



Agenda

City Council Formal Meeting

Wednesday, September 21, 2022

2:30 PM

phoenix.gov

*****REVISED Sept. 20, 2022*****

Item Requested to be Continued: 36

OPTIONS TO ACCESS THIS MEETING

Virtual Request to speak at a meeting:

- **Register online** by visiting the City Council Meetings page on phoenix.gov at least 2 hours prior to the start of this meeting. Then, click on this link at the time of the meeting and join the Webex to speak: <https://phoenixcitycouncil.webex.com/phoenixcitycouncil/onstage/g.php?MTID=ee3f71a8c84a3c721e36bbe9dd71d36bf>

- **Register via telephone** at 602-262-6001 at least 2 hours prior to the start of this meeting, noting the item number. Then, use the Call-in phone number and Meeting ID listed below at the time of the meeting to call-in and speak.

In-Person Requests to speak at a meeting:

- Register in person at a kiosk located at the City Council Chambers, 200 W. Jefferson St., Phoenix, Arizona, 85003. Arrive 1 hour prior to the start of this meeting. Depending on seating availability, residents will attend and speak from the Upper Chambers, Lower Chambers or City Hall location.

- Individuals should arrive early, 1 hour prior to the start of the meeting to submit an in-person request to speak before the item is called. After the item is called, requests to speak for that item will not be accepted.

At the time of the meeting:

- **Watch** the meeting live streamed on phoenix.gov or Phoenix Channel 11 on Cox Cable, or using the Webex link provided above.

- **Call-in** to listen to the meeting. Dial 602-666-0783 and Enter Meeting ID 2552 876 0178# (for English) or 2554 321 0405# (for Spanish). Press # again when prompted for attendee ID.

- **Watch** the meeting in-person from the Upper Chambers, Lower Chambers or City Hall depending on seating availability.

Para nuestros residentes de habla hispana:

- **Para registrarse para hablar en español**, llame al 602-262-6001 **al menos 2 horas antes del inicio de esta reunión** e indique el número del tema. El día de la reunión, llame al 602-666-0783 e ingrese el número de identificación de la reunión 2554 321 0405#. El intérprete le indicará cuando sea su turno de hablar.

- **Para solamente escuchar la reunión en español**, llame a este mismo número el día de la reunión (602-666-0783; ingrese el número de identificación de la reunión 2554 321 0405#). Se proporciona interpretación simultánea para nuestros residentes durante todas las reuniones.

- **Para asistir a la reunión en persona**, vaya a las Cámaras del Concejo Municipal de Phoenix ubicadas en 200 W. Jefferson Street, Phoenix, AZ 85003. Llegue 1 hora antes del comienzo de la reunión. Si desea hablar, regístrese electrónicamente en uno de los quioscos, antes de que comience el tema. Una vez que se comience a discutir el tema, no se aceptarán nuevas solicitudes para hablar. Dependiendo de cuantos asientos haya disponibles, usted podría ser sentado en la parte superior de las cámaras, en el piso de abajo de las cámaras, o en el edificio municipal.

CALL TO ORDER AND ROLL CALL**MINUTES OF MEETINGS**

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| 1 | For Approval or Correction, the Minutes of the Formal Meeting on Sept. 2, 2020 | Page 11 |
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BOARDS AND COMMISSIONS

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| 2 | Mayor and Council Appointments to Boards and Commissions | Page 12 |
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LIQUOR LICENSES, BINGO, AND OFF-TRACK BETTING LICENSE APPLICATIONS

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| 4 | Liquor License - Spitz Mediterranean | District 2 - Page 22 |
| 5 | Liquor License - Arco AMPM | District 3 - Page 27 |
| 6 | Liquor License - Fire at Will | District 3 - Page 32 |
| 7 | Liquor License - PVM's Sinclair | District 4 - Page 37 |
| 8 | Liquor License - Family Dollar #31495 | District 4 - Page 39 |
| 9 | Liquor License - Phoenix Coqui | District 4 - Page 44 |
| 10 | Liquor License - Special Event - The Arizona Humane Society | District 5 - Page 49 |
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| 12 | Liquor License - Special Event - Childsplay, Inc. | District 6 - Page 51 |
| 13 | Liquor License - Special Event - Madison District Educational Foundation, Inc. | District 6 - Page 52 |
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13497 Knights of Columbus

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| 16 | Liquor License - Provision 7th Street | District 6 - Page 59 |
| 17 | Liquor License - Chipotle Mexican Grill #4086 | District 7 - Page 65 |
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| 19 | Liquor License - Little Chef Diner at the Garfield | District 8 - Page 72 |
| 20 | Liquor License - Pizza Hut #40293 | District 8 - Page 77 |
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| 22 | Liquor License - Brunch House | District 8 - Page 85 |
| 23 | Liquor License - Valley Kwik Market | District 8 - Page 90 |

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| 25 | Zoobean Inc. |
| 26 | Federal Express Corporation (FedEx) |
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| 32 | Salt River Valley Water Users' Association doing
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| 33 | Project Engineering Consultants, Ltd. |
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34 Arizona Blue Stake doing business as Arizona 811

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38 Proposed 95th Avenue and Broadway Road
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50	Request to Amend Contract with Community Bridges, Inc. for Rapid Rehousing Bridge Support (Ordinance S-48997)	Citywide - Page 148
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| 67 | (CONTINUED FROM SEPT. 7, 2022) - Electrical Services Agreement Invitation Request for Award for Bid 23-FMD-014 (Ordinance S-48967) | Citywide - Page 179 |
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| 72 | Materials Recovery Facility Operations and Materials Marketing Requirements Contract Amendment (Ordinance S-49000) | District 2 - Page 210 |
| 73 | Purchase of Ten Fire Pumper Trucks - Contract Recommendation (Ordinance S-49015) | Citywide - Page 212 |
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| 76 | Property Management Services at 100 W. Washington Building - Amendment (Ordinance S-49030) | District 7 - Page 217 |
| 77 | 100 W. Washington Renovation - Owner's Representative Services - CP10500007 (Ordinance S-48995) | District 7 - Page 219 |
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| 78 | 100 W. Washington Renovation - Architectural Services - CP10500007 (Ordinance S-49013) | District 7 - Page 222 |
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| 84 | Authorization to Enter into an Intergovernmental Agreement between the City of Phoenix and U.S. Geological Survey to Conduct Water and Groundwater Studies at the Tres Rios Project (Ordinance S-49033) | District 7 - Page 236 |
| 85 | Landfill Services, Salt River Landfill - Amendment (Ordinance S-49006) | Citywide - Page 238 |

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| 86 | Final Plat - Pinnacle Peak and 23rd Avenue - PLAT 220040 - South of Pinnacle Peak Road and West of 23rd Avenue | District 1 - Page 240 |
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| 87 | Final Plat - Monte Vista Villas - PLAT 220025 - 1642 and 1646 E. Monte Vista Road | District 4 - Page 241 |
| 88 | Modification of Stipulation Request for Ratification of Aug. 17, 2022 Planning Hearing Officer Action - PHO-5-22--Z-14-05-1 - Approximately 1,000 Feet South of the Southeast Corner of 7th Avenue and Happy Valley Road | District 1 - Page 242 |
| 89 | Modification of Stipulation Request for Ratification of Aug. 17, 2022 Planning Hearing Officer Action - PHO-5-22--Z-137-86-7(4) - Approximately 500 Feet South of the Southeast Corner of 51st Avenue and McDowell Road | District 4 - Page 250 |

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS**000 CITIZEN COMMENTS****ADJOURN**



City of Phoenix

City Council Formal Meeting

Report

Agenda Date: 9/21/2022, Item No. 1

For Approval or Correction, the Minutes of the Formal Meeting on Sept. 2, 2020

Summary

This item transmits the minutes of the Formal Meeting of Sept. 2, 2020, for review, correction and/or approval by the City Council.

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

Responsible Department

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



City of Phoenix

City Council Formal Meeting

Report

Agenda Date: 9/21/2022, Item No. 2

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.

Responsible Department

This item is submitted by the Mayor's Office.

ATTACHMENT A



City of Phoenix

To: City Council
From: Mayor Kate Gallego

Date: September 21, 2022

Subject: BOARDS AND COMMISSIONS – APPOINTEES

The purpose of this memo is to provide recommendations for appointments to the following Boards and Commissions:

Encanto Village Planning Committee

Vice Mayor Laura Pastor recommends the following for appointment:

Eric Tedhams

Mr. Tedhams is an Aerospace Production Welder at Nelson Engineering and a resident of District 4. He fills a vacancy for a partial term to expire November 19, 2022.

Jeremy Thacker

Mr. Thacker is retired from software sales and a resident of District 4. He fills a vacancy for a term to expire November 19, 2023.

General Obligation Bond Parks and Recreation Subcommittee

I recommend the following for appointment:

Gus LaZear

Mr. LaZear is the Vice President and General Manager at Ability360 Sport and Fitness Center. He replaces Tim Madrid.

General Obligation Bond Streets and Storm Drainage Subcommittee

I recommend the following for appointment:

Martin Shultz

Mr. Shultz is a retired executive of Pinnacle West and served as private sector chair of the Phoenix Transportation 2050 campaign. He replaces Steve Trussell.

Phoenix Business and Workforce Development Board

I recommend the following for appointment:

Claudia Reilly

Ms. Reilly is the Americas Human Resources Director at Avnet. She fills a vacancy for a term to expire June 30, 2025.

Phoenix Sister Cities Commission

I recommend the following for appointment:

Adam Hawkins

Mr. Hawkins is the President of Global External and a resident of District 4. He fills a vacancy for a term to expire September 21, 2025.

Ana Juarez

Ms. Juarez is the Vice President of AGK Restaurants and a resident of District 3. She fills a vacancy for a term to expire September 21, 2025.

Phoenix Youth and Education Commission

I recommend the following for reappointment:

John Abbott

Mr. Abbott is serving his second term to expire August 31, 2025.

Michael Andrews

Mr. Andrews is serving his third term to expire August 31, 2025.

Zane Balian

Mr. Balian is serving his third term to expire August 31, 2025.

Jeanine Bashir

Ms. Bashir is serving her seventh term to expire August 31, 2025.

Tracey Beal

Ms. Beal is serving her seventh term to expire August 31, 2025.

Jennifer Cruz

Ms. Cruz is serving her third term to expire August 31, 2025.

Lauren Eckstein

Ms. Eckstein is serving her fourth term to expire August 31, 2025.

Carol Lippert

Ms. Lippert is serving her second term to expire August 31, 2025.

Dana Naimark

Ms. Naimark is serving her second term to expire August 31, 2025.

Richard Ramos

Mr. Ramos is serving his second term to expire August 31, 2025.

Katie Ritchie

Ms. Ritchie is serving her third term to expire August 31, 2025.

Rene Rosales

Mr. Rosales is serving his second term to expire August 31, 2025.

Joe Roselle

Mr. Roselle is serving his third term to expire August 31, 2025.

Ryan Young

Mr. Young is serving his third term to expire August 31, 2025.



Liquor License - Artichoke Basille's

Request for a liquor license. Arizona State License Application 197638.

Summary

Applicant

Amy Nations, Agent

License Type

Series 12 - Restaurant

Location

21001 N. Tatum Blvd., Ste. 40-1365

Zoning Classification: C-2

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 Oct. 9, 2022.

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.

Artichoke Basille's Pizza (Series 12)
6031 N. 16th St., #1, Phoenix
Calls for police service: 2
Liquor license violations: None

Artichoke Basille's Pizza (Series 12)
1120 E. Baseline Road, Tempe
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:
"The ownership has two other Artichoke Basilles location in Arizona. The owners have also owned and operated other successful restaurants in different states. They have been thru state certified basic and management liquor training classes and are very conscientious in their compliance with liquor laws."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Artichoke Basilles has become very popular in Arizona. They believe that bringing their concept to Desert Ridge adds to the many great restaurants already in the area and dining options the neighborhood. The restaurants will also bring people from all over the valley to experience the great food. The liquor license is for the convenience for our patrons and their dining experience."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Artichoke Basille's

Liquor License Map - Artichoke Basille's

Responsible Department

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

Liquor License Data: ARTICHOKE BASILLE'S

Liquor License

Description	Series	1 Mile	1/2 Mile
Bar	6	10	7
Beer and Wine Bar	7	4	3
Liquor Store	9	3	3
Beer and Wine Store	10	5	4
Hotel	11	1	0
Restaurant	12	31	27

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.70	42.43	110.50
Violent Crimes	10.36	2.62	6.68

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

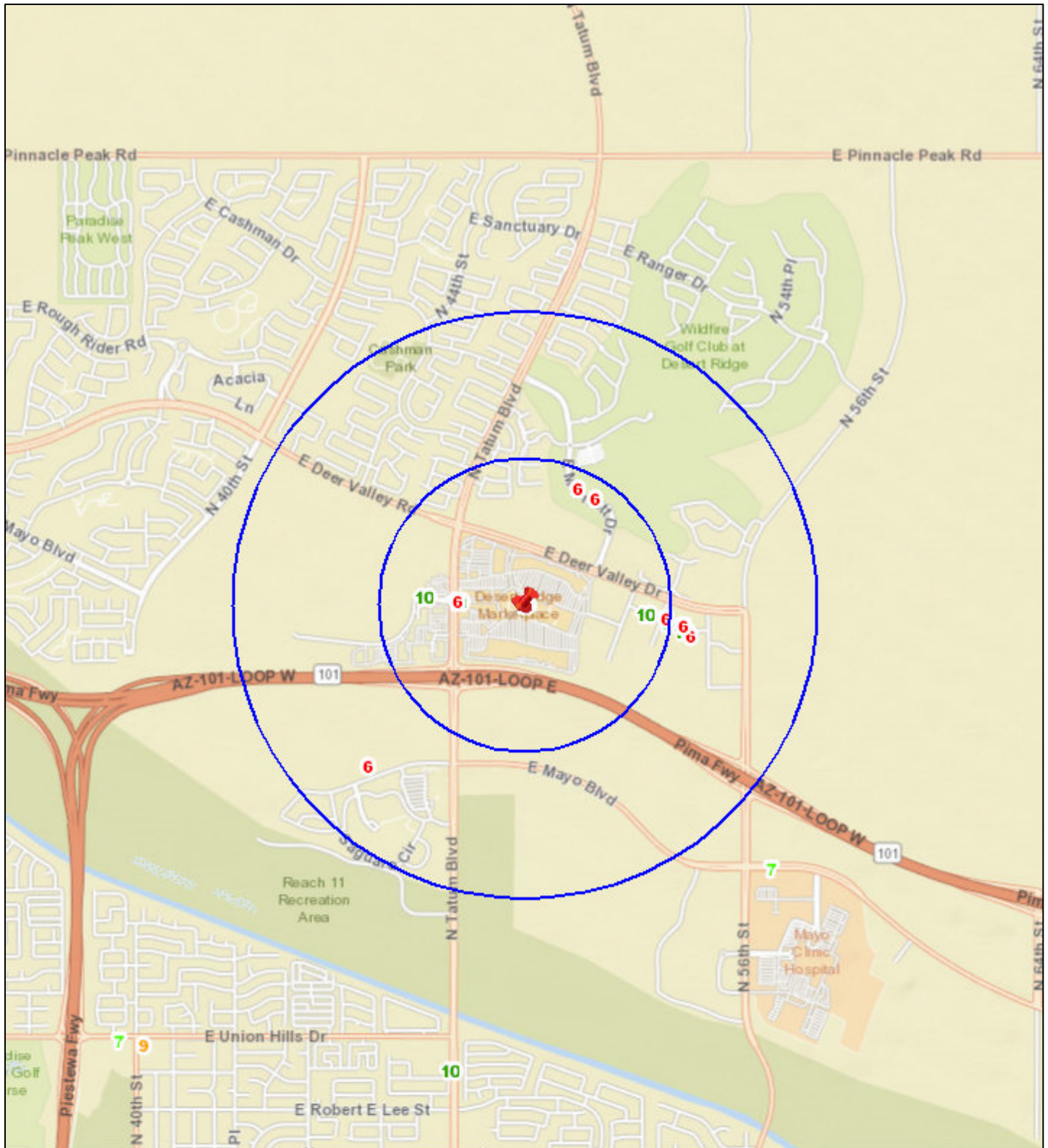
Description	Average	1/2 Mile Average
Parcels w/Violations	52	6
Total Violations	91	6

Census 2010 Data 1/2 Mile Radius

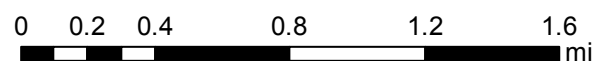
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
6150003	344	8 %	38 %	5 %
6151001	1444	84 %	18 %	8 %
6152001	1993	8 %	29 %	12 %
6152002	2127	70 %	10 %	4 %
6152003	867	89 %	26 %	2 %
Average		61 %	13 %	19 %

Liquor License Map: ARTICHOKE BASILLE'S

21001 N TATUM BLVD



Date: 8/15/2022





Liquor License - Spitz Mediterranean

Request for a liquor license. Arizona State License Application 203301.

Summary

Applicant

Theresa Morse, Agent

License Type

Series 12 - Restaurant

Location

21001 N. Tatum Blvd. Ste. 34-1140, Space C1

Zoning Classification: C-2 DRSP

Council District: 2

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and does not have an interim permit. This business is currently being remodeled with plans to open in November 2022.

The 60-day limit for processing this application is Sept. 24, 2022.

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 the owners have received Arizona Liquor Law training to identify valid forms of identification, recognize obvious intoxication and are prepared to protect the safety of our customers. Additionally, employees to be hired will be required to attend liquor law training. We the owners have a background in assisting those in need of support especially the youth in our community. Our company is Thrive Youth Group. We want to support the community in many aspects."

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

"Spitz Mediterranean Franchise will provide at least 15 additional jobs of which 8-10 will be full time jobs while building in employee benefits over time and adhering to AZ liquor laws to provide a fun and enjoyable family atmosphere to dine out. Due to the COVID-19 pandemic so many people suffered and lost family members and jobs. We want to bring a sustainable business to the valley and assist workers in obtaining employment and health benefits."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Spitz Mediterranean

Liquor License Map - Spitz Mediterranean

Responsible Department

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

Liquor License Data: SPITZ MEDITERRANEAN

Liquor License

Description	Series	1 Mile	1/2 Mile
Bar	6	10	7
Beer and Wine Bar	7	4	3
Liquor Store	9	3	3
Beer and Wine Store	10	5	4
Hotel	11	1	0
Restaurant	12	31	27

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.11	42.01	109.12
Violent Crimes	10.22	2.52	6.58

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

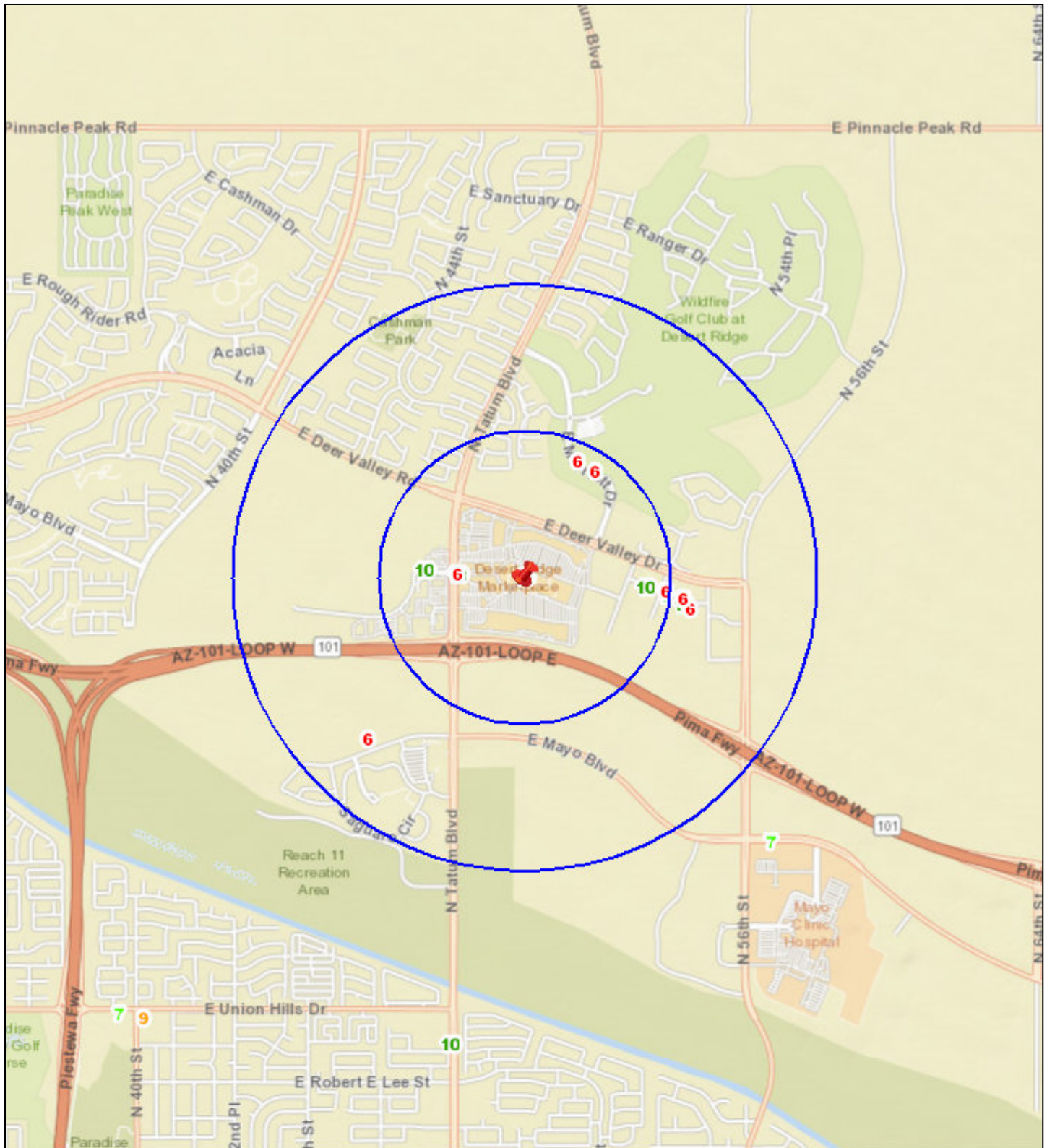
Description	Average	1/2 Mile Average
Parcels w/Violations	53	6
Total Violations	93	6

Census 2010 Data 1/2 Mile Radius

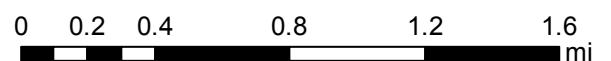
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
6150003	344	8 %	38 %	5 %
6151001	1444	84 %	18 %	8 %
6152001	1993	8 %	29 %	12 %
6152002	2127	70 %	10 %	4 %
6152003	867	89 %	26 %	2 %
Average		61 %	13 %	19 %

Liquor License Map: SPITZ MEDITERRANEAN

21001 N TATUM BLVD



Date: 7/29/2022



City Clerk Department



Liquor License - Arco AMPM

Request for a liquor license. Arizona State License Application 201151.

Summary

Applicant

Felicity Heron, Agent

License Type

Series 10 - Beer and Wine Store

Location

12222 N. 32nd St.

Zoning Classification: C-2

Council District: 3

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.

The 60-day limit for processing this application is Sept. 25, 2022.

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

Other Active Liquor License Interest in Arizona

This information is not provided due to the multiple ownership interests held by the

applicant in the State of Arizona.

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have familiarized myself with the Arizona Liquor laws, and I intend to adhere to them. I have the Basic and Management Liquor training certificates. I believe that laws are put in place for the safety of the public. I will uphold the liquor laws because I care about people and this community."

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

"I will serve the best interest of the public by making sure that my staff and employees follow all Arizona Liquor Laws to make sure that their safety and the public's safety is always top priority."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Arco AMPM

Liquor License Map - Arco AMPM

Responsible Department

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

Liquor License Data: ARCO AMPM

Liquor License

Description	Series	1 Mile	1/2 Mile
Bar	6	4	4
Beer and Wine Bar	7	1	0
Liquor Store	9	5	1
Beer and Wine Store	10	6	5
Restaurant	12	5	2
Club	14	1	0

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	55.33	99.15	74.73
Violent Crimes	10.50	10.53	8.91

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

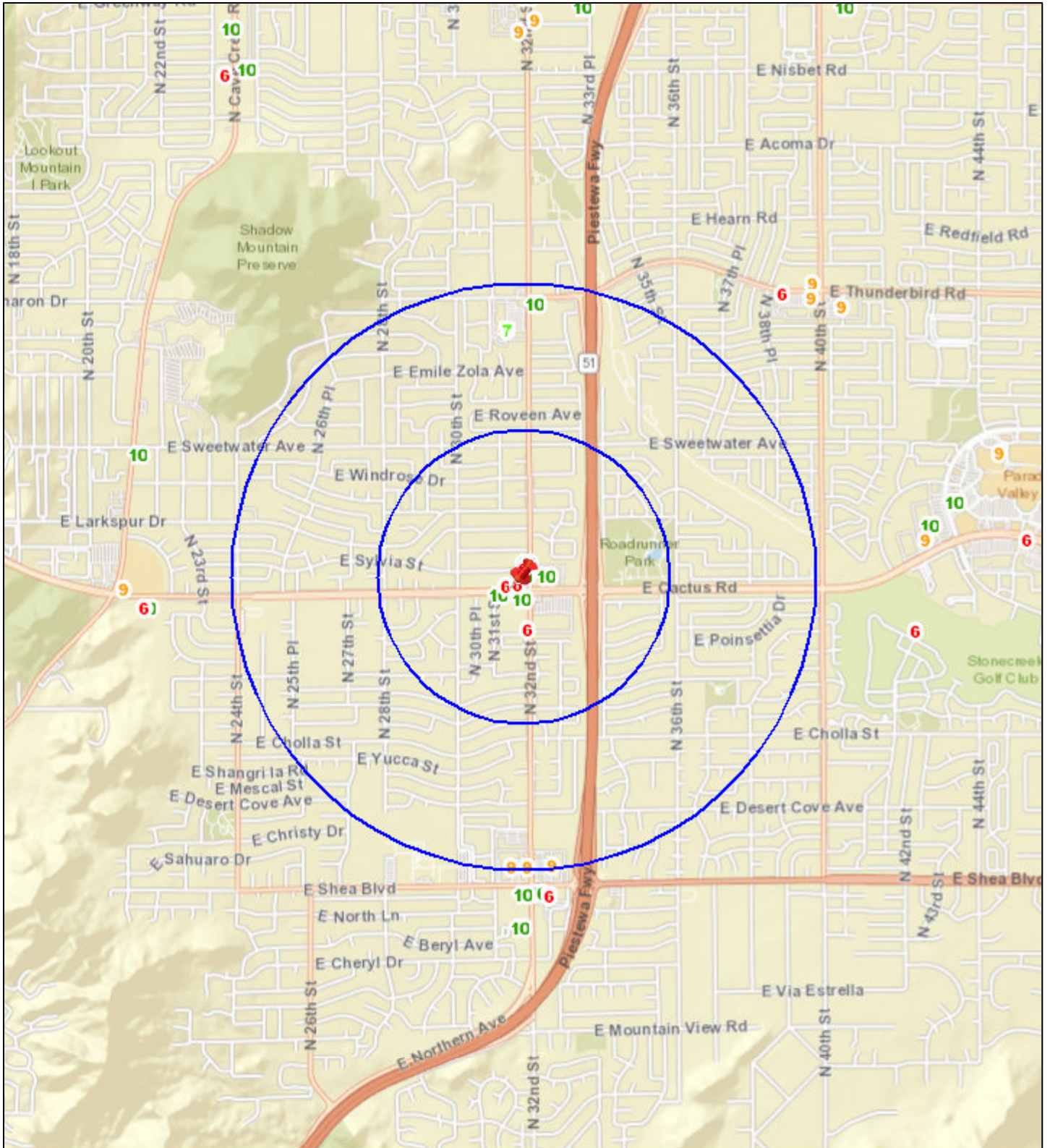
Description	Average	1/2 Mile Average
Parcels w/Violations	50	68
Total Violations	88	101

Census 2010 Data 1/2 Mile Radius

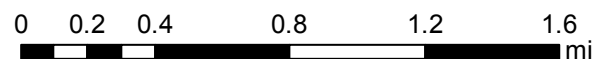
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1034001	1544	82 %	0 %	6 %
1035021	1498	61 %	5 %	10 %
1035023	1511	71 %	2 %	17 %
1035025	1744	70 %	0 %	4 %
1048021	941	84 %	0 %	4 %
1048022	1874	40 %	0 %	8 %
1049003	2131	84 %	6 %	2 %
Average		61 %	13 %	19 %

Liquor License Map: ARCO AMPM

12222 N 32ND ST



Date: 7/28/2022



City Clerk Department



Liquor License - Fire at Will

Request for a liquor license. Arizona State License Application 204220.

Summary

Applicant

Jeffrey Miller, Agent

License Type

Series 12 - Restaurant

Location

4912 E. Shea Blvd., Ste. 108

Zoning Classification: C-1, C-2, C-2 SP

Council District: 3

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

The 60-day limit for processing this application is Oct. 8, 2022.

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.

Hush Public House (Series 12)
14202 N. Scottsdale Road, #167, Phoenix
Calls for police service: 25
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:
"We train all of our employees in responsible liquor service. We will conduct regular audits to ensure they comply."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We would like the ability to offer our patrons of legal drinking age, an adult beverage with meal if they choose to have one."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Fire at Will
Liquor License Map - Fire at Will

Responsible Department

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

Liquor License Data: FIRE AT WILL

Liquor License

Description	Series	1 Mile	1/2 Mile
Microbrewery	3	1	1
Bar	6	1	1
Beer and Wine Bar	7	2	2
Liquor Store	9	2	1
Beer and Wine Store	10	5	4
Restaurant	12	14	8

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.70	28.26	44.58
Violent Crimes	10.36	2.22	3.39

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

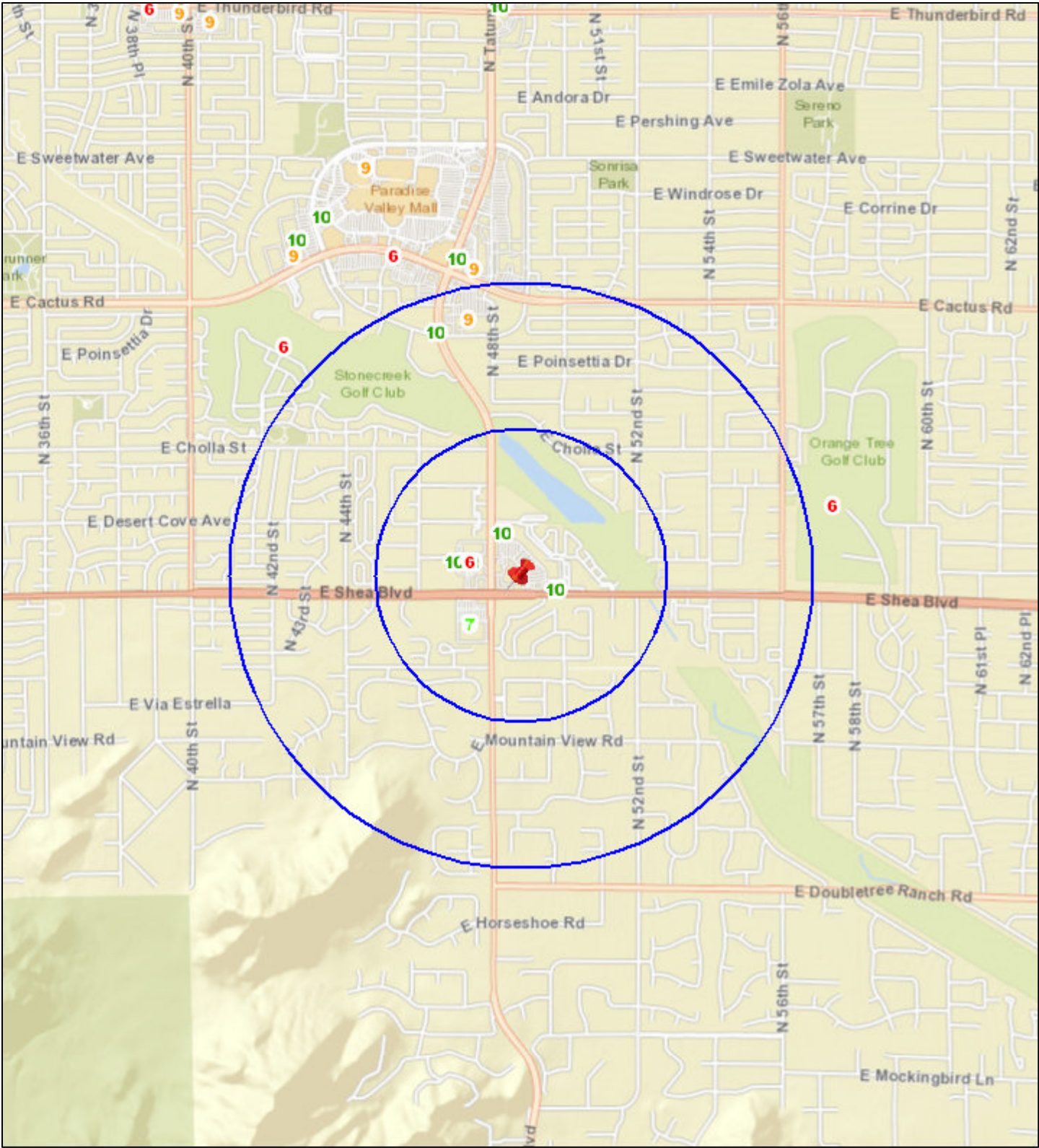
Description	Average	1/2 Mile Average
Parcels w/Violations	52	13
Total Violations	90	22

Census 2010 Data 1/2 Mile Radius

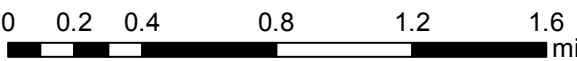
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1032081	1605	97 %	10 %	12 %
1032082	1548	38 %	36 %	18 %
1032083	885	93 %	10 %	0 %
1032091	804	74 %	0 %	24 %
1032092	970	69 %	24 %	27 %
1032093	1766	93 %	17 %	2 %
1032094	1796	71 %	20 %	9 %
1050032	1980	98 %	12 %	10 %
1051012	1805	94 %	8 %	7 %
Average		61 %	13 %	19 %

Liquor License Map: FIRE AT WILL

4912 E SHEA BLVD



Date: 8/11/2022





Liquor License - PVM's Sinclair

Request for a liquor license. Arizona State License Application 10076426.

Summary

Applicant

Mahesh Kotwal, Agent

License Type

Series 10 - Beer and Wine Store

Location

4644 N. 12th St.

Zoning Classification: C-2

Council District: 4

This request is for an acquisition of control of an existing liquor license for a convenience store that sells gas. This location is currently licensed for liquor sales.

The 60-day limit for processing this application is Oct. 3, 2022.

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

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.

K T International LLC (Series 10)
1702 E. Camelback Road, Phoenix
Calls for police service: 14

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 aquired Aquisition of Control The manager of the liquor lic number 10076426 continues to remain in the name of Mahesh Kotwal who continues to remain as the manager and Jim Gibson continues in the position he was designated."

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

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



Liquor License - Family Dollar #31495

Request for a liquor license. Arizona State License Application 203436.

Summary

Applicant

Chantri Sandoval, Agent

License Type

Series 10 - Beer and Wine Store

Location

3605 W. Thomas Road

Zoning Classification: C-2

Council District: 4

This request is for a new liquor license for a convenience market. 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 Sept. 26, 2022.

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

Other Active Liquor License Interest in Arizona

This information is not provided due to the multiple ownership interests held by the applicant in the State of Arizona.

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I am a resident of the State of Arizona, and I serve as the District Manager who, in addition to overseeing multiple Family Dollar stores across the Arizona area, directly oversees all parts of operation for the store this application is made out for. I have no criminal record, and I remain in good moral standing with my community. I am also over 21 years of age."

