment.

Procurement Information
The items required for this project will be purchased utilizing existing City of Phoenix contract vendors. No competitive process will be required however, amendments to increase contract spending limits may be required in the future with dates to be determined.

Financial Impact
The initial cost of this project is $600,000.The total project projected investment costs are estimated to be $1.6 million to complete. Funds are available in the Phoenix Police Department's budget.

Concurrence/Previous Council Action
This item was recommended for City Council approval by the Public Safety and Justice Subcommittee on Nov. 10, 2021 by a vote of 3-1.

Location
Downtown core, Jackson Street to the I-10 Freeway, 7th Avenue to 7th Street.
Council Districts: 7 and 8

Discussion
Councilwoman O'Brien made a motion to adopt Item 45.

Councilwoman Stark seconded the motion.

Councilman DiCiccio commented the idea of placing cameras on street

corners was a bad idea, talked about other major cities removing their cameras due to concerns over facial recognition. He suggested these cameras would be used for other uses, and mentioned examples of how facial recognition is used in other countries.

Vice Mayor Garcia noted he shared concerns with Councilman DiCiccio, and added this was not the right time to move forward with this item. He asked for the cameras to not be used against people without shelter, and said he would be voting no.

Councilwoman O'Brien requested staff to answer questions she had.

Assistant City Manager Lori Bays mentioned Police Chief Jeri Williams was available to answer questions.

Chief Williams noted Commander Brian Lee was available to answer questions.

Councilwoman O'Brien asked Chief Williams to talk about the cameras that would be purchased in this item.

Commander Lee explained these cameras would be high-resolution 4k cameras that would be installed in fixed positions.

Councilwoman O'Brien questioned if these cameras would replace previous cameras or if they would be in addition to cameras already owned.

Commander Lee answered these cameras would be a combination of replacing cameras that were inoperable, as well as relocating multiple cameras that had either reached their end-of-life or needed to be redistributed due to the effect of the skyline in the downtown corridor.

Councilwoman O'Brien inquired how the department would use these cameras.

Commander Lee mentioned these cameras would be used in a variety of ways, including as a force multiplier for law enforcement to manage

multiple locations. He talked about remote view as a de-escalation tool for police, and discussed citizen's rights.

Councilwoman O'Brien commented these cameras would help the Police Department at a time when the size of the force was smaller.

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

Yes: 7 - Councilwoman Ansari, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring and Mayor Gallego

No: 2 - Councilman DiCiccio and Vice Mayor Garcia

60 Materials Testing and Construction Administration and Inspection On-Call Services for Light Rail Extensions - Amendment (Ordinance S-48151)

Request to authorize the City Manager, or his designee, to execute amendments to agreements with the 15 consultants listed in **Attachment A** to provide continued Materials Testing and Construction Administration and Inspection On-Call Services for Light Rail Extension projects. 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. There are no additional fees for services.

Summary

The purpose of these amendments is to provide continued Materials Testing and Construction Administration and Inspection On-Call Services for the following Light Rail Extension projects: South Central Extension/Downtown Hub, Northwest Extension Phase II, and the Capitol/I-10 Extension. The amendments are necessary because of the unforeseen and unprecedented impacts to the construction industry due to COVID-19. The amendments are needed to avoid potential delays due to factors outside of the contractors'/City's control, consulting firms' impact on staffing requirements, and increased workloads. Flexible contract spending capacity is needed to maintain testing and inspection levels consistent with the amount of work resulting from the active

progression of ongoing Light Rail Extension projects. These amendments will provide flexible spending capacity and add time to the agreements. There is no financial impact to the budget as the aggregate spending authorities for these agreements will not exceed the Council-approved total aggregate amounts set for these two areas of on-call services.

Contract Term

These amendments will extend the term of each agreement by one year for a total agreement term of five years. Work scopes identified and incorporated into the agreements prior to the end of their terms may be agreed to by the parties and work may extend past agreement termination. No additional changes may be executed after the end of the term.

Financial Impact

The initial agreement for each of the Materials Testing On-Call Services was executed for a fee not-to-exceed $5 million, including all subconsultant and reimbursable costs.

