

City Council Formal Meeting

Wednesday, June 17, 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: 7 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 0

Absent: 2 - Councilmember Garcia and Councilman Waring

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

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Stark, that Items 3-4 be recommended for approval. The motion carried by the following voice vote:

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

No: 0

Absent: 2 - Councilmember Garcia and Councilman Waring

3 Liquor License - Little O's

This item was recommended for approval.

4 Liquor License - Splash Food & Bar

This item was recommended for approval.

2 (CONTINUED FROM JUNE 3, 2020) - Liquor License - South Mountain Distillery, LLC

A motion was made by Councilmember Garcia, seconded by Vice Mayor Guardado, that this item be recommended for approval. 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: 0

Absent: 1 - Councilman Waring

ORDINANCES, RESOLUTIONS, AND NEW BUSINESS

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Stark, that Items 5-102 be approved or adopted except Items 22-28, 30, 40, 48-49, 52, 61-62, 66, 68, 73, 79, 83 and 88; noting Items 59 and 63 have been withdrawn; and Item 102 has been continued to the June 24, 2020 City Council Formal Meeting. 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: 0

Absent: 1 - Councilman Waring

5 Arizona Public Service Company

This item was adopted.

6 SizeUp, Inc.

This item was adopted.

7 American Conservation Experience

This item was adopted.

8 Crash Data Group, Inc.

This item was adopted.

9 Settlement of Claim(s) Cox Communications v. City of Phoenix

This item was adopted.

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

This item was adopted.

11 City of Buckeye

This item was adopted.

12 City of Scottsdale

This item was adopted.

13 U.S. Environmental Protection Agency

This item was adopted.

14 State of Arizona, Arizona Department of Environmental Quality

This item was adopted.

15 Maricopa County Air Quality Department

This item was adopted.

16 Maricopa County Air Quality Department

This item was adopted.

17 Maricopa County Animal Care & Control

This item was adopted.

18 Maricopa County Environmental Services Department

This item was adopted.

19 Arizona Blue Stake, Inc., doing business as Arizona 811

This item was adopted.

- 20 Veolia North America, Inc., doing business as Veolia Water North America Operating Services, LLC

This item was adopted.

- 21 EPCOR Water USA, Inc.

This item was adopted.

- 29 Form of the Ballot for Nov. 3, 2020 Mayor and Council Election (Ordinance S-46727)

This item was adopted.

- 31 Authorization to Complete Land Exchange with Roosevelt Irrigation District for Traffic Signal Upgrades at 75th Avenue and Van Buren Street (Ordinance S-46717)

This item was adopted.

- 32 Acquisition of a Temporary Construction Easement for Roadway Drainage Improvements Along Shangri La Road, West of 15th Street (Ordinance S-46719)

This item was adopted.

- 33 Acquisition of Real Property for Roadway Improvements at Northeast Corner of Harrison Street and 35th Avenue (Ordinance S-46720)

This item was adopted.

- 34 Acceptance of Easements for Drainage Purposes (Ordinance S-46722)

This item was adopted.

- 35 Acceptance and Dedication of Deeds and Easements for Roadway, Sidewalk and Public Utility Purposes (Ordinance S-46731)

This item was adopted.

- 36 Grant of Irrigation Easement to Salt River Project for Ellison Trails at Elliot Road and 55th Avenue (Ordinance S-46732)

This item was adopted.

- 37 Digital Library Reserve Access Agreement - Requirements Contract EXC 20-082 (Ordinance S-46733)

This item was adopted.