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

"Family Dollar serves the community as a discount retail/grocery store. Many individuals rely on Family Dollar's price point to obtain the various goods they require while maintaining a personal budget, and extending these lower price points to further products, such as beer and wine, allows the local community to enjoy a healthy level of local sales competition, while also expanding the low-cost available options for items such as beer and wine."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Family Dollar #31495

Liquor License Map - Family Dollar #31495

Responsible Department

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

Liquor License Data: FAMILY DOLLAR #31495

Liquor License

Description	Series	1 Mile	1/2 Mile
Wholesaler	4	6	2
Bar	6	5	1
Beer and Wine Bar	7	4	2
Liquor Store	9	3	0
Beer and Wine Store	10	12	4
Restaurant	12	8	1

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	55.33	207.85	459.34
Violent Crimes	10.50	42.43	91.50

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

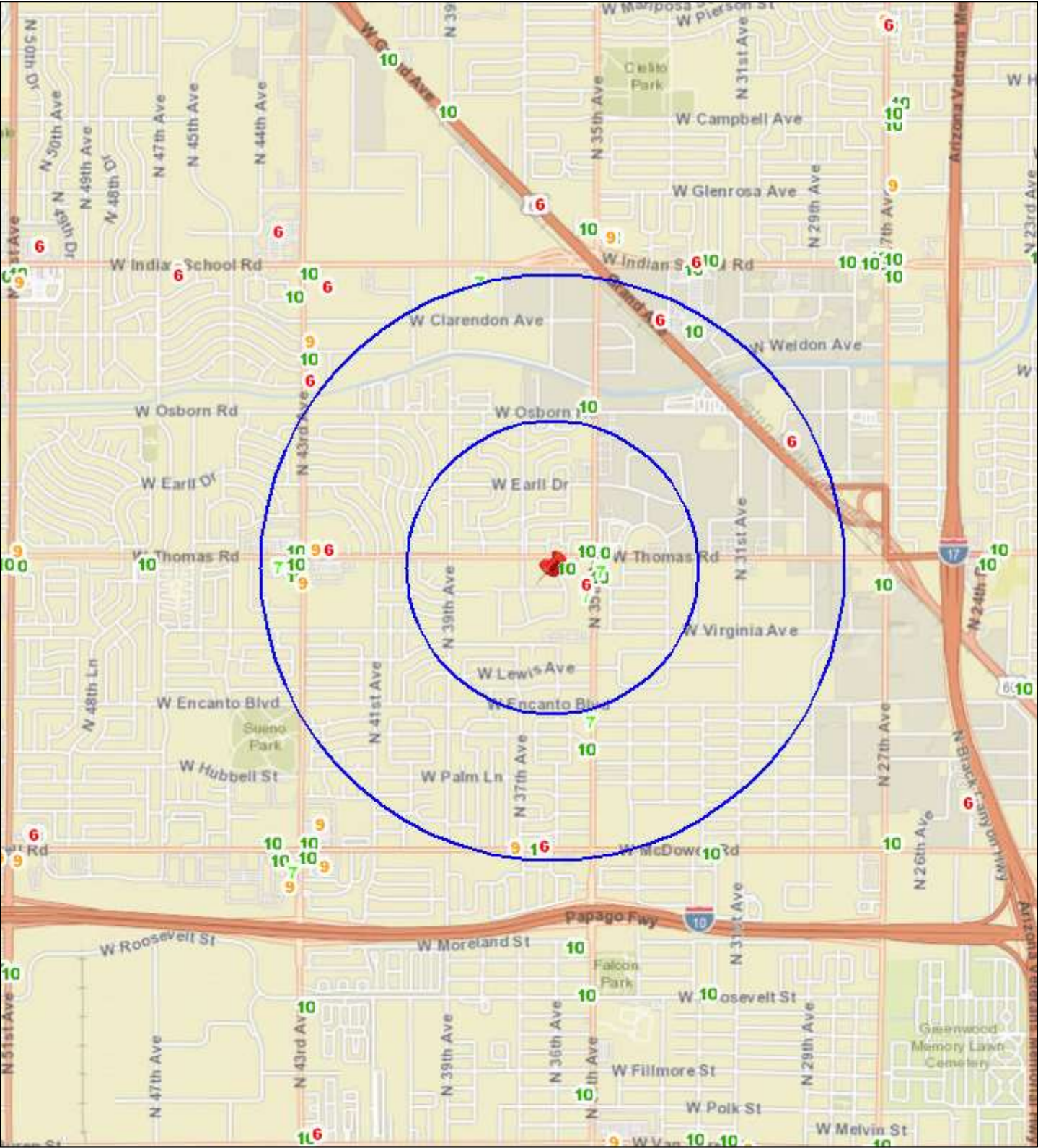
Description	Average	1/2 Mile Average
Parcels w/Violations	51	106
Total Violations	88	167

Census 2010 Data 1/2 Mile Radius

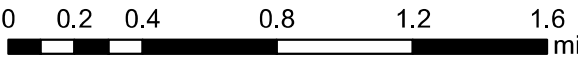
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1101002	1880	31 %	18 %	37 %
1101003	2592	65 %	0 %	27 %
1101004	1252	80 %	7 %	41 %
1121001	989	53 %	5 %	35 %
1121002	1598	60 %	3 %	32 %
1122011	2386	70 %	3 %	37 %
1122023	1804	32 %	11 %	32 %
1169001	2535	66 %	12 %	50 %
Average		61 %	13 %	19 %

Liquor License Map: FAMILY DOLLAR #31495

3605 W THOMAS RD



Date: 7/29/2022





Liquor License - Phoenix Coqui

Request for a liquor license. Arizona State License Application 204777.

Summary

Applicant

Alexis Carbajal, Agent

License Type

Series 12 - Restaurant

Location

4041 N. 15th Ave.

Zoning Classification: C-1

Council District: 4

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

The 60-day limit for processing this application is Oct. 11, 2022.

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:
“Over the past 5 years, I have demonstrated the ability to run a successful business by adhering to all state and local regulations. Having completed training for the management and serving of alcohol, I feel confident we will successfully use our license and remain in compliance. I'm personally committed to the responsible sale of liquor in accordance with Arizona state laws.”

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

“We have an establishment that is committed to providing Caribbean comfort food to our community. We believe, the ability to also sell alcoholic beverages will assure our customers will have even more of their needs conveniently and substantially met.”

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Phoenix Coqui

Liquor License Map - Phoenix Coqui

Responsible Department

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

Liquor License Data: PHOENIX COQUI

Liquor License

Description	Series	1 Mile	1/2 Mile
Bar	6	11	2
Beer and Wine Bar	7	1	0
Liquor Store	9	4	1
Beer and Wine Store	10	14	2
Hotel	11	1	0
Restaurant	12	15	4

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.70	202.91	134.81
Violent Crimes	10.36	40.49	22.08

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

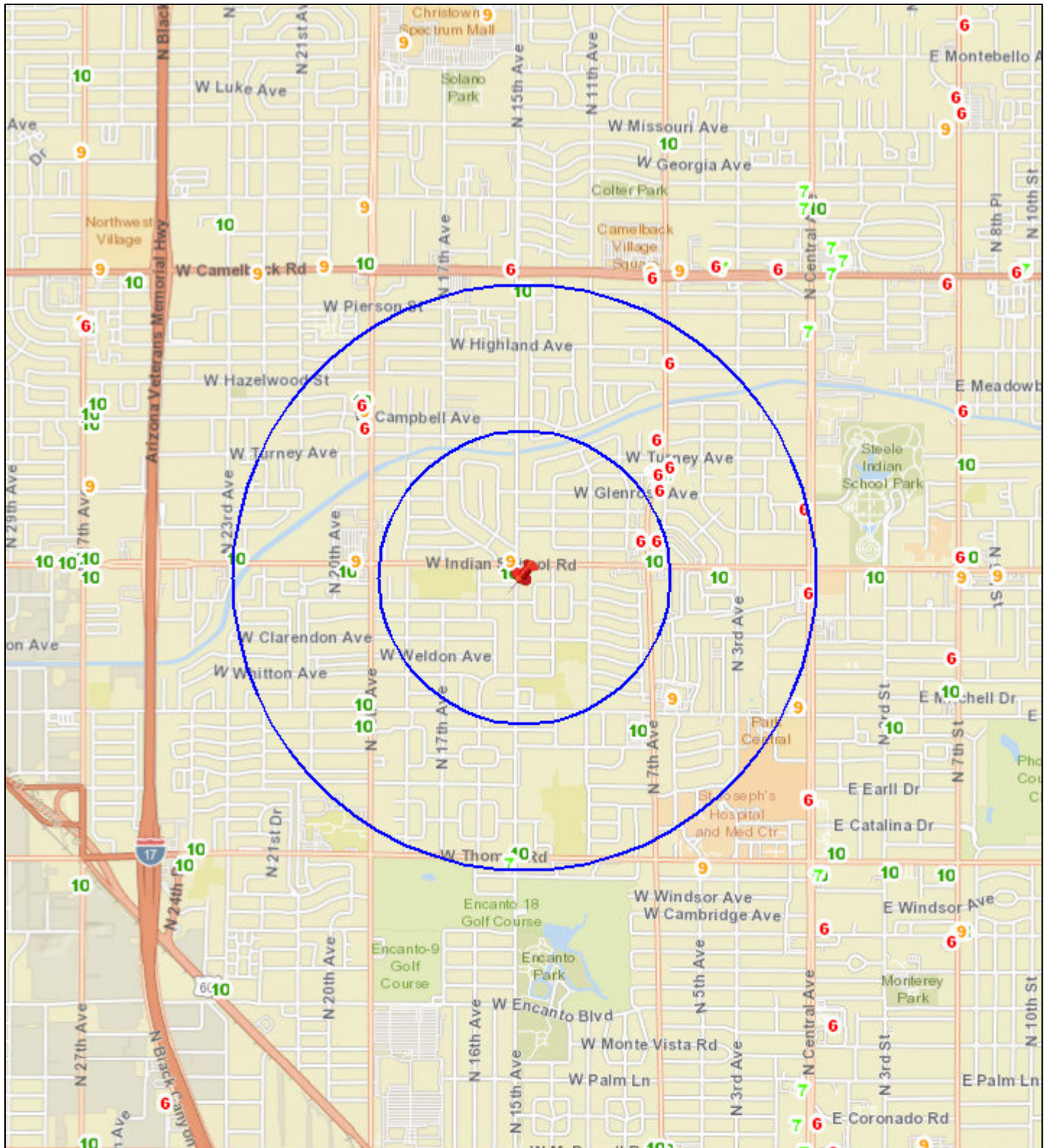
Description	Average	1/2 Mile Average
Parcels w/Violations	50	193
Total Violations	88	301

Census 2010 Data 1/2 Mile Radius

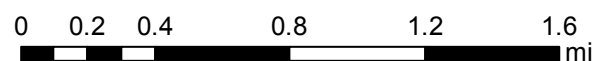
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1089011	988	36 %	15 %	30 %
1089012	1297	31 %	23 %	54 %
1089013	956	82 %	4 %	8 %
1089022	1250	42 %	26 %	22 %
1089024	1278	46 %	9 %	21 %
1104001	1724	53 %	6 %	33 %
1104002	778	35 %	16 %	12 %
1104003	1439	74 %	7 %	37 %
1104004	1344	49 %	16 %	20 %
1105012	1249	13 %	23 %	11 %
1171002	703	57 %	27 %	12 %
Average		61 %	13 %	19 %

Liquor License Map: PHOENIX COQUI

4041 N 15TH AVE



Date: 8/30/2022





Liquor License - Special Event - The Arizona Humane Society

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

Summary

Applicant

Mary Hetrick

Location

10710 W. Camelback Road
Council District: 5

Function

Sporting Event

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

Nov. 5, 2022 - 8 a.m. to 5 p.m. / 4,500 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

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



Liquor License - Special Event - Club Futbolito Soccer Club

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

Summary

Applicant

Jesus Cadena

Location

2209 N. 99th Ave.

Council District: 5

Function

Soccer Tournament

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

Nov. 5, 2022 - 10 a.m. to 10 p.m. / 5,000 attendees

Nov. 6, 2022 - 10 a.m. to 7 p.m. / 5,000 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

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



Agenda Date: 9/21/2022, Item No. 12

Liquor License - Special Event - Childsplay, Inc.

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

Summary

Applicant

Steven Martin

Location

3515 E. Hialeah Court
Council District: 6

Function

Wine Tasting Event

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

Nov. 5, 2022 - 4 p.m. to 8 p.m. / 150 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

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



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

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

Summary

Applicant

Margaret Dodd

Location

5601 N. 16th St.

Council District: 6

Function

Concert

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

Oct. 22, 2022 - 7 p.m. to 10 p.m. / 904 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

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



Liquor License - Special Event - St. Theresa Council No 13497 Knights of Columbus

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

Summary

Applicant

Michael Harris

Location

5045 E. Thomas Road

Council District: 6

Function

Festival

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

Oct. 22, 2022 - 5 p.m. to 10 p.m. / 100 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

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



Liquor License - First Watch Restaurant #155

Request for a liquor license. Arizona State License Application 203335.

Summary

Applicant

Joanne Feinstein, Agent

License Type

Series 12 - Restaurant

Location

3215 E. Camelback Road

Zoning Classification: C-1

Council District: 6

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

The 60-day limit for processing this application is Oct. 3, 2022.

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

Other Active Liquor License Interest in Arizona

This information is not provided due to the multiple ownership interests held by the applicant in the State of Arizona.

Public Opinion

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

Applicant's Statement

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

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

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"First Watch Restaurant #155 believes adding the sale, service and consumption of alcoholic beverages at its restaurant will elevate the neighborhood by providing their customers drink options to complement their dining experience."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - First Watch Restaurant #155

Liquor License Map - First Watch Restaurant #155

Responsible Department

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

Liquor License Data: FIRST WATCH RESTAURANT #155

Liquor License

Description	Series	1 Mile	1/2 Mile
Bar	6	5	1
Beer and Wine Bar	7	1	0
Liquor Store	9	2	1
Beer and Wine Store	10	3	1
Hotel	11	3	0
Restaurant	12	34	9

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.70	63.72	76.11
Violent Crimes	10.36	6.26	6.05

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

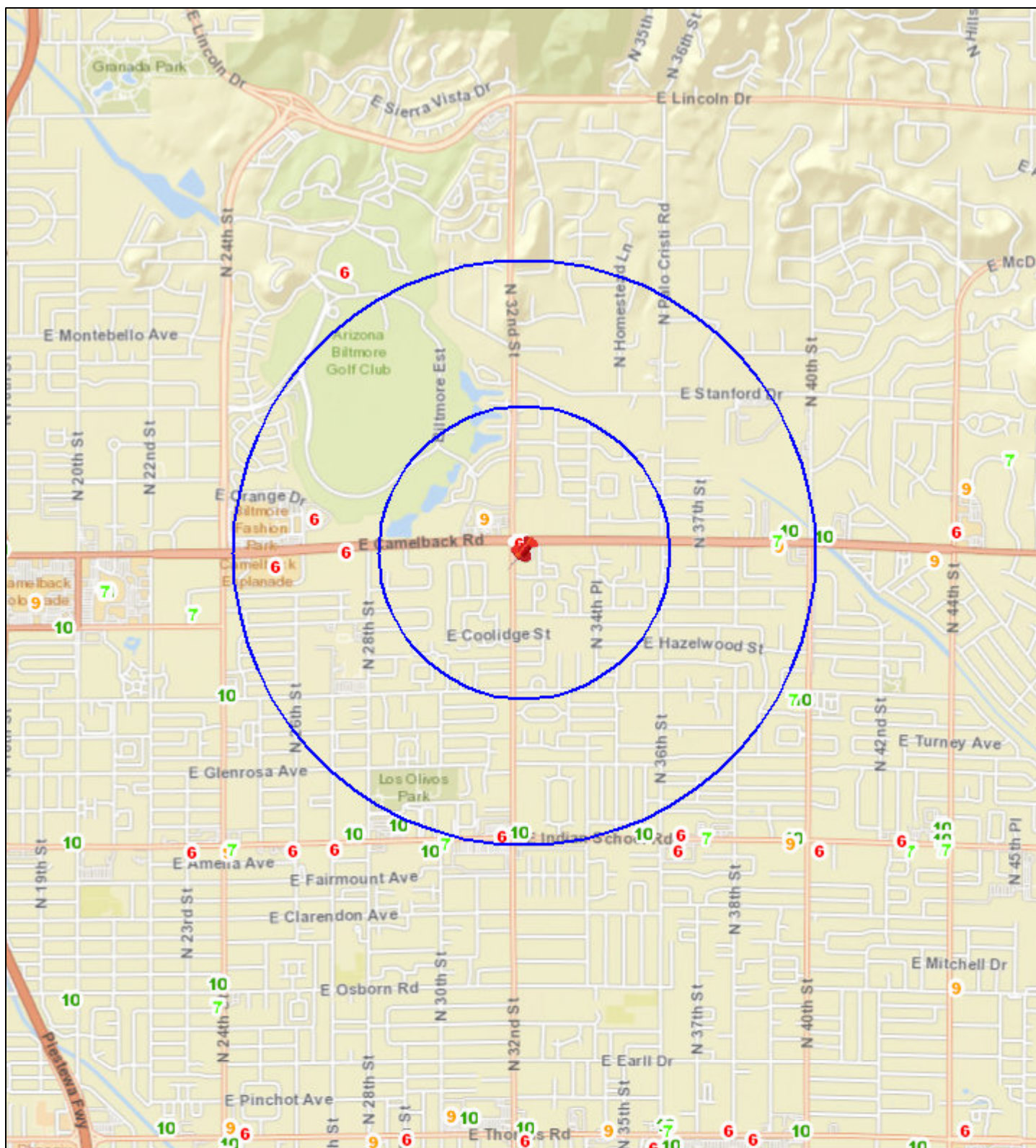
Property Violation Data

Description	Average	1/2 Mile Average
Parcels w/Violations	52	14
Total Violations	92	21

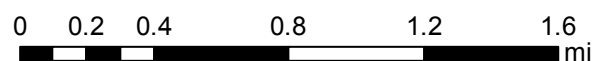
Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1078002	1477	63 %	28 %	5 %
1083011	1100	89 %	14 %	0 %
1083012	1221	72 %	5 %	1 %
1083013	982	75 %	18 %	1 %
1083021	1229	70 %	16 %	3 %
1084002	673	72 %	16 %	3 %
1084004	1641	65 %	7 %	19 %
Average		61 %	13 %	19 %

3215 E CAMELBACK RD



Date: 8/8/2022



City Clerk Department



Liquor License - Provision | 7th Street

Request for a liquor license. Arizona State License Application 154096.

Summary

Applicant

Jennifer Slusher, Agent

License Type

Series 12 - Restaurant

Location

711 E. Missouri Ave., Ste. 115
Zoning Classification: C-O, C-2
Council District: 6

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

The 60-day limit for processing this application is Oct. 2, 2022.

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.

Provision Coffee Bar (Series 12)
4501 N. 32nd St., Phoenix
Calls for police service: 1
Liquor license violations: None

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"I have been managing and operating our flagship location in Arcadia Phoenix for the last 4.5 years. In addition I have years over 20 years of food and beverage experience. Never have I been in any kind of trouble with the law and take the responsibility to public healthy seriously. I have taken all the required certifications to serve and manage and taken steps to properly document and train our staff on responsible serving."

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

"We are offering a safe space for the community to interact and drink high quality coffee and nonalcoholic beverages. Local patrons enjoy the ability to have community meetings, study, or meet friends and family while having food and drinks that focus on sustainable business practices. Our mission statment is to 'connect community' and we are passionate in that aim to advocate positive community interaction and provide a forum for communication."

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 - Provision | 7th Street

Liquor License Map - Provision | 7th Street

Responsible Department

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

Liquor License Data: PROVISION | 7TH STREET

Liquor License

Description	Series	1 Mile	1/2 Mile
Microbrewery	3	1	0
Bar	6	9	3
Beer and Wine Bar	7	11	0
Liquor Store	9	5	2
Beer and Wine Store	10	7	1
Restaurant	12	51	18

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.70	101.30	95.22
Violent Crimes	10.36	12.73	9.66

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

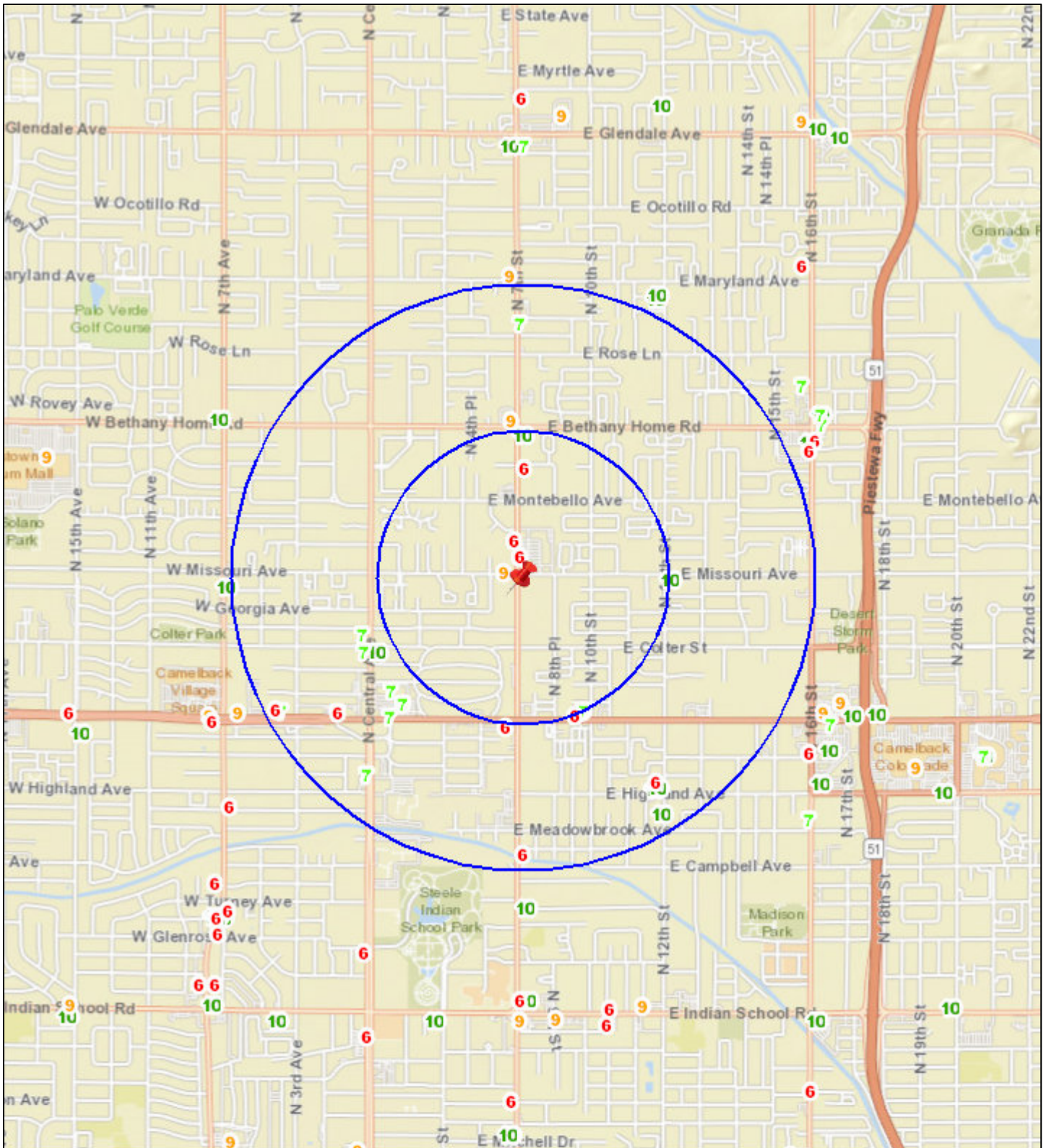
Description	Average	1/2 Mile Average
Parcels w/Violations	52	51
Total Violations	92	89

Census 2010 Data 1/2 Mile Radius

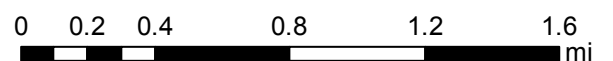
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1075001	758	80 %	2 %	3 %
1075002	1458	74 %	7 %	15 %
1076011	319	65 %	16 %	46 %
1076012	904	38 %	24 %	23 %
1076013	1748	38 %	8 %	17 %
1076021	1311	82 %	0 %	6 %
1076022	1734	54 %	18 %	3 %
1086023	650	23 %	34 %	15 %
1088022	435	43 %	41 %	19 %
Average		61 %	13 %	19 %

Liquor License Map: PROVISION | 7TH STREET

711 E MISSOURI AVE



Date: 8/4/2022



City Clerk Department



Liquor License - Chipotle Mexican Grill #4086

Request for a liquor license. Arizona State License Application 204136.

Summary

Applicant

H J Lewkowitz, Agent

License Type

Series 12 - Restaurant

Location

1838 W. Baseline Road

Zoning Classification: C-2

Council District: 7

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This business is currently under construction with plans to open in November 2022.

The 60-day limit for processing this application is Oct. 3, 2022.

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

Other Active Liquor License Interest in Arizona

This information is not provided due to the multiple ownership interests held by the

applicant in the State of Arizona.

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because: "Applicant has been a responsible licensee in Arizona since the issuance of its first license in 1999, and is committed to upholding the highest business standards for product quality, customer service, community engagement and maintaining compliance with applicable laws. Managers and staff will be trained in the techniques of legal and responsible management and/or service."

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

"Chipotle Mexican Grill is a quick-serve Mexican eatery enjoyed by area residents, visitors and workers. In addition to freshly-prepared tacos and burritos, Chipotle would like to offer its guests beer and margaritas as an incident to their meal. Alcohol sales, which are limited to bottled beer and margaritas, account for only 2-3 percent of revenue; however, it is considered an integral part of the restaurant's concept."

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 - Chipotle Mexican Grill #4086

Liquor License Map - Chipotle Mexican Grill #4086

Responsible Department

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

Liquor License Data: CHIPOTLE MEXICAN GRILL #4086

Liquor License

Description	Series	1 Mile	1/2 Mile
Liquor Store	9	2	1
Beer and Wine Store	10	8	1
Restaurant	12	1	0

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.70	85.32	89.91
Violent Crimes	10.36	13.08	12.84

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within ½ mile radius

Property Violation Data

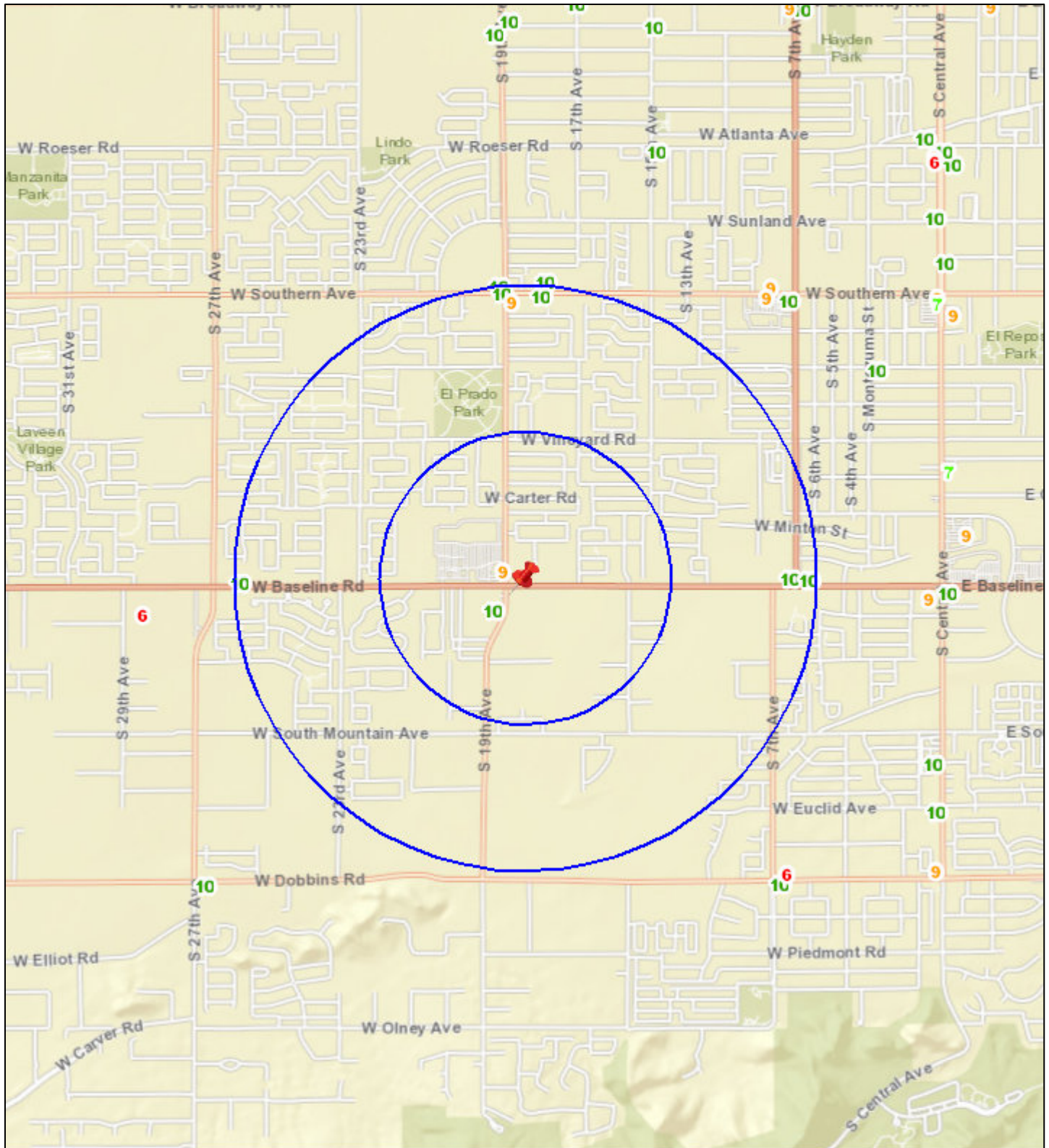
Description	Average	1/2 Mile Average
Parcels w/Violations	52	43
Total Violations	92	60

Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1166021	4695	66 %	10 %	35 %
1166022	3218	73 %	6 %	10 %
1166132	1388	49 %	0 %	31 %
1166133	1862	95 %	14 %	9 %
Average		61 %	13 %	19 %

Liquor License Map: CHIPOTLE MEXICAN GRILL #4086

1838 W BASELINE RD



Date: 8/9/2022

0 0.2 0.4 0.8 1.2 1.6 mi

City Clerk Department



Liquor License - United Club Phoenix Airport

Request for a liquor license. Arizona State License Application 203101.

Summary

Applicant

Theresa Deloera, Agent

License Type

Series 14 - Club

Location

3400 E. Sky Harbor Blvd., Terminal 3, Concourse E5, Ste. N-19AE01

Zoning Classification: A-1

Council District: 8

This request is for a new liquor license for a club. 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 Oct. 10, 2022.

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

Other Active Liquor License Interest in Arizona

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

Grand Canyon Arena (Series 7)

3300 W. Camelback Road, Phoenix

Calls for police service: 99

Liquor license violations: None

Arizona Western College (Series 7)

2020 S. Ave. 8E, Yuma

Calls for police service: N/A - not in Phoenix

Liquor license violations: None

Wells Fargo Arena (Series 7)

600 E. Veterans Way, Tempe

Calls for police service: N/A - not in Phoenix

Liquor license violations: None

Sun Devil Stadium (Series 7)

425 E. University Drive, Tempe

Calls for police service: N/A - not in Phoenix

Liquor license violations: On Oct. 7, 2019, a fine of \$750 was paid for failure to request ID from an underage buyer and selling, giving, and furnishing underage person with alcohol.

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:
“Sodexo is a global organization with more than 412,000 employees, providing food services, facilities management, employee benefits and personal home services to 100 million consumers daily in 56 countries. More than 113,000 of those employees work in the US and Canada. Sodexo employees have over 25 years of experience in providing professional and responsible alcohol service in more than 50 airport lounges and clubs in the US and 100 globally. Sodexo currently successfully operates airport lounges and clubs for a variety of providers including United Airlines, Delta Airlines, Airport Lounge Development Limited, American Express, Lufthansa, Virgin Atlantic, All Nippon Airways and Swiss International Air Lines. Sodexo currently holds more than 650 alcohol licenses in over 450 locations throughout the US. The applicants resources and depth and breadth of experience in the food and beverage service space make it qualified to hold liquor license.”

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.

Responsible Department

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



Liquor License - Little Chef Diner at the Garfield

Request for a liquor license. Arizona State License Application 204884.

Summary

Applicant

Amy Nations, Agent

License Type

Series 12 - Restaurant

Location

924 E. Roosevelt St.

Zoning Classification: C-1

Council District: 8

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

The 60-day limit for processing this application is Oct. 7, 2022.

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

Other Active Liquor License Interest in Arizona

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

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
“The owner of Little Chef Diner at the Garfield has been in the restaurant business for many years. He has operated other restaurants in the Phoenix metro area and recently purchased and operated his own food truck business. He has leased this building in hopes of growing his business as his food has become very popular in this neighborhood. Both he and his wife have taken the basic management liquor training classes as well as his employee.”

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

“Little Chef Diner has been operating a food truck in this neighborhood for some time as has created a great following. He assisted the previous owner of The Garfield preparing food out of his truck for the large crowds at the restaurant. The addition of a liquor license will provide a full service restaurant experience for the neighborhood.”

Staff Recommendation

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

Attachments

Liquor License Data - Little Chef Diner at the Garfield

Liquor License Map - Little Chef Diner at the Garfield

Responsible Department

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

Liquor License Data: LITTLE CHEF DINER AT THE GARFIELD

Liquor License

Description	Series	1 Mile	1/2 Mile
Microbrewery	3	2	2
Wholesaler	4	1	0
Government	5	9	0
Bar	6	26	2
Beer and Wine Bar	7	12	1
Liquor Store	9	3	0
Beer and Wine Store	10	15	6
Hotel	11	4	0
Restaurant	12	83	15

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.70	198.93	141.82
Violent Crimes	10.36	43.81	32.27

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within ½ mile radius

Property Violation Data

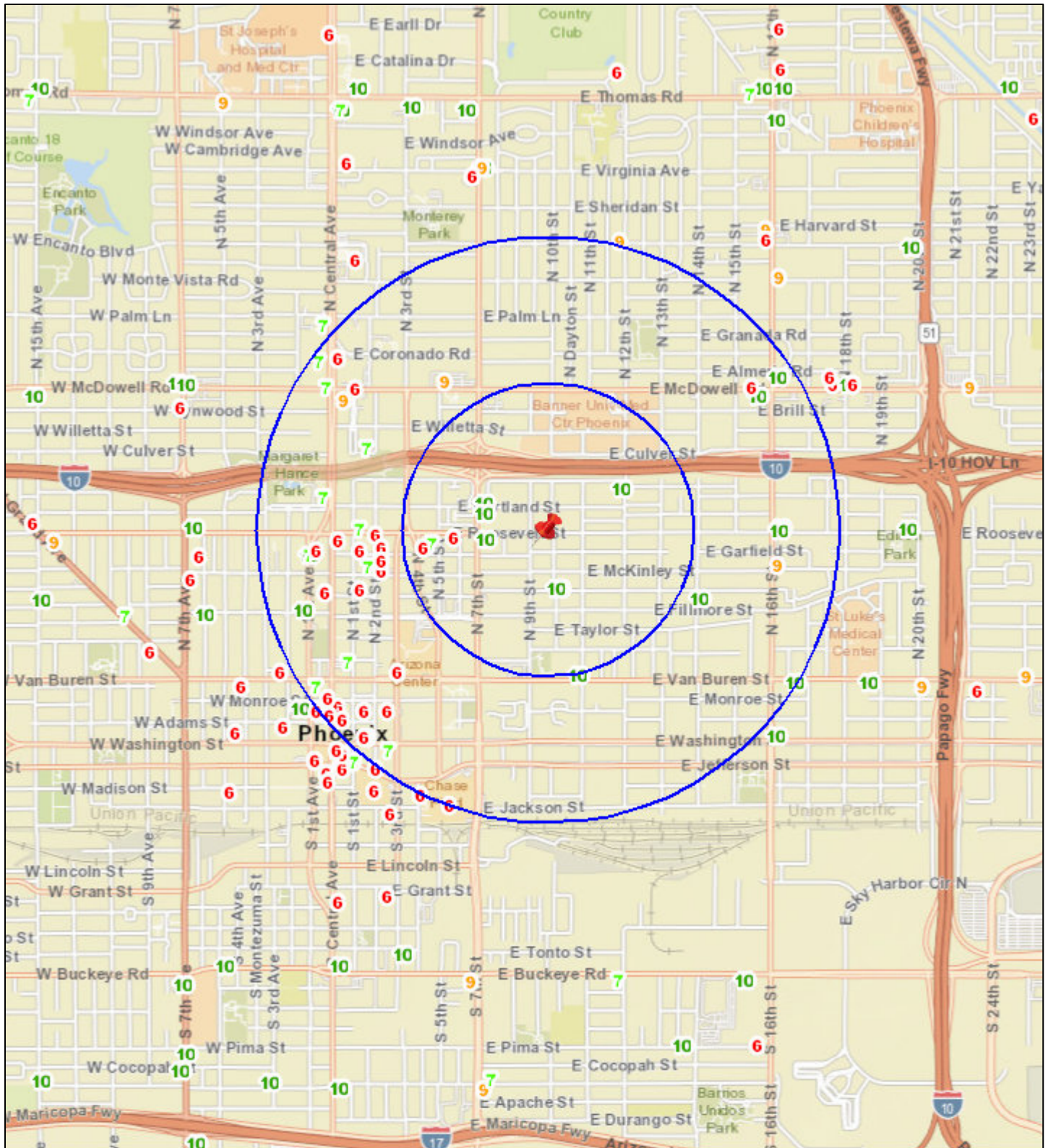
Description	Average	1/2 Mile Average
Parcels w/Violations	52	204
Total Violations	92	351

Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1117003	1057	64 %	2 %	10 %
1130002	873	29 %	21 %	38 %
1131002	1242	3 %	7 %	33 %
1132011	1312	29 %	26 %	48 %
1132012	962	50 %	23 %	44 %
1132021	731	33 %	20 %	74 %
1132022	1257	47 %	29 %	55 %
1132031	1473	30 %	20 %	57 %
1132032	638	28 %	7 %	70 %
Average		61 %	13 %	19 %

Liquor License Map: LITTLE CHEF DINER AT THE GARFIELD

924 E ROOSEVELT ST



Date: 8/10/2022

0 0.2 0.4 0.8 1.2 1.6 mi



Liquor License - Pizza Hut #40293

Request for a liquor license. Arizona State License Application 203108.