The initial agreement for each of the Construction Administration and Inspection On-Call Services was executed for a fee not-to-exceed $5,625,000, including all subconsultant and reimbursable costs.

These amendments will establish an overall aggregate capacity of the Materials Testing On-Call Services agreements for a total aggregate not-to-exceed amount of $35 million. The original budget remains the same.

These amendments will establish an overall aggregate capacity of the Construction Administration and Inspection On-Call Services agreements for a total aggregate not-to-exceed amount $45 million. The original budget remains the same.

Funding for these amendments is available in the Public Transit Department's Capital Improvement Program budget. The Budget and Research Department will separately review and approve funding availability prior to the execution of any assignments of $100,000 or more. Payments may be made up to agreement limits for all rendered agreement services, which may extend past agreement termination.

Concurrence/Previous Council Action
The City Council approved Materials Testing On-Call Services Agreements 150937 through 150943 and Construction Administration and Inspection On-Call Services Agreements 150944 through 150951 (Ordinance S-46008) on Sept. 18, 2019.

Location
Council Districts: 1, 3, 5, 7 and 8

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

Yes:	7 -	Councilwoman Ansari, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Vice Mayor Garcia and Mayor Gallego
No:	2 -	Councilman DiCiccio and Councilman Waring

73 Final Plat - Circle K Store NWC 19th Avenue & Southern Avenue - PLAT 210033 - Northwest Corner of 19th Avenue and Southern Avenue

Plat: 210033
Project: 99-4729
Name of Plat: Circle K Store NWC 19th Avenue & Southern Avenue
Owner: Circle K Stores, Inc.
Engineer: Anthony Slater, RLS
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Oct. 10, 2021
Final Plat requires Formal Action Only

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

Location
Generally located at the northwest corner of 19th Avenue and Southern Avenue.

Council District: 8

Discussion

Vice Mayor Garcia made a motion to approve Item 73.

Councilwoman Stark seconded the motion.

Mark Rodriguez spoke in favor, and talked about the businesses he used to go to in that neighborhood where this location is.

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

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Garcia and Mayor Gallego

No: 0

83 Public Hearing and Resolution Adoption - General Plan Amendment GPA-EN-1-20-4 - Approximately 960 Feet West of the Southwest Corner of the SR-51 Freeway and Thomas Road (Resolution 21979)

Request to hold a public hearing on a General Plan Amendment for the following item to consider the Planning Commission's recommendation and the related resolution if approved. Request to amend the General Plan Land Use Map designation on approximately 21.60 acres from Residential 10 to 15 dwelling units per acre and Commercial to Public/Quasi-Public. This is a companion case to Z-25-20-4 and should be heard first, followed by Z-25-20-4.

Summary

Application: GPA-EN-1-20-4
Current Designation: Residential 10 to 15 dwelling units per acre (19.07 acres) and Commercial (2.53 acres)
Proposed Designation: Public/Quasi-Public
Acreage: 21.60 acres
Proposed Use: Phoenix Children's Hospital campus

Owner: Phoenix Children's Hospital, et al.
Applicant: Phoenix Children's Hospital
Representative: Taylor Earl, Earl & Curley, P.C.

Staff Recommendation: Approval.
VPC Action: The Encanto Village Planning Committee heard this case on Nov. 1, 2021 and recommended approval, per the staff recommendation, by a vote of 12-0.
PC Action: The Planning Commission heard this case on Nov. 4, 2021 and recommended approval, per the Encanto Village Planning Committee recommendation, by a vote of 7-0.

Location
Approximately 960 feet west of the southwest corner of the SR-51 Freeway and Thomas Road.
Council District: 4
Parcel Addresses: 2700 N. 18th Place; 1741, 1801, 1813, and 1829 E. Thomas Road; 1725, 1785, and 1810 E. Windsor Ave.; 1821, 1827, and 1919 E. Cambridge Ave.; 1822, 1826, 1828, 1830, and 1832 E. Virginia Ave.; and 1706, 1724, and 1726 E. Yale St.