- 38 Reflective Bike Lane Green Thermoplastic Pavement Markings - Requirements Contract (Ordinance S-46735)
- This item was adopted.**
- 39 Protective Footwear Contract (Ordinance S-46738)
- This item was adopted.**
- 41 Acceptance of Easements for Drainage Purposes (Ordinance S-46734)
- This item was adopted.**
- 42 Acceptance and Dedication of Deeds and Easements for Public Utility, Sidewalk, Traffic Control, and Alley Purposes (Ordinance S-46751)
- This item was adopted.**
- 43 Citywide Janitorial, Sanitation Supplies, Equipment, and Related Services (Ordinance S-46752)
- This item was adopted.**
- 44 Industrial, Building, Plumbing, Electrical, and HVAC Supplies and Materials - Requirements Contract (Ordinance S-46753)
- This item was adopted.**
- 45 Flexible Spending Account and COBRA Administration Services (Ordinance S-46757)
- This item was adopted.**
- 46 Employee Group Life, Accidental Death and Dismemberment and Occupational Life Insurance (Ordinance S-46758)
- This item was adopted.**
- 47 Extension of Operation, Administration of City Prosecutor's Office Prostitution Diversion Program (Ordinance S-46756)
- This item was adopted.**
- 50 Amendment to Pay Ordinance S-45840 Revising Date of One-Time Annual Base Wage Lump Sum Payments to General and Sworn Middle Managers and Executives (Ordinance S-46773)
- This item was adopted.**
- 51 Authorization to Amend Intergovernmental Agreement and Accept COVID-19 Related Emergency Assistance Funding from Arizona Department of

Economic Security (Ordinance S-46726)

This item was adopted.

- 53** Laboratory On-Site Testing (Ordinance S-46775)

This item was adopted.

- 54** Amend Ordinance S-46598 to Provide a Payment Guaranty for Emergency Shelter Services for Vulnerable Seniors or Those at Risk for COVID-19 and Waiver of Phoenix City Code 42-18 (Ordinance S-46776)

This item was adopted.

- 55** Purchase of Plexiglas - Emergency Request (Ordinance S-46742)

This item was adopted.

- 56** Property Management Services at Foothills Village Public Housing Community (Ordinance S-46729)

This item was adopted.

- 57** Request Authorization to Enter into Contract for Property Management Services at 2120 N. Central Ave. (Ordinance S-46724)

This item was adopted.

- 58** Request Authorization to Extend Intergovernmental Agreement with Maricopa County Human Services Department for Strengthening Working Families Grant (Ordinance S-46744)

This item was adopted.

- 59** Fiscal Year 2020-25 Public Art Plan (Ordinance S-46728)

This item was withdrawn.

- 60** 2020 National Endowment for the Humanities Grant (Ordinance S-46743)

This item was adopted.

- 63** First Things First Family Resource Centers (Ordinance S-46777)

This item was withdrawn.

- 64** Adopt Computer Aided Dispatch Service Fees and Charges for Fiscal Year 2020-21 (Ordinance S-46760)

This item was adopted.

- 65** Authorize Recommended Changes to the 2021 Neighborhood Block Watch

Grant Program Process (Ordinance S-46749)

This item was adopted.

- 67 Forensic DNA Analysis and Forensic Genealogy Services- RFQu PPD20-001 (Ordinance S-46768)

This item was adopted.

- 69 Authorization to Enter into Agreement with Arizona State University in Support of Research for Strategies for Policing Innovation Grant (Ordinance S-46770)

This item was adopted.

- 70 Heating, Ventilation and Air Conditioning Filter Supply, Installation and Maintenance Services - Contract Recommendation (Ordinance S-46736)

This item was adopted.

- 71 ABB Variable Frequency Drives Supply, Installation, Maintenance and Repair Services - Contract Recommendation (Ordinance S-46739)

This item was adopted.

- 72 Jet Fuel Remediation and Technical Dispute Environmental Consulting Services (Ordinance S-46750)

This item was adopted.

- 74 Worldwide Flight Services, Inc. Facility Lease at Phoenix Sky Harbor International Airport (Ordinance S-46763)

This item was adopted.

- 75 Amendment to Lease with Oxford Electronics, Inc. at Phoenix Sky Harbor International Airport (Ordinance S-46764)

This item was adopted.

- 76 United Parcel Service, Inc. Ground Lease for Exclusive-Use Ramp Space at Phoenix Sky Harbor International Airport (Ordinance S-46765)

This item was adopted.

- 77 United Parcel Service, Inc. Ground Lease within the East Tonto Lot at Phoenix Sky Harbor International Airport (Ordinance S-46766)

This item was adopted.