Summary

Applicant

Theresa Morse, Agent

License Type

Series 10 - Beer and Wine Store

Location

1909 W. Baseline Road, Ste.102

Zoning Classification: C-2

Council District: 8

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.

The 60-day limit for processing this application is Sept. 27, 2022.

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

Other Active Liquor License Interest in Arizona

This information is not provided due to the multiple ownership interests held by the applicant in the State of Arizona.

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"The owners own more than 100 liquor licensed establishments in AZ and ensure that all of their employees receive certified liquor law training. Their establishments have never had a liquor law violation at any of their locations as a result of their strict oversight, training all employees, and implementing internal company policies."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"This vacant location was leased by the owners and it will primarily provide food based upon Pizza Hut's menu to serve the neighboring community. The beer and wine store license will allow customers to purchase beer with their food order. Pizza Hut does not sell wine although the liquor license enables them to do so. This location will be an asset to the plaza and the community as it is first and foremost a 'to go food' store with beer and wine to go as a convenience to their customers."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Pizza Hut #40293

Liquor License Map - Pizza Hut #40293

Responsible Department

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

Liquor License Data: PIZZA HUT #40293

Liquor License

Description	Series	1 Mile	1/2 Mile
Liquor Store	9	2	1
Beer and Wine Store	10	2	1

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.11	60.90	89.38
Violent Crimes	10.22	9.07	10.50

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

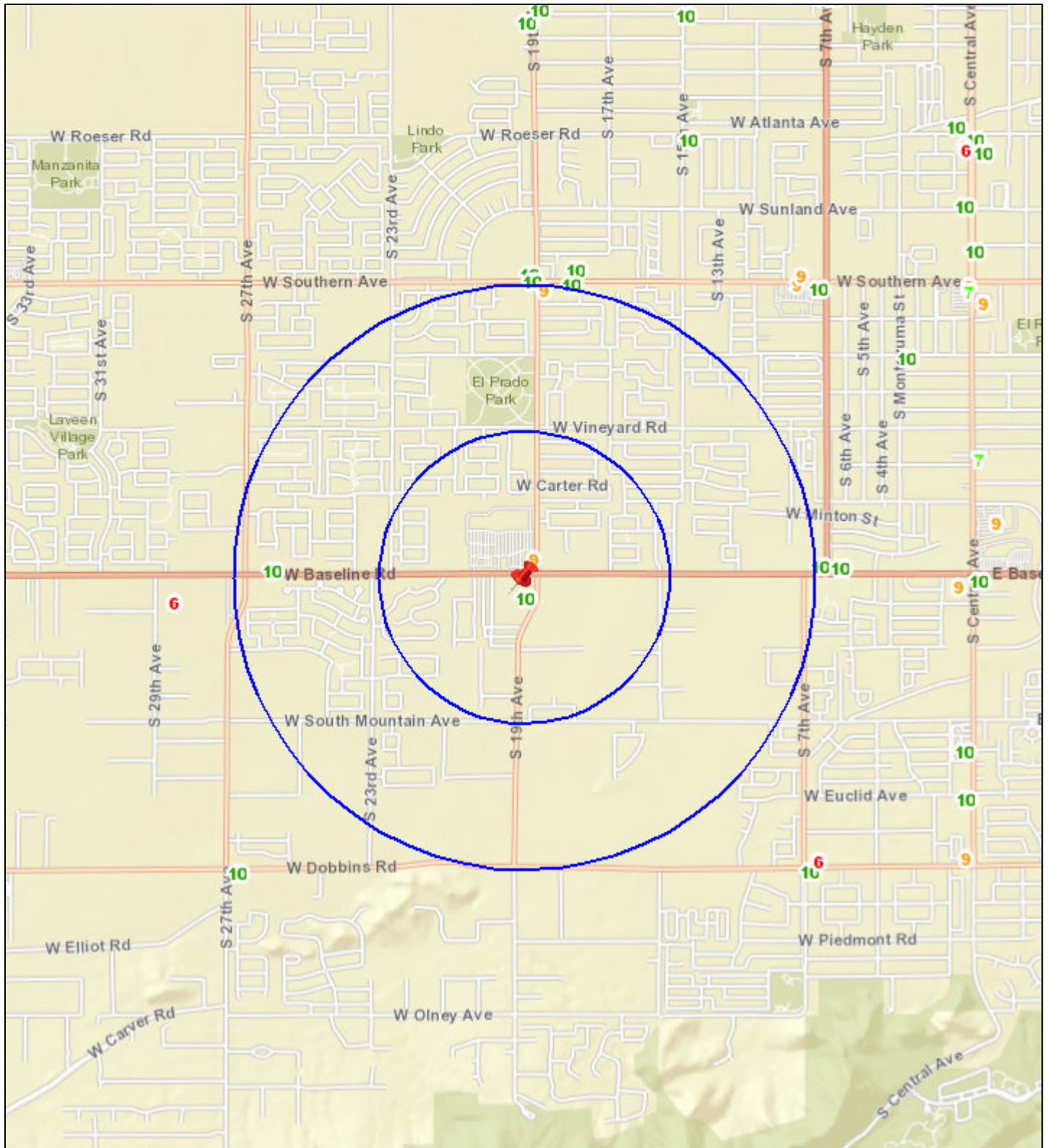
Description	Average	1/2 Mile Average
Parcels w/Violations	53	46
Total Violations	93	63

Census 2010 Data 1/2 Mile Radius

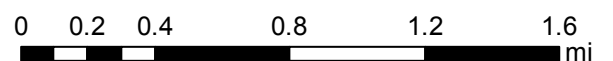
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1166022	3218	73 %	6 %	10 %
1166131	1193	81 %	0 %	1 %
1166132	1388	49 %	0 %	31 %
1166133	1862	95 %	14 %	9 %
Average		61 %	13 %	19 %

Liquor License Map: PIZZA HUT #40293

1909 W BASELINE RD



Date: 8/3/2022



City Clerk Department



Liquor License - Mariscos A Todo Mar

Request for a liquor license. Arizona State License Application 204880.

Summary

Applicant

Theresa Morse, Agent

License Type

Series 12 - Restaurant

Location

2632 S. 83rd Ave., Ste. 108

Zoning Classification: C-2

Council District: 7

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 Oct. 8, 2022.

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 a hard working business man. I opened my restaurant without a liquor license and have been operating for 5 months. My customers continue to ask me if I would ever get a liquor license as it complements the food I serve. I finally agreed and will be taking both the Basic and Management liquor law training. I am proud to own a restaurant in the City of Phoenix."

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

"My business has continued to get busier over the summer months this year. It is apparent that the community is in support of my restaurant as well as obtaining a liquor license to complement the food they consume. I am very strict with my policies and will be even more so with the responsibility of holding a liquor license. I believe the license will be an asset to my restaurant and to the community."

Staff Recommendation

Staff recommends disapproval of this application based on a Finance Department recommendation for disapproval.

Attachments

Liquor License Data - Mariscos A Todo Mar

Liquor License Map - Mariscos A Todo Mar

Responsible Department

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

Liquor License Data: MARISCOS A TODO MAR

Liquor License

Description	Series	1 Mile	1/2 Mile
Liquor Store	9	2	1
Beer and Wine Store	10	3	2
Restaurant	12	4	1

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.70	51.32	83.01
Violent Crimes	10.36	8.94	13.90

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within ½ mile radius

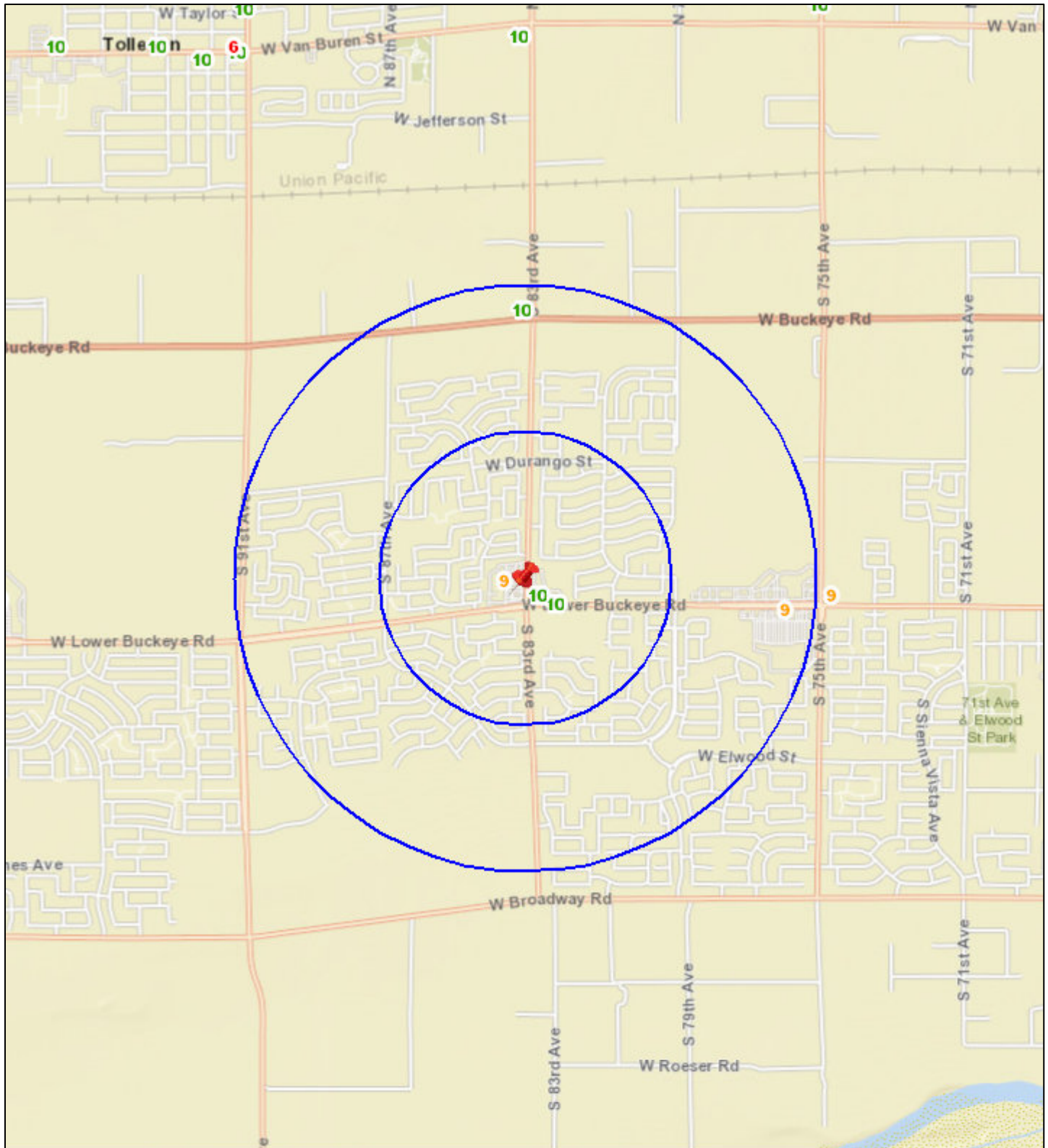
Property Violation Data

Description	Average	1/2 Mile Average
Parcels w/Violations	0	0
Total Violations		

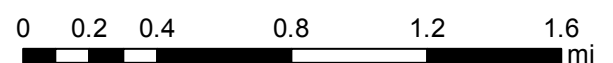
Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
0822051	1697	73 %	2 %	1 %
0822052	3420	68 %	7 %	11 %
0822061	3031	69 %	16 %	5 %
1125101	3939	67 %	5 %	4 %
1125111	2081	76 %	7 %	11 %
Average		61 %	13 %	19 %

2632 S 83RD AVE



Date: 8/11/2022





Liquor License - Brunch House

Request for a liquor license. Arizona State License Application 203582.

Summary

Applicant

Jamika Graves, Agent

License Type

Series 12 - Restaurant

Location

3340 W. Southern Ave., Ste. 131

Zoning Classification: C-1

Council District: 8

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

The 60-day limit for processing this application is Sept. 25, 2022.

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 meet all eligibility criteria as outlined in Arizona statute. I am reliable and dependable to follow state guidelines regarding the distribution of liquor. I will check all ID's to ensure all those purchasing liquor are of legal age."

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

"I am a community member who will serve with integrity and follow state statute regarding the distribution of liquor. The community can depend on me to provide services based on state statute"

Staff Recommendation

Staff recommends disapproval of this application based on a Police Department recommendation for disapproval. The Police Department disapproval is based on concerns with possible hidden ownership and police investigations involving the applicant. The applicant has not demonstrated the capability, qualifications and reliability to hold and control a liquor license.

Attachments

Liquor License Data - Brunch House

Liquor License Map - Brunch House

Liquor License Police Department Recommendation - Brunch House

Responsible Department

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

Liquor License Data: BRUNCH HOUSE

Liquor License

Description	Series	1 Mile	1/2 Mile
Beer and Wine Bar	7	1	0
Liquor Store	9	1	1
Beer and Wine Store	10	4	2
Restaurant	12	2	2

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.11	119.79	341.82
Violent Crimes	10.22	14.41	26.43

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within ½ mile radius

Property Violation Data

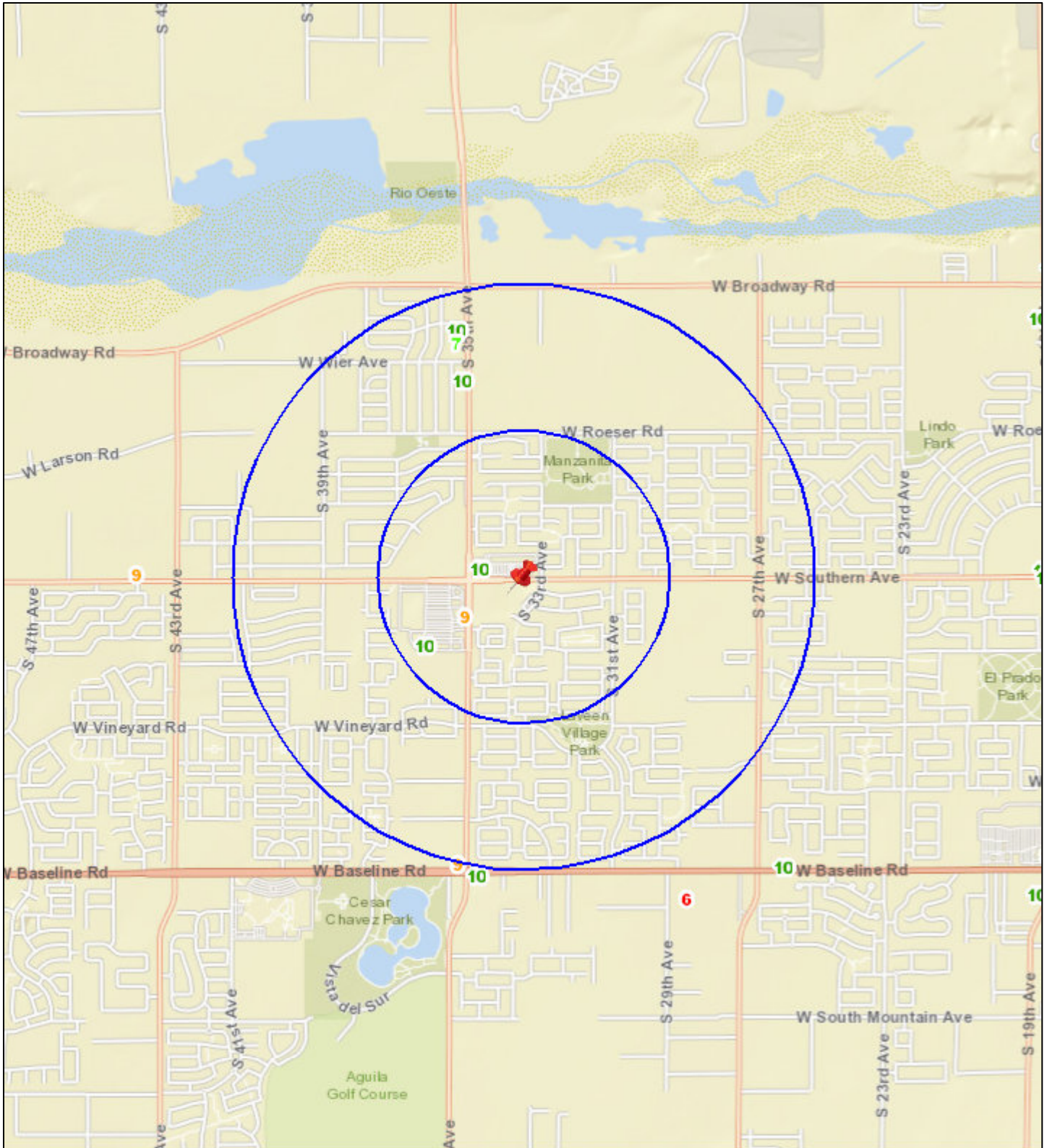
Description	Average	1/2 Mile Average
Parcels w/Violations	53	24
Total Violations	93	36

Census 2010 Data 1/2 Mile Radius

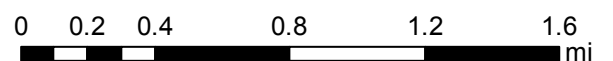
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1155002	2124	66 %	4 %	27 %
1166063	2092	67 %	0 %	29 %
1166071	3124	41 %	13 %	14 %
1166121	2293	90 %	9 %	4 %
1166122	1483	77 %	0 %	17 %
Average		61 %	13 %	19 %

Liquor License Map: BRUNCH HOUSE

3340 W SOUTHERN AVE



Date: 7/29/2022



Police Department Liquor License Disapproval Recommendation

Application Information

Business Name	Brunch House	District	8
Business Location	3340 W. Southern Avenue, Suite 131		
Applicant Name	Jamika Graves	Series Type	12

The Police Department recommends disapproval of this liquor license application for the following reasons:

Failure to provide a complete application:

The applicant did not answer question #9 on the City of Phoenix Liquor Questionnaire for the Brunch House liquor license application, concerning the source of funds to purchase business.

Evidence of possible hidden ownership:

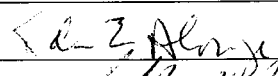
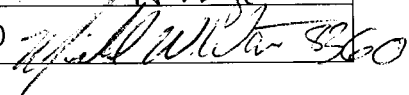
In an interview with Police Department, Jamika Graves stated the restaurant and liquor license were purchased using proceeds from the sale of a home located at 6622 S. 66th Avenue Arizona in April of 2021 for \$525,000. However, Jamika Graves's name is not listed on the deed recorded with Maricopa County Assessor's office concerning the sale. The previous owner listed on the deed was Donald Reed. Jamika Graves was asked to provide financial documentation for the purchase of the business, such as a bank statement and was unable to provide. Jamika Graves shared the seller (Donald Reed) was her ex's father who had since passed away and there was no financial documentation to show the money had been provided to her. Jamika Graves stated she is no longer involved with LaMarcus Reed however both individuals have the same address/residence listed on their driver's licenses. In investigating Donald Reed, it was found that his son LaMarcus Reed was being investigated for fraud by Phoenix Police.

Fraud investigation and arrest involving an ownership member, Jakina Russell:

According to Arizona Corporation Commission documents, the owners of the Brunch House LLC are Jamika Graves (Member) and Jakina Russell (Member and Manager). Jakina Russell was previously investigated and arrested by the Phoenix Police Department for Fraud. When Jamika Graves was asked about this incident during an interview, she stated Jakina Russell was being removed from the LLC. However as of August 24, 2022, Russell is still on the Arizona Corporation Commission's records as Member, Manager, and Statutory Agent of The Brunch House, LLC.

Based on the concerns regarding failure to disclose answer to question #9, possible hidden ownership and fraud investigation and arrest involving an owner, the Police Department believes that the applicant is not capable, qualified, or reliable to hold and control a liquor license in the City of Phoenix and that the best interest of the community will not be substantially served by the issuance of this license.

This recommendation for disapproval is submitted by: Officer M. Jones 9771

SIGNATURES	
Administrative Licensing Investigator	I. Alonge A4289 
Liquor Enforcement Detail Supervisor	Sgt. M. Walter 8360 



Liquor License - Valley Kwik Market

Request for a liquor license. Arizona State License Application 201342.

Summary

Applicant

Osamah Arikat, Agent

License Type

Series 10 - Beer and Wine Store

Location

1938 E. Roosevelt St.

Zoning Classification: C-1

Council District: 8

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 Oct. 2, 2022.

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 currently manage a liquor store in Scottsdale Arizona. I have Manage The Liquor store for over 10 years without any issue with the liquor department."

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

"By allowing me to secure a Beer and Wine license I will maintain the reputable responsible business in the city of phoenix, collecting and paying sales taxes that further benefit our city!"

Staff Recommendation

Staff recommends disapproval of this application based on a Finance Department recommendation for disapproval.

Attachments

Liquor License Data - Valley Kwik Market

Liquor License Map - Valley Kwik Market

Responsible Department

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

Liquor License Data: VALLEY KWIK MARKET

Liquor License

Description	Series	1 Mile	1/2 Mile
Bar	6	5	0
Beer and Wine Bar	7	1	0
Liquor Store	9	6	1
Beer and Wine Store	10	20	3
Restaurant	12	12	4
Craft Distiller	18	1	1

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	54.70	137.55	123.35
Violent Crimes	10.36	51.77	46.70

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

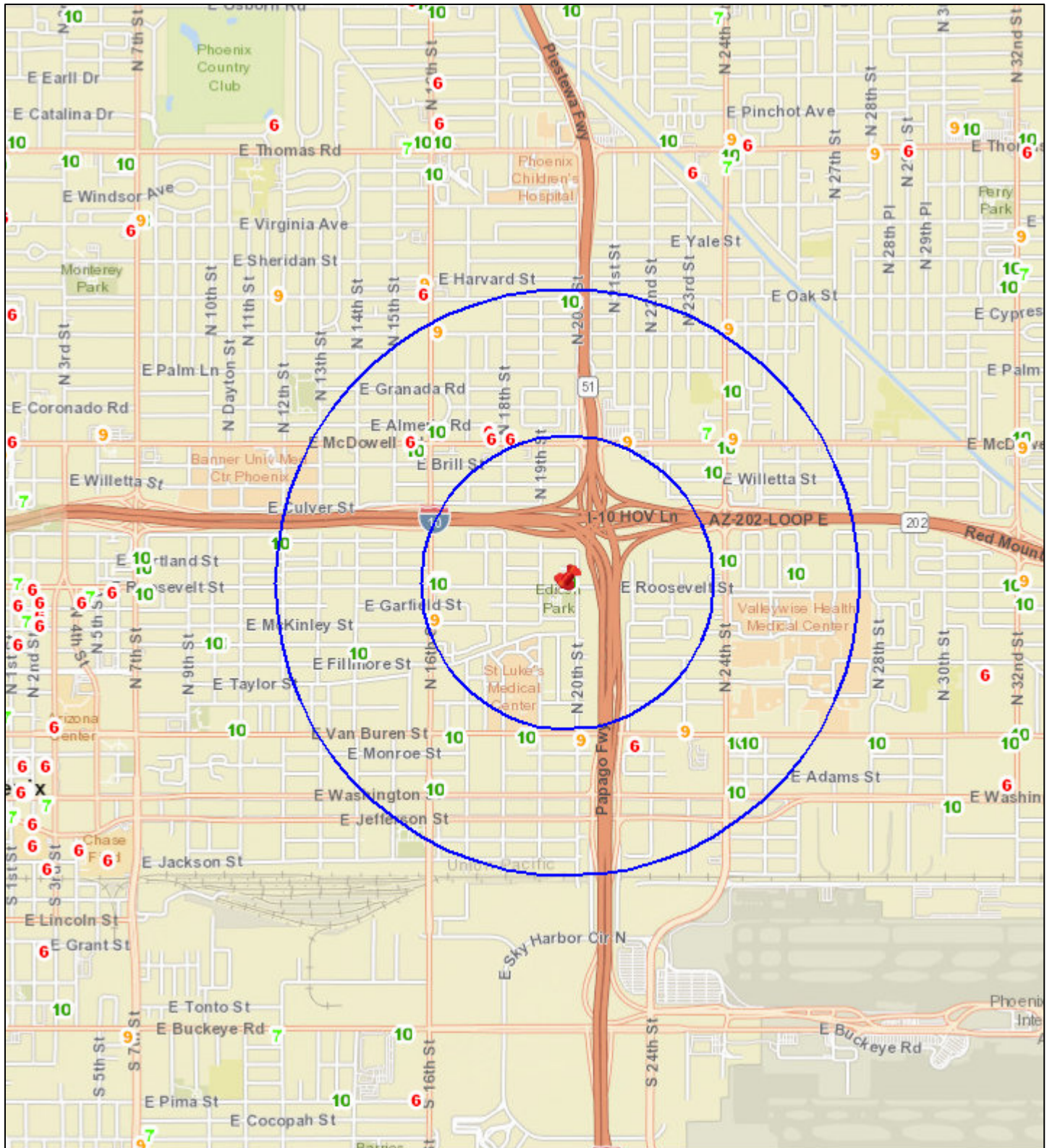
Description	Average	1/2 Mile Average
Parcels w/Violations	50	131
Total Violations	88	282

Census 2010 Data 1/2 Mile Radius

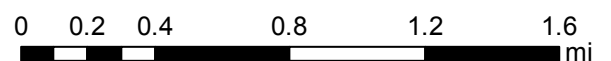
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1116012	1200	65 %	11 %	40 %
1116022	2607	54 %	9 %	61 %
1132011	1312	29 %	26 %	48 %
1132031	1473	30 %	20 %	57 %
1133001	2490	40 %	12 %	49 %
1133002	1119	0 %	11 %	91 %
1133003	901	22 %	23 %	72 %
Average		61 %	13 %	19 %

Liquor License Map: VALLEY KWIK MARKET

1938 E ROOSEVELT ST



Date: 9/1/2022





PAYMENT ORDINANCE (Ordinance S-48991) (Items 24-35)

Ordinance S-48991 is a request to authorize the City Controller to disburse funds, up to amounts indicated below, for the purpose of paying vendors, contractors, claimants and others, and providing additional payment authority under certain existing city contracts. This section also requests 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.

24 UTAK Laboratories, Inc.

For \$30,000.00 in payment authority for a new five-year contract, entered on or about Sept. 15, 2022, to purchase toxicology quality control materials for the Police Department. The quality control materials ensure the Toxicology Section can accurately analyze samples and provide timely results to successfully support criminal investigations.

25 Zoobean Inc.

For \$90,000.00 in payment authority for a new contract, entered on or about Oct. 1, 2022, for a term of five years for Zoobean-Beanstack eLibrary digital content subscription for the Library Department. The subscription will provide access to the vendor's website and mobile application services which will help the Phoenix Public Library to customize reading challenges, making it easy for customers to register, track reading, and earn incentives while gaining data-driven insights that show the library's value to its community.

26 Federal Express Corporation (FedEx)

For \$32,000.00 in payment authority to purchase small package delivery services for Citywide departments for the Finance Department. A one-time payment ordinance will allow all departments to continue with

small package and delivery services from FedEx Express and FedEx Ground services on an as-needed basis, without interruptions while a new contract is developed by Central Procurement.

27 Tata Consultancy Services Limited

For \$152,000.00 in additional payment authority through Fiscal Year 2022-23 for the required software support and maintenance services for the Tax Mantra system utilized by the Finance and City Clerk departments. The Tax Mantra system holds historical taxpayer information used by the Revenue Enforcement Division in Finance for research and reporting. The City Clerk Department relies on Tax Mantra to manage all regulatory license services for citizens and businesses.

28 United States Conference of Mayors

For \$45,569.00 in payment authority for Fiscal Year 2022-23 annual membership dues for the City of Phoenix. The United States Conference of Mayors (USCM) is the official non-partisan organization of cities with populations of 30,000 or more. Mayors contribute to development of national urban policy by serving on one or more of the conference's standing committees. USCM develops policy positions adopted by the nation's mayors that are distributed to the President of the United States and Congress. Task forces are also assembled to examine and act on issues like civic innovations, exports, hunger and homelessness. The membership ensures that Phoenix interests are being represented by the USCM.

29 National League of Cities

For \$43,339.00 in payment authority for Fiscal Year 2022-23 annual membership dues for the City of Phoenix. The National League of Cities (NLC) is an organization focused on strengthening local government. NLC provides training, education programs and conferences. City officials have access to information and publications on federal regulations, solutions to problems, and future challenges. The City benefits from the NLC's efforts to ensure that local governments have influence in the White House, United States Congress, and other federal agencies.

30 Maricopa Association of Governments

For \$179,220.00 in payment authority for annual membership dues and

assessments for Fiscal Year 2022-23 for the Office of Government Relations, Public Works, Finance, Water Services and Human Services departments. The Maricopa Association of Governments (MAG) is a council of governments that serves as the regional planning agency for the Phoenix metropolitan area. MAG is the air quality planning agency and Metropolitan Planning Organization for transportation in Maricopa County; this includes the neighboring urbanized area in Pinal County, containing the Town of Florence and City of Maricopa. MAG also provides regional planning and policy decisions in areas of transportation, air quality, water quality, and human services.

31 League of Arizona Cities and Towns

For \$151,100.00 in payment authority for annual membership dues and assessments for Fiscal Year 2022-23 for the Office of Government Relations. The League of Arizona Cities and Towns provides services and resources focusing on member representation and interests of cities and towns before the state legislature. It also provides technical and legal assistance, coordinates shared services and educational conferences and events. The membership ensures Phoenix interests are represented and advocated for at the Governor's Office, Arizona State Legislature, and other State of Arizona agencies.

32 Salt River Valley Water Users' Association doing business as SRP

For \$130,000.00 in payment authority to purchase irrigation water during the 2022 calendar year for the Parks and Recreation Department. The irrigation water is needed to water plants, trees, shrubs and grass at various Parks and Recreation locations throughout the City. The expenditure is essential for the grass and plant life at all City park locations.

33 Project Engineering Consultants, Ltd.

For \$110,000.00 in additional payment authority for Contract 153526 for Change Order 1, WS90160105-1 99th Avenue Interceptor Condition Assessment for the Water Services Department. The Change Order funds will be used for adding cleaning services when assessing the condition of the large diameter sewer pipe. The work was not included as part of the original bid. The project will use Wastewater Revenue funds.

34 Arizona Blue Stake doing business as Arizona 811

For \$120,000.00 in payment authority to continue mandatory pre-excavation notification services for underground utility locating services in Fiscal Year 2022-23 for the Water Services Department (WSD). The contractor works with professional excavators and homeowners throughout Arizona to notify WSD Utility Locating staff of excavations near WSD underground utilities. WSD staff responds to notices by locating infrastructure and marking the street to prevent possible damage to the underground infrastructure. Marking utility lines is critical to preventing fines, serious injuries, and costly damages and service interruptions to utilities. Per state law, Arizona Revised Statutes 40-360.21-32, participation in this program is a legal requirement for all underground facility owners-operations with the right to bury underground facilities in the right-of-way.

35 Salt River Project doing business as SRP

For \$277,197.00 in payment authority for payment to Salt River Project for design and construction costs for the Water Services Department. The funds will be used for the City of Phoenix Booster Station Project WS85100032 - Booster Pump Station 1-B3 Rehabilitation and Replacement. The project site is located near University Drive and 202 Loop exit. The booster pump is a critical site with a firm capacity of 135,000,000 gallons of water daily.



*****REQUEST TO CONTINUE (SEE ATTACHED MEMO)*** (CONTINUED FROM JUNE 1, 2022) - Sale of Unclaimed and Forfeited Firearms Contract - Requirements Contract - RFP 22-113 (Ordinance S-48689)**

Request to authorize the City Manager, or his designee, to enter into a contract with Sierra Tactical Auctions, Inc. to provide auctioneering services for unclaimed and forfeited firearms on an as-needed basis for the Phoenix Police Department (PPD). Further request to authorize the City Treasurer to accept funds related to this item.

Summary

This contract will provide auctioneering services to facilitate the sale of forfeited and unclaimed firearms. The City is required to sell forfeited and unclaimed firearms to a federally licensed firearms dealer pursuant to A.R.S. § 13-3105 and A.R.S. § 12-945, respectively, unless the firearms are prohibited from being sold under federal or state law. The contract will be paid through proceeds received from the sale of the City's property and revenue will be deposited to the City's General Fund account.

Procurement Information

RFP 22-113 was conducted in accordance with Administrative Regulation 3.10. There were three offers received by the Procurement Division on March 11, 2022. The notification was sent to 136 suppliers and was publicly posted and available for download from the City's website.

The proposals were scored by a three-member evaluation panel on the following criteria:

Experience and Qualifications: 400 points

Method of Approach: 350 points

Price: 250 points

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

Sierra Tactical Auctions, Inc: 912.5 total points

The Assistant Finance Director recommends that the offer from Sierra Tactical Auctions, Inc. be accepted as the highest scored, responsive, and responsible offer most advantageous to the City.

Contract Term

The contract will begin on or about June 1, 2022, for a five-year term with no options to extend.

Financial Impact

The aggregate contract value of the revenue generated for the City of Phoenix is approximately \$750,000, with estimated annual revenues of \$150,000. No public funds will be expended.

Responsible Department

This item is submitted by City Manager Jeffrey Barton, Assistant City Manager Lori Bays and the Police and Finance departments.



