

### City Council Formal Meeting

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Wednesday, March 18, 2020

2:30 PM

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**\*\*\*Items appear in the order action was taken by Council.\*\*\***

**\*\*\*Once finalized, the approved minutes will supersede this document and serve as the permanent record of this meeting and results.\*\*\***

#### **CALL TO ORDER AND ROLL CALL**

**Present:** 9 - Councilman Sal DiCiccio, Councilmember Carlos Garcia, Councilman Michael Nowakowski, Councilwoman Laura Pastor, Councilwoman Debra Stark, Councilman Jim Waring, Councilwoman Thelda Williams, Vice Mayor Betty Guardado and Mayor Kate Gallego

#### **BOARDS AND COMMISSIONS**

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

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

**Yes:** 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

**No:** 0

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

**A motion was made by Vice Mayor Guardado, seconded by Councilwoman Pastor, that this Items 2-18 be recommended for approval; noting Items 2, 5-6, 10, 12 and 15 have been withdrawn. The motion carried by the following voice vote:**

**Yes:** 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

**No:** 0

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

**This item was withdrawn.**

- 3** Liquor License - ATL Wings

**This item was recommended for approval.**

- 4** Liquor License - Krachai Thai Kitchen

**This item was recommended for approval.**

- 5** Liquor License - Special Event - St. Bernadette Roman Catholic Parish Scottsdale

**This item was withdrawn.**

- 6** Liquor License - Special Event - Congregation Kol Ami

**This item was withdrawn.**

- 7** Liquor License - Sushi on Tatum

**This item was recommended for approval.**

- 8** Liquor License - The Boozy Breakfast

**This item was recommended for approval.**

- 9** Liquor License - Virginia Market

**This item was recommended for approval.**

- 10** Liquor License - Special Event - Veterans Transportation

**This item was withdrawn.**

- 11** Liquor License - Great Wall Cuisine

**This item was recommended for approval.**

- 12** Liquor License - Special Event - St. Theresa Roman Catholic Parish Phoenix

**This item was withdrawn.**

- 13** Liquor License - Life Cafe & Lounge

**This item was recommended for approval.**

- 14** Liquor License - Rooftop Bistro

**This item was recommended for approval.**

- 15 Liquor License - Special Event - Phoenix Community Alliance, Inc.

**This item was withdrawn.**

- 16 Liquor License - The Waypoint

**This item was recommended for approval.**

- 17 Liquor License - Willie's Taco Joint

**This item was recommended for approval.**

- 18 Liquor License - Drury Inn & Suites Pantry

**This item was recommended for approval.**

### **ORDINANCES, RESOLUTIONS, AND NEW BUSINESS**

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Pastor, that Items 19-88 be approved or adopted, except Items 19, 26-27, 29, 38, 68 and 84; Item 43 is continued to the April 15, 2020 City Council Formal Meeting, Item 71 is continued to the June 3, 2020, Item 87 is continued to the April 1, 2020 City Council Formal Meeting and Item 88 is continued to the March 18, 2020 City Council Special Meeting held at 4 p.m.; noting Items 30, 34, 85 and 86 are withdrawn, and Item 35 is as corrected. The motion carried by the following vote:

**Yes:** 9 - Councilman DiCiccio, Councilmember Garcia,  
Councilman Nowakowski, Councilwoman Pastor,  
Councilwoman Stark, Councilman Waring,  
Councilwoman Williams, Vice Mayor Guardado and  
Mayor Gallego

**No:** 0

- 20 Arizona Public Service Company

**This item was adopted.**

- 21 Pratt & Whitney Component Solutions, Inc.

**This item was adopted.**

- 22 Settlement of Claim(s) Martinez v. City of Phoenix

**This item was adopted.**

- 23 Settlement of Claim(s) Paul v. City of Phoenix

**This item was adopted.**

- 24 Settlement of Claim(s) Ruelas v. City of Phoenix

**This item was adopted.**

- 25 Xcessories Squared Southwest, Inc.