Discussion
Mayor Gallego announce items 83 and 84 were related, and a joint public hearing would be held for both.

Mayor Gallego declared the public hearing open.

After noting there were no members of the public wishing to speak on items 83 and 84, Mayor Gallego closed the public hearing.

The hearing was held. A motion was made by Councilwoman Pastor, seconded by Councilwoman Stark, that this item be approved per the Planning Commission recommendation, with adoption of the related resolution. The motion carried by the following vote:

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Garcia and Mayor Gallego

No: 0

84 **Public Hearing and Ordinance Adoption - Rezoning Application Z-25-20-4 (Phoenix Children's Hospital PUD) - Southwest Corner of the SR-51 Freeway and Thomas Road (Ordinance G-6928)**

Request to hold a public hearing and amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-25-20-4 and rezone the site from R-3 RI (Multifamily Residence District, Residential Infill District), R-5 RI (Multifamily Residence District, Residential Infill District), C-O (Commercial Office - Restricted Commercial District), C-O/G-O (Commercial Office - Restricted Commercial District / General Office), C-2 SP (Intermediate Commercial District, Special Permit), C-2 H-R (Intermediate Commercial District, High-Rise District), C-2 H-R (Approved C-2 HR SP) (Intermediate Commercial District, High-Rise District, Approved Intermediate Commercial District, High-Rise District, Special Permit), C-2 H-R SP (Intermediate Commercial District, High-Rise District, Special Permit), C-2 HGT/WVR (Intermediate Commercial District, Height Waiver), and P-1 (Passenger Automobile Parking, Limited District) to PUD (Planned Unit Development District) for the Phoenix Children’s Hospital PUD to allow a medical campus. This is a companion case and should be heard following GPA-EN-1-20-4.

Summary

Current Zoning: R-3 RI (3.46 acres), R-5 RI (1.25 acres), C-O (1.20 acres), C-O/G-O (1.30 acres), C-2 SP (2.85 acres), C-2 H-R (21.71 acres), C-2 H-R (Approved C-2 H-R SP) (1.00 acre), C-2 H-R SP (0.31-acres), C-2 HGT/WVR (7.70 acres), and P-1 (1.87 acres) Proposed Zoning: PUD
Acreage: 42.65 acres
Proposed Use: Medical Campus

Applicant: Phoenix Children's Hospital
Owner: Phoenix Children's Hospital, et al.
Representative: Taylor Earl, Earl & Curley, P.C.

Staff Recommendation: Approval, subject to stipulations.
VPC Info: The Encanto Village Planning Committee heard this case on Sept. 13, 2021 for information only.
VPC Action: The Encanto Village Planning Committee heard this case on Nov. 1, 2021 and recommended approval, per the staff recommendation, by a vote of 12-0.
PC Action: The Planning Commission heard this case on Nov. 4, 2021 and recommended approval, per the Encanto Village Planning Committee recommendation, with an additional stipulations, by a vote of 7-0.

Location
Southwest corner of the SR-51 Freeway and Thomas Road.
Council District: 4
Parcel Address: Parcel Addresses: 2700 N. 18th Place; 1741, 1801, 1813, 1829, and 1919 E. Thomas Road; 1725, 1785, and 1810 E. Windsor Ave.; 1821, 1827, 1919, 1920, and 1980 E. Cambridge Ave.; 1822, 1826, 1828, 1830, and 1832 E. Virginia Ave.; and 1706, 1724, and 1726 E. Yale St.

Summary
Current Zoning: R-3 RI (3.46 acres), R-5 RI (1.25 acres), C-O (1.20 acres), C-O/G-O (1.30 acres), C-2 SP (2.85 acres), C-2 H-R (21.71 acres), C-2 H-R (Approved C-2 H-R SP) (1.00 acre), C-2 H-R SP (0.31-acres), C-2 HGT/WVR (7.70 acres), and P-1 (1.87 acres)
Proposed Zoning: PUD
Acreage: 42.65 acres
Proposed Use: Medical Campus

Applicant: Phoenix Children's Hospital
Owner: Phoenix Children's Hospital, et al.
Representative: Taylor Earl, Earl & Curley, P.C.