City of Phoenix

To: Lori Bays
Assistant City Manager

Date: September 21, 2022

From: Jeri L. Williams 
Police Chief

Subject: REQUEST TO CONTINUE ITEM 36 ON THE SEPTEMBER 21, 2022 FORMAL COUNCIL AGENDA - (CONTINUED FROM JUNE 1, 2022) - SALE OF UNCLAIMED AND FORFEITED FIREARMS CONTRACT - REQUIREMENTS CONTRACT - RFP 22-113 (ORDINANCE S-48689)

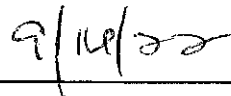
This memo respectfully requests to continue Item 36 - (CONTINUED FROM JUNE 1, 2022) - Sale of Unclaimed and Forfeited Firearms Contract - Requirements Contract - RFP 22-113 (Ordinance S-48689) on the September 21, 2022, Formal Council meeting agenda. This item is a request to enter into a contract with Sierra Tactical Auctions, Inc. to provide auctioneering services for unclaimed and forfeited firearms on an as-needed basis for the Phoenix Police Department (PPD). This continuance request will allow staff additional time to provide briefings and answer any questions from City Council.

Staff recommends continuing this item to December 7, 2022 Formal Council meeting agenda.

Approval:


Lori Bays
Assistant City Manager

Date:


9/14/22



City of Phoenix

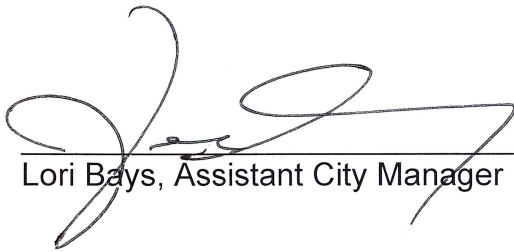
To: Lori Bays
Assistant City Manager

Date: June 1, 2022

From: Jeri Williams
Police Chief

Subject: CONTINUANCE OF ITEM 25 ON THE JUNE 1, 2022 FORMAL AGENDA –
SALE OF UNCLAIMED AND FORFEITED FIREARMS CONTRACT -
REQUIREMENTS CONTRACT - RFP 22-113 (ORDINANCE S-48689)

This memo requests the continuance of Item 25 – Sale of Unclaimed and Forfeited Firearms Contract - Requirements Contract - RFP 22-113 (Ordinance S-48689) to the September 21, 2022 Formal agenda.



Lori Bays, Assistant City Manager



Proposed I-17 and Deer Hollow Lane Annexation - Public Hearing

A public hearing, as required by Arizona Revised Statutes section 9-471, on the proposed I-17 and Deer Hollow Lane Annexation. This public hearing allows the City Council to gather community input regarding this annexation proposal. The City Council will not act on the proposed annexation at this public hearing. Formal adoption of this proposed annexation will be considered at a later date.

Summary

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

Public Outreach

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

Location

The proposed annexation area includes parcel 202-22-003L, located at I-17 and Deer Hollow Lane (**Attachment B**). The annexation area is approximately 5.95 acres (0.0093 sq. mi.) and the population estimate is three individuals.

Council District: 1

Responsible Department

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

ATTACHMENT A

CITY COUNCIL REPORT

TO: Alan Stephenson
Deputy City Manager

FROM: Josh Bednarek
Planning and Development Assistant Director

SUBJECT: Request for Task Force Analysis: I-17 & Deer Hollow Lane Annexation

This report recommends the **approval** of the proposed annexation of **5.95** acres located approximately 1,250 feet north of the northeast corner of Circle Mountain Road and I-17
Parcels: APN # 202-22-003L

THE REQUEST:

The applicant is requesting the annexation in order to rezone and develop the larger 115-acre property, the majority of which is already located within city limits.

OTHER INFORMATION:

Planning Village:	Rio Vista
General Plan Designation:	Commercial
Current County Zoning District	RU-43
Equivalent Zoning District:	S-1
Proposed Zoning District:	Multifamily, zoning district not determined
Current Land Use Conditions	
On Site:	Vacant
To the North:	City of Phoenix jurisdiction, zoned C-2, vacant.
To the South:	City of Phoenix jurisdiction, zoned C-3, vacant.
To the West:	City of Phoenix jurisdiction, zoned R1-6, Interstate 17 and single-family subdivision.
To the East:	Maricopa County jurisdiction, zoned RU-43, vacant State Trust Land.

Maricopa County History of Non-Conformities Present?	NONE PRESENT
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<u>MARICIPA COUNTY ZONING CASE HISTORY</u>	0
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ALTERNATIVES:

Option A - Annex the land as requested:

The City of Phoenix will control rezoning requests in this area to ensure conformance with the General Plan Land Use Map. The City of Phoenix will capture property tax, utility tax, state shared revenue, and impact fees when applicable.

Option B - Deny the request for annexation:

If annexed later, this site would have been developed under County zoning and development standards that may not be consistent with the General Plan, Land Use Map, zoning, and development standards.

RECOMMENDATION:

Located adjacent to City of Phoenix lands, this annexation is supported by the 2015 General Plan, particularly the Land Use goal for land uses and development standards for unincorporated land, under Policies 1 and 2. This annexation is recommended for approval. Approval of annexation does not constitute recommendation for future rezoning actions.

SUPPORTING INFORMATION:

I. Water and Sewer Service

This parcel does not front existing water or sewer infrastructure. Significant infrastructure improvements will be required in order to serve the proposed parcels within the City of Phoenix service area. Design and construction of any infrastructure will be the responsibility of the developer. Specifics regarding potential main extension requirements would be discussed and determined at a pre-application meeting after annexation.

It is the City's intent to provide water and sewer service. However, the requirements and assurances for water and sewer service are determined during the site plan application review, the PCD master plan or the building permit approval. Water and/or sewer system requirements and stipulations are determined at time of site plan approval. Capacity on any existing infrastructure is determined at that time of preliminary site plan approval. Please be advised that capacity is a dynamic condition that can change over time due to a variety of factors.

II. Fire Protection

Servicing Station:	Daisy Mountain FS 146 3116 W New River Rd
Station Capacity Level, Current:	Unknown
Station Capacity Level, After Annexation:	Unknown

Current Response Time:	3	Min	45	Sec.
City Average Response Time:	4	Min	39	Sec.
Difference from Typical Response Time:	-1	Min	39	Sec.
Number of Service Calls Expected:	23			
Average Cost per Service Call:	<u>\$466</u>			
Estimated Total Annual Fire Service Costs:	\$10,570			

III. Police Protection

Servicing Station:	Black Mountain Precinct 33355 North Cave Creek Rd Cave Creek, AZ 85331
Number Of New Officers Required:	0.24
Number Of New Patrol Cars Required:	<u>0.11</u>
Estimated Total Annual Police Service Costs:	\$30,939

IV. Refuse Collection

Number of New Containers Required:	0
Cost for Refuse Containers, Each:	\$48.45
Cost for Recycling Containers, Each:	<u>\$48.45</u>
Total Start-Up Costs for Refuse Collection:	\$0

V. Street Maintenance

Average Cost per Acre for Street Maintenance:	<u>\$85</u>
Estimated Total Annual Street Maintenance Costs:	\$504

VI. Public Transit

Servicing Routes:	There are no servicing bus routes in the annexation area.
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VII. Parks and Recreation

	Neighborhood Park Demand in Acres:	0.88
	Community Park Demand in Acres:	0.47
	District Park Demand in Acres:	0.47
	Total Park Demand in Acres:	1.83
	Cost Per Acre, Annual Maintenance:	<u>\$11,000</u>
	Total Annual Parks and Recreation Costs:	\$20,079
VIII.	Schools	
	Elementary School District:	Deer Valley Unified
	High School District:	Deer Valley Unified
	Total Expected Elementary School Students:	60
	Total Expected High School Students:	35
	Total Expected New Students:	95
IX.	Revenues	
	Expected Total Impact Fees at Buildout:	\$817,245
Beginning Next Fiscal Year	Property Tax Income*:	\$193
	Utility Fee Income:	\$10,784
	State Shared Revenue:	\$75,995
	Solid Waste:	\$34,993
	Sales Tax Generated:	<u>\$0</u>
	Total Tax Related Income, Annually**:	\$121,965
Beginning 2023-2024 Fiscal Year	Property Tax Income*:	\$193
	Utility Fee Income:	\$10,784
	State Shared Revenue:	\$75,995
	Solid Waste:	\$34,993
	Sales Tax Generated:	<u>\$0</u>
	Total Tax Related Income, Annually**:	\$121,965
X.	Total Costs	

Revenue, First Year Only:	\$939,210
Revenue, Year Two:	\$121,965
Revenue, 2020 and Beyond:	\$121,965

Expenses, First Year Only:	\$62,092
Expenses, Year Two and Beyond:	\$62,092

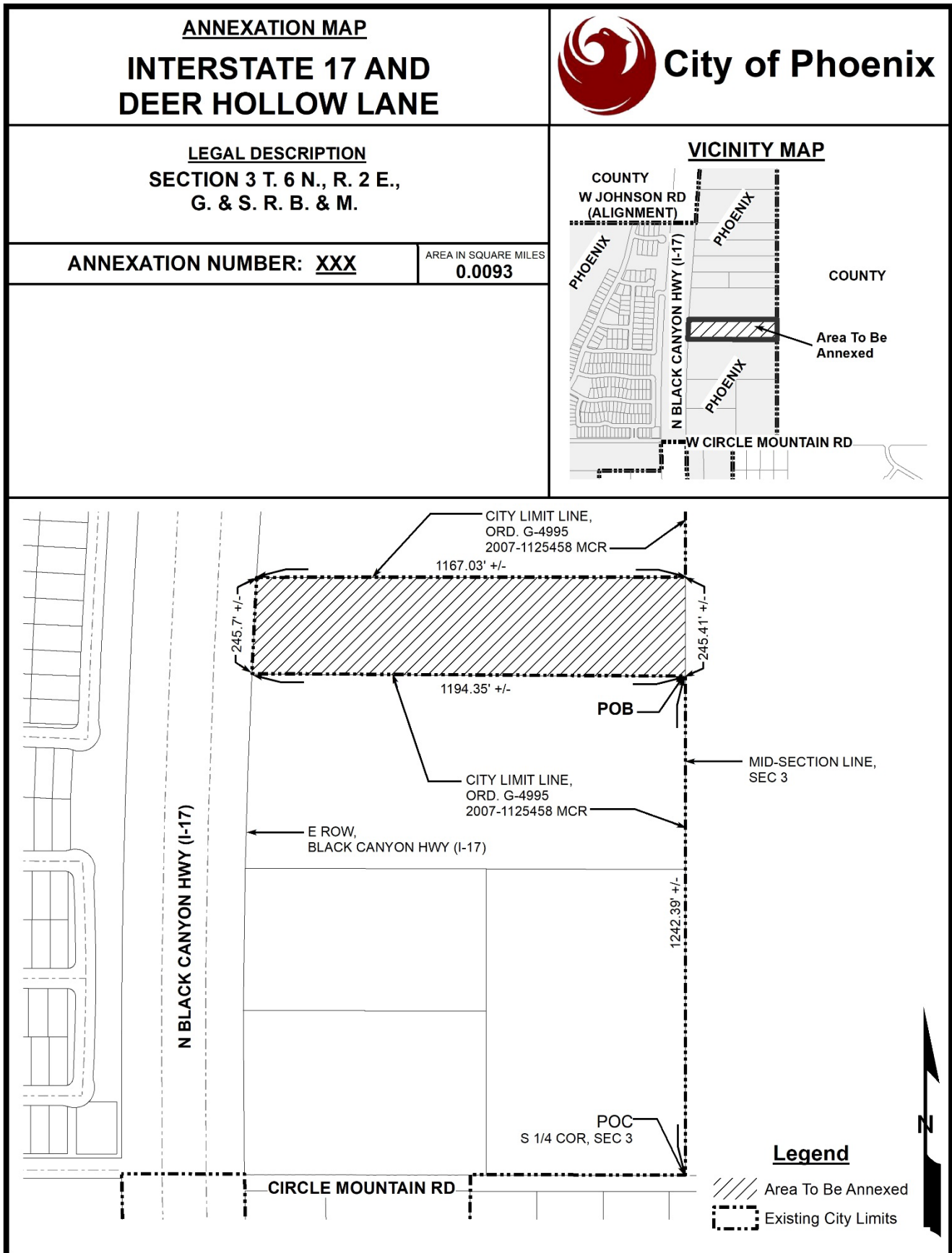
Total Annual Revenue, First Year**:	\$877,118
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Total Annual Revenue, 2023 and Beyond**:	\$59,873
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The above referenced **Property Tax Income numbers are based on vacant parcels only, it does not refer to future development which will vary depending on number of lots and individual square footage.*

*****Total Tax Related Income** and **Total Annual Revenues** will vary depending on project scope and size, the timing of permit issuance and build-out.*

ATTACHMENT B





Proposed 95th Avenue and Broadway Road Annexation - Public Hearing

A public hearing, as required by Arizona Revised Statutes section 9-471, on the proposed 95th Avenue and Broadway Road Annexation. This public hearing allows the City Council to gather community input regarding this annexation proposal. The City Council will not act on the proposed annexation at this public hearing. Formal adoption of this proposed annexation will be considered at a later date.

Summary

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

Public Outreach

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

Location

The proposed annexation area includes parcel 101-36-011P, located at 9349 W. Broadway Road (**Attachment B**). The annexation area is approximately 9.52 acres (0.0149 sq. mi.) and the population estimate is three individuals.

Council District: 7

Responsible Department

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

ATTACHMENT A

CITY COUNCIL REPORT

TO: Alan Stephenson
Deputy City Manager

FROM: Joshua Bednarek
Planning and Development Deputy Director

SUBJECT: Request for Task Force Analysis: 95th Avenue and Broadway Road

This report recommends the **approval** of the proposed annexation of **9.52** acres located at 9349 West Broadway Road (APN: 101-36-011P).

THE REQUEST:

The applicant is requesting to annex approximately 9.52 acres on the southeast corner of the 95th Avenue alignment and Broadway Road from Maricopa County. The applicant is requesting the annexation with the intention to develop a self-service storage warehouse on the site. This land use is not permitted by right in the City of Phoenix equivalency zoning district of S-1. This would require a rezoning to C-2 SP (Intermediate Commercial, Special Permit) and a companion minor General Plan Amendment to the Land Use Map.

OTHER INFORMATION:

Planning Village:	Estrella
General Plan Designation:	Residential 1 to 2 du/ac (<i>*calculations based on Commercial designation per proposed use*</i>)
Current County Zoning District	RU-43
Equivalent Zoning District:	S-1
Proposed Zoning District:	C-2 SP
Current Land Use Conditions	
On Site:	Maricopa County jurisdiction, zoned RU-43, single-family residential/agriculture
To the North:	City of Phoenix jurisdiction, zoned PCD, approved R1-6 PCD, vacant
To the South:	Maricopa County jurisdiction, zoned RU-43, agriculture
To the West:	City of Phoenix jurisdiction, zoned R1-10 PCD, single-family residential/agriculture
To the East:	Maricopa County jurisdiction, zoned RU-43, farm storage
Maricopa County History of Non-Conformities Present?	NONE PRESENT

MARICIPA COUNTY ZONING CASE HISTORY

101-36-011P

N/A

ALTERNATIVES:

- Option A - Annex the land as requested:

The City of Phoenix will control rezoning requests in this area to ensure conformance with the General Plan Land Use Map. The city of Phoenix will capture property tax, utility tax, state shared revenue, and impact fees when applicable.

- Option B - Deny the request for annexation:

If annexed later, this site would have been developed under County zoning and development standards that may not be consistent with the General Plan, Land Use Map, zoning, and development standards.

RECOMMENDATION:

Located adjacent to City of Phoenix lands, this annexation is supported by the 2015 General Plan, particularly the Land Use goal for land uses and development standards for unincorporated land, under Policies 1 and 2. This annexation is recommended for approval. Approval of annexation does not constitute recommendation for future rezoning actions.

SUPPORTING INFORMATION:

I. Water and Sewer Service

The Water Services Department (WSD) has reviewed the proposed annexation and does not have any objections to the request.

Nearest Infrastructure for WATER:

12-inch DIP approved water main within W Broadway Road. This main is not available for use until it has been fully accepted by the COP.

Nearest Infrastructure for SEWER:

12-inch DIP sewer main within W Broadway Road. This main is not available for use until it has been fully accepted by the COP.

Force Mains, not available for use:

10-inch PVC sewer force main within W Broadway Road, not for use.

16-inch DIP sewer force main within W Broadway Road, not for use.

II. Fire Protection

Servicing Station:

Tolleson FS 161
9169 W Monroe St
Tolleson, AZ 85353

Current Response Time: 6 Min. 45 Sec.

City Average Response Time:	5	Min.	0	Sec.
Difference from Typical Response Time:	1	Min.	45	Sec.
Number of Service Calls Expected:	0			
Average Cost per Service Call:	<u>\$727</u>			
Estimated Total Annual Fire Service Costs:	\$0			

III. Police Protection

Servicing Station:	Maryvale Estrella Mountain Precinct 2111 S. 99th Ave Tolleson, AZ 85353
Number Of New Officers Required:	0.00
Number Of New Patrol Cars Required:	<u>0.00</u>
Estimated Total Annual Police Service Costs:	\$0

IV. Refuse Collection

Number of New Containers Required:	0
Cost for Refuse Containers, Each:	\$59.90
Cost for Recycling Containers, Each:	<u>\$59.90</u>
Total Start-Up Costs for Refuse Collection:	\$0

V. Street Maintenance

Average Cost per Acre for Street Maintenance:	<u>\$131</u>
Estimated Total Annual Street Maintenance Costs:	\$1,243

VI. Public Transit

Servicing Routes:	There are no servicing bus routes in the annexation area.
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VII. Parks and Recreation

Neighborhood Park Demand in Acres:	0.00
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	Community Park Demand in Acres:	0.00
	District Park Demand in Acres:	0.00
	Total Park Demand in Acres:	0.00
	Cost Per Acre, Annual Maintenance:	<u>\$17,000</u>
	Total Annual Parks and Recreation Costs:	\$0
VIII.	Schools	
	Elementary School District:	Union Elementary
	High School District:	Tolleson Union #214
	Total Expected Elementary School Students:	0
	Total Expected High School Students:	0
	Total Expected New Students:	0
IX.	Revenues	
	Expected Total Impact Fees at Buildout:	\$146,313
Beginning Next Fiscal Year	Property Tax Income*:	\$1,099
	Utility Fee Income:	\$125
	State Shared Revenue:	\$0
	Solid Waste:	\$0
	Sales Tax Generated:	<u>\$0</u>
	Total Tax Related Income, Annually**:	\$1,224
Beginning 2023-2024 Fiscal Year	Property Tax Income*:	\$1,099
	Utility Fee Income:	\$125
	State Shared Revenue:	\$0
	Solid Waste:	\$0
	Sales Tax Generated:	<u>\$0</u>
	Total Tax Related Income, Annually**:	\$1,224
X.	Total Costs	
	Revenue, First Year Only:	\$147,537
	Revenue, Year Two:	\$1,224
	Revenue, 2020 and Beyond:	\$1,224
	Expenses, First Year Only:	\$1,243

Expenses, Year Two and Beyond:	\$1,243
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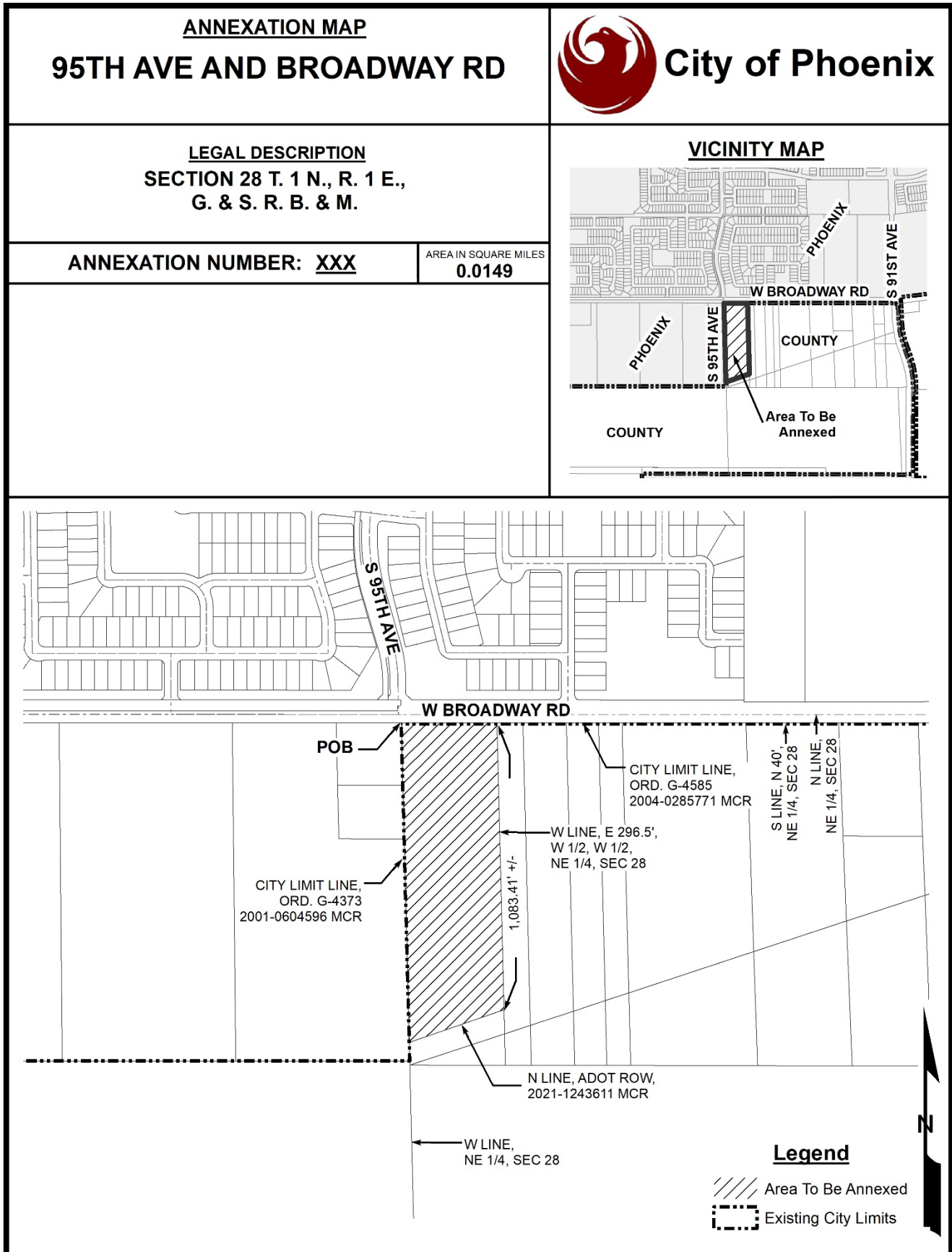
Total Annual Revenue, First Year**:	\$146,294
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Total Annual Revenue, 2023 and Beyond**:	-\$19
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The above referenced **Property Tax Income numbers are based on vacant parcels only, it does not refer to future development which will vary depending on number of lots and individual square footage.*

*****Total Tax Related Income** and **Total Annual Revenues** will vary depending on project scope and size, the timing of permit issuance and build-out.*

ATTACHMENT B





Extinguish Conservation Easement for 302 E. Pasadena Ave. (Ordinance S-49011)

Request City Council authorization to extinguish the conservation easement recorded on the property at 302 E. Pasadena Ave. in the Windsor Square Historic District. Further request authorization for the City Treasurer to accept all funds related to this item.

Summary

In 2007, the City Council approved a \$10,000 grant using 2006 Historic Preservation (HP) general obligation bond funds to assist with installing a new wood shingle roof on the subject property. In exchange for the grant funds, the property owner at the time, Anthony K. Oexman, executed a 15-year Deed of Conservation Easement that was recorded on Oct. 31, 2008, and runs with the property until Aug. 7, 2023, (see **Attachment A**). The conservation easement covers the entire parcel and obligates the property owner to a higher standard of preservation than is required for other historic properties without a conservation easement.

In 2011, the property was placed in a revocable living trust, with Mr. Oexman as the trustee. He passed away in 2016, and his daughter, Sage A. Oexman, became the successor trustee. In 2018, she transferred the property from the trust to her personal ownership. Later that year, on Nov. 27, 2018, Ms. Oexman sold the property to John C. Smeck, III. On Dec. 14, 2021, Mr. Smeck conveyed the property to himself and his wife, Margaret Ragland Smeck, as co-owners. The Smecks are the current owners of the property.

On July 13, 2022, Ms. Smeck contacted HP staff to inquire about replacing the home's steel casement windows due to energy efficiency issues. Staff explained that there was a conservation easement on the property that obligated the owners to a higher standard of preservation and that replacement of the original windows would not be allowed under the terms of the easement. Staff encouraged Ms. Smeck to consider other measures to address energy efficiency, such as installing film over the existing window glass, or upgrading to a low-E glass while retaining the original steel sash. Staff also recommended conducting an energy audit of the house, which can often reveal problem areas besides windows with more cost-effective solutions. Staff also

noted that the easement was set to expire next year, at which point window replacement could occur without a building permit or HP review.

Two weeks later, on July 28, 2022, Ms. Smeck contacted HP staff again to express concerns about emergency repairs that were needed to her roof. She shared a proposal that she had received from a contractor to place heavy plastic on two areas of the roof where leaks were present (see **Attachment B**). Given the emergency situation, HP staff indicated they would allow Ms. Smeck to replace the roof prior to the expiration of the easement. Additionally, staff told Ms. Smeck that replacement of the roof with either new wood shingles or new dimensional shingles would be acceptable. However, Ms. Smeck indicated it was her strong preference to simply extinguish the easement so she could proceed with both the roof repairs and window replacement unencumbered. On Aug. 3, 2022, HP staff received the attached letter from Mr. and Ms. Smeck requesting that the conservation easement be extinguished (see **Attachment C**).

The City's policy to address the extinguishment of the conservation easement is found in Section 6 of the recorded document, which reads:

"During the first half of the Term of the Easement, the Property Owner shall reimburse the City the full amount of the Purchase Price. Thereafter, on each anniversary of the execution of the Easement, the amount the Property Owner shall pay in the event of a default shall be reduced by a pro-rata portion of the original amount of the Purchase Price for the remaining years of the Term."

The schedule below indicates the repurchase price that would be required for each year of the term:

Year	Date	Repayment
1	8/7/2008	\$10,000
2	8/7/2009	\$10,000
3	8/7/2010	\$10,000
4	8/7/2011	\$10,000
5	8/7/2012	\$10,000
6	8/7/2013	\$10,000
7	8/7/2014	\$10,000
8	8/7/2015	\$10,000
9	8/7/2016	\$8,750
10	8/7/2017	\$7,500
11	8/7/2018	\$6,250

12	8/7/2019	\$5,000
13	8/7/2020	\$3,750
14	8/7/2021	\$2,500
15	8/7/2022	\$1,250
End	8/7/2023	\$0

Since the proposed repurchase would take place during Year 15 (between Aug. 7, 2022, and Aug. 7, 2023), the required repayment amount would be \$1,250. As an alternative to the \$1,250 repayment, staff offered to recommend that both the roof and the windows be released from the conservation easement, thereby allowing their replacement, in exchange for the term of the easement being extended another 10 years. Ms. Smeck indicated that she did not want to extend the easement and simply wants it extinguished.

Staff requests City Council approval to extinguish the conservation easement currently recorded on the property at 302 E. Pasadena Ave., with the stipulation that the required repurchase price of \$1,250 be paid to the City prior to the easement being extinguished. Further request authorization for the City Treasurer to accept all funds related to this item.

Concurrence/Previous Council Action

The Historic Preservation Commission recommended approval of this item on Aug. 15, 2022, by a 9-0 vote.

Location

302 E. Pasadena Ave.
Council District: 4

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.

WHEN RECORDED RETURN TO:
City of Phoenix
City Manager's Office
Historic Preservation Office
200 W. Washington Street, 17th Floor
Phoenix, Arizona 85003

EXEMPT UNDER A.R.S. 11-1134 (A) (2)

DEED OF CONSERVATION EASEMENT

124451-DCE

THIS DEED OF CONSERVATION EASEMENT (the "Easement") is made as of the 7th day of August, 2008, by and between Anthony K. Oexman, a single man, (the "Property Owner"), whose principal address is 302 East Pasadena Avenue, Phoenix, Arizona 85012 and the City of Phoenix, a municipal corporation organized and existing under the laws of the State of Arizona, (the "City").

RECITALS

A. The City is authorized under Arizona's Uniform Conservation Act, Arizona Revised Statutes, Sections 33-271 through 276, inclusive (collectively, as and if amended, the "Act") to accept easements to protect property significant in Arizona history and culture for the education of the general public.

B. The City is a municipal corporation whose responsibilities include the protection of the public interest in preserving architecturally significant structures within the City of Phoenix.

C. The Property Owner is the owner in fee simple of that certain property located at 302 East Pasadena Avenue, Phoenix, Maricopa County, Arizona, which is more particularly described in Exhibit "A" attached hereto and made a part hereof (the "Property"), including all improvements and buildings thereon (the "Structures"). (Any reference to the "Property" hereinafter shall be deemed to include each of the "Structures".)

D. The Property is listed on the Phoenix Historic Property Register; and the Property Owner and the City recognize the historical or architectural value and significance of the Property and have the common purpose of conserving and preserving the aforesaid value and significance of the Property.

E. On August 7th, 2008, the Property Owner executed an Exterior Rehabilitation Program Agreement (the "Program Agreement"), wherein the Property Owner has agreed to sell to the City an Easement on the roof and exterior surfaces of each of the Structures (the "Facades") and any associated fences, walls, or fixtures (the "Fixtures") and all vegetation, patios, driveways, and ground surfaces (the "Landscaping") ("Facades", "Fixtures", and "Landscaping" collectively the "Site"), and use the proceeds of the sale together, if applicable, with a matching amount of Property Owner's funds or own labor to rehabilitate the Site.

F. In order to effectuate the obligations of the Property Owner under the Program Agreement, the Property Owner desires to sell, grant, convey, transfer and assign to the City and the City, pursuant to the Act, desires to accept an Easement on the Site.

AGREEMENT

NOW, THEREFORE, in consideration of the City's agreement to pay the Property Owner up to \$10,000.00, (the "Purchase Price") subject to the terms and conditions of the Program Agreement, the Property Owner and the City hereby agree as follows:

1. Grant of Easement: The Property Owner does hereby irrevocably grant, convey, transfer and assign unto the City an Easement, as provided for under the Act, in gross, for a term of fifteen (15) years from the date hereof through and including August 7th, 2023 (the "Term"), in and to the Site, and which covenants contained herein contribute to the public purpose of conserving and preserving the Site and accomplishing the other objectives set forth herein.

2. Property Owner's Covenants: In furtherance of the Easement herein granted, the Property Owner hereby covenants and agrees with the City as follows:

2.1 Documentation of the Exterior Condition of the Facades and Site. For the purpose of this Easement, within thirty (30) days following the Property Owner's request for reimbursement from the Historic Preservation Bond Fund, Property Owner or the Property Owner's designee shall depict the Site in an original set of photographs (the "Photographs") which shall be filed in the office of the City of Phoenix Historic Preservation Officer, or designated successor. The exterior condition and appearance of the Site as depicted in the Photographs (the "Present Site") is deemed to describe their external nature as of the date thereof.

2.2 Maintenance of the Site. The Property Owner will, at all times, maintain each of the Structures and their respective Facades, as well as the remainder of the Site, in a good and sound state of repair in accordance with the City's existing guidelines for the historic district in which the Property is located (the "Standards") so as to prevent the deterioration of the Site or any portion thereof; to prevent visual obstruction of the Site from public viewpoints such as adjacent streets; and prevent the intrusion of new improvements, walls, fences, statues, landscaping or fixtures which substantially modify the public view of the Site and its associated streetscape and open space, and are deemed to be not in accordance with the Standards. The Property Owner will request and obtain advance approval from the City Historic Preservation Office prior to implementing any physical changes to the Structures, Facades or Fixtures, including but not limited to: changes to the roof, foundation work, exterior surfaces, windows, or doors; any removal of mature vegetation; any demolition work or new construction; any construction or alteration of patios, decks or porches; any construction or alteration of features such as fencing, walls, statuary, paving and grading; any new stucco or re-stuccoing work; or, any masonry work, such as tuckpointing, paint removal, pressure water cleaning, chemical cleaning or application of sealants. In no event is sandblasting or other mechanical or abrasive cleaning method permitted. This provision does not apply to routine maintenance, installation of sprinkler systems, or landscaping except for hardscape improvements and removal of mature vegetation. Subject to the casualty provisions of Paragraph 4 below, this obligation to maintain shall require replacement, repair and reconstruction according to the Standards within a reasonable time whenever necessary to have the Site at all times appear to be the same as the Present Site.

2.3 Maintenance of the Structural Elements. The Property Owner will maintain and repair the Structures and Fixtures as is required to ensure the structural soundness and the safety of the Structures and Fixtures.

2.4 Inspection. In order to periodically observe the Site, representatives of the City shall have the right to enter the Property to inspect the Site. This inspection will be made at a time mutually agreed upon by the Property Owner and the City.

2.5 Conveyance and Assignment. The City may convey, transfer and assign this Easement to a similar local, state or national organization whose purpose, inter alia, is to promote historic preservation, and which is a "qualified organization" under Section 170(h)(3) of the Internal Revenue Code of 1986, as amended, provided that any conveyance or assignment requires that the conservation purposes for which this Easement was granted will continue to be carried out.

2.6 Insurance. The Property Owner, at its sole cost and expense, shall at all times (a) keep the Structures insured at their replacement cost value on an "all risk" basis to ensure complete restoration of the Site in the event of loss or physical damage. Said property coverage policy shall contain provisions which ensure that the face amount of the policy is periodically adjusted for inflation, and the Property Owner shall provide a Certificate of Insurance to the City evidencing such insurance, including an endorsement naming the City as a loss payee; and (b) carry and maintain liability insurance in an amount satisfactory to the City to protect against injury to visitors or other persons on the Property, and to provide a Certificate of Insurance to the City evidencing such insurance, and naming the City as an additional insured on the policy.

2.7 Visual Access. The Property Owner agrees not to substantially obstruct the opportunity of the general public to view the exterior architectural, historical and archaeological features of the Site from adjacent publicly accessible areas such as public streets and sidewalks. If the Site is not visible from a public area, then the Property Owner agrees that the general public shall be given the opportunity on a periodic basis to view the characteristics and features of the Site which are preserved by this Easement to the extent consistent with the nature and conditions of the Property.

3. Warranties and Representations of the Property Owner. The Property Owner hereby represents and warrants to the City as follows:

3.1 Information Furnished, True and Correct. All information given to the City by the Property Owner in order to induce the City to accept this Easement, including all information contained in this Easement, is true, correct and complete.

3.2 Legal, Valid and Binding. This Easement is in all respects, legal, valid and binding upon the Property Owner and enforceable in accordance with its terms, and grants to the City a direct, valid and enforceable conservation easement upon the Site.

3.3 No Impairment of Easement. The Property Owner, for itself, its heirs, personal representatives, and assigns, has not reserved, and to Property Owner's knowledge, no other person or entity has reserved any rights, the exercise of which may impair the Easement granted herein.

4. Application of Insurance Proceeds. Subject to the insurance proceeds requirements of any recorded Deed of Trust or Mortgage applicable to the Property, in the event of damage or destruction of any of the Structures or Fixtures resulting from casualty, the Property Owner agrees to apply all available insurance proceeds and donations to the repair and reconstruction of each of the damaged Structures or Fixtures. In the event the City determines, in its reasonable discretion, after reviewing all bona fide cost estimates in light of all available insurance proceeds and other monies available for such repair and reconstruction, that the damage to the Structures or Fixtures is of such magnitude and extent that repair and reconstruction of the damage would not be possible or practical,

then the Property Owner may elect not to repair or reconstruct the damaged Structures or Fixtures. Notwithstanding the foregoing, in the event the City notifies the Property Owner in writing that the City has determined that repair and reconstruction of the damaged Structures or Fixtures is impossible or impractical and that the damaged Structures present an imminent hazard to public safety, the Property Owner will, at Property Owner's sole cost and expense, raze the damaged Structures or Fixtures and remove all debris, slabs, and any other portions and parts of the damaged Structures or Fixtures within the time period required by the City to protect the health, safety and welfare of the public, unless the Property Owner has commenced and is diligently pursuing repair or reconstruction of the damaged Structures or Fixtures. Upon razing of the damaged portion of the Structures or Fixtures, the City shall release any interest it has in the insurance proceeds for the damaged Structures or Fixtures. Nothing in this paragraph is intended to supersede or impair the rights to insurance proceeds of a lienholder pursuant to a recorded deed of trust or mortgage applicable to the Property.