**This item was adopted.**

- 28 UTC Fire & Security Americas Corporation

**This item was adopted.**

- 30 Voluntary Acquisition of Real Property Located at 835 and 837 S. 9th Place  
(Ordinance S-46433)

**This item was withdrawn.**

- 31 Acquisition of Temporary Construction Easements For Sewer Rehabilitation  
Project at 39th and Dunlap Avenues and 39th Avenue and Bethany Home  
Road (Ordinance S-46435)

**This item was adopted.**

- 32 Amend Agreements with JPMorgan Chase Bank, N.A. and Chase  
Paymentech, LLC (Ordinance S-46448)

**This item was adopted.**

- 33 Cybersecurity Monitoring Services (Ordinance S-46459)

**This item was adopted.**

- 34 Purchase Theatrical Spotlights (Ordinance S-46447)

**This item was withdrawn.**

- 35 Authorization to Annually Submit Head Start Birth to Five and Child Care  
Partnership Refunding Applications (Ordinance S-46464)

**This item was adopted as corrected.**

- 36 Approval to Apply to National League of Cities - Cities Supporting the Early  
Childhood Workforce Application

**This item was approved.**

- 37 Aquatic Lifeguard and Swim Instructor Certification Program - EXC 20-038  
(Ordinance S-46454)

**This item was adopted.**

- 39** Intergovernmental Agreement with Maricopa County for Regional 9-1-1 Services (Ordinance S-46452)

**This item was adopted.**

- 40** Enter Into Cooperative Fire Rate Agreement with Arizona Department of Forestry and Fire Management (Ordinance S-46458)

**This item was adopted.**

- 41** Police Department Air Support Unit Equipment, Parts and Services - Requirements Contract - RFA 19-011 (Ordinance S-46426)

**This item was adopted.**

- 42** Authorization to Enter Into Purchase Order Agreement with Med-Eng, LLC (Ordinance S-46446)

**This item was adopted.**

- 43** One-Time Purchase of Mobile Imaging System (Ordinance S-46441)

**This item was continued to the April 15, 2020 City Council Formal Meeting.**

- 44** Aviation Civil Construction - Job Order Contracting Services - 4108JOC187 (Ordinance S-46436)

**This item was adopted.**

- 45** Aviation Architectural Construction - Job Order Contracting Services - 4108JOC188 (Ordinance S-46437)

**This item was adopted.**

- 46** Deer Valley Airport Police Hangar and Apron Replacement - Architectural Services - AV31000090 (Ordinance S-46438)

**This item was adopted.**

- 47** Authorization to Apply for, Accept, and Disburse State Grant Funds for Aviation-Related Projects (Ordinance S-46442)

**This item was adopted.**

- 48** Authorization to Apply for, Accept, and Disburse Federal Non-Grant Funds for Aviation-Related Projects (Ordinance S-46444)

**This item was adopted.**

- 49** Authorization to Apply for, Accept, and Disburse Federal Grant Funds for

Aviation-Related Projects (Ordinance S-46443)

**This item was adopted.**

- 50 Regional Fare Collection System - Request for Award (Ordinance S-46453)

**This item was adopted.**

- 51 Bus Operations Control Center and Data Collection Services - Request for Award (Ordinance S-46455)

**This item was adopted.**

- 52 Request Authorization to Apply for and Accept FTA Section 5339 Buses and Bus Facilities Infrastructure Investment Grant Funds (Ordinance S-46457)

**This item was adopted.**

- 53 Refuse Body Repair- Contract Recommendation (Ordinance S-46427)

**This item was adopted.**

- 54 Purchase of Trailer-Mounted Air Compressors - Contract Recommendation (Ordinance S-46431)

**This item was adopted.**

- 55 SR85 Water Systems Operation and Maintenance Service - RFP 21-SW-001 - Requirements Contract (Ordinance S-46434)

**This item was adopted.**

- 56 Case Motor Graders - Contract Recommendation (Ordinance S-46439)