- 78 Building Property Management Services Contract for Public Transit

Department Office Building (Ordinance S-46745)

This item was adopted.

- 80 Contract Change Orders for Jurisdictional Bus Service Revenue Agreements (Ordinance S-46747)

This item was adopted.

- 81 Contract Change Order with Regional Public Transportation Authority for Purchase of Fixed Route Transit Service for Fiscal Year 2020-21 (Ordinance S-46755)

This item was adopted.

- 82 Water Purification Systems Service and Parts for Laboratory and Humidification System and Equipment - Contract Recommendation (Ordinance S-46725)

This item was adopted.

- 84 Zone 3D and 4A Improvements Program: Water Treatment Plant Booster Pump Stations - Construction Manager at Risk Construction Services - WS85100047 and WS85110008 (Ordinance S-46718)

This item was adopted.

- 85 Zone 3D and 4A Improvements Program: Remote Facilities Booster Pump Stations - Construction Manager at Risk Construction Services with Hunter Contracting Co. and McCarthy Building Companies, Inc. - WS85100046, WS85110005 and WS85100053 (Ordinance S-46721)

This item was adopted.

- 86 Zone 3D and 4A Improvements Program: Water Transmission Main - Construction Manager at Risk Construction Services with Sundt Construction, Inc. and Kiewit Infrastructure West Co. - WS85500442 (Ordinance S-46723)

This item was adopted.

- 87 Authorization to Apply for and Accept Transportation Funding for Design Assistance Grants through Maricopa Association of Governments (Ordinance S-46754)

This item was adopted.

- 89 Horizontal Lifeline Inspection and Repair Services (Ordinance S-46761)

This item was adopted.

- 90 Final Plat - Arabella - Parcel 3 - 190068 - West of 52nd Street and North of Bell Road

This item was approved.

- 91 Final Plat - Park Central Amended II - PLAT 200509 - West of Central Avenue and South of Osborn Road

This item was approved.

- 92 Final Plat - Rise Development - 200522 - West of 20th Street and North of McDowell Road

This item was approved.

- 93 Final Plat - Lot 4 NEC of Northern Avenue and 35th Avenue - PLAT 200524 - East of 35th Avenue and North of Northern Avenue

This item was approved.

- 94 Final Plat - Village at Estrella - 170119 - 3618 S. 63rd Ave.

This item was approved.

- 95 Final Plat - Pinchot 34 Townhomes- PLAT 190081 - North of Pinchot Avenue and West of 34th Street

This item was approved.

- 96 Abandonment of Easement - V190077A - 3300 W. Camelback Road (Resolution 21837)

This item was adopted.

- 97 Modification of Stipulation Request for Ratification of May 20, 2020 Planning Hearing Officer Action - Z-116-78-1- Northeast Corner of 33rd Avenue and Cochise Drive

This item was approved.

- 98 Modification of Stipulation Request for Ratification of May 20, 2020 Planning Hearing Officer Action - Z-12-87-1(3) - Approximately 410 Feet Northwest of the Intersection of Moon Mountain Trail and Moon Spur Trail

This item was approved.

- 99 Modification of Stipulation Request for Ratification of May 20, 2020 Planning Hearing Officer Action - Z-84-04-7- Northeast Corner of 75th Avenue and Lower Buckeye Road

This item was approved.

- 100** Amend City Code - Ordinance Adoption - Rezoning Application PHO-1-20-Z-29-11-7(8) - Approximately 400 Feet North of the Northwest Corner of Central Avenue and Euclid Avenue (Ordinance G-6706)

This item was adopted.

- 101** (CONTINUED FROM MAY 20, 2020) - Amend City Code - Ordinance Adoption - Rezoning Application Z-66-19-2 - Southwest Corner of Cave Creek Dam Road and the Desert Peak Parkway Alignment (Ordinance G-6701)

This item was adopted.

- 102** Confirmation from Transdev of its Joint Venture Partnership Structure with Regards to Fixed Route Transit Service for North and South Transit Facilities in the City of Phoenix

This item was continued to the June 24, 2020 City Council Formal Meeting.