5. Indemnification. The Property Owner covenants that Property Owner shall pay, protect, indemnify, hold harmless and defend the City at the Property Owner's sole cost and expense from any and all liabilities, claims, costs, attorneys' fees, judgments or expenses asserted against the City, its mayor, city council members, employees, agents or independent contractors, resulting from actions or claims of any nature arising out of the conveyance, possession, administration or exercise of rights under this Easement, except in such matters arising solely from the gross negligence of the City, its mayor, city council members, employees and agents.

5.1 Survival of Indemnification. The obligations of the Property Owner under this indemnification shall continue beyond the term of this Easement for a period of two (2) years.

5.2 Explanation of Indemnification. For purposes of explanation of Paragraph 5 only, and without in any manner limiting the extent of the foregoing indemnification, the Property Owner and the City agree that the purpose of Paragraph 5 is to require the Property Owner to bear the expense of any claim made by any third party against the City, which arises because the City has an interest in the Property as a result of this Easement. The Property Owner will have no obligation to the City for any claims which may be asserted against the City as a direct result of the City's intentional misconduct or gross negligence.

6. Default/Remedy. In the event the Property Owner (a) fails to perform any obligation of the Property Owner set forth herein or in the Program Agreement, or otherwise comply with any obligation or restriction set forth herein, or (b) any representation or warranty of the Property Owner set forth herein, is determined by the City to have been untrue when made, in addition to any remedies now or hereafter provided by law and in equity, the City or its designee, following prior written notice to the Property Owner, may (aa) institute suit(s) to enjoin such violation by ex parte, temporary, preliminary or permanent injunction, including prohibitory and or mandatory injunctive relief, and to require the restoration of the Property to the condition and appearance required under this Easement, or (bb) enter upon the Property, correct any such violation, and hold the Property Owner responsible for the cost thereof, and such cost until repaid shall constitute a lien on the Property, or (cc) revoke the City's acceptance of this Easement by written notice to the Property Owner and the Property Owner shall reimburse the City all or part of the Purchase Price. Determination of the amount due to the City shall be made as follows: during the first half of the Term of the Easement, the Property Owner shall reimburse the City the full amount of the Purchase Price. Thereafter, on each anniversary of the execution of the Easement, the amount the Property Owner shall pay in the event of a default shall be reduced by a pro-rata portion of the original amount of the Purchase Price for the remaining years of the Term. In the event the Property Owner violates any of

Property Owner's obligations under this Easement, the Property Owner shall reimburse the City for any and all costs and expenses incurred in connection therewith, including all court costs and attorneys' fees.

7. Waiver of Remedy. The exercise by the City or its designee of any remedy hereunder shall not have the effect of waiving or limiting any other remedy and the failure to exercise any remedy shall not have the effect of waiving or limiting the use of any other remedy or the use of such remedy at any other time.

8. Waiver of Claims for Diminution in Value of Property Under Proposition 207. By executing this Easement on the Property, Property Owner, its heirs, successors or assigns, hereby voluntarily waives Property Owner's right to make any claim for any diminution in the value of the Property pursuant to A.R.S. 12-1134 that may directly or indirectly occur as a result of this Easement. The Property Owner understands that this Waiver shall run with the Property and be binding upon subsequent landowners and successors in interest. Property Owner acknowledges that the Easement and this Waiver are granted voluntarily and without duress and based on consideration as set forth herein and in the Program Agreement.

9. Effect and Interpretation. The following provisions shall govern the effectiveness and duration of this Easement:

9.1 Interpretation. Any rule of strict construction designed to limit the breadth of restriction on alienation or use of property shall not apply in the construction or interpretation of this Easement, and this Easement shall be interpreted broadly to affect the transfer of rights and restrictions on use herein contained.

9.2 Invalidity of the Act. This Easement is made pursuant to the Act as the same now exists or may hereafter be amended, but the invalidity of such Act or any part thereof, or the passage of any subsequent amendment thereto, shall not affect the validity and enforceability of this Easement according to its terms, it being the intent of the parties hereto to agree and to bind themselves, their successors, heirs and assigns, as applicable, during the Term hereof, whether this Easement be enforceable by reason of any statute, common law or private agreement either in existence now or at any time subsequent hereto.

9.3 Violation of Law. Nothing contained herein shall be interpreted to authorize or permit the Property Owner to violate any ordinance or regulation relating to building materials, construction methods or use, and the Property Owner agrees to comply with all applicable laws, including, without limitation, all building codes, zoning laws and all other laws related to the maintenance and demolition of historic property. In the event of any conflict between any such laws and the terms hereof, the Property Owner promptly shall notify the City of such conflict and shall cooperate with City and the appropriate authorities to accommodate the purposes of both this Easement and such ordinance or regulation.

9.4 Amendments and Modifications. This Easement may be amended in writing signed by the Property Owner and the City. Such amendment shall become effective upon recording the same among the land records of Maricopa County, Arizona, in the office of the County Recorder.

9.5 Recitals. The above Recitals are incorporated herein by this reference.

9.6 Time of the Essence. Time is of the essence in the performance of each and every term and condition of this Easement by the Property Owner.

9.7 Governing Law. This Easement shall be governed by, construed and enforced in accordance with the laws of the State of Arizona. Any legal proceeding arising out of this Easement shall be brought in Maricopa County.

The remainder of this page left intentionally blank

IN WITNESS WHEREOF, the Property Owner and the City executed this Easement on the date first above written, which Easement shall be effective immediately upon such execution.

"PROPERTY OWNER"

By *A. Oexman*
Anthony K. Oexman

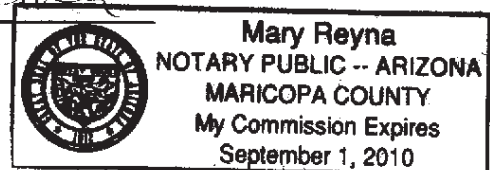
STATE OF ARIZONA)
) ss.
County of Maricopa)

The foregoing instrument was acknowledged before me this 7 day of August, 2008, by Anthony K. Oexman, a single man, by Warranty Deed.

My Commission Expires:

01/1/2010

Mary Reyna
Notary Public



CITY OF PHOENIX, a municipal corporation
FRANK FAIRBANKS, City Manager

By *[Signature]*
Barbara Stocklin, Historic Preservation Officer

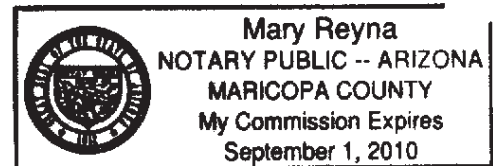
STATE OF ARIZONA)
) ss.
County of Maricopa)

The foregoing instrument was acknowledged before me this 12 day of August, 2008, by Barbara Stocklin, Historic Preservation Officer.

My Commission Expires:

01/1/2010

Mary Reyna
Notary Public



ATTEST:

C. Meyer
ACTING City Clerk



APPROVED AS TO FORM:

Margaret Wilson
ACTING City Attorney

AXO
Initials

EXHIBIT "A"

Legal Description
302 East Pasadena Avenue
Phoenix, AZ 85012

Lot 24, Block 7, WINDSOR SQUARE, according to the plat of record in the office of the County Recorder of Maricopa County, Arizona, in Book 20 of Maps, page 37.


Initials



**Canyon State Roofing
& Consulting**
We know a better way.

4140 E. Baseline Road Suite 101

Mesa, AZ 85206

Phone: (602) 400-1635

Email: robyn@canyonstateroofs.com

CHECK US OUT ON THE WEB AT:

www.CanyonStateRoofs.com



Proposal / Contract

Date

7/26/2022

Contract #

79585

Customer Name / Jobsite Address

Meg Smeck
302 E Pasadena Ave
Phoenix Az

WE'VE MOVED! NEW ADDRESS:
4140 E. Baseline Road Suite 101
Mesa, AZ 85206

Scope of Work

EMERGENCY Maintenance at Kitchen roof leak

Inspected the shake roof in the area of the leak which is just inside the kitchen window popout
Identified two spots where shakes were missing apparently due to the recent wind events

This deck is a split sheathing as is normal in very old shake roof installations

**** Note, Due to the recent winds, This roof has missing and displace shake in most areas around the home and an aggressive service should be performed**

PROPOSED ACTION;

In two areas approx 12"x12" place heavy plastic in the spots where shakes are missing.

****This is temporary maint and due to the age and overall condition of the roof we cannot guarantee a 100% watertight condition. We will professionally and diligently attempt to identify the cause of the leak and perform the functions as seen fit. Should this leak in the same area within we will return up to 2 times to attempt to stop said leak with more aggressive techniques.**

We cannot warrant consequential damage due to the overall condition of this roof.

X _____

****Proposal for complete roof maint, will follow****

Please sign and return as soon as possible. Credit card is on file

Total

600.00

Contract Terms

Due upon completion of work

Total

\$600.00

Update 4/18/22: For the first time in over 12 years, material supply costs are increasing drastically, at almost a weekly basis. Because of these frequent and rapid increases, we are only able to guarantee the cost of this proposal for a period of 3 days if not signed by customer. We will do everything we can to continue to honor the cost of this proposal for a longer period of time on a case by case basis. The price of this proposal includes all discounts and coupons. No other coupons or discounts will be honored or accepted after this proposal is presented to customer.

I have read and agree to the terms on this contract. I have received a copy of the "Standard Terms and Conditions". I understand those "Standard Terms and Conditions" are a part of this contract, and I agree to abide by those, as well.



Customer Signature / Date

Licensed ~ Bonded ~ Insured

ROC # 276078

Check out our A+ Rating with the Better Business Bureau!

August 3, 2022

Historic Preservation
City of Phoenix

To whom it may concern,

John and Meg Smeck, owners of 302 E. Pasadena Ave. 85012, request extinguishment of the remaining one year of the 2008 easement attached to our home by a prior owner who installed a roof with HP grant funds.

There are two home improvement projects to our home, one an emergency and the other to achieve energy efficiency, that we would like to complete ASAP without the time constraints and process burden that the easement presents:

1. Emergency Project: The wood shingle roof covered by this easement failed in a recent monsoon storm which caused interior ceiling plaster damage in the kitchen. The licensed roofer who did an emergency patch/cover of the area found at least 20 other weak/loose areas on the roof that risk further interior water damage in other rooms of our home. With the age, type of roofing material, and low-quality installation of the roof, the roofer said "repairs cannot be guaranteed and are not advisable with the condition of this roof." The roof has 5" exposure which is typically a lower cost/lower quality install, which likely explains why what could normally be expected to last up to 30 years has failed at year 14. *We need to move ahead with a roof replacement immediately to prevent further damage to the interior and contents of our home.*

Included are photos to show the roof patches and covering over the kitchen bay window and an interior ceiling photo to show the plaster damage where the water came through the ceiling. To date, we have incurred \$600 for the emergency temporary patch to the roof and are currently getting estimates for the interior plaster ceiling repair and roof replacement.

2. Energy Efficiency Project: We plan to do a full window replacement with high-end Sierra Pacific wood casement windows with clear glass to preserve the more historic non-tinted look of the windows. Beyond the immediate energy efficiency and cost savings of having airtight windows, we have already encountered a 10% cost increase due to the delay in working through the historic easement/guidelines and are exposed to the risk of further cost increases with every further delay.

We understand that Section 6 calls for a \$1250 penalty to extinguish the easement in its final year. And while we would like the City to consider waiving this out clause because we will be improving the home with materials that are within the historic preservation guidelines, we ask for an *expedited response* to address the emergency roof replacement required and to help us achieve the cost savings that will accrue with more efficient windows.

Respectfully submitted,

Meg and John Smeck

602-617-5914 (Meg Cell)

meg.smeck@quarles.com



Photo 1. 302 E. Pasadena Ave., front view. Note patch over shingles to address roof leak.



Photo 2. 302 E. Pasadena Ave., interior view. Note evidence of leak in ceiling.



Acquisition of an Access Easement for a New Pressure Reduction Valve Station Located at N. 45th Place and Shea Boulevard (Ordinance S-48994)

Request to authorize the City Manager, or his designee, to acquire an access easement by donation, purchase within the City's appraised value, or by the power of eminent domain for a new Pressure Reduction Valve Station located along 45th Place, south of Shea Boulevard. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

The access easement, located within a private roadway, is required for the construction, operation, and maintenance of a Pressure Reduction Valve (PRV) Station. The PRV Station will transfer water from a higher elevation zone and supplement an existing well. The PRV Station will also reduce the pressure before pumping and transferring water into another zone.

The parcel affected by this project, and included in this request, is identified by Maricopa County Assessor's parcel number 168-09-033A located at N. 45th Place and Shea Boulevard.

Financial Impact

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

Location

N. 45th Place and Shea Boulevard.
Council District: 3

Responsible Department

This item is submitted by City Manager Jeffrey Barton, Deputy City Manager Karen Peters and the Water Services and Finance departments.



Acceptance and Dedication of Easements for Sidewalk and Public Utility Purposes (Ordinance S-48999)

Request for the City Council to accept and dedicate easements for sidewalk and public utility 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: Pinnaclepeaksilverino LLC; Pinnaclepeak3350 LLC; Pinnaclepeak3300 LLC, its successor and assigns

Purpose: Sidewalk

Location: 23777 N. 3rd Ave.

File: FN 220051

Council District: 1

Easement (b)

Applicant: Salah Ramel, its successor and assigns

Purpose: Public Utility

Location: 2909 E. Rockwood Drive

File: FN 220064

Council District: 2

Easement (c)

Applicant: AKG 7th & Thomas, LLC, its successor and assigns

Purpose: Sidewalk

Location: 2817 N. 7th St.

File: FN 220068

Council District: 4

Easement (d)

Applicant: CRE Annex, LLC, its successor and assigns

Purpose: Sidewalk
Location: 1300 N. 52nd St.
File: FN 220061
Council District: 6

Responsible Department

This item is submitted by City Manager Jeffrey Barton, Deputy City Manager Alan Stephenson and the Planning and Development and Finance departments.



Acceptance of Easements for Sewer Purposes (Ordinance S-49004)

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

Summary

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

Easement (a)

Applicant: DP Van Buren Phoenix, LLC; DP Van Buren Overlook 849, LLC, its successor and assigns

Purpose: Sewer

Location: 4950 E. Van Buren St.

File: FN 220014

Council District: 6

Easement (b)

Applicant: Iron Mountain Centers, LLC successor by merger to IO Data Centers, LLC, its successor and assigns

Purpose: Sewer

Location: 615 N. 48th St.

File: FN 220014

Council District: 6

Responsible Department

This item is submitted by City Manager Jeffrey Barton, Deputy City Manager Alan Stephenson and the Planning and Development and Finance departments.



Contract Extension for Real Estate and Brokerage Services for Citywide Projects (Ordinance S-49003)

Request authorization for the City Manager, or his designee, to extend the term of the real estate salesperson and brokers contracts for one year. Further request authorization for the City Controller to disburse funds related to this item.

Summary

These contracts will provide the Finance Department Real Estate Division a Qualified Vendor List (QVL) for Real Estate Sales and Brokerage Services on an as-needed basis. The Real Estate Division contracts with real estate salespersons and brokers to assist in the disposition and leasing of City-owned property. Assignments will be made under a separate engagement letter based on required qualifications, specific to each property. With approval of this request, contracts with the following firms will be extended.

1. Berry Realty & Associates (Contract 146143)
2. Colliers International AZ, LLC (Contract 146148)
3. Colton Realty LTD dba Colton Commercial (Contract 146145)
4. Cushman & Wakefield (Contract 146144)
5. Helix Properties, LLC (Contract 146142)
6. Jones Lang Lasalle (Contract 146141)
7. Tina Waggoner Real Estate Services (Contract 146146)
8. R.O.I. Properties (Contract 146147)
9. West USA Commercial Services (Contract 146149)

Contract Term

The contract term for the extended contracts will be from Oct. 11, 2022 through Oct. 10, 2023.

Financial Impact

The contracts are revenue generating. The firms will be compensated from the proceeds of the sale of excess City-owned land.

Concurrence/Previous Council Action

Ordinance S-43936 was adopted on Oct. 4, 2017 for real estate salesperson and brokerage services.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Finance Department.



Facility Maintenance, Repair, and Operations (MRO), Industrial and Building Supplies with Related Equipment, Accessories, Supplies and Services - Requirements Contract - Amendment - COOP 20-080 (Ordinance S-48993)

Request to authorize the City Manager, or his designee, to execute an amendment and allow additional expenditures for Contract 151985 with Wesco Distribution, Inc., dba Brown Wholesale Electric Co., to authorize use of Wesco subsidiaries Communications Supply Corporation and Anixter, Inc. to purchase supplies and services for Citywide departments. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$15,160,000.

Summary

The multi-vendor state contract allows the City to purchase MRO supplies which support the needs of City employees, facilities, and warehouses, as well as the general public. MRO supplies include, but are not limited to locking supplies, electrical supplies, motors, lighting, hand and power tools, safety equipment, pumps, material handling equipment, pneumatic equipment, machine/cutting tools, HVAC equipment and supplies, test instruments, and a wide variety of goods required for the City to remain operational on a daily basis. The primary departments utilizing the contracts are Aviation, Fire, Information Technology Services, Parks and Recreation, Police, Phoenix Convention Center, Public Works, Street Transportation, and Water Services. Approximately 52 percent of the contract spend is used by enterprise funds. The additional funds are needed for data and telecommunication supplies not previously purchased through this contract.

Contract Term

The contract term remains unchanged, ending on April 30, 2025.

Financial Impact

Upon approval of \$15,160,000 in additional funds, the revised aggregate value of the contract will not exceed \$20,160,000. Funds are available in the various departments' budgets.

Concurrence/Previous Council Action

This contract was originally approved on April 15, 2020, via Ordinance S-46521.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Finance Department.



Cabling Communication Systems Contracts - Amendments (Ordinance S-49008)

Request to authorize the City Manager, or his designee, to execute amendments to contracts 146208 with Anixter, Inc.; 146189 with BPG Technologies, LLC; 146210 with Cable Solutions, LLC; 146209 with Corporate Technology Solutions, LLC; 146369 with Fishel Company; 146234 with Graybar Electric Company, Inc.; 146188 with IES Commercial, Inc.; and 146187 with Tel Tech Networks, Inc. to extend the contract term, continue using Ordinance S-43955, and allow additional expenditures for contractors to provide equipment, installation, testing, and warranty of cabling communication systems citywide. The additional expenditures will not exceed \$3.2 million. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

Cabling communication systems connect City facilities to the data network and phone system through Internet access, phone lines, and data circuits, allowing to connect to email, instant messaging, and access to critical applications such as the City's financial accounting and reporting system and the human resources system. Cabling communication systems enable access to emergency services provided by the Police and Fire departments, provides public and employee Wi-Fi, critical network infrastructure at Sky Harbor International Airport, and telephone and network services in all City facilities. Without the cabling communication systems, users and devices will not be able to connect to their network and/or back-end systems for operations. The City's cabling communication systems are critical to operations of City departments.

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

Contract Term

Upon approval, the contracts will be extended through Oct. 9, 2023.

Financial Impact

Upon approval of \$3.2 million in additional funds, the revised aggregate value of the contracts through Oct. 9, 2023, will not exceed \$20.7 million. Funds are available in various departments budgets.

Previous Council Action

These agreements were originally approved by the City Council on Oct. 4, 2017, Ordinance S-43955.

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Information Technology Services Department.



Motorola Solutions, Inc. Master Services Agreement - Amendment (Ordinance S-49034)

Request to authorize the City Manager, or his designee, to execute an amendment under Contract 124391 with Motorola Solutions, Inc. for the purchase of ASTRO system upgrades and maintenance services for Regional Wireless Cooperative (RWC) on behalf of the Office of Government Relations. Further request an exception to the indemnity and assumption of liability provisions of Phoenix City Code Section 42-18. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$16,516,246.

Summary

This contract will provide an ASTRO system upgrade for third-party recording devices and preventative maintenance with cyber managed detection and response services for the ASTRO 25 radio network. The Regional Wireless Cooperative (RWC) is a state-of-the-art radio system managed as a partnership of 23 cities and other government agencies to provide region-wide, seamless, effective radio communication for public safety first responders across the Phoenix Metropolitan and Central Arizona region. Public safety personnel's safety and ability to respond to calls for service and critical incidents in a coordinated, safe and timely manner is heavily dependent upon the RWC's robust radio and data communications system.

Contract Term

The contract term remains unchanged, ending on June 30, 2028.

Financial Impact

Upon approval of \$16,516,246 in additional funds, the revised aggregate value of the contract will not exceed \$112,475,266. Funds are available in the various Department and RWC member's budget.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Master Services Agreement Contract 124391 RCA59598 on July 2, 2008
- Master Services Agreement Contract 124391 RCA60244 on Oct. 1, 2008
- Master Services Agreement Contract 124391 RCA60329 on Oct. 8, 2008

- Master Services Agreement Contract 124391 RCA61358 on Feb. 18, 2009
- Master Services Agreement Contract 124391 RCA62403 on June 17, 2009
- Master Services Agreement Contract 124391 RCA62993 on Sept. 30, 2009
- Master Services Agreement Contract 124391 RCA63373 on Nov. 2, 2011
- Master Services Agreement Contract 124391 RC70859 on June 19, 2013
- Master Services Agreement Contract 124391 RCA71974 on Jan. 29, 2014
- Master Services Agreement Contract 124391 RCA77334 on Nov. 9, 2016
- Master Services Agreement Contract 124391 S-43622 on June 7, 2017
- Master Services Agreement Contract 124391 S-43857 on Aug. 30, 2017
- Master Services Agreement Contract 124391 S-45584-0022 on May 1, 2019
- Master Services Agreement Contract 124391 S-46782 on June 24, 2020
- Master Services Agreement Contract 124391 S-47958 on Sept. 15, 2021

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Office of Government Relations.



**Request to Amend Youth Workforce Development Services Contracts
(Ordinance S-48996)**

Request to authorize the City Manager, or his designee, to amend Contract 154077 with Chicanos Por La Causa, Inc. (CPLC); Contract 154076 with Jewish Family & Children's Service, Inc. (JFCS); Contract 154071 with Neighborhood Ministries, Inc. (NM); and Contract 154387 with Valley of the Sun Young Men's Christian Association (YMCA) to add \$21.2 million in federal Workforce Innovation and Opportunity Act (WIOA) funds for a new aggregate value for all contracts and expenditures not to exceed \$26.5 million. Further request to authorize the City Controller to disburse all funds related to this item for the life of the contracts. Funds are available from the WIOA grant. There is no impact to the General Fund.

Summary

The City of Phoenix Human Services Department contracted with CPLC, JFCS, NM, and YMCA to provide Youth Workforce Development Services through the WIOA grant. The contractors support the delivery of innovative and comprehensive workforce development services to out-of-school youth, ages 16 to 24, and in-school youth, ages 14 to 21, who are experiencing significant barriers to education, training, and employment.

This request is to amend the original contracts to increase the aggregate authority to \$26.5 million for the foregoing contracts. The action taken on March 17, 2021, requested authority for only one year of funding (totaling \$5.3 million) instead of requesting sufficient funding for the full terms of the foregoing contracts.

The annual funding breakdown is as follows:

- CPLC: \$1,750,000;
- JFCS: \$420,000;
- NM: \$1,258,062;
- YMCA: \$1,750,000; and
- Participant Training Cost: \$121,938.

Total: \$5.3 million per year. Five-year total not to exceed \$26.5 million.

Contract Term

The term of each contract is 15 months beginning on or about April 1, 2021, through June 30, 2022, with four one-year renewal options beginning on July 1, 2022, which may be exercised at the discretion of the City Manager or his designee.

Financial Impact

The new aggregate value of the affected contracts shall not exceed \$26.5 million. Funds are available from the WIOA grant. There is no impact to the General Fund.

Concurrence/Previous Council Action

- The Phoenix Business and Workforce Development Board Executive Leadership Committee approved this item on Feb. 11, 2021.
- The Workforce and Economic Development Subcommittee approved this item on Feb. 24, 2021, by a vote of 4-0.
- The City Council approved Contracts 154077, 154076, 154071, and 154387 (Ordinance S-47403) on March 17, 2021.

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Human Services Department.



Request to Extend Contract for COVID-19 Essential Services, Operations and Homeless Support Activities (Ordinance S-48992)

Request to authorize the City Manager, or his designee, to amend and extend Contract 154900 with Central Arizona Shelter Services, Inc. (CASS) for COVID-19 related essential services, operations, and homeless support activities to Sept. 30, 2023. The value of the contract will remain unchanged and will not exceed \$2.4 million. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

On Feb. 17, 2021, the City Council approved a \$4 million allocation of funding for the Human Services Campus (HSC) and CASS to fund homeless support activities to prevent, prepare for and respond to the COVID-19 pandemic for those experiencing homelessness. The funding distribution is as follows:

- Human Services Campus: \$1.6 million; and
- CASS: \$2.4 million.

The U.S. Department of Housing and Urban Development (HUD) has extended the expenditure deadline for Emergency Solutions Grant CARES Act (ESG-CV) funds. As such, staff are requesting to extend the contract to align the expiration dates with that of HUD.

Contract Term

The term of the extension period will be from Oct. 1, 2022, through Sept. 30, 2023. The initial term of the contract was April 1, 2021, to Sept. 30, 2022.

Financial Impact

The total contract value will remain unchanged and will not exceed \$2.4 million over the life of the contracts. Funding is available from a combination of ESG-CV and Community Development Block Grant funds from HUD. There is no impact to the General Fund.

Concurrence/Previous Council Action

On Jan. 21, 2021, the Land Use and Livability Subcommittee recommended City Council approval of broad allocations of ESG-CV funds 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 approved a Substantial Amendment to the 2015-20 Consolidated Plan's 2019-20 Annual Action Plan with Ordinance S-47330 and directed additional funding to CASS and the HSC.

On April 7, 2021, the City Council approved Contract 154900 with Ordinance S-47463.

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Human Services Department.



Request to Extend Contract with UMOM New Day Centers for COVID-19 Rapid Rehousing Case Management Services (Ordinance S-49001)

Request to authorize the City Manager, or his designee, to amend Contract 154450 with UMOM New Day Centers, Inc. (UMOM) for rapid rehousing case management services to families impacted by the COVID-19 pandemic to extend the term of the contract through Sept. 30, 2023. The contract total will remain unchanged and will not exceed \$507,740 over the life of the contract. Further request to authorize the City Controller to disburse all funds related to this item. Funding is available from one-time Emergency Solutions Grant (ESG) monies from the U.S. Department of Housing and Urban Development (HUD). There is no impact to the General Fund.

Summary

UMOM provides rapid rehousing case management services to families impacted by the COVID-19 pandemic. These services include housing relocation and stabilization services and/or short- and/or medium-term rental assistance to help individuals or families living in shelters or in places not meant for human habitation to move into permanent housing and achieve stability in that housing.

Contract Term

The extension period will begin on or about Oct. 1, 2022, through Sept. 30, 2023.

Financial Impact

The total value of this contract shall not exceed \$507,740. Funding is available from one-time ESG funds through HUD. There is no impact to the General Fund.

Concurrence/Previous Council Action

The City Council approved Contract 154450 (Ordinance S-47502) on April 21, 2021.

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Human Services Department.



Request to Amend Contract with Community Bridges, Inc. for Rapid Rehousing Bridge Support (Ordinance S-48997)

Request to authorize the City Manager, or his designee, to amend Contract 147511 with Community Bridges, Inc. (CBI) to add \$136,817 in Emergency Solutions Grant (ESG) funds for a new contract amount totaling \$311,482. Further request to authorize the City Controller to disburse all funds related to this item for the life of the contract.

Summary

CBI provides rapid rehousing bridge support for individuals moving from homelessness to permanent housing. Rapid rehousing activities include housing stabilization services and/or short- and medium-term rental assistance. Persons enrolled in a housing program are engaged with preliminary stabilization services while they participate in activities necessary to obtain appropriate housing. The goal is to increase the rate of engagement leading to housing and decrease the length of time between engagement and housing.

Contract Term

The term of the current contract extension is from July 1, 2022, to June 30, 2023.

Financial Impact

The new contract amount will not exceed \$311,482 for the term of the contract. Funds are available from ESG. There is no impact to the General Fund.

Concurrence/Previous Council Action

On May 2, 2018, the City Council approved the initial contract with Ordinance S-44540.

On May 15, 2019, the City Council approved exercising the extension options for CBI with Ordinance S-45647.

On Nov. 4, 2020, the City Council authorized a contract extension for CBI through June 30, 2022, with Ordinance S-47035.

On Feb. 16, 2022, the City Council authorized a contract extension for CBI through

June 30, 2023, with Ordinance S-48335.

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Human Services Department.



Request to Amend Contract with Human Services Campus, Inc. for COVID-19 Essential Services, Operation and Homeless Support Activities (Ordinance S-49031)

Request to authorize the City Manager, or his designee, to amend Contract 154870 with the Human Services Campus, Inc. (HSC) for COVID-19 related essential services, operations, and homeless support activities to add \$2.6 million for a new total contract value not to exceed \$5.3 million. Further request to authorize the City Controller to disburse all funds related to this item. Funding is available from the American Rescue Plan Act (ARPA). There is no impact to the General Fund.

Summary

On Feb. 3, 2021, the City Council approved an increase in the number of shelter beds at the HSC with Ordinance G-6799. Through their contract, HSC provides homeless support activities to prevent, prepare for and respond to the COVID-19 pandemic in one of the City's most vulnerable populations and allow those individuals to move into shelters at a much quicker pace. The HSC utilizes funding to support the needs of the campus partners for essential services, operations and/or homeless support activities.

Contract Term

The term of the contract is from April 1, 2021, through Dec. 31, 2024.

Financial Impact

The new contract value will be \$5.3 million. Funding is available from the American Rescue Plan Act. There is no impact to the General Fund.

Concurrence/Previous Council Action

On Jan. 21, 2021, the Land Use and Livability Subcommittee recommended City Council approval of broad allocations of ESG-CV2 funds 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. 3, 2021, the City Council approved the increase of the amount of shelter beds at the Human Services Campus with Ordinance G-6799.

On Feb. 17, 2021, the City Council approved a Substantial Amendment to the 2015-2020 Consolidated Plan's 2019-2020 Annual Action Plan with Ordinance S-47330 and directed a \$1.6 million allocation from those funds to go to the HSC.

On April 7, 2021, the City Council approved Contract 154870 with Ordinance S-47463.

On April 20, 2022, the City Council approved additional funding and extension options to Contract 154870 with Ordinance S-48546.

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Human Services Department.



Request to Enter into Contract with Lutheran Social Services of the Southwest (Ordinance S-49012)

Request to authorize the City Manager, or his designee, to enter into an agreement with Lutheran Social Services of the Southwest (LSS) for COVID-19 Homeless Outreach, Navigation and Emergency Shelter Services. The total value of the contract will not exceed \$931,000. Further request to authorize the City Controller to disburse all funds related to this item. Funding is available from the City's allocation of the American Rescue Plan Act (ARPA) received from the federal government and is part of the Homelessness Projects program of the strategic plan.

Summary

LSS's Interfaith Homeless Emergency Lodging Program (I-HELP) provides overnight emergency shelter to those experiencing homelessness and case management to help them move from crisis to stability. The LSS I-HELP creates a personalized service plan for each participant and outlines the steps necessary for a transition to a life of stability. In addition, the LSS I-HELP will provide crucial information to health care resources including: substance abuse; behavioral health counseling; primary care and health screening; employment and job training resources; and housing and benefits advocacy. This model also supports health and wellness through prevention, access to care, shared resources and advocacy. LSS began planning and outreach to various congregations in August to begin the process to open beds early next calendar year.

Contract Term

The term of the contract will begin on or about Aug. 1, 2022, through June 30, 2023, with one option to extend through Dec. 29, 2024, which may be exercised by the City Manager or designee.

Financial Impact

The total value of the contract will not exceed \$931,000. Funding is available from ARPA and is part of the Homelessness Projects program. There is no impact to the General Fund.

Concurrence/Previous Council Action

On June 7, 2022, services were approved by the City Council at the Policy Session as

part of the ARPA Second Tranche Strategic Plan.

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Human Services Department.



Abandoned Shopping Cart Retrieval Services - Requirements Contract (Ordinance S-49021)

Request to authorize the City Manager, or his designee, to enter into an agreement with Arizona Cart Services, Inc., to provide Abandoned Shopping Cart Retrieval Services for the Neighborhood Services Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$300,000.

Summary

This contract will provide abandoned shopping cart retrieval services in accordance with Arizona Revised Statutes (A.R.S.) Title 44, Chapter 11, Article 19, 44-1799.31 et seq., and Vehicle Signage A.R.S. 44-1799.34(C). Abandoned shopping carts pose safety issues to pedestrians and motorists and invite more serious blight issues within neighborhoods. The services support the City Manager's neighborhoods and livability strategic plan to enforce compliance with City ordinances to prevent blight, illegal activities, and deterioration to ensure a quality community.

Procurement Information

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

One vendor submitted a proposal deemed responsive and responsible. An evaluation committee of City staff evaluated those offers based on the following criteria with a maximum possible point total of 1,000:

Method of Approach (0-400 points);
Experience and Qualifications (0-300 points);
Capacity (0-200 points); and
Price (0-100 points).

After reaching consensus, the evaluation committee recommends award to the following vendor(s):

Arizona Cart Services, Inc., 725 points.

The Assistant Finance Director recommends the offer from Arizona Cart Services, Inc. be accepted as the highest scored, responsive and responsible offer most advantageous to the City.

Contract Term

The contract will begin on or about Oct. 31, 2022, for a one-year term with four one-year options to extend.

Financial Impact

The aggregate contract value will not exceed \$300,000.

Funding is available in the Neighborhood Services Department operating budget.

Concurrence/Previous Council Action

The Community and Cultural Investment Subcommittee recommended approval of this item on Sept. 7, 2022, by a 4-0 vote.

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Neighborhood Services Department.



Artist Construction Oversight Contract for the Drought Pipeline Public Art Project (Ordinance S-49005)

Request to authorize the City Manager, or his designee, to enter into a contract with artist Mary Shindell (AZ) for an amount not to exceed \$65,000 to work with the project engineering and construction team to oversee the installation of two art walls being built as a part of the Drought Pipeline Relocation Project. One wall will be located at 20th St. and Northview Ave. and the second at 22nd St. and Maryland Ave. in Phoenix. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Fiscal Year 2022-27 Public Art Project Plan includes a project to commission an artist to work with the community and the Water Services Department to design two walls being built as a part of the Drought Pipeline Relocation Project.

On April 1, 2021, a four-person artist selection panel reviewed a pool of 34 artists who had responded to a City-issued Request for Qualifications (RFQ) and recommended Mary Shindell. The panel based its decision on Ms. Shindell's ability to work well with the community and design teams, her expertise in creating exemplary works of public art with highly durable materials, and her potential to design walls that suit the needs of the community and site.

The selection panel included MB Finnerty, Public Art Program Manager for Valley Metro; Mia B. Adams, local artist; Bill Muster, community representative; and Clayton Freed, Civil Engineer for Water Services Department.

Financial Impact

The North 32nd and Drought Pipeline Neighborhood Enhancements Project is one of 39 projects in the Fiscal Year 2022-27 Public Art Project Plan that City Council approved on June 15, 2022. The Art Plan includes \$808,473 for this project. The proposed \$65,000 design contract will cover all costs related to the artist's working with City staff and the project engineering and construction teams to review samples, materials, and on-site work for the two art walls in this project. The percent-for-art funds for this project come from the Water Services Department Capital Improvement

Program.

Concurrence/Previous Council Action

The Phoenix Arts and Culture Commission reviewed and unanimously recommended this item for approval at its Aug. 9, 2022 meeting.

Location

20th St. and Northview Ave., and 22nd St. and Maryland Ave.

Council Districts: 3 and 6

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Office of Arts and Culture.