**This item was adopted.**

- 57 Additional Expenditures for Preformed Thermoplastic Pavement Marking Materials - IFB 18-249A (Ordinance S-46432)

**This item was adopted.**

- 58 Water Production Wells and Aquifer Storage and Recovery Wells Phase 2 - Construction Manager at Risk Construction Services Amendment 1 - WS85010054, WS85010052 and WS85010045 (Ordinance S-46428)

**This item was adopted.**

- 59 Lift Station 43 Operational Improvements - Design-Bid-Build - Change Order 2 - WS90400070 (Ordinance S-46429)

**This item was adopted.**

- 60** Licensing for Bridge Management Software - American Association of State Highway and Transportation Officials (Ordinance S-46445)

**This item was adopted.**

- 61** Water Quality and Hydraulics Study - Engineering Services - WS85700099 (Ordinance S-46463)

**This item was adopted.**

- 62** Intergovernmental Agreements with Flood Control District of Maricopa County for Paradise Ridge Flood Control Project Under Capital Improvement Projects Prioritization Process (Ordinance S-46461)

**This item was adopted.**

- 63** Supply of Dry Ice Contract (Ordinance S-46430)

**This item was adopted.**

- 64** Sandblasting and Coating Services (Ordinance S-46440)

**This item was adopted.**

- 65** Development Agreement Between City of Phoenix and J&D Concepts, LLC. for Upsizing of a Water Main in Foothill Drive from 27th Avenue to 29th Avenue (Ordinance S-46449)

**This item was adopted.**

- 66** Development Agreement Between City of Phoenix and 43 LB Owner, LP for Installation of Water Main in Magnolia Street Frontage (Ordinance S-46450)

**This item was adopted.**

- 67** Valve Contracts (Ordinance S-46465)

**This item was adopted.**

- 69** Modification of Stipulation Request for Ratification of Feb. 19, 2020 Planning Hearing Officer Action - Z-27-B-01-7 - Approximately 1,750 Feet West of the Southwest Corner of 75th Avenue and Lower Buckeye Road

**This item was approved.**

- 70** Modification of Stipulation Request for Ratification of Feb. 19, 2020 Planning Hearing Officer Action - Z-122-03-7 - Approximately 315 Feet North of the Northwest Corner of 51st Avenue and Southern Avenue

**This item was approved.**

- 71** Modification of Stipulation Request for Ratification of Feb. 19, 2020 Planning Hearing Officer Action - Z-180-04-7 - Southwest Corner of the 65th Avenue and South Mountain Avenue Alignments

**This item was continued to the June 3, 2020 City Council Formal Meeting.**

- 72** Final Plat - Avilla Gateway - 190035 - North of Indian School Road and West of 99th Avenue

**This item was approved.**

- 73** Final Plat - 7035 West Buckeye Road - 180008 - Southeast Corner of 71st Avenue and Buckeye Road

**This item was approved.**

- 74** Final Plat - Lot 11 Estrella Town Center - 190116 - North of Lower Buckeye Road and West of 75th Avenue

**This item was approved.**

- 75** Final Plat - 12th Street & Baseline - 190056 - 12th Street and Baseline Road

**This item was approved.**

- 76** Final Plat - Arizona Pacific Pulp & Paper - 190079 - East of 36th Street and North of Superior Avenue

**This item was approved.**

- 77** Final Plat - Central Logistics Center - 190076 - East of Central Avenue and South of Buckeye Road

**This item was approved.**

- 78** Abandonment of Right-of-Way - V190036A - Minnezona Circle located East of Northeast Corner of 32nd Street and Campbell Avenue (Resolution 21813)

**This item was adopted.**

- 79** Abandonment of Easement - V190046A - East of Central Avenue and South of Buckeye Road (Resolution 21812)

**This item was adopted.**

- 80** Planning and Development Department Residential and Commercial Building Field Inspection On-Call Services (Ordinance S-46456)