- 30** Phoenix Heritage Commission Recommendation for Naming Shared Use Path

A motion was made by Councilman DiCiccio, seconded by Councilwoman Stark, that this item be approved. 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: 0

Absent: 1 - Councilman Waring

- 40** Authorization to Adopt Update to Annual Pension Funding Policy Per State Law A.R.S. 38-863.01 (Ordinance S-46748)

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Williams, that this item 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: 1 - Councilman DiCiccio

Absent: 1 - Councilman Waring

- 48** Amendments to Classification Ordinance S-5815 in Accordance with Human Resources Committee 605 Recommendations (Ordinance S-46771)

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Williams, that this item 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: 1 - Councilman DiCiccio

Absent: 1 - Councilman Waring

- 49** Amendments to Pay Ordinance S-45840 in Accordance with Human Resources Committee 605 Recommendations (Ordinance S-46772)

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Stark, that this item 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: 1 - Councilman DiCiccio

Absent: 1 - Councilman Waring

- 52** Arts and Culture Coronavirus Relief Program - Individual Artist Support Phase I (Ordinance S-46774)

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Williams, that this item 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: 1 - Councilman DiCiccio

Absent: 1 - Councilman Waring

- 61** Authorization to Enter into Contract with Greater Phoenix Economic Council (Ordinance S-46737)

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Stark, that this item 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: 1 - Councilman DiCiccio

Absent: 1 - Councilman Waring

- 62** Authorization to Enter into Contract to Implement the Enhanced Municipal Services District with Downtown Phoenix Inc. (Ordinance S-46759)

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Williams, 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: 0

Absent: 1 - Councilman Waring

- 66** Authorization to Enter into Agreements with Various School Districts for Funding of School Resource Officers (Ordinance S-46767)

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Stark, that this item be adopted as amended per the

June 17, 2020 memo from the City Manager that withdrew Phoenix Union High School District from the agreement. The motion carried by the following vote:

Yes: 7 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 1 - Councilmember Garcia

Absent: 1 - Councilwoman Pastor

- 68** Agreement with State of Arizona Attorney General's Office in Support of FY 2019 Enhanced Collaborative Model to Combat Human Trafficking Grant (Ordinance S-46769)

A motion was made by Councilman Waring, seconded by Councilwoman Stark, that this item be adopted. 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

- 73** Request to Issue Parking Management Services Request for Proposal and Extend Parking Management Services Contract (Ordinance S-46762)

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Williams, that this item be adopted. 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

- 79** Enter into Agreement with Valley Metro Rail for Operational Costs for Light Rail Services (Ordinance S-46746)

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Williams, that this item 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

- 83** Amend City Code - Section 36-158, Schedule I, Local Speed Limits at Five Locations (Ordinance G-6707)

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

- 88** Vitrified Clay Pipe and Fittings Agreement (Ordinance S-46730)

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

- 22** Public Hearing on Proposed Property Tax Levy, Truth in Taxation and Adoption of the Final 2020-21 Annual Budget

The hearing was held.

- 23** Convening of Special Meeting of the City Council

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

24 Adoption of the Final 2020-21 Operating Funds Budget (Ordinance S-46715)

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: 6 - Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Councilwoman Williams, Vice Mayor Guardado and Mayor Gallego

No: 3 - Councilman DiCiccio, Councilmember Garcia and Councilman Waring

25 Adoption of the Final 2020-21 Capital Funds Budget (Ordinance S-46741)

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

26 Adoption of the Final 2020-21 Reappropriated Funds Budget (Ordinance S-46716)

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Williams, 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: 0

Absent: 1 - Councilman Waring

- 27** Amend Ordinance S-45785 Adopting the 2019-20 Annual Budget for Operating Funds (Ordinance S-46714)

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Williams, that this item be adopted. 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

- 28** Amend Ordinance S-45820 Adopting the 2019-20 Capital Funds Budget (Ordinance S-46740)

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Williams, that this item be adopted. 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