Recreation Management Software Application Upgrades (Ordinance S-49023)

Request to authorize the City Manager, or his designee, to amend Contract 148327 with Active Network, LLC, to include enhancements to the Parks and Recreation Department's recreation management software. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate value will not exceed \$106,400.

Summary

The Parks and Recreation Department currently utilizes the recreation management software application for facility rentals, activity registration, membership management, league management, point of sale, reports and credit card processing. Active Network is offering a new feature, ActiveNet Hub, that will allow the department to produce enhanced statistical reports and include the ability to display metrics graphically to analyze trends. The department will also engage Active Network to document the system's key software configuration settings, which will streamline the ability to optimize additional features as the system continues to grow.

Because the existing contract with Active Network is revenue-based, a payment authority does not currently exist for this contract in order to purchase the software enhancements.

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

Contract Term

The contract term remains unchanged and expires Aug. 31, 2028, making Active Network a sole-source provider of the proprietary functions being provided.

Financial Impact

Initial expenditures will be \$31,400; thereafter, annual costs will be \$15,000 until the contract expires in 2028. The aggregate value will not exceed \$106,400. Funds are available in the Parks and Recreation Department's budget.

Concurrence/Previous Council Action

City Council authorized Contract 148327 at its Oct. 16, 2019 Formal meeting.

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Parks and Recreation Department.



Athletic and Physical Education Supplies, Equipment and Related Products - Amendment - RFP 16-SRD-010 (Ordinance S-49032)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 146059 with Gopher Sport to extend contract term. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed; request to continue using Ordinance S-42868.

Summary

This contract will allow the Parks and Recreation Department to purchase recreation supplies/equipment to replace aging equipment and promote the safety of the participants. These supplies and equipment support the Parks and Recreation daily operations in offering a variety of activities that provide health, physical, educational and social benefits to residents.

Contract Term

Upon approval, the contract will be extended through Sept. 30, 2023.

Financial Impact

The aggregate value of the contract will not exceed \$1,000,000, and no additional funds are needed.

Concurrence/Previous Council Action

The City Council previously reviewed this request for Athletic and Physical Education Supplies, Equipment and Related Products Contract 146059 (Ordinance S-42868) on Sept. 21, 2016.

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Parks and Recreation Department.



Authorization to Amend City Contract 121451-DPR and Enter into Other Agreements as Necessary with RED CityScape Development, LLC, to Fund Patriots Park Improvements (Ordinance S-49020)

Request to authorize the City Manager, or his designee, to amend City Contract 121451-DPR and enter into any other necessary agreements with RED CityScape Development, LLC, or its affiliates (collectively, RED), to fund Patriots Park improvements. Also, request authorization for the City Controller to disburse funds associated with this request. There is no impact to the General Fund as a result of this action. Funding is available in the Downtown Community Reinvestment Fund.

Summary

In February 2006, City Council authorized the issuance of a Request for Proposals for the redevelopment of Patriots Park (also known as CityScape or Block 77). In October 2006, City Council approved an agreement with RED to redevelop the block into a mixed-use development while maintaining 50 percent open space per the property's Covenants, Conditions, and Restrictions. Since the initial Cityscape redevelopment, Patriots Park remains under City ownership while the lease agreement allows RED to operate the space. The heavily used downtown park is nearly 13 years old and no significant capital investment has been made in that time. In addition, the ongoing light rail downtown hub construction of a new station immediately adjacent to the park has had a significant impact on the dedicated park space, adding an additional level of stress on the aging parking improvements.

RED is proposing to make an estimated \$1.5 million in park improvements over the next year. The City will pay RED up to \$250,000 annually for three years for the necessary park improvements. The total City's obligation for the park improvements is not to exceed \$750,000. The remainder of the park improvements will be funded by RED. RED must comply with Title 34 of the Arizona Revised Statutes in constructing the park improvements. Design specifics and costs of the park improvements must be pre-approved by the City's Parks and Recreation and Community and Economic Development departments prior to commencement of construction.

Contract Term

The term of the agreement to reimburse RED for the park improvements is for three years.

Financial Impact

There is no impact to the General Fund as a result of this action. Funding is available in Downtown Community Reinvestment Fund.

Location

One block, bounded by 1st Avenue, Central Avenue, Washington Street and Jefferson Street

Council District: 7

Responsible Department

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



Parking Management Services (Ordinance S-49010)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 144250 with Ace Parking Management, Inc. to provide parking management services for the 100 West properties parking structures. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse all funds related to this item over the life of the contract term. The additional expenditures will not exceed \$1,200,000.

Summary

In October 2021, the City of Phoenix purchased the former Wells Fargo downtown properties, including a 27-story office tower and two parking structures. The assets are primarily located at 100 W. Washington St. and 303 N. 2nd Ave. Since that time, the parking structures have been managed through the services of Jones Lang LaSalle America, Inc. (JLL). The Phoenix Convention Center Department is responsible for the management and operations of the City's downtown parking facilities and recommends transitioning the management of the parking operations from the JLL contract to an existing contract with Ace Parking Management, Inc. This transition will allow for greater operating efficiencies, create continuity of operations, and will be cost neutral to the city.

Contract Term

The contract term remains unchanged through June 30, 2024.

Financial Impact

Upon approval of \$1,200,000 in additional funds, the revised aggregate value of the contract will not exceed \$6,833,880. Funds are available in the Phoenix Convention Center Department operating budget.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

Ace Parking Management, Inc. Contract 144250 (Ordinance S-43023) on Nov. 30, 2016

Location

Plaza Garage - 100 W. Washington St.

2nd Avenue Garage - 303 N. 2nd Ave.

Council District: 7

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Phoenix Convention Center Department.



Contract with the Greater Phoenix Chamber Foundation for the ElevateEdAZ Education Workforce Development Program (Ordinance S-49007)

Request to authorize the City Manager, or his designee, to contract with the Greater Phoenix Chamber Foundation to expand ElevateEdAZ, the Foundation's education workforce development program, in Phoenix public schools. Further request authorization for the City Controller to disburse funds related to this request. Funding for this program is available in the General Fund and will not exceed \$750,000.

Summary

In 2020, the Foundation embarked on a work-based learning initiative pilot program for secondary education. It convened business and education stakeholders to create a strategic plan and launched ElevateEdAZ in partnership with the Phoenix Union High School District (PXU). Over the 2021-2022 school year, ElevateEdAZ expanded to five schools across PXU, including Academies at South Mountain, Phoenix Coding Academy, Metro Tech, and Trevor Browne. The Foundation, a 501(c)(3) organization, works with school partners to support students in completing industry-recognized credentials, attain early post-secondary credit, and participate in work-based learning experiences, such as internships and job shadowing.

ElevateEdAZ works closely with Career and Technical Education programs focused on preparing students for careers in high-wage occupations within high-demand industry sectors.

ElevateEdAZ's goals are to increase the number of students completing high-wage, high-demand career pathways; increase attainment of industry-recognized credentials and early post-secondary credit; provide more students with opportunities to apply academics through work-based learning experiences; and empower educators with industry knowledge to align classroom learning with workforce needs.

Contracting with this program would facilitate the Mayor and City Council's priority of developing Phoenix's future workforce by: supporting aptitude and interest assessments to help students determine their career paths; developing an integrated study skills curriculum; fostering critical thinking skills; and establishing a culture for learning that communicates high expectations.

If approved, this funding will: expand ElevateEdAZ's staffing capacity to serve two additional schools in PXU, Alhambra and Betty Fairfax High Schools, as well as two schools in other districts that serve Phoenix students, specifically Paradise Valley High School and a high school located in the Deer Valley Unified School District; provide an aptitude and interest assessment for all participating students; fund career awareness events, and student and teacher incentive to accelerate outcomes. Deliverables for this funding include providing 4,000+ students with career exposure into high-wage, high-demand, high-skill occupations and 100+ educators with externships to engage in industry activities to learn how classroom content and learning are applied in the workplace.

Procurement Information

In compliance with Administrative Regulation 3.10, an exception to the procurement process was approved to select this vendor. A direct selection was made as the Greater Phoenix Chamber Foundation is the only organization in Arizona with a license to implement the national ElevateED program. Additionally, the Foundation's established relations with PXU will expedite a successful expansion of this program to additional schools in Phoenix.

Contract Term

If approved, the contract will begin as soon as possible with a one-year term.

Financial Impact

The aggregate amount of the ElevateEdAZ Program Expansion Project is \$750,000. Funding is available in the Community and Economic Development Department's budget.

Responsible Department

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



Salvage Vehicles Contract - IFB 23-005 (Ordinance S-49009)

Request to authorize the City Manager, or his designee, to enter into a contract with The David J. Joseph Company doing business as U-Pull-And-Pay LLC, to provide salvage vehicles on an as-needed basis for training purposes for the Phoenix Fire Department (PFD). Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$195,000.

Summary

This contract will provide salvage vehicles for all levels of firefighter training, such as recruit, probationary, department and ladder training. Salvage vehicles are used for victim extrication, vehicle stabilization, door removal and roof removal training. This contract will support the City of Phoenix Public Safety Strategic Plan by providing public safety workers with the tools necessary to professionally meet city and regional public safety needs.

Procurement Information

An Invitation for Bid procurement was processed in accordance with City of Phoenix Administrative Regulation 3.10.

One vendor submitted a bid deemed to be responsive to posted specifications and responsible to provide the required goods and services. Following an evaluation based on comparisons with market prices and previous contracts for these services, the procurement officer recommends award to the following vendor:

The David J. Joseph Company doing business as U-Pull-And-Pay LLC.

Contract Term

The five-year contract will begin on or about Oct. 1, 2022.

Financial Impact

The aggregate contract value will not exceed \$195,000. Funding is available in the Fire Department's budget.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Fire Department.



Enter into Agreements for Fire Station Alerting System Services and Equipment with U.S. Digital Designs, Inc. and Request Indemnification and Liability Exemptions (Ordinance S-48998)

Request to authorize the City Manager, or his designee, to enter into agreements with U.S. Digital Designs, Inc. (USDD) for station alerting system services and equipment for the Fire Department. Additionally, request to authorize the City Manager, or his designee, to grant an exemption from the indemnification and liability provisions of section 42-18 of the City Code and allow inclusion of indemnification and limitation of liability provisions in the agreements. Further request authorization for the City Controller to disburse all funds in an amount not to exceed \$12,500,000 over the life of the five-year contract.

Summary

The Phoenix Fire Department (PFD) is currently utilizing proprietary software and equipment (station alerting system) critical to the regional dispatch system, fire, and emergency medical response for the Phoenix Fire Department and all Computer Aided Dispatch (CAD) partners. Fire station alerting equipment, refers to the equipment in fire stations that notifies firefighters on shift they are being dispatched on an emergency call. The systems manufactured by USDD are installed in all regional fire stations and contracted private ambulances at 183 locations. The equipment and maintenance are proprietary. In addition, the USDD alerting system has an interface with the current Northrup Grumman CAD system and the Motorola radio system. This combination of services, components and interfaces is used to facilitate seamless dispatching for first responders around the valley.

Additionally, information technology companies such as USDD provide increasingly complex products and services and will not agree to fully indemnify the City nor accept unlimited liability. Granting an exception would authorize the City to negotiate indemnification and assumption of liability provisions that best protect the City while still being aligned with information technology industry standards and acceptable to USDD.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as

a result of a Determination Memo citing the unusual nature of the goods and services that require a specific vendor.

Contract Term

These five-year contracts will begin on or about Oct. 1, 2022.

Financial Impact

The aggregate value of both contracts will not to exceed \$12,500,000 over the life of the five-year contracts. Funds are available in the Fire Department's budget.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Fire Department.



Enter into an Agreement for Fire Ground Survival Training and Request Indemnification and Liability Exemptions (Ordinance S-49035)

Request authorization for the City Manager, or his designee, to enter into an agreement with the International Association of Fire Fighters (IAFF) to provide fire ground survival training to the Fire Department. There are no fees associated with this agreement.

Summary

The IAFF will provide the IAFF Fire Ground Survival (FGS) Train-the-Trainer Course to Phoenix Fire Department employees. The FGS Train-the-Trainer Program is part of the IAFF's Fire Ground Survival Program. The purpose of the IAFF FGS Program is to ensure that training for prevention and operations of a MAYDAY situation when a firefighter is lost or trapped during an emergency are consistent between all fire fighters, company officers, and chief officers. Fire fighters must be trained to perform potentially life-saving actions if they become lost, disoriented, injured, low on air, or trapped. These training exercises must be consistent throughout the fire service and across the nation.

The IAFF FGS Program applies the lessons learned from Fire Fighter Fatality Investigations conducted by the National Institute for Occupational Safety and Health (NIOSH) and was developed by a committee of subject matter experts from the IAFF, the International Association of Fire Chiefs, and NIOSH. The IAFF is the only agency that provides the training program necessary to become a certified IAFF Fire Ground Survival Trainer. The IAFF FGS Program is the most comprehensive survival skills and MAYDAY prevention program currently available within the fire service. Incorporating federal regulations, proven incident management best practices, survival techniques from leaders in the field, and real case studies from experienced fire fighters, the FGS Program aims to educate all fire fighters to be prepared for the worst case scenario.

Equipment necessary for this training was purchased through a Purchase Order pursuant to the Safeware Cooperative Purchasing Agreement 22-037 for Public Safety, Preparedness, Safety Equipment and Solutions, City of Phoenix Contract 156094.

Additionally, granting an exception would authorize the City to negotiate

indemnification and assumption of liability provisions that best protect the City as IAFF will not agree to fully indemnify the City nor accept unlimited liability.

Contract Term

The term of the agreement shall commence upon execution and continue through Oct. 20, 2022.

Financial Impact

There are no fees associated with this agreement.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Fire Department.



Arizona Coliseum and Exposition Center Request for Police Services for 2022 Arizona State Fair (Ordinance S-49019)

Request to authorize the City Manager, or his designee, to enter into an agreement with the Arizona Coliseum and Exposition Center for the Phoenix Police (PPD) and the Neighborhood Services departments (NSD) to provide increased traffic enforcement, perimeter security, proactive police patrol, permit parking enforcement, and vending enforcement. The Arizona Coliseum and Exposition Center will pay \$31,500 for these services. Further request authorization for the City Treasurer to accept, and the City Controller to disburse, all funds related to this item.

Summary

As far back as 1987, PPD and NSD have partnered with the Arizona Coliseum and Exposition Center to provide increased traffic enforcement, perimeter security, and proactive patrol in the area surrounding the fair grounds. The intent of this agreement is to recover costs associated with these services during the State Fair. Additionally, the Finance Department Tax Enforcement Section receives space at no charge for licensing and collection of taxes from vendors.

Contract Term

Services will take place from Sept. 23, 2022 through Oct. 30, 2022.

Financial Impact

The amount to be recovered is \$19,000 by PPD and \$12,500 by NSD.

Location

The area surrounding the Arizona State Fairgrounds located at 1826 W. McDowell Road.

Council District: 4

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Police Department.



Authorization to Amend Ordinance for FY 2019 Enhanced Collaborative Model Task Force to Combat Human Trafficking Grant (Ordinance S-49028)

Request to authorize the City Manager, or his designee, to amend Ordinance S-45987 to extend the agreement with the Bureau of Justice Assistance for the FY 2019 Enhanced Collaborative Model Task Force to Combat Human Trafficking Grant. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary

In August 2019, the City Council approved the agreement for the FY 2019 Enhanced Collaborative Model Task Force to Combat Human Trafficking Grant, in the amount of \$1.2 million from the Bureau of Justice Assistance grant funds. The purpose of this grant was to support the development and enhancement of a multidisciplinary human trafficking task force that implemented collaborative approaches to combat all forms of human trafficking within the United States.

Funding from the FY 2019 grant will be utilized for personnel, overtime, related fringe benefits, travel expenses, equipment, supplies, and to fund a sub-award to the Arizona State University for the research and evaluation of the grant. The focus of this funding is to provide support to law enforcement entities to continue building capacity and operational effectiveness as a core member of a collaborative, multidisciplinary human trafficking task force.

Contract Term

The current term of the grant agreement from Oct. 1, 2019 through Sept. 30, 2022, will be extended through Sept. 30, 2023.

Financial Impact

Matching funds have been met and no additional funds are awarded.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Police Department.



**Third-Party Monitoring Consultant Contract - Amendment - RFQ 21-096
(Ordinance S-49022)**

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 153991 with 21st Century Policing, LLC (21CP) to extend the contract term. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are required, request to continue using Ordinance S-48128.

Summary

This contract will provide the Phoenix Police Department continued services under the scopes of work for this contract and all amendments, on an as-needed basis, to complete any work that remains under the scopes and as directed by the City.

Contract Term

Upon approval, the contract will be extended through Sept. 17, 2023.

Financial Impact

The aggregate value of the contract will not exceed \$395,000 and no additional funds are needed.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Third-Party Monitoring Consultant Contract 153991 Ordinance S-47415 on March 17, 2021;
- Third-Party Monitoring Consultant Contract 153991 Ordinance S-47790 on Sept. 9, 2021; and
- Third-Party Monitoring Consultant Contract 153991 Ordinance S-48128 on Nov. 17, 2021.

Responsible Department

This item is submitted by City Manager Jeffrey Barton, Assistant City Manager Lori Bays, and the Police and Law departments.



(CONTINUED FROM SEPT. 7, 2022) - Miscellaneous Building Repairs Agreement (Ordinance S-48966)

Request to authorize the City Manager, or his designee, to enter into separate agreements with: Skyline Builders & Restoration, Inc.; BWC Enterprise, Inc. dba Woodruff Construction; and Bio Janitorial Service, Inc., for miscellaneous building repairs to be used on an as-needed basis in City-owned facilities. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate value of the agreements will not exceed \$1.35 million.

Summary

The Public Works Department is responsible for maintaining City-owned facilities. These services will be used for commercial maintenance, incidental building repairs, and tenant improvement services for over 600 City-owned facilities. The services will be used on an as-needed basis to provide Public Works with additional support with increased building repairs and tenant improvements for various customer departments. In addition to minor repair projects, these agreements will provide regular preventative maintenance services that are necessary to enhance aesthetics and extend the useful life of City-owned structures and properties.

Procurement Information

Invitation for Bid 23-FMD-013 was conducted in accordance with Administrative Regulation 3.10. Three offers were received by the Public Works Department Procurement Services Division on April 20, 2022. The offers were evaluated based on price, responsiveness to all specifications, terms and conditions, and the responsibility to provide the required services. The offers submitted by Skyline Builders & Restoration, Inc.; BWC Enterprise, Inc. dba Woodruff Construction; and Bio Janitorial Service, Inc. were deemed fair and reasonable.

Skyline Builders & Restoration, Inc.: \$4,610 bid total
BWC Enterprise, Inc. dba Woodruff Construction: \$7,320 bid total
Bio Janitorial Service, Inc.: \$8,377.50 bid total

Contract Term

The one-year term of the contracts will begin on or about Oct. 1, 2022. The contracts

will include two one-year options to extend the term, for a total contract term of up to three years if all options are exercised.

Financial Impact

The aggregate value of the agreements, including all option years, is \$1.35 million, including all applicable taxes, with an estimated annual expenditure of \$450,000.

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

Responsible Department

This item is submitted by Deputy City Manager Karen Peters and the Public Works Department.



City of Phoenix

To: Karen Peters
Deputy City Manager

Date: September 6, 2022

From: Joe Giudice
Public Works Director

Subject: CONTINUANCE OF ITEM 31 ON THE SEPTEMBER 7, 2022 FORMAL AGENDA
– MISCELLANEOUS BUILDING REPAIRS AGREEMENT – ORDINANCE S-48966

Item #31 is a request to enter into separate agreements with Skyline Builders and Restoration, Inc.; BWC Enterprise, Inc. dba Woodruff Construction; and Bio Janitorial Service, Inc., for miscellaneous building repairs to be used on an as-needed basis in City-owned facilities.

Staff recommends continuing this item to the September 21, 2022 City Council Formal meeting to allow additional time to evaluate feedback and answer questions from City Council members.

Approved: _____

Karen Peters
Deputy City Manager



(CONTINUED FROM SEPT. 7, 2022) - Electrical Services Agreement Invitation Request for Award for Bid 23-FMD-014 (Ordinance S-48967)

Request to authorize the City Manager, or his designee, to enter into separate agreements with: Hawkeye Electric, Inc.; JFK Electrical Contracting Enterprises, Inc.; Russell E. Kurz doing business as Performance Electric; and Sabino Electric, Inc., to provide electrical services in City-owned facilities. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate value of the agreements will not exceed \$6,609,600.

Summary

The Public Works Department is responsible for maintaining and repairing electrical components in numerous City-owned facilities. These electrical services provide the installation of electrical equipment in buildings, repair and replacement of cables and wires, installation and repair of service entrance sections, and other necessary electrical services on an as-needed basis. These electrical services are necessary to help ensure electrical systems are properly maintained and all code requirements are met for the safety of employees, residents, and the public. This agreement provides back-up services to augment and support the City's Electricians trained and assigned to these functions. This agreement is also used by the Phoenix Convention Center and Water Services departments.

Procurement Information

In accordance with Administrative Regulation 3.10 Invitation for Bid 23-FMD-014, four offers were received by the Public Works Department Procurement Services Division on May 11, 2022. The offers were evaluated based on price, responsiveness to all specifications, terms and conditions, and responsibility to provide the required services. The offers submitted by Hawkeye Electric, Inc.; JFK Electrical Contracting Enterprises, Inc.; Russell E. Kurz doing business as Performance Electric; and Sabino Electric, Inc. were deemed fair and reasonable.

Group A - Journeyman

Hawkeye Electric, Inc.: \$389,960 bid total; and
Sabino Electric, Inc.: \$544,000 bid total

Group B - Skilled Electrician

Hawkeye Electric, Inc.: 389,960 bid total;

JFK Electrical Contracting Enterprises, Inc.: \$431,000 bid total;

Russell E. Kurz doing business as Performance Electric: \$271,550 bid total; and

Sabino Electric, Inc.: \$469,000 bid total

Group C - Apprentice/Helper

Hawkeye Electric, Inc.: \$90,250 bid total; and

Sabino Electric, Inc.: \$158,500 bid total

Contract Term

The agreements will begin on or about Oct. 1, 2022 for a one-year term, with two one-year options to extend.

Financial Impact

The aggregate value of the agreements, including all option years, is \$6,609,600, including all applicable taxes, with an estimated annual expenditure of \$2,203,200.

Funding is available in the Phoenix Convention Center, Water Services, and Public Works departments' budgets.

Responsible Department

This item is submitted by Deputy City Managers Inger Erickson and Karen Peters, and the Phoenix Convention Center, Water Services, and Public Works departments.



City of Phoenix

To: Karen Peters
Deputy City Manager

Date: September 6, 2022

From: Joe Giudice
Public Works Director

Subject: CONTINUANCE OF ITEM 32 ON THE SEPTEMBER 7, 2022 FORMAL AGENDA
– ELECTRICAL SERVICES AGREEMENT INVITATION REQUEST FOR
AWARD FOR BID 23-FMD-014 -ORDINANCE S-48967

Item #32 is a request to enter into separate agreements with Hawkeye Electric, Inc.; JFK Electrical Contracting Enterprises, Inc.; Russell E. Kurz doing business as Performance Electric; and Sabino Electric, Inc., to provide electrical services in City-owned facilities.

Staff recommends continuing this item to the September 21, 2022 City Council Formal meeting to allow additional time to evaluate feedback and answer questions from City Council members.

Approved: _____


Karen Peters
Deputy City Manager



*****ITEM REVISED (SEE ATTACHED MEMO)*** (CONTINUED FROM SEPT. 7, 2022)**
- Heating, Ventilation, and Air Conditioning Maintenance, Repair, and Replacement Services Agreement (Ordinance S-48971)

Request to authorize the City Manager, or his designee, to enter into separate agreements with: Artic Air Heating & Cooling, Inc.; Crawford Mechanical Services, LLC; HACI Service, LLC; Chiller Services, Inc.; United Technologies, LLC doing business as UNI-TECH; and A Quality HVAC Services, LLC to provide heating, ventilation, and air conditioning (HVAC) maintenance and repair services in City-owned facilities. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate value of the agreements will not exceed \$10,086,000.

Summary

The Public Works Department is responsible for maintaining and repairing the HVAC systems and equipment in numerous City-owned facilities. The agreements provide back-up services to augment and support the City's HVAC staff trained and assigned to responding to urgent and routine service requests. The agreements provide regular maintenance, necessary repairs, and the replacement of system components to ensure facility air conditioning and heating systems are operating properly, effectively, and efficiently. These services are necessary for the health and safety of employees, residents, and the public in City-owned facilities. These agreements will also provide services for facilities maintained by the Aviation Department and Phoenix Convention Center.

Procurement Information

Invitation for Bid 23-FMD-016 was conducted in accordance with Administrative Regulation 3.10. Nine offers were received by the Public Works Department Procurement Services Division on May 25, 2022. The offers were evaluated based on price, responsiveness to all specifications, terms and conditions, and responsibility to provide the required services. The offers submitted by Artic Air Heating & Cooling, Inc.; Crawford Mechanical Services, LLC; HACI Service, LLC doing business as UNI-TECH; Chiller Services, Inc.; United Technologies, LLC; and A Quality HVAC Services, LLC were deemed fair and reasonable.

See **Attachment A** for the bid summary of offers submitted for Groups 1-7.

Contract Term

The agreements will begin on or about Oct. 1, 2022, for a one-year term with two one-year options to extend.

Financial Impact

The aggregate value of the agreements, including all option years, will not exceed \$10,086,000, including all applicable taxes, with an estimated annual expenditure of \$3,362,000.

Funding is available in the Aviation, Phoenix Convention Center, and Public Works Departments' budgets.

Responsible Department

This item is submitted by Mario Paniagua, Inger Erickson, and Karen Peters, and the Aviation, Phoenix Convention Center, and Public Works departments.



City of Phoenix

To: Karen Peters
Deputy City Manager

Date: September 14, 2022

From: Joe Giudice
Public Works Director

Subject: CORRECTION OF AGENDA ITEM 68 ON THE SEPTEMBER 21, 2022 FORMAL AGENDA - HEATING, VENTILATION, AND AIR CONDITIONING MAINTENANCE, REPAIR, AND REPLACEMENT SERVICES AGREEMENT - ORDINANCE S-48971

Item 68 is a request to enter into separate agreements with Artic Air Heating & Cooling, Inc.; Crawford Mechanical Services, LLC; HACI Service, LLC; Chiller Services, Inc.; United Technologies, LLC doing business as UNI-TECH; and A Quality HVAC Services, LLC to provide heating, ventilation, and air conditioning (HVAC) maintenance and repair services in City-owned facilities.

Staff requests a correction to the City Council report and Attachment A due to recently being informed of an entity change with the acquisition of United Technologies, LLC doing business as UNI-TECH by Pueblo Mechanical & Controls, LLC. This correction is needed for the City to have authorization to enter into an agreement with Pueblo Mechanical & Controls, LLC with City Council approval.

Approved: _____


Karen Peters
Deputy City Manager

Attachment A - Bid Summary

IFB 23-FMD-016 HVAC Maintenance, Repair, and Replacement Services Award Recommendation

Offeror	Group I - Commercial		Group II - Residential		Group III - Duct Design, Installation, and Fabrication		Group IV - Low Temperature Coolers/Freezers		Group V - Commercial (Aviation Only)		Group VI - Residential (Aviation Only)		Group VII - Duct Design, Installation, and Fabrication (Aviation Only)	
A Quality HVAC Services, LLC	\$ 14,150.00		\$ 14,150.00	X	\$ 16,350.00		\$ 18,450.00		\$ 14,150.00		\$ 14,150.00		\$ 16,350.00	
Artic Air Heating & Cooling, Inc.	\$ 9,950.00	X	\$ 9,950.00	X	\$ 8,850.00	X	\$ 9,950.00	X	No Bid		No Bid		No Bid	
Chiller Services, Inc.	\$ 12,800.00	X	\$ 11,600.00	X	\$ 11,500.00		\$ 12,100.00	X	\$ 12,700.00		\$ 12,100.00		\$ 11,500.00	
Comfort Systems USA Southwest	\$ 14,490.00		\$ 14,490.00		\$ 12,075.00		\$ 14,490.00		\$ 14,490.00		\$ 14,490.00		\$ 12,075.00	
Crawford Mechanical Services, LLC	\$ 10,580.00	X	No Bid		\$ 8,625.00	X	\$ 12,075.00	X	\$ 10,580.00	X	No Bid		\$ 8,625.00	X
HACI Service, LLC	\$ 10,925.00	X	\$ 10,925.00	X	\$ 6,900.00	X	\$ 12,650.00		\$ 11,500.00		\$ 10,925.00	X	\$ 6,900.00	X
Tolin Mechanical Systems	\$ 13,800.00		No Bid		No Bid		\$ 13,800.00		\$ 13,800.00		No Bid		No Bid	
Trane US, Inc.	\$ 18,214.90		\$ 14,755.00		\$ 16,748.60		\$ 18,214.90		\$ 18,214.90		\$ 16,748.60		\$ 16,748.60	
United Technologies, LLC	\$ 10,150.00	X	\$ 10,150.00	X	\$ 10,150.00	X	\$ 10,150.00	X	\$ 11,300.00	X	\$ 10,150.00	X	\$ 10,150.00	



City of Phoenix

To: Karen Peters
Deputy City Manager

Date: September 6, 2022

From: Joe Giudice
Public Works Director

Subject: CONTINUANCE OF ITEM 33 ON THE SEPTEMBER 7, 2022 FORMAL AGENDA
HEATING, VENTILATION, AND AIR CONDITIONING MAINTENANCE, REPAIR,
AND REPLACEMENT SERVICES AGREEMENT - ORDINANCE S-48971

Item #33 is a request to enter into separate agreements with Artic Air Heating & Cooling, Inc.; Crawford Mechanical Services, LLC; HACI Service, LLC; Chiller Services, Inc.; United Technologies, LLC doing business as UNI-TECH; and A Quality HVAC Services, LLC to provide heating, ventilation, and air conditioning (HVAC) maintenance and repair services in City-owned facilities.

Staff recommends continuing this item to the September 21, 2022 City Council Formal meeting to allow additional time to evaluate feedback and answer questions from City Council members.

Approved: _____

Karen Peters
Deputy City Manager



Permafrost Heating, Ventilation and Air Conditioning System Treatment Contract 155069 - Amendment (Ordinance S-49002)

Request to authorize the City Manager, or his designee, to amend Contract 155069 with Permafrost Energy Solutions LLC dba ECM Technologies LLC to authorize Aviation Department use of this Contract owned by the Public Works Department. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$400,000, for an aggregate Contract value not to exceed \$2,500,000.

Summary

The implementation of City policies to advance energy-saving measures and the recent connection to the City's Climate Action Plan require that the City implement sustainable energy-saving measures to reduce greenhouse gas emissions and the City's carbon footprint. The Aviation Department's use of the Contract will allow the Aviation Department to purchase Heating, Ventilation and Air Conditioning (HVAC) system treatment material to use as an energy-saving measure for the Aviation Department's various HVAC systems. The treatment material will also prolong the HVAC systems' equipment life span and lower operating expense through reduced equipment repair costs.

Contract Term

The three-year term of the Contract began on Sept. 1, 2021 and included two one-year options to extend the term for a five-year aggregate Contract term.

Financial Impact

Upon approval of \$400,000 in additional funds, the revised aggregate value of the Contract will not exceed \$2,500,000. Funds are available in the Aviation Department's budget.

Concurrence/Previous Council Action

City Council approved the Contract on March 17, 2021.

Location

Phoenix Sky Harbor International Airport, 2485 E. Buckeye Road.

Council District: 8

Responsible Department

This item is submitted by Deputy City Managers Mario Paniagua and Karen Peters, and the Aviation and Public Works departments.



State of Arizona Game & Fish Hangar Lease - Extension (Ordinance S-49018)

Request to authorize the City Manager, or his designee, to amend State of Arizona Game & Fish Department Hangar Lease 128085 to extend the term for three years with two one-year options to extend.

Summary

The State of Arizona Game & Fish (AZG&F) leases an aircraft hangar at Phoenix Deer Valley Airport. AZG&F has requested to extend the term of the lease for three years with two one-year options to extend the term.

Contract Term

The extended term will be three years from Nov. 1, 2022 to Oct. 31, 2025. The amendment may include two one-year options to extend the term that may be exercised at the sole discretion of the Aviation Director.

Financial Impact

Annual rent for the first year of the term will be \$63,349. Rent will be adjusted annually according to the Phoenix-Mesa-Scottsdale Consumer Price Index. Total anticipated revenue, if all options are exercised, is approximately \$336,329.

Concurrence/Previous Council Action

The City Council approved:

- AZG&F Hangar Lease 128085 (Ordinance S-35619) on Nov. 5, 2008
- AZG&F Amendment 1 to Hangar Lease 128085 (Ordinance S-44844) on June 27, 2018

This item was approved by the Phoenix Aviation Advisory Board on Aug. 18, 2022, by a vote of 7-0.

Location

Phoenix Deer Valley Airport, 702 W. Deer Valley Road
Council District: 1

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Aviation Department.



October 2022 Proposed Bus Service Improvements (Ordinance S-49025)

Request to authorize the City Manager, or his designee, to implement the October 2022 bus service changes. If approved, the service changes will take effect Oct. 24, 2022.

Summary

The Public Transit Department (PTD) is proposing minor adjustments to Route 43 and Route 156:

- Route 43 (43rd Avenue) - extend the route one mile south to Lower Buckeye Road; and
- Route 156 (Chandler Boulevard) - increase frequency within Phoenix's city limits during peak hours to maintain consistency with proposed improvements to the route's frequency within Chandler.

Current Service

Route 43 (43rd Avenue) - Phoenix operates the 15-mile local route on 43rd Avenue between Union Hills Drive (to the north) and Buckeye Road (to the south). The route has a 30-minute frequency and provides connections with 16 other local transit routes in Phoenix and Glendale, and 1 circulator route in Glendale (GUS2).

Route 156 (Chandler Boulevard) - Valley Metro operates the 21-mile local route on Chandler Boulevard between 48th Street (to the west) and ASU Polytechnic Campus (to the east) in Mesa. The route has a 30-minute frequency and provides connections with 9 other local transit routes in Phoenix, Chandler, Gilbert, and Mesa, and 1 circulator route in Phoenix (ALEX in Ahwatukee).

Proposed Change

Route 43 (43rd Avenue) - In early 2022, PTD collaborated with Community and Economic Development staff regarding requests from businesses along 43rd Avenue to explore options to extend Route 43 farther south to provide transit service for warehouse workers at locations near Lower Buckeye Road. PTD evaluated the request and determined that this service is feasible after reviewing vehicle availability, bus turnaround routing, and roadway conditions (**Attachment A**).

As a result, PTD is proposing to extend Route 43 one mile south to Lower Buckeye Road. This would not only provide transit service to businesses between Buckeye Road and Lower Buckeye Road, but would also add a transit connection with Route 28 on Lower Buckeye Road.

Route 156 (Chandler Boulevard) - Chandler is proposing to introduce 15-minute frequency during weekday peak hours. To promote regional connectivity and avoid bus trips ending at the city boundary, PTD is proposing to match the 15-minute frequency within city boundaries between 48th Street and the I-10 freeway ramp, a distance of about one-half mile (**Attachment A**).

Per Federal Transit Administration regulations, Title VI Service Equity Analysis on each proposed service change was conducted to analyze if the proposed changes cause a disparate impact on minority populations or yield a disproportionate burden towards low-income populations (**Attachment B**). None of the October 2022 proposed service changes meet the definition of a “major service change,” so no further service equity analysis is required, although PTD notes that both proposed changes are service improvements.

PTD is recommending the proposed service changes to better serve the two communities that the routes currently serve.

Financial Impact

The proposed service changes of both routes will increase PTD’s operating expenses by \$233,000 annually, of which \$224,000 is attributed to Route 43 and \$9,000 is attributed to Route 156. With the service change effective Oct. 24, 2022 the current fiscal year cost for these service changes is \$158,000. Funding is available in the Public Transit Department's Operating budget in the T2050 fund.