**This item was adopted.**



- 81** Intergovernmental Agreement between State of Arizona and City of Phoenix for Paradise Ridge Flood Control Improvement Funding and Reimbursement (Ordinance S-46460)

**This item was adopted.**

- 82** Amend City Code - Ordinance Adoption - Rezoning Application Z-32-19-6 (Clarendale Arcadia PUD) - Approximately 360 Feet South of the Southeast Corner of 32nd Street and Camelback Road (Ordinance G-6685)

**This item was adopted.**

- 83** (CONTINUED FROM JAN. 8 AND MARCH 4, 2020) - Amend City Code - Ordinance Adoption - Rezoning Application Z-29-19-6- Approximately 235 Feet East of the Northeast Corner of 32nd Street and Campbell Avenue (Ordinance G-6658)

**This item was adopted.**

- 85** (CONTINUED FROM MARCH 4, 2020) - Public Hearing and Ordinance Adoption - Amend City Code - Rezoning Application PHO-2-19\_Z-SP-5-14-4 - Approximately 420 Feet North of the Northeast Corner of 7th Street and Indian School Road (Ordinance G-6683)

**This item was withdrawn.**

- 86** (CONTINUED FROM MARCH 4, 2020) - Public Hearing and Ordinance Adoption - Amend City Code - Rezoning Application PHO-2-19\_Z-118-14-4 - Approximately 420 Feet North of the Northeast Corner of 7th Street and Indian School Road (Ordinance G-6684)

**This item was withdrawn.**

- 87** Public Hearing and Ordinance Adoption - Amend City Code - Rezoning Application Z-51-19-4 - Northeast Corner of 7th Street and Thomas Road (Ordinance G-6686)

**This item was continued to the April 1, 2020 City Council Formal Meeting.**

- 88** Request City Council Confirmation of Mayoral Declaration of a Local Emergency

**This item was continued to the March 18, 2020 City Council Special Meeting held at 4 p.m.**

**A motion was made by Vice Mayor Guardado, seconded by Councilwoman**

**Williams, that Items 19 and 27 be adopted. The motion carried by the following vote:**

**Yes:** 7 - Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

**No:** 2 - Councilman DiCiccio and Councilman Waring

**19** Olympian Worldwide Moving & Storage, Inc.

**This item was adopted.**

**27** EnergyCAP, Inc.

**This item was adopted.**

**26** Salt River Project

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

**Yes:** 8 - Councilman DiCiccio, Councilmember Garcia, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

**No:** 0

**Absent:** 1 - Councilman Nowakowski

**29** Managed Medical Review Organization, Inc.

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

**Yes:** 8 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Vice Mayor Guardado and Mayor Gallego

**No:** 0

**Conflict:** 1 - Councilwoman Williams

**38** Margaret T. Hance Park Improvements - Construction Manager at Risk

Construction Services - PA75200553 (Ordinance S-46451)

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

**Yes:** 8 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

**No:** 1 - Councilman Waring

- 68** Request for Ratification of Jan. 15, 2020 Planning Hearing Officer Action - Z-115-50-7- Northeast Corner of 1st Avenue and Adams Street

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

**Yes:** 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

**No:** 0

- 84** Gated Alley Program Pilot - Expansion and Funding (Ordinance S-46462)

**A motion was made by Vice Mayor Guardado, seconded by Councilwoman Stark, that this item be adopted as amended in accordance with the recommendations from the Jan. 15, 2020 Land Use and Livability Subcommittee and the Feb. 12, 2020 Public Safety and Justice Subcommittee meetings; with additional direction to return to the Neighborhood Block Watch Grant Program Fund Oversight Committee to approve funds for up to 10 gates to alleys in the area around the Central Arizona Shelter Services/Human Service Campus. The motion carried by the following vote:**

**Yes:** 9 - Councilman DiCiccio, Councilmember Garcia, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

**No:** 0

**REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS**

**CITIZEN COMMENTS**

**ADJOURN**