Staff Recommendation: Approval, subject to stipulations.

VPC Info: The Encanto Village Planning Committee heard this case on Sept. 13, 2021 for information only.
VPC Action: The Encanto Village Planning Committee heard this case on Nov. 1, 2021 and recommended approval, per the staff recommendation, by a vote of 12-0.
PC Action: The Planning Commission heard this case on Nov. 4, 2021 and recommended approval, per the Encanto Village Planning Committee recommendation, with an additional stipulations, by a vote of 7-0.

Location
Southwest corner of the SR-51 Freeway and Thomas Road.
Council District: 4
Parcel Address: Parcel Addresses: 2700 N. 18th Place; 1741, 1801, 1813, 1829, and 1919 E. Thomas Road; 1725, 1785, and 1810 E. Windsor Ave.; 1821, 1827, 1919, 1920, and 1980 E. Cambridge Ave.; 1822, 1826, 1828, 1830, and 1832 E. Virginia Ave.; and 1706, 1724, and 1726 E. Yale St.

Note: For discussion on Item 84, refer to discussion on Item 83.

The hearing was held. A motion was made by Councilwoman Pastor, seconded by Councilwoman Stark, that this item be approved per the Planning Commission recommendation, with adoption of the related ordinance. The motion carried by the following vote:

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Garcia and Mayor Gallego

No: 0

85 Public Hearing and Resolution Adoption - General Plan Amendment GPA-PV-1-21-2 - Southwest Corner of Scottsdale Road and Bell Road (Resolution 21980)

Request to hold a public hearing on a General Plan Amendment for the following item to consider adopting the Planning Commission's recommendation and the related Resolution if approved. This file is a companion case to Z-12-21-2 and should be heard first, followed by

Z-12-21-2.

Summary
Current Plan Designation: Industrial
Proposed Plan Designation: Mixed Use (Commercial / Commerce/Business Park / Residential 15+ dwelling units per acre)
Acreage: 2.56 acres
Reason for change: Minor General Plan Amendment to allow multifamily residential and commercial

Owner: Bell 166, LLC
Applicant: John H. Berry, The Hampton Group, Inc.
Representative: Nick Wood, Esq., Snell & Wilmer, LLP

Staff Recommendation: Approval.
VPC Info: The Paradise Valley Village Planning Committee heard the case on Apr. 5, 2021 for information only.
VPC Action: The Paradise Valley Village Planning Committee heard the case on Oct. 4, 2021 and recommended approval, per the staff recommendation, by a 14-1 vote.
PC Action: The Planning Commission heard the case on Nov. 4, 2021 and recommended approval, per the Paradise Valley Village Planning Committee, by a 7-0 vote.

Location
Southwest corner of Scottsdale Road and Bell Road.
Council District: 2
Parcel Addresses: 16630 and 16640 E. Scottsdale Road.

Discussion
Mayor Gallego noted items 85 and 86 were related, and a joint public hearing would be held for both.

Mayor Gallego opened the public hearing.

After announcing there were no members of the public wishing to speak on items 85 and 86, Mayor Gallego closed the public hearing.

The hearing was held. A motion was made by Councilman Waring, seconded by Councilwoman Stark, that this item be approved per the Planning Commission recommendation, with adoption of the related resolution. The motion carried by the following vote:

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Garcia and Mayor Gallego

No: 0

86 **Public Hearing and Ordinance Adoption - Rezoning Application Z-12-21-2 (Scottsdale & Bell Road PUD) - Southwest Corner of Scottsdale Road and Bell Road (Ordinance G-6929)**

Request to hold a public hearing and amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-12-21-2 and rezone the site from C-2 (Intermediate Commercial District) to PUD (Planned Unit Development) to allow multifamily and commercial uses. This is a companion case and should be heard following GPA-PV-1-21-2.

Summary
Current Zoning: C-2
Proposed Zoning: PUD
Acreage: 2.56 acres
Proposed Use: Multifamily residential and commercial uses.