Public Outreach

PTD used the locally-adopted public outreach process to solicit public feedback on proposed service changes. Phoenix and Valley Metro staff conducted in-person and virtual outreach utilizing posters and A-Frame signs placed in key areas along each route to notify the public of the proposed changes and to direct passengers to visit Valley Metro’s website to submit comments through June 3.

The proposed changes were also advertised via social media and interactive webinars, and a public hearing was held on May 18.

Overall, 218 total comments and suggestions were received about Phoenix’s proposed

service changes in general, with 84 of those registering an opinion for these particular routes. The following table summarizes the public input by route:

Route 43

- 38 support (90 percent)
- 4 against (10 percent)

Route 156

- 40 support (95 percent)
- 2 against (5 percent)

Concurrence/Previous Council Action

This item was recommended for approval at the Citizen's Transportation Commission meeting on Aug. 25, 2022, by a vote of 10-0.

Location

Council Districts: 6 and 7

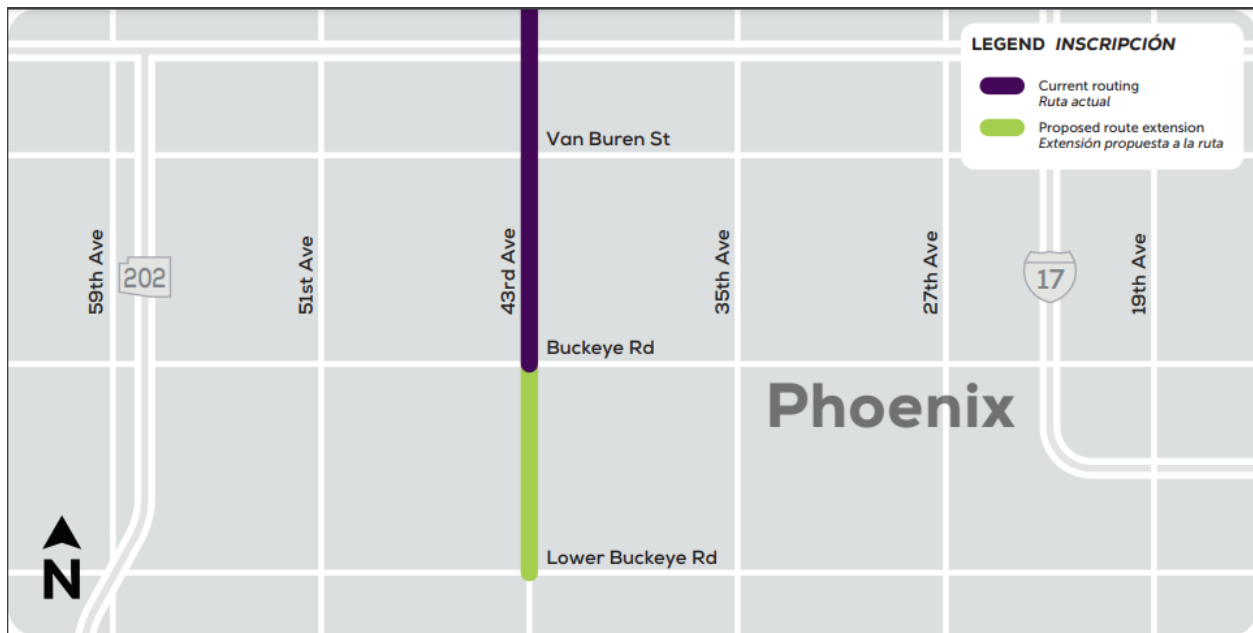
Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Public Transit Department.

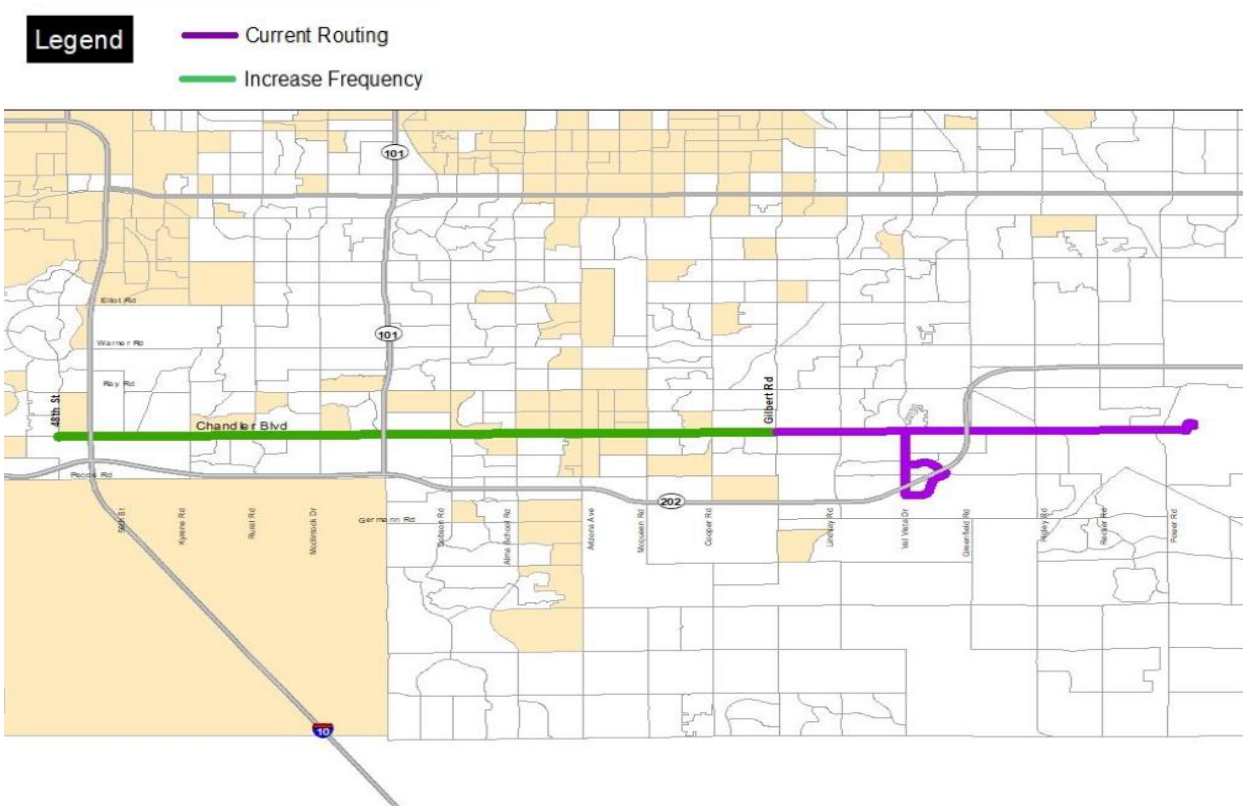
Attachment A

Proposed October 2022 Service Change Maps

Route 43



Route 156



Title VI Service Equity Analysis

City of Phoenix Proposed October 2022 Service Change



City of Phoenix Public Transit Department



INTRODUCTION

Title VI of the Civil Rights Acts of 1964 prohibits discrimination on the basis of race, color, or national origin in programs and activities receiving federal financial assistance. Federal law requires the City of Phoenix to evaluate service changes and proposed improvements at the planning and programming stages to determine whether those changes have a discriminatory impact. This process will be used to evaluate bus services in an objective manner to identify the potential for adverse, disproportionately high, or disparate impacts to minority and/or low-income populations.

The Phoenix Public Transit Department (PTD) manages modification to the region's transit network through service changes. Bus service changes are coordinated regionally and occur in April and October each year. Service modifications that are considered major service changes require service equity analysis to be conducted and considered by the Phoenix City Council before approval.

SERVICE EQUITY ANALYSIS POLICIES

This section describes Phoenix's Title VI Service Equity analysis policy, definition, and data analysis procedures. The City of Phoenix Public Transit Title VI Program is posted at <https://www.phoenix.gov/publictransit/title-vi-notice>

Major Service Change

The Major Service Change and Service Equity Policy developed jointly by both the City of Phoenix and Valley Metro defines a major service change as follows:

- Adding or Eliminating an entire route
- Expanding or reducing existing revenue miles on a route by more than 25% on Weekday, Saturday, or Sunday
- Expanding or reducing number of route directional miles more than 25%
- A change resulting in a 25% or greater variance from the existing route alignment¹²

¹ A change of 25 percent in weekly route revenue miles and/or route directional miles is the City of Phoenix threshold for determining whether a potential transit service change qualifies as a major service change (or "substantial" service change), according to the City of Phoenix resolution (1990). This percentage is generally an industry-wide percentage threshold used by peer transit systems throughout the United States. The City of Phoenix resolution also specifies that a public comment period will be initiated when a change in transit service of 25 percent or more is determined. Valley Metro has adopted the same thresholds.

² A change of 25 percent in Express/RAPID service route revenue miles and/or route directional miles does not apply to the portion of the routes that are on the freeway/highway because there are no stops or service. Only the portion of the routes that occurs on surface streets applies to the 25 percent threshold for a major service change.



All service change proposals that are determined to be a major service change will undergo Service Equity Analysis.

Adverse Effect

An adverse effect is defined as a reduction or addition in service that includes but is not limited to: changes in span of service, changes to frequency of service, the addition of new routes, the elimination of routes or route segments, or the modification of routes or route segments.

Disparate Impact

When the difference in adverse impacts between minority ridership³ and/or population⁴ and non-minority ridership and/or population on the affected service is equal to or greater than **five percent** compared to the transit system's minority and non-minority ridership⁵ and/or population, there would be a disparate impact.

Disproportionate Burden

When the difference in adverse impacts between low-income ridership³ and/or population⁴ and non-low-income ridership and/or population on an affected service is equal to or greater than **five percent** compared to the transit system's low-income and non-low-income ridership⁵ and/or population, there would be a disproportionate burden impact.

Should Valley Metro or the City of Phoenix find any disparate impact or disproportionate burden is found during the service equity analysis, steps will be taken to avoid, minimize, or mitigate the impacts.

Equity Analysis Data Sources

The following table identifies the data source for the service equity analysis depending on the type of service change being proposed.

³ The determination of the transit system and an affected route's minority and/or low-income ridership will be derived from the most recently completed, statistically valid regional on-board origin/destination survey.

⁴ The determination of the potential ridership for service expansion or the addition of a new service will be derived from the most recent American Community Survey data for the census tract or census block group surrounding the expanded route or new route.

⁵ The transit system's ridership is separated into Local Bus Service (local fixed bus routes, key local service, light rail, streetcar and circulator bus service) and Express/RAPID Service (commuter bus service). The affected service would be compared to the overall transit system's ridership by Local Bus Service or Express/RAPID Bus Service.



Category	Action	Sub Action	Evaluation Method
Service Level ⁶ Change	Reduction	Not Applicable	O/D ⁷ Data
	Expansion	Not Applicable	
Route Length	Reduction	Not Applicable	O/D Data
	Expansion	Not Applicable	Census Data
Route Alignment Change	Reduction	Not Applicable	O/D Data
	Expansion	Not Applicable	O/D Data and Census Data
	Modification	Eliminated Segment(s)	O/D Data and Census Data
		Segment(s) to New Areas	Census Data
	Elimination	Not Applicable	O/D Data
New Route	New Route	Not Applicable	Census Data
Fare Media Access	Modifications	Not Applicable	O/D Data Census Data

Transit System Minority/ Low-Income Population Benchmarks

Service Equity Analysis benchmarks based on October 2021 Service Area Census Data (2019 ACS):

Service Type	Minority	Low-Income
Local Bus	50.17%	25.74%
Circulator	56.82%	29.29%
Express/RAPID Bus	50.40%	25.10%

Service Equity Analysis benchmarks based on 2019 O/D Data

Service Type	Minority	Low-Income
Local Bus	62.2%	45.0%
Circulator	60.1%	45.8%
Express/RAPID Bus	43.5%	4.9%

⁶ Service Level- Refers to the span of service, days of operations, trips and headways (service frequencies) for a transit route or the regional transit system.

⁷ Origin/Destination Survey Data



SERVICE EQUITY ANALYSIS OF OCTOBER 2022 SERVICE CHANGES

Description of Proposed Changes

In October 2022, Phoenix proposes to extend Route 43 (43rd Ave) by one mile to Lower Buckeye Road and increase Route 156 (Chandler Blvd) peak weekday frequency to every 15 minutes between 48th Street and Gilbert Road.

Route 43- 43rd Ave

CURRENT ROUTE

Route 43 is a local route contracted by the City of Phoenix to operate on 43rd Avenue between Union Hills Drive to the north and Buckeye Road to the south. This 15-mile route provides connection opportunity with 16 other local routes in the region and one circulator route operated by the City of Glendale (GUS2). The route runs in both the City of Phoenix and the City of Glendale with a 30-minute frequency daily.

PROPOSED CHANGES

In early 2022, PTD received requests from west Phoenix businesses on 43rd Avenue to explore options to extend the route further south to provide transit service for warehouse workers. After initial evaluation of extension considerations that include vehicle availability, bus turn-around routing, and roadway condition, staff has determined the extension is feasible. As a result, PTD is proposing to extend Route 43 one mile south to Lower Buckeye Road that would not only provide transit service to businesses between Buckeye Road and Lower Buckeye Road, it would also provide another transit connection with Route 28 on Lower Buckeye Road.

Route 156- Chandler Blvd

CURRENT ROUTE

Route 156 is a local route contracted by the Regional Public Transportation Authority (RPTA) to operate on Chandler Blvd. between 48th Street in Phoenix and ASU Polytechnic Campus in Mesa. This 21-mile-long route operates in Chandler, Gilbert, Mesa, and Phoenix. The route provides connection opportunity with 9 other local routes in the region and one circulator route operated by the City of Phoenix (ALEX in Ahwatukee). The route operates daily on a 30-minute frequency.

PROPOSED CHANGES

The City of Chandler is proposing to introduce weekday peak hour 15-minute frequency on Route 156 within its jurisdictions. The Phoenix portion of the route is the half mile section of Chandler Blvd between 48th Street and the I-10 freeway



ramp. To promote regional connectivity and avoid bus trips ending at the city boundary, Phoenix is proposing to extend the peak hour frequency improvement to the western end of the line at 48th Street on Chandler Blvd.

Public Input Process

The Public Transit Department will use the locally adopted public outreach process to solicit public feedback on proposed service changes. The process opened on May 2, 2022 and ends June 3, 2022, and includes methods such as:

- Posting proposed service change details and an online passenger survey.
- Implementing on-board announcements requesting passenger input on the proposed service changes.
- Posting flyers at impacted stops along affected routes.
- Joint online public hearing with Valley Metro on May 18, 2022

Magnitude of Service Change

The first step of the Title VI assessment is to measure and document the magnitude of service change being proposed to determine if a project qualifies as a “major service change”. As both Route 43 and Route 156 cross jurisdictional boundaries, revenue and directional miles are summarized for both total route and Phoenix portion only.

Table 1: Magnitude of Impact- Major Change Indicators by Individual Projects

Project	Add or Eliminate Route	Expanding or reducing existing route by more than 25% of Weekday route revenue miles	Expanding or reducing existing route by more than 25% of Saturday routes revenue miles	Expanding or reducing existing route by more than 25% of Sunday route revenue miles	Expanding or reducing number of route directional miles more than 25%	A change resulting in a 25% or greater variance from the existing route alignment	Continue to Assess Mitigation
Route 43	NO	NO	NO	NO	NO	NO	NO
Route 156	NO	NO	NO	NO	NO	NO	NO

Table 2a: Revenue Miles Change (Total Route)

Routes	Current Revenue Miles			Proposed Revenue Miles			% Difference		
	Weekday	Saturday	Sunday	Weekday	Saturday	Sunday	Weekday	Saturday	Sunday
43	1,187	1,108	1,108	1,266	1,181	1,181	6.7%	6.6%	6.6%
156	1,416	1,191	998	1,526	1,191	998	7.8%	0.0%	0.0%



Table 2b: Revenue Miles Change (Phoenix Only)

Routes	Current Revenue Miles			Proposed Revenue Miles			% Difference		
	Weekday	Saturday	Sunday	Weekday	Saturday	Sunday	Weekday	Saturday	Sunday
43	992	923	923	1,071	996	996	8.0%	7.9%	7.9%
156	34	29	24	39	29	24	14.7%	0.0%	0.0%

Table 3a: Directional Miles Change (Total Route)

Routes	Current Directional Miles	Proposed Directional Miles	% Difference
43	30.0	32.0	6.7%
156	43.0	43.0	0.0%

Table 3b: Directional Miles Change (Phoenix Only)

Routes	Current Directional Miles	Proposed Directional Miles	% Difference
43	25.0	27.0	8.0%
156	1.0	1.0	0.0%

Findings

October 2022 proposed service change does not qualify as a major service change. As a result, no further Title VI analysis or mitigation efforts is required.



SERVICE EQUITY ANALYSIS FOR PHOENIX OPERATED ROUTE IN OTHER JURISDICTIONS

In addition to Phoenix proposed changes, PTD also conducts service equity analysis for proposed service changes on routes operating by Phoenix in another jurisdictions:

Route 106- Peoria Road

CURRENT ROUTE

Route 106 is a local route contracted by the City of Phoenix to operate on Peoria Road between Sunnyslope Transit Center in Phoenix and Banner Medical Center Sun City. This 21-mile-long route operates in Glendale, Peoria, Phoenix, Sun City and Youngtown. The route provides connection opportunity with 14 other local routes in the region, one limited route, three express routes and three circulator routes. On weekdays, the route operates at a 30-minute frequency except in Sun City and Youngtown where the frequency is hourly. On Saturdays, the route operates every 30 minutes in Phoenix and hourly in Glendale and Peoria. The route does not operate in Sun City or Youngtown on Saturdays. On Sundays, the route operates every 30 minutes in Phoenix and hourly in Glendale. There is no Sunday service in Peoria, Youngtown, and Sun City.

PROPOSED CHANGES

The City of Peoria is proposing to introduce hourly Sunday service on Route 106 within its jurisdiction.

Magnitude of Service Change

The first step of the Title VI assessment is to measure and document the magnitude of service change being proposed to determine if a project qualifies as a “major service change”. As routes do cross jurisdictional boundaries, revenue and directional miles are summarized for both total route and in the jurisdiction with proposed service change only.



Table 4: Magnitude of Impact- Major Change Indicators by Individual Projects- City of Peoria

Project	Add or Eliminate Route	Expanding or reducing existing route by more than 25% of Weekday route revenue miles	Expanding or reducing existing route by more than 25% of Saturday routes revenue miles	Expanding or reducing existing route by more than 25% of Sunday route revenue miles	Expanding or reducing number of route directional miles more than 25%	A change resulting in a 25% or greater variance from the existing route alignment	Continue to Assess Mitigation
Route 106	NO	NO	NO	YES	NO	NO	YES

Table 5a: Revenue Miles Change (Total Route)

	Current Revenue Miles			Proposed Revenue Miles			% Difference		
Routes	Weekday	Saturday	Sunday	Weekday	Saturday	Sunday	Weekday	Saturday	Sunday
106	1,266	832	696	1,266	832	811	0.0%	0.0%	16.6%

Table 5b: Revenue Miles Change (Peoria Only)

	Current Revenue Miles			Proposed Revenue Miles			% Difference		
Routes	Weekday	Saturday	Sunday	Weekday	Saturday	Sunday	Weekday	Saturday	Sunday
106	260	122	-	260	122	115	0.0%	0.0%	100.0%

Table 6a: Directional Miles Change (Total Route)

Routes	Current Directional Miles	Proposed Directional Miles	% Difference
106	41.7	41.7	0.0%

Table 6b: Directional Miles Change (Peoria Only)

Routes	Current Directional Miles	Proposed Directional Miles	% Difference
106	8.2	8.2	0.0%

Findings

The proposed Sunday addition of Route 106 in the City of Peoria does qualify as a major service change as there is 100% change of revenue miles on Sunday. The route change does impact several areas that include above average minority and low-income population. Although any service reduction or deviation in this area would result in disparate impact to minority population or disproportional burden on the low-income community, the nature of the proposed service change is to add more transit service



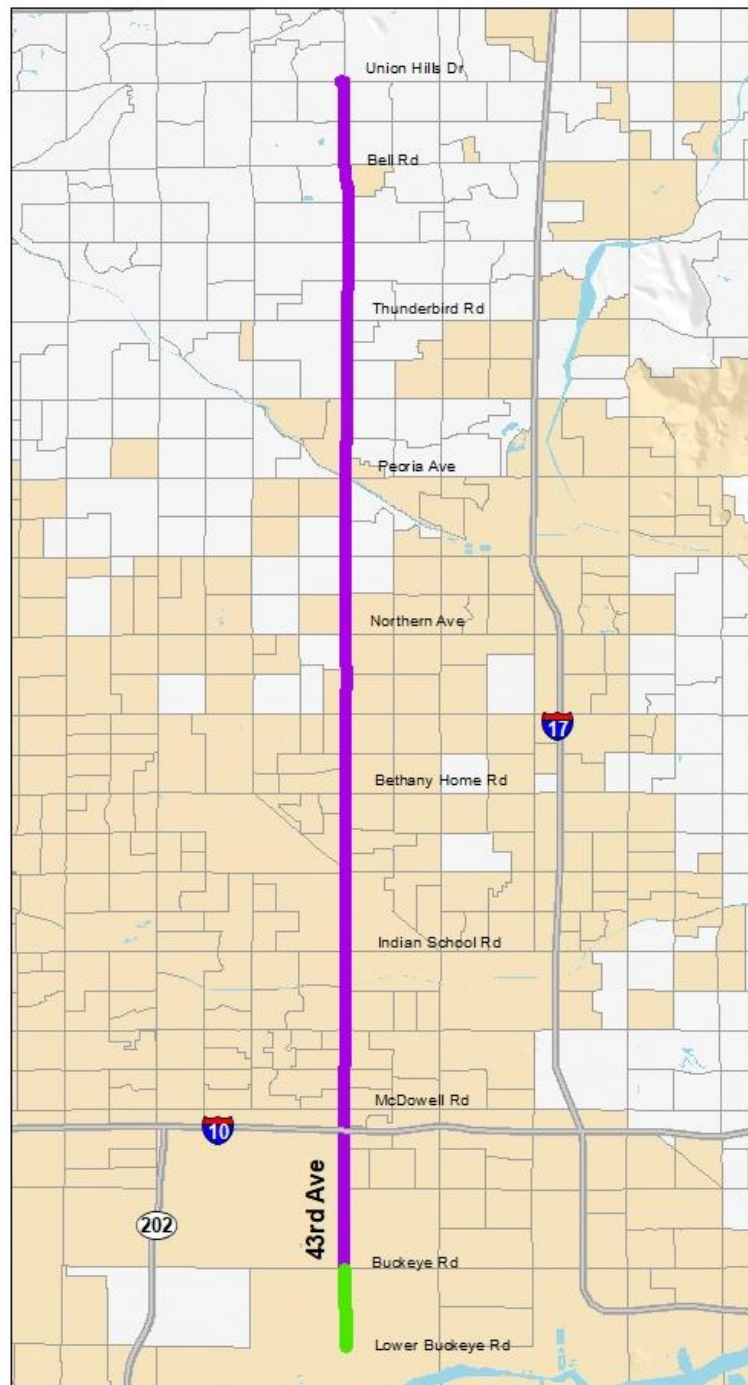
where it is currently unavailable. As a result, no disparate impact to minority population or disproportional burden to low-income population is found with this service change proposal.

Maps

Map 1 and Map 2 illustrate the distribution of Title VI populations and the proposed October 2022 service changes to Route 43. Map 3 and Map 4 illustrate the distribution of Title VI populations and Route 106: Map 5 and Map 6 illustrate the distribution of Title VI populations and Route 156:



Map 1: October 2022 Service Change and Minority Population Route 43



Legend

- Current Routing
- Extend Route

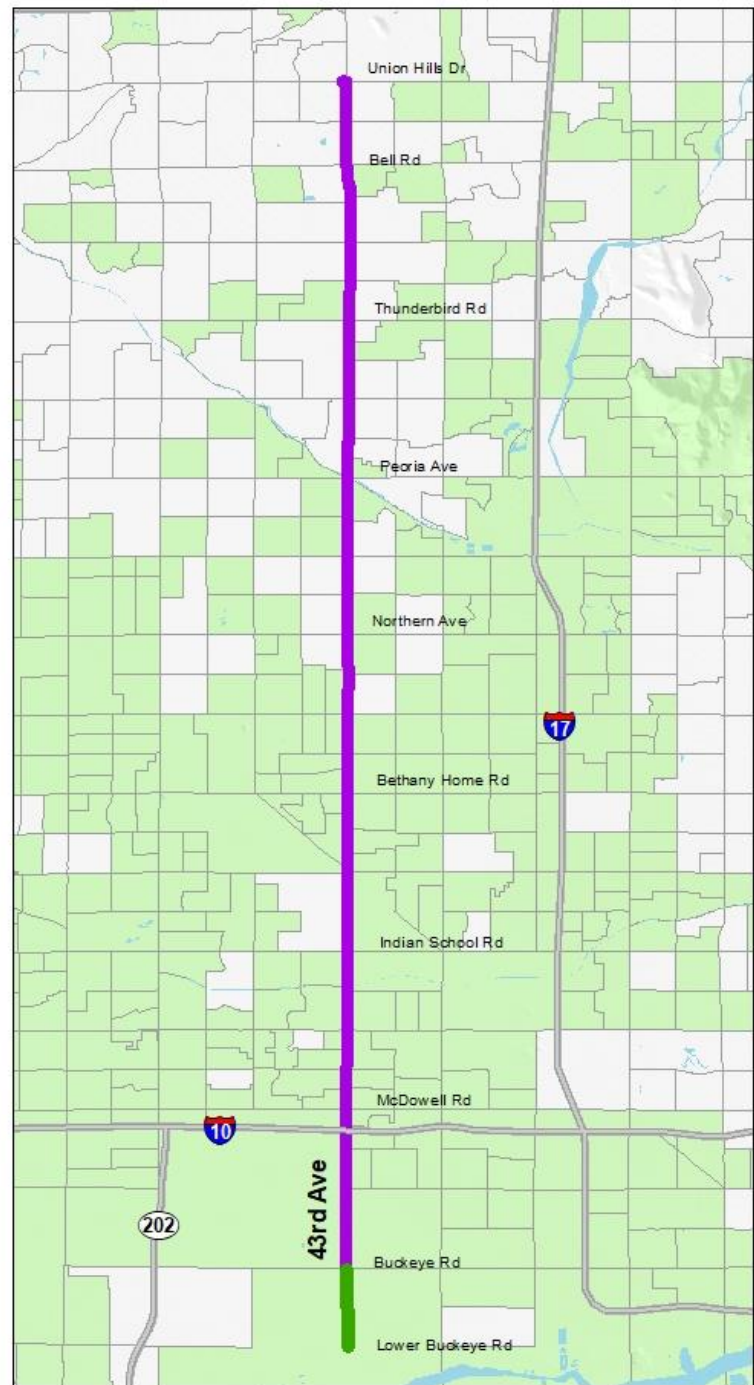
Minority Pop > Local Route Average (50.17%)

0 1 2 4 Miles





Map 2: October 2022 Service Change and Low-Income Population Route 43

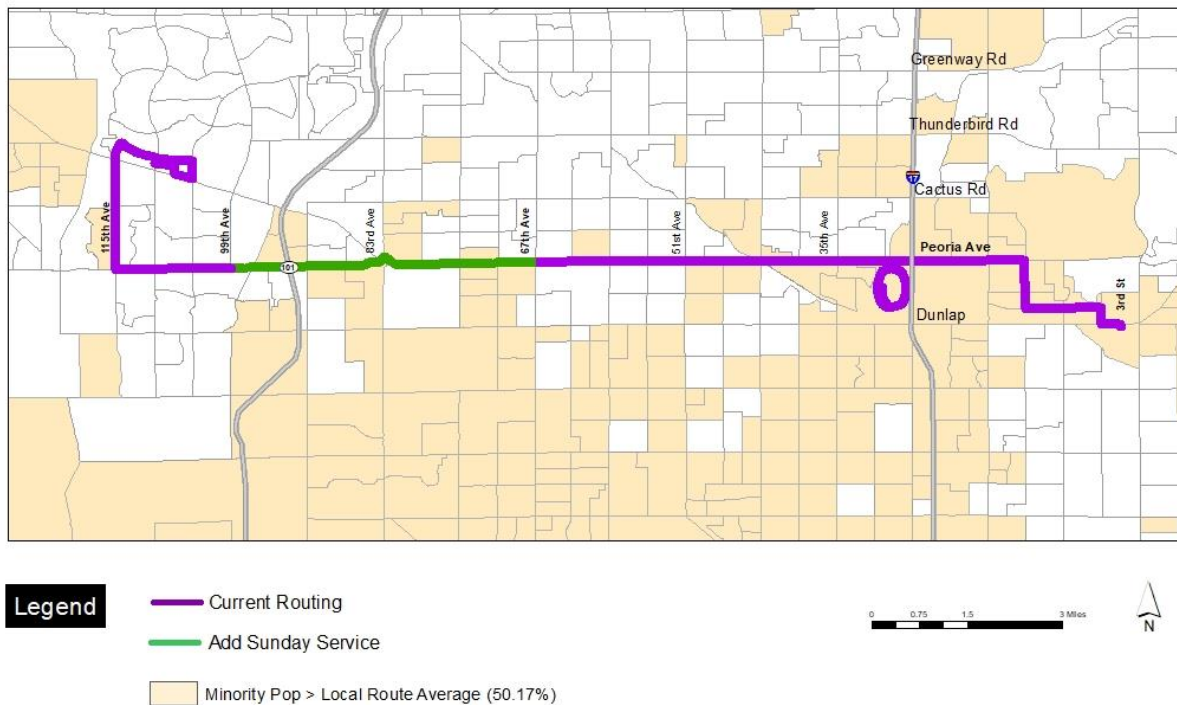


Legend

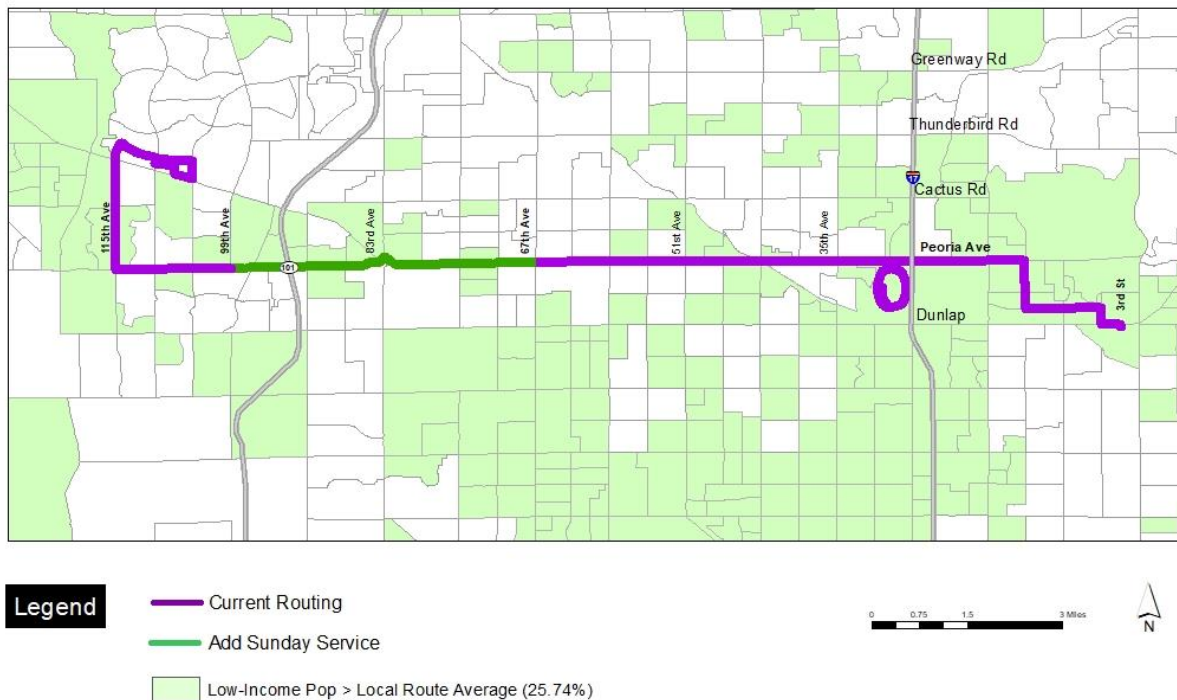
- Current Routing
 - Extend Route
 - Low-Income Pop > Local Route Average (25.74%)
- 0 1 2 4 Miles



Map 3: October 2022 Service Change and Minority Population Route 106

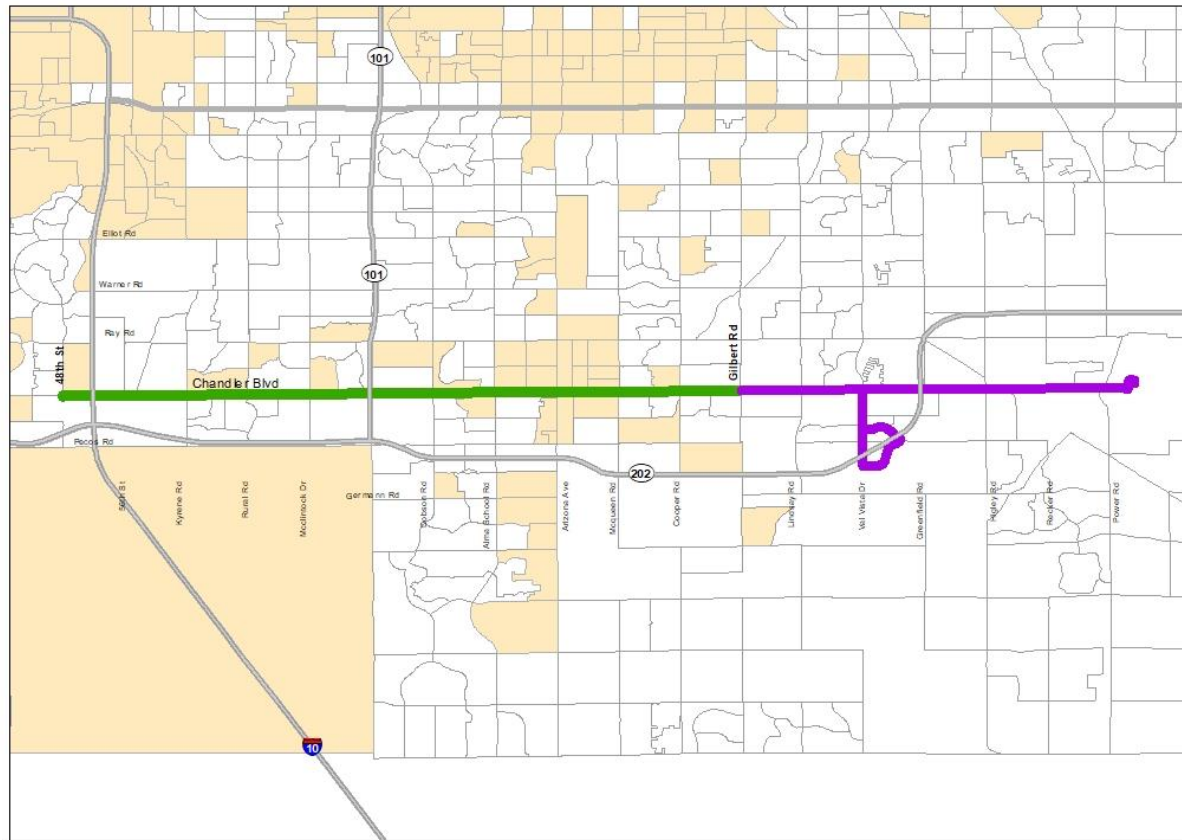


Map 4: October 2022 Service Change and Low-Income Population Route 106





Map 5: October 2022 Service Change and Minority Population Route 156



Legend

— Current Routing

— Increase Frequency

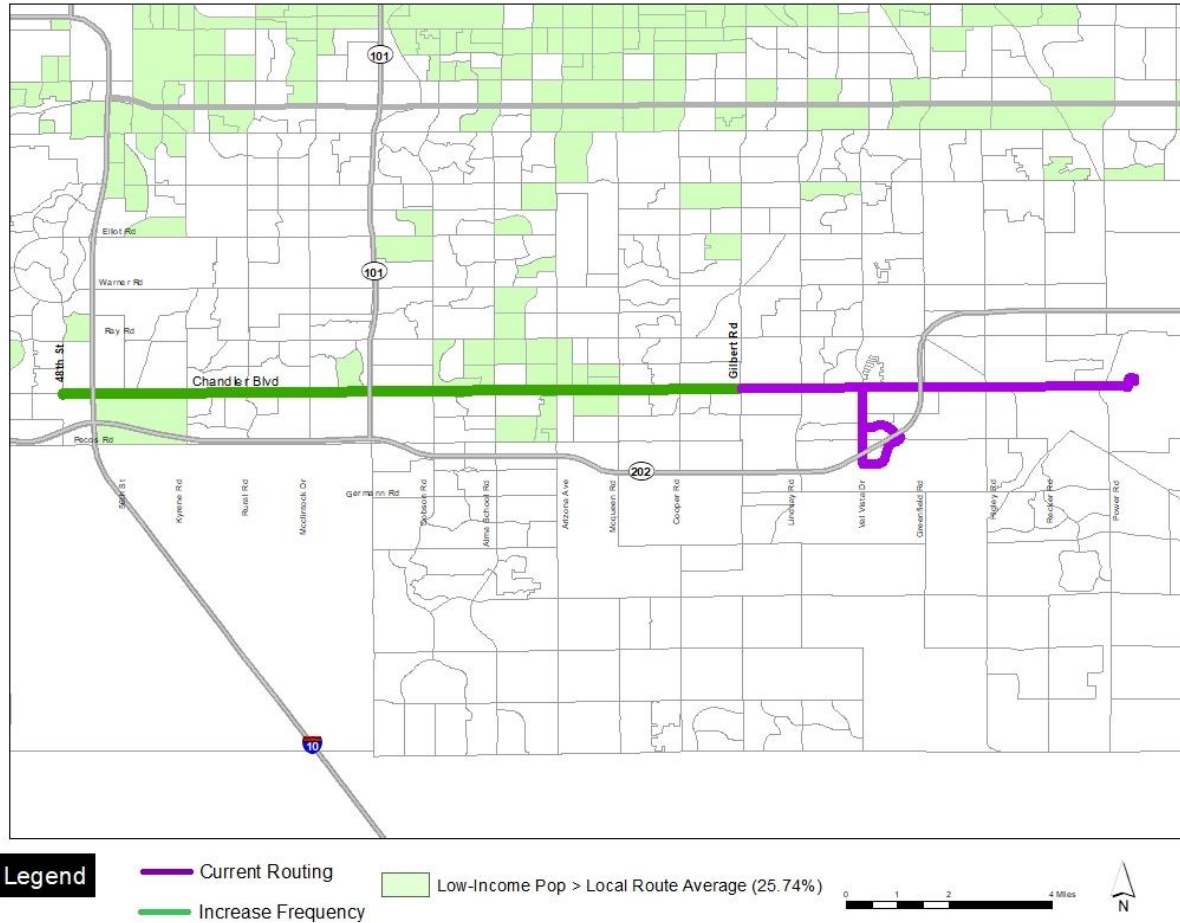
Minority Pop > Local Route Average (50.17%)

0 1 2 4 Miles





Map 6: October 2022 Service Change and Low-Income Population Route 156





Materials Recovery Facility Operations and Materials Marketing Requirements Contract Amendment (Ordinance S-49000)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 131492, Materials Recovery Facility Operations and Materials Marketing between the City of Phoenix and ReCommunity (now Republic Services). Further request to authorize the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item. The additional expenditures will not exceed \$7,500,000.