Owner: Bell 166, LLC
Applicant: John H. Berry, The Hampton Group, Inc.
Representative: Nick Wood, Esq., Snell & Wilmer, LLP

Staff Recommendation: Approval, subject to stipulations.
VPC Info: The Paradise Valley Village Planning Committee heard the case on Apr. 5, 2021 for information only.
VPC Action: The Paradise Valley Village Planning Committee heard the case on Oct. 4, 2021 and recommended approval with modifications and additional stipulations, by a vote of 11-4.
PC Action: The Planning Commission heard the case on Nov. 4, 2021

and recommended approval, per the Paradise Valley Village Planning Committee recommendation with an additional and deleted stipulation, by a vote of 6-1.

Location
Southwest corner of Scottsdale Road and Bell Road.
Council District: 2
Parcel Addresses: 16630 and 16640 N. Scottsdale Road.

Responsible Department
This item is submitted by Deputy City Manager Ginger Spencer and the Planning and Development Department.

Summary
Current Zoning: C-2
Proposed Zoning: PUD
Acreage: 2.56 acres
Proposed Use: Multifamily residential and commercial uses.

Owner: Bell 166, LLC
Applicant: John H. Berry, The Hampton Group, Inc.
Representative: Nick Wood, Esq., Snell & Wilmer, LLP

Staff Recommendation: Approval, subject to stipulations.
VPC Info: The Paradise Valley Village Planning Committee heard the case on Apr. 5, 2021 for information only.
VPC Action: The Paradise Valley Village Planning Committee heard the case on Oct. 4, 2021 and recommended approval with modifications and additional stipulations, by a vote of 11-4.
PC Action: The Planning Commission heard the case on Nov. 4, 2021 and recommended approval, per the Paradise Valley Village Planning Committee recommendation with an additional and deleted stipulation, by a vote of 6-1.

Location
Southwest corner of Scottsdale Road and Bell Road.
Council District: 2
Parcel Addresses: 16630 and 16640 N. Scottsdale Road.

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the Planning and Development Department.

Note: For discussion on Item 86, refer to discussion on Item 85.

The hearing was held. A motion was made by Councilman Waring, seconded by Councilwoman Stark, that this item be approved per the Planning Commission recommendation, with adoption of the related ordinance. The motion carried by the following vote:

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Garcia and Mayor Gallego

No: 0

87 **Public Hearing and Ordinance Adoption - Rezoning Application Z-43-21-6 - Southwest Corner of 40th Place and Indian School Road (Ordinance G-6927)**

Request to hold a public hearing and amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-43-21-6 and rezone the site from R1-6 (Single-Family Residence District) and R-5 (Multifamily Residence District) to R-O (Residential Office - Restricted Commercial District) to allow a professional office.

Summary

Current Zoning: R1-6 (0.27-acres) and R-5 (0.43-acres)
Proposed Zoning: R-O
Acreage: 0.70-acres
Proposal: Professional office

Owner: Christopher Alt and Christiana Moss
Applicant: Christopher Alt, Studio Ma, Inc
Representative: Christopher Alt, Studio Ma, Inc

Staff Recommendation: Approval, subject to stipulations.
VPC Action: The Camelback East Village Planning Committee heard this case on Oct. 5, 2021 and recommended approval, per the staff

recommendation, by a vote of 11-0.
PC Action: The Planning Commission heard this case on Nov. 4, 2021 and recommended approval, per the Camelback East Village Planning Committee recommendation with additional stipulations, by a vote of 7-0.

The Planning Commission recommendation was appealed and a petition for a three-quarter vote was submitted on Nov. 9, 2021 and Nov. 12, 2021.
A three-quarter vote is required.

Location
Southwest corner of 40th Place and Indian School Road.
Council District: 6
Parcel Address: 4048 N. 40th Place and 4035 E. Indian School Road.

Discussion
Mayor Gallego mentioned there were two presentations on Item 87, and each side would have 10 minutes to speak. She noted there were two members registered to speak on either side, and said John Oliver would begin for the applicant and Jennifer Johnson-Collier would follow for the appellant.

Councilman DiCiccio requested a brief presentation from Planning and Development Director Alan Stephenson.

Mr. Stephenson said this was a rezoning request to change the location from R1-6 and R1-5 to RO which was a restricted commercial district that allowed only office uses for professional uses. He noted staff recommended approval, and said the Camelback East Village Planning Committee recommended approval on Oct. 5 by an 11-0 vote and the Planning Commission recommended approval on Nov. 4 by 7-0. He commented the Planning Commission recommendation was appealed, and a petition for a three-quarter vote was submitted and would be required to approve this item.

John Oliver from Tiffany & Bosco spoke in favor on behalf of the applicant, and described the property being requested to be rezoned. He talked about how the applicant wanted to expand and not have to

relocate, and said this request would rezone the entire property with this expansion of the business. He commented they worked with the adjacent neighborhood associations, and added they agreed to change their request to downzone the existing property to RO zoning, and upzone the additional property from R1-6 to RO. He displayed the site plan of the proposed development, and commented the traffic would circulate off of Indian School Road. He suggested there would be no parking concerns on the property, and added there would be increased landscaping. He talked about the proposed rendering of the building, and commented this building would have a modern look to look more appealing. He stated there would be no parking on 40th Place, and concluded he was available for any other questions.

Jennifer Johnson-Collier spoke in opposition, and commented she was a newer resident in this neighborhood. Suggested it would be a shame to tear down this home while there is a housing shortage in Phoenix, and added there were other available commercial spaces. She said if the business were to continue expanding in a few years, this business could outgrow this proposed space. She talked about how the process had been difficult for her and others to voice their concerns at the Camelback East Village Planning Committee and Planning Commission, and discussed the parking and traffic issues that have happened at this business into the community.

Erin Reitz-Vecchia spoke in opposition, and noted she was also a new resident in this neighborhood. She commented she had no knowledge this property was looking to rezone, and talked about the parking issues from employees at this business in their neighborhood. She stated the proposed setback did not fit with the other homes, and questioned if another property adjacent to this property sold, would it also be rezoned as well. She said neighbors preferred this property to remain as a red brick home, rather than a commercial building.

Tucker Blalock spoke in favor, and said he was the owner of The Brokery located close to this property. He talked about how this neighborhood had small businesses, and added the use of this business would be less intense than others in the community.

Mr. Oliver talked about decreasing property values not being a concern with this project, and asked Council to approve this application based on the recommendations from the Camelback East Village Planning Committee and Planning Commission.

Mayor Gallego declared the public hearing closed.

Councilman DiCiccio commented the Camelback East Village Planning Committee was ran by citizens, whom many where leaders in the community. He said they were enthusiastic for this project, and added he understood the concerns regarding property values. He gave an example of a similar project increasing property values in that neighborhood, and discussed how this project could increase property values as well.

The hearing was held. A motion was made by Councilman DiCiccio, seconded by Councilwoman Stark, that this item be approved per the Planning Commission recommendation, with adoption of the related ordinance. The motion carried by the following vote:

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Garcia and Mayor Gallego

No: 0

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

000 CITIZEN COMMENTS

City Attorney Cris Meyer 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. He 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.

Faith Kearns asked for more portable toilets for outside of the Central Arizona Shelter Services campus (CASS). She commented she would be submitting a citizen's petition to the City Manager.

Steve Schumacher thanked Mayor Gallego, City Manager Jeff Barton, City Clerk

Denise Archibald and Council for their active participation in the City flag unveiling the previous day. He mentioned the City of Tempe was celebrating their 150th anniversary as a city, and they would be creating a time capsule to be opened in 2046. He encouraged the City to put a time capsule together to be opened in 2045.

Frank Urban submitted a citizen's petition in regards to sanitation at CASS. He asked for more dumpsters to be available outside of the campus.

Elizabeth Venable submitted a citizen's petition in regards to possessions of people experiencing homelessness.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 3:43 p.m.

MAYOR

ATTEST:

CITY CLERK

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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 1st day of December, 2021. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 15th day of May, 2024.

CITY CLERK