Summary

Republic Services/ReCommunity processes the City's recyclables and is responsible for marketing recyclable commodities that are successfully captured through the program. The contract was originally approved by City Council on June 8, 2011, for a 10-year term with three, one-year options to extend, and has been amended several times over the term to address changing market conditions.

The City is requesting funds be added to the contract to cover operating expenses through June 2023, which covers the current contract extension term and an additional five months, if necessary. These additional funds are needed due to the Consumer Price Index inflation adjustments resulting from recent economic conditions along with increases in the recycling tonnage processed at the North Gateway Materials Recovery Facility.

Contract Term

Contract 131492 was approved by City Council on June 8, 2011, for a 10-year term with three, one-year options to extend to Jan. 31, 2025.

Financial Impact

Upon approval of \$7,500,000 in additional funding, the revised aggregate value of the contract will not exceed \$64,680,453. Actual fees and revenues from this contract and amendment may be higher or lower depending on recycling tonnage processed and commodity sales.

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

Concurrence/Previous Council Action

Contract 131492 was approved by City Council on June 8, 2011. City Council approved contract amendments on Sept. 30, 2015 (S-42059), Feb. 6, 2019 (S-45359), June 5, 2019 (S-45781), and Dec. 2, 2020 (S-47157).

Location

North Gateway Materials Recovery Facility, 30205 N. Black Canyon Hwy.
Council District: 2

Responsible Department

This item is submitted by Deputy City Manager Karen Peters and the Public Works Department.



Purchase of Ten Fire Pumper Trucks - Contract Recommendation (Ordinance S-49015)

Request to authorize the City Manager, or his designee, to enter into a contract with Hughes Fire Equipment, Inc., for purchase of fire pumper trucks. Further request to authorize the City Controller to disburse all funds related to this item. This item will have an aggregate value of \$8,920,750.

Summary

The Public Works Department is responsible for purchasing fleet vehicles and equipment, including fire apparatus. The Fire Department has requested the purchase of 10 pumper trucks to replace aging units with an average age of 18 years old that exceed the estimated asset life. These units are critical for the Fire Department to provide emergency response services including combating structural fires and providing emergency medical services to Phoenix residents and surrounding municipalities who are automatic aid partners in the computer-aided dispatching system.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as a result of a determination memo citing unusual nature. Due to the unique build specifications reviewed and deemed acceptable by the Phoenix Fire Department and the Public Works Department, the manufacturer Pierce is being used.

Pierce Impel Pumps: \$716,235 each

Contract Term

This item will be for the one-time purchase of 10 fire pumper trucks, starting on or about Sept. 21, 2022.

Financial Impact

The aggregate contract value will not exceed \$8,920,750.

Funding is available in the Fire Department's budget.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and Deputy City Manager Karen Peters, and the Fire and Public Works departments.



Purchase of Two E-One Fire Ladder Trucks - Contract Recommendation (Ordinance S-49016)

Request to authorize the City Manager, or his designee, to enter into a contract with H&E Equipment Services, Inc. to purchase fire ladder trucks. Further request to authorize the City Controller to disburse all funds related to this item. This contract will have an aggregate contract value of \$3,260,055.

Summary

The Public Works Department is responsible for the purchase of citywide fleet vehicles and equipment, including fire apparatus. The Fire Department has requested two ladder trucks to replace two units with an average age of 19 years old that exceed the estimated asset life. These units are essential for operations and provide fire suppression to multi-story structure fires and large volume fire suppression needs.

Procurement Information

In accordance with Administrative Regulation 3.10 normal competition was waived as the result of a determination memo citing unusual nature. Due to the unique build specifications reviewed and deemed acceptable by the Phoenix Fire Department and the Public Works Department, the manufacturer E-One is being used.

E-One Mid Mount: \$1,516,676 each

E-One Single Axle: \$1,100,830 each

Contract Term

This item will be for the one-time purchase of fire ladder trucks that will begin on or about City Council approval, Sept. 21, 2022.

Financial Impact

The aggregate contract value will not exceed \$3,260,055.

Funding is available in the Fire Department's budget.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and Deputy City Manager Karen Peters, and the Fire and Public Works departments.



Purchase of Five Demers Ambulances - Contract Recommendation (Ordinance S-49017)

Request to authorize the City Manager, or his designee, to enter into a contract with RedSky Fire Apparatus, LLC, for purchase of Demers ambulances. Further request to authorize the City Controller to disburse all funds related to this item. This item will have an aggregate value of \$1,797,811.

Summary

The Public Works Department is responsible for purchasing fleet vehicles and equipment to support citywide operations. The Fire Department has requested to purchase five ambulances to replace five aging units that reached the estimated useful life. These units are vital in responding to residents and other emergencies throughout the City and are essential to the health and safety of Phoenix residents.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as the result of a determination memo citing unusual nature. Due to the unique build specifications reviewed and deemed acceptable by the Phoenix Fire Department and the Public Works Department, the manufacturer Demers is being used.

Demers MXP150: \$283,590 each

Contract Term

This contract will begin on or about City Council approval on Sept. 21, 2022, for the one-time purchase of five Demers ambulances.

Financial Impact

This item will have a total contract value of \$1,797,811.

Funding is available in the Fire Department's budget.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and Deputy City Manager Karen Peters, and the Fire and Public Works departments.



Property Management Services at 100 W. Washington Building - Amendment (Ordinance S-49030)

Request to authorize the City Manager, or his designee, to amend Agreement 155334 to allow additional expenditures and agreement extension with Jones Lang LaSalle Americas, Inc. for property management services at the 100 W. Washington (100 West) building. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$2,085,336.

Summary

The Public Works Department is responsible for maintaining 100 West and the building systems that operate the facility. The size and complexity of the building requires professional services from a full-service property management company to maintain the building assets while the City prepares to self-perform this function. Necessary services to maintain the facility include managing essential services such as heating, ventilation, and air conditioning (HVAC) systems, chillers, elevators, custodial services, and other required maintenance services. The City is in the process of learning the building systems and procuring all the necessary vendors to assist City staff in providing essential services (from elevator inspections to boiler maintenance) during this transition period. The additional expenditures and extension of this contract with Jones Lang LaSalle Americas, Inc. is necessary and will help to ensure the property is properly maintained until the transition period is complete.

Contract Term

The initial contract extension will begin Jan. 1, 2023 and end on June 30, 2023, with six one-month options to extend.

Financial Impact

The initial authorization of this agreement was for an expenditure not-to-exceed \$2.8 million. This request will increase the authorization of the agreement by an additional \$2,085,336, for a new total not-to-exceed agreement value of \$4,885,336.

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

Concurrence/Previous Council Action

The City Council approved issuance of obligations for the acquisition, construction, and improvement of municipal facilities for 100 West (Ordinance S-47832) on July 1, 2021.

Location

100 W. Washington St.
Council District: 7

Responsible Department

This item is submitted by Deputy City Manager Karen Peters and the Public Works Department.



100 W. Washington Renovation - Owner's Representative Services - CP10500007 (Ordinance S-48995)

Request to authorize the City Manager, or his designee, to enter into an agreement with Rider Levett Bucknall, LTD. to provide Professional Services that include Owner's Representative services for the 100 W. Washington Renovation project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed \$3,000,000.

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

Summary

The purpose of this project is to provide a replacement facility for the current police headquarters, which is obsolete and insufficient at 156,000 square feet. The current headquarters was built when Phoenix had one-third its current population. A Needs Assessment was completed in 2019 and the study was updated in 2022. the study has a 20-year horizon and anticipates approximately 470,000 square feet of space to accommodate the long-term needs of the City's police headquarters functions. The renovated 100 West facility will provide functional, efficient space that caters to the unique needs of the dedicated staff who provide 911 and other police services to the community.

Rider Levett Bucknall, LTD.'s services include, but are not limited to: providing expertise, advice, cost estimating and value engineering services during the

design/pre-construction phase, as well as monitoring of the renovation and expenditures during the construction phase for the 27-story, approximately 500,000 square foot office tower and parking structures.

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. Five firms submitted proposals and are listed below.

Selected Firms

Rank 1: Rider Levett Bucknall, LTD.

Additional Proposers

Rank 2: Kitchell/CEM, Inc.

Rank 3: Hill International, Inc.

Rank 4: bo ARCH, LLC

Rank 5: Albers Management & Design Services

Contract Term

The term of the agreement will not exceed five years from the issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The agreement value for Rider Levett Bucknall, LTD. will not exceed \$3,000,000, including all subconsultant and reimbursable costs.

Funding is available in the Phoenix Convention Center Department's Capital Improvement Program budget. The Budget and Research Department will separately review and approve funding availability prior to execution of any amendments.

Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Location

100 W. Washington St.

Council District: 7

Responsible Department

This item is submitted by Deputy City Managers Inger Erickson and Mario Paniagua, the Phoenix Convention Center Department, and the City Engineer.



**100 W. Washington Renovation - Architectural Services - CP10500007
(Ordinance S-49013)**

Request to authorize the City Manager, or his designee, to enter into an agreement with Arrington Watkins Architects, LLC to provide Architectural Services that include design and possible construction administration and inspection services for the 100 W. Washington Renovation project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed \$10 million.

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

Summary

The purpose of this project is to provide a replacement facility for the current police headquarters, which is obsolete and insufficient at 156,000 square feet. The current headquarters was built when Phoenix had one-third its current population. A Needs Assessment was completed in 2019 and the study was updated in 2022. The study has a 20-year horizon and anticipates approximately 470,000 square feet of space to accommodate the long-term needs of the City's police headquarters functions. The renovated 100 West facility will provide functional, efficient space that caters to the unique needs of the dedicated staff who provide 911 and other police services to the community.

Arrington Watkins Architects, LLC's services include, but are not limited to: analysis of the project facilities and needs assessment documents; schematic design/pre-design

and final design of a flexible, functional, efficient, cost effective, and sustainable City facility; phased implementation of the renovations and move-in; presentation of material and finishes options and other interior design services; coordination with City departments, Owner's Representative and the Construction Manager at Risk; cost analysis and estimating; possible construction administration and inspection services; and other work as required for a complete project for the 27-story, approximately 500,000 square foot office tower and parking structures.

Procurement Information

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

Selected Firm

Rank 1: Arrington Watkins Architects, LLC

Additional Proposers

Rank 2: DLR Group, Inc.

Rank 3: M. Arthur Gensler Jr. & Associates, Inc.

Contract Term

The term of the agreement will not exceed five years from the issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The agreement value for Arrington Watkins Architects, LLC will not exceed \$10 million, including all subconsultant and reimbursable costs.

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

Location

100 W. Washington St.

Council District: 7

Responsible Department

This item is submitted by Deputy City Managers Inger Erickson and Mario Paniagua, the Phoenix Convention Center Department, and the City Engineer.



100 W. Washington Renovation - Construction Manager at Risk Services - CP10500007 (Ordinance S-49014)

Request to authorize the City Manager, or his designee, to enter into an agreement with Okland Construction Company, Inc. to provide Construction Manager at Risk Preconstruction and Construction Services for the 100 W. Washington Renovation project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed \$121 million.

Summary

The purpose of this project is to provide a replacement facility for the current police headquarters, which is obsolete and insufficient at 156,000 square feet. The current headquarters was built when Phoenix had one-third its current population. A Needs Assessment was completed in 2019 and the study was updated in 2022. The study has a 20-year horizon and anticipates approximately 470,000 square feet of space to accommodate the long-term needs of the City's police headquarters functions. The renovated 100 West facility will provide functional, efficient space that caters to the unique needs of the dedicated staff who provide 911 and other police services to the community.

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

Okland Construction Company, Inc.'s Preconstruction Services include, but are not limited to: project planning, construction phasing and scheduling; alternate systems evaluation and constructability studies; detailed cost estimating; long-lead procurement studies and initiate procurement of long-lead items; advise City on choosing green building materials; assist in the permitting processes; and other services as needed for the 27-story, approximately 500,000 square foot office tower and parking structures; and participate with the City in a process to establish a Small Business Enterprise (SBE) goal for the project.

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

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. Five firms submitted proposals and are listed below.

Selected Firm

Rank 1: Okland Construction Company, Inc.

Additional Proposers

Rank 2: Core Construction, Inc.

Rank 3: Gilbane Building Company, Inc.

Rank 4: Layton Construction Company, LLC

Rank 5: MA Mortenson Company

Contract Term

The term of the agreement will not exceed five years from the issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The agreement value for Okland Construction Company, Inc. will not exceed \$121 million, including all subcontractor and reimbursable costs.

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

Location

100 W. Washington St.

Council District: 7

Responsible Department

This item is submitted by Deputy City Managers Inger Erickson and Mario Paniagua, the Phoenix Convention Center Department, and the City Engineer.



Artist Design and Construction Oversight Contract for 100 West Washington Street Public Art Project (Ordinance S-49029)

Request to authorize the City Manager, or his designee, to enter into a contract with Arizona artist team, Jones Studio, Inc., or their City-approved designee, for an amount not to exceed \$120,000 to design public art and oversee construction for the 100 West Washington Street Public Art Project located at 100 W. Washington St. in Phoenix. Under this contract the artist team will also oversee the construction of public art enhancements at the site. Approval will authorize the City Controller to disburse all funds related to this item.

Summary

The Fiscal Year 2022-27 Public Art Project Plan includes a project to commission an artist to work with the Phoenix Convention Center Department and City-appointed design team to improve the security and appearance of 100 West Washington Building.

On July 15, 2022, a five-person artist selection recommended Jones Studio, Inc., after reviewing a pool of 69 artists who had responded to a City-issued Request for Qualifications. The panel based its decision on Jones Studio, Inc.'s ability to work well with design teams, their expertise in creating exemplary works of public art with highly durable materials, and their potential to design enhancements that suit the security needs of the site.

The selection panel included Vicky Anderson, community representative; Christine Beatty, Public Art Specialist at Tempe Public Art; Michelle Gonzalez, Public Art Project Manager at Fort Worth Public Art; Jeremy Legg, Special Projects Administrator at Phoenix Convention Center Department; and Mojgan Vahabzadeh, Arts and Culture Program Manager at Glendale Arts and Culture.

Financial Impact

The 100 West Washington Public Art Project is one of 39 projects in the Fiscal Year 2022-27 Public Art Project Plan that City Council approved on June 15, 2022. The Art Plan includes \$126,389 this fiscal year for this project. The proposed \$120,000 design and oversight contract will cover all costs related to the artists' working with City staff

and the project engineering and construction team to design multiple security enhancements that will be incorporated into the 100 West Washington Building. The percent-for-art funds for this project come from the Phoenix Convention Center Department Capital Improvement Program.

Concurrence/Previous Council Action

The Phoenix Arts and Culture Commission reviewed and recommended approval of this item at its Aug. 9, 2022 meeting.

Location

100 W. Washington St.
Council District: 7

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson, the Phoenix Convention Center Department and the Office of Arts and Culture.



Agreement with Arizona Department of Transportation for Landscape and Abandonment for Interstate 10 Broadway Curve Improvement Project - Amendment 1 (Ordinance S-49024)

Request to authorize the City Manager, or his designee, to amend the existing Intergovernmental Agreement (IGA) with the Arizona Department of Transportation (ADOT) to add to the Broadway Curve Project description and revise the Parties' responsibilities. This agreement establishes the operations and maintenance responsibilities of ADOT and the City of Phoenix, as well as abandonment of ownership, jurisdiction, and maintenance responsibilities until after final acceptance of the Broadway Curve Project.

Summary

This amendment adds additional details to the Broadway Curve Project description and revises the Parties' responsibilities. The State will now include the installation of light poles, luminaries, conduit, conductors, pull boxes and required power metering on the north side of Guadalupe Road as part of the Broadway Curve Project. Poles on a barrier/wall will be installed to ADOT standards, and ADOT will be responsible for maintenance after Broadway Curve Project completion. Direct-bury poles not installed on a barrier/wall will be installed to City standards and the City will be responsible for maintenance after Broadway Curve Project completion.

The agreement may be modified to reflect any changes during the design and construction of the Broadway Curve Project and will be automatically included in this amendment. Any modifications to the agreement will be presented in writing to the City one month in advance of becoming final.

Contract Term

This project is scheduled to be completed on or about Dec. 31, 2024.

Financial Impact

There is no financial impact to the City.

Location

Interstate 10, from Interstate 17 to State Route 202 Loop.

Council Districts: 6 and 8

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Street Transportation Department.



Fiscal Year 2021-22 Governor's Office of Highway Safety Grant Agreement - Amendment 1 (Ordinance S-49026)

Request authorization for the City Manager, or his designee, to amend grant agreement 2022-PS-008 with the Arizona Governor's Office of Highway Safety to accept an additional \$100,000 in federal Fiscal Year 2021-22 funding. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item.

Summary

On Feb. 17, 2021, City Council approved a request to apply for, accept and enter into agreements for Fiscal Year 2021-22 Governor's Office of Highway Safety (GOHS) grants (Ordinance S-47327). The Street Transportation Department (Streets) was awarded \$25,000 for Roadway Safety/Education Programs to develop and enhance the educational campaigns and tools for school, bicycle, and pedestrian safety. Requests for pedestrian and bicycle safety included funds for pedestrian safety promotional materials, bicycle helmets, reflective gear, and LED flashing stop paddles.

In April 2022, Streets requested an additional \$100,000 from GOHS to develop additional bilingual (English and Spanish) bicycle and pedestrian safety campaign material to include public service announcements (PSAs), printed materials, and the purchase of media spots on radio and/or social media to increase the reach of the PSA messages. In August 2022, GOHS agreed to distribute the additional \$100,000 to Streets.

Contract Term

The grant agreement expires on Sept. 30, 2022.

Financial Impact

The original ordinance authorized \$5,632,058 in funding for the City Prosecutor's Office and the Fire, Police, and Street Transportation departments. With this additional \$100,000 for Streets, the new funding amount will be \$5,732,058.

Concurrence/Previous Council Action

City Council approved Ordinance S-47327 to apply for, accept and enter into

agreements for Fiscal Year 2021-22 GOHS grants on Feb. 17, 2021.

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Street Transportation Department.



Intergovernmental Agreement with Arizona Department of Transportation for Purchase and Installation of Intelligent Transportation System Equipment Adjacent to Interstate 10 Broadway Curve Improvement Project - Amendment 1 (Ordinance S-49027)

Request to authorize the City Manager, or his designee, to amend the existing Intergovernmental Agreement (IGA) with the Arizona Department of Transportation (ADOT) for the purchase and installation of Intelligent Transportation System equipment for the traffic management of arterial corridors located within the City of Phoenix surrounding the Interstate 10 (I-10) Broadway Curve Improvement Project. Further request the City Council to grant an exception pursuant to Phoenix City Code section 42-20 to authorize indemnification and assumption of liability provisions that otherwise would be prohibited by Phoenix City Code section 42-18. Additionally, request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item.

Summary

The purpose of this amendment is to revise the time frame for the equipment installation. Due to ongoing supply chain issues, there have been delays in acquisition of needed equipment. The State will provide funding to the City for the procurement and installation of Intelligent Transportation System (ITS) equipment for the traffic management of arterial corridors surrounding the I-10 Broadway Curve Improvement Project (Broadway Curve). The City will purchase and install the equipment within one year of the amendment to this agreement and will be reimbursed for costs incurred not to exceed \$1,223,000.

The Maricopa Association of Governments (MAG) approved a study to identify strategies to mitigate construction impacts. After one year of data collection, analysis, infrastructure inventory, and coordination, a comprehensive mitigation strategy was identified. MAG launched a study to inventory and analyze traffic signal systems at seven traffic interchanges and fifteen arterial corridors surrounding the Broadway Curve. Technical staff from ADOT and Phoenix collaborated with MAG throughout the study and provided detailed information about the traffic signal systems within the City. The overall goal of the study was to assess the traffic management capabilities of the corridors and identify achievable traffic signal system enhancements that could be

implemented prior to the start of the Broadway Curve project. Several vital ITS elements were evaluated, including detection, monitoring, preemption, intersection capacity, and traffic signal controllers.

Enhancing the City arterial traffic signals within the area of the Broadway Curve will help ease congestion during construction detours and closures.

Contract Term

The City will purchase and install the equipment within one year of the execution of this amendment. This agreement will end on or about Sept. 21, 2023.

Financial Impact

The City will be reimbursed for costs not to exceed \$1,223,000.

Concurrence/Previous Council Action

The City Council approved the original IGA on June 2, 2021 (Ordinance S-47603).

Location

Interstate 10, from Interstate 17 to State Route 202 Loop.

Council Districts: 6 and 8

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Street Transportation Department.



Authorization to Enter into an Intergovernmental Agreement between the City of Phoenix and U.S. Geological Survey to Conduct Water and Groundwater Studies at the Tres Rios Project (Ordinance S-49033)

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement with the U.S. Geological Survey to conduct water and groundwater studies at Tres Rios, a joint City of Phoenix and U.S. Army Corps of Engineers project. Further request to authorize the City Controller to disburse all funds related to this item. The City of Phoenix cost under this agreement will not exceed \$100,000.

Summary

The City of Phoenix is the local sponsor for the Tres Rios Flood Control and Environmental Restoration project, a U.S. Army Corps of Engineers (USACE) Civil Works project. Tres Rios is located in the Salt and Gila Rivers and adjacent to the bank from 83rd Avenue to the confluence with the Agua Fria River. Phases 1-3B of Tres Rios have been completed since 2012, when federal funding for the project was exhausted. A cost update study is now underway by the USACE and City of Phoenix, to request the additional funds needed from Congress to complete Phase 3C and planned recreation trailheads. These are both key components of the overall Tres Rios project.

Information on water quality, groundwater quality, and groundwater levels are needed to complete the cost update study necessary for the Tres Rios project. The U.S. Geological Survey (USGS) is a scientific leader in collecting and analyzing data related to surface water, groundwater, flow transport, and sediment transport and have offered a partnership using USGS funds to help expedite the cost update study for Tres Rios by collecting and analyzing the necessary water data. Specific work will include water quality and groundwater seepage investigations as well as installation of a continuous monitoring location in the river at Tres Rios. The USGS is providing \$60,000 in funding and the staff to do the work. The City of Phoenix is responsible for a local match anticipated to be \$60,000, and not to exceed \$100,000.

Contract Term

The agreement would be for a two-year term beginning on or around Sept. 23, 2022,

with three one-year options to extend.

Financial Impact

The aggregate value shall not exceed \$100,000 without further Council approval. The funds would only be expended for USGS to undertake water and sediment investigations needed for the Tres Rios project.

Location

Council District: 7

Responsible Department

This item is submitted by Deputy City Manager Karen Peters and the Water Services Department.



Landfill Services, Salt River Landfill - Amendment (Ordinance S-49006)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 149215, with Salt River Landfill, to provide additional funding to the agreement. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures included in this amendment will not exceed \$1,000,000.

Summary

The purpose of the amendment is to request additional payment authority of \$1,000,000 for supply of landfill services required by the Water Services Department (WSD). WSD uses Salt River Landfill services related to disposal of plant sludge, clean dirt and green waste such as grass, tree branches and weeds. The Salt River and Verde River watersheds are the main sources of surface water that is supplied to the drinking water plants. The process of removing settled sludge from the water treatment process includes disposal in local landfills.

The services provided by Salt River Landfill have experienced three price increases in the past three years, contributing to a higher cost of purchase from the original contracted amount. Additionally, the City has increased the amount of water treatment plant sludge and green waste disposal from approximately 30,000 to 40,000 tons per year. Combined, these changes have contributed to a need for additional funding to support the required service.

Agreement Term

The agreement term will remain unchanged ending on Feb. 19, 2024.

Financial Impact

- The initial authorization for Landfill Services was for an expenditure not-to-exceed \$4,688,000.
- This amendment will increase the authorization for agreement by an additional \$1,000,000, for a new total not-to-exceed agreement value of \$5,688,000.

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

Concurrence/Previous Council Action

The City Council approved Landfill Services Agreement 149215 (Ordinance S-45319) on Jan. 23, 2019.

Responsible Department

This item is submitted by Deputy City Manager Karen Peters and the Water Services Department.



Report

Agenda Date: 9/21/2022, Item No. 86

Final Plat - Pinnacle Peak and 23rd Avenue - PLAT 220040 - South of Pinnacle Peak Road and West of 23rd Avenue

Plat: 220040
Project: 20-162
Name of Plat: Pinnacle Peak and 23rd Avenue
Owner: MREG Deer Valley SFR, LLC
Engineer: James A. Brucci, RLS
Request: A 1 Lot Commercial Plat
Reviewed by Staff: Aug. 9, 2022
Final Plat requires Formal Action Only

Summary

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

Location

Generally located south of Pinnacle Peak Road and west of 23rd Avenue.
Council District: 1

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.



Agenda Date: 9/21/2022, Item No. 87

Final Plat - Monte Vista Villas - PLAT 220025 - 1642 and 1646 E. Monte Vista Road

Plat: 220025
Project: 06-1109
Name of Plat: Monte Vista Villas
Owner: CAAM House, LLC
Engineer: John M. Ware, RLS
Request: An 11 Lot Residential Subdivision Plat
Reviewed by Staff: Aug. 22, 2022
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 1642 and 1646 E. Monte Vista Road.
Council District: 4

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.



Report

Agenda Date: 9/21/2022, Item No. 88

Modification of Stipulation Request for Ratification of Aug. 17, 2022 Planning Hearing Officer Action - PHO-5-22--Z-14-05-1 - Approximately 1,000 Feet South of the Southeast Corner of 7th Avenue and Happy Valley Road

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Aug. 17, 2022. This ratification requires formal action only.

Summary

Application: PHO-5-22--Z-14-05-1

Existing Zoning: A-1 DVAO

Acreage: 39.55

Owner: DIDSTRAW LLC, et al.

Applicant/Representative: Michael S. Buschbacher II

Proposal:

1. Modification of Stipulation 1 regarding general conformance with the site plans date stamped Aug. 31, 2007 (PHO-1-07) and Dec. 16, 2020 (PHO-3-20).
2. Deletion of Stipulation 2 (PHO-1-07) regarding a master architectural theme.
3. Modification of Stipulation 2 (PHO-3-20) and Stipulation 3 (PHO-1-07) regarding landscape setbacks along 7th Avenue and Misty Willow Lane.
4. Deletion of Stipulation 5 regarding C-2 landscaping standards within parking lots (PHO-1-07).
5. Modification of Stipulation 7 (PHO-1-07) regarding disclosure of Deer Valley Airport and Goodrich Universal Propulsion Company.
6. Modification of Stipulation 7 (PHO-3-20) regarding right-of-way for Misty Willow Lane.
7. Deletion of Stipulation 10 regarding a bus bay on Happy Valley Road (PHO-1-07 and PHO-3-20).
8. Technical correction to Stipulation 4 (PHO-1-07).

Concurrence/Previous Council Action

Village Planning Committee (VPC) Recommendation: The Deer Valley Village

Planning Committee heard this case on Aug. 11, 2022, and recommended approval with a modification by a vote of 11-0.

Planning Hearing Officer Recommendation: The Planning Hearing Officer recommended approval with a modification and additional stipulations. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

Location

Approximately 1,000 feet south of the southeast corner of 7th Avenue and Happy Valley Road

Council District: 1

Parcel Address: N/A

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.

Attachment A- Stipulations- PHO-5-22--Z-14-05-1

Location: Approximately 1,000 feet south of the southeast corner of 7th Avenue and Happy Valley Road

Stipulations: PHO-1-07—Z-14-05-1

PHO recommended legislative edit of stipulations applicable to that portion of the site subject to PHO-1-07—Z-14-05-1.

GENERAL CONFORMANCE	
1.	That THE development shall be in general conformance to WITH the site plan date stamped JULY 7, 2022 August 31, 2007 , as MODIFIED BY THE FOLLOWING STIPULATIONS AND approved or modified by the PLANNING AND Development Services Department.
2.	That a master architectural theme, that unifies the landscaping and building materials for all development, shall be approved concurrent with preliminary site plan approval for the first phase of development as approved by the Development Services Department.
2. 3.	That An average 20-foot (minimum 10-foot) landscape setback shall be provided REQUIRED along 7th Avenue and Misty Willow Lane and an average 10-foot (minimum 5-foot) landscape setback shall be REQUIRED provided along ALAMEDA ROAD AND all internal streets, as approved by the PLANNING AND Development Services Department.
TRAILS	
3. 4.	That The applicant shall provide two pedestrian access points to the regional trail system located adjacent to the CAP Canal via the two public streets adjacent to the canal, as approved by the PLANNING AND Development Services Department.
LANDSCAPING	
5.	That landscaping shall be provided within parking lots per C-2 zoning district standards (Section 701.d), as approved by the Development Services Department.
ARCHEOLOGICAL	
4. 6.	That The subject site has the potential to contain archaeological resources. That The applicant shall submit an archaeological survey for review and approval by the City Archaeologist (602) 495-0901 prior to preliminary approval.
NOTIFICATION	
5. 7.	That, At such time as the sale of any parcel, the property owner shall record documents that disclose to purchasers or occupants of property within the

	development(s) the existence and operational characteristics of Deer Valley Airport and Goodrich-Universal Propulsion Company. The form and content of such documents shall be reviewed by the City Attorney.
6.	THE PROPERTY OWNER SHALL RECORD DOCUMENTS THAT DISCLOSE TO PROSPECTIVE PURCHASERS OF PROPERTY WITHIN THE DEVELOPMENT(S) THE NATURE OF ENVIRONMENTAL REMEDIATION ACTIVITIES AT THE FORMER SITE OF THE GOODRICH UNIVERSAL PROPULSION COMPANY. THE FORM AND CONTENT OF SUCH DOCUMENTS SHALL BE ACCORDING TO THE TEMPLATES AND INSTRUCTIONS PROVIDED WHICH HAVE BEEN REVIEWED AND APPROVED BY THE CITY ATTORNEY.
STREETS AND TRANSPORTATION	
7.	THE DEVELOPER SHALL PERFECT THE EXISTING 55-FOOT RIGHT OF-WAY EASEMENT FOR THE EAST HALF OF 7TH AVENUE, AS APPROVED BY THE PLANNING AND DEVELOPMENT DEPARTMENT.
8.	THE DEVELOPER SHALL DEPOSIT FUNDS IN ESCROW TO THE STREET TRANSPORTATION DEPARTMENT THAT COVER 25% OF THE COST FOR A TRAFFIC SIGNAL AT 7TH AVENUE AND HAPPY VALLEY ROAD AND 25% OF THE COST FOR A TRAFFIC SIGNAL AT 7TH AVENUE AND ALAMEDA ROAD, PRIOR TO PRELIMINARY SITE PLAN APPROVAL.
9.	THE DEVELOPER SHALL CONSTRUCT MINIMUM 5-FOOT-WIDE DETACHED SIDEWALKS ALONG 7TH AVENUE, AS APPROVED BY THE PLANNING AND DEVELOPMENT DEPARTMENT.
10.	THE DEVELOPER SHALL DEDICATE 40 FEET OF RIGHT-OF-WAY FOR THE NORTH HALF OF ALAMEDA ROAD, AS APPROVED BY THE PLANNING AND DEVELOPMENT DEPARTMENT.
11. 8.	That right-of-way totaling 70 feet shall be dedicated for the south half of Happy Valley Road.
12. 9.	That A 21-foot by 21-foot right-of-way triangle shall be dedicated at the southeast corner of 7th Avenue and Happy Valley Road.
10.	That sufficient right-of-way shall be dedicated to accommodate a bus bay on Happy Valley Road at 7th Avenue.
13. 11.	That The developer shall construct all streets within and adjacent to the development with paving, curb, gutter, sidewalk, curb ramps, streetlights, median islands, landscaping, and other incidentals as per plans approved by the City. All improvements shall comply with all ADA accessibility standards.
14. 12.	That The applicant shall submit paving plans for all arterial streets within and adjacent to the development, to the Street Transportation Department for review and approval.

15. 13.	That The applicant shall complete and submit the Developer Project Information Form for the MAG Transportation Improvement Program to the Street Transportation Department. This form is a requirement of the EPA to meet clean air quality requirements.

Stipulations: PHO-3-20--Z-14-05-1

PHO recommended legislative edit of stipulations applicable to that portion of the site subject to PHO-3-20--Z-14-05-1:

GENERAL CONFORMANCE	
1.	The development shall be in general conformance with the site plan date stamped JULY 7, 2022 December 16, 2020 , as MODIFIED BY THE FOLLOWING STIPULATIONS AND approved or modified by the Planning and Development Department.
2.	An average 20-foot (minimum 10-foot) landscape setback shall be required along 7th Avenue and an average 10-foot (minimum 5-foot) landscape setback shall be required along ALAMEDA ROAD Misty Willow Lane and all internal streets, as approved by the Planning and Development Department.
TRAILS	
3.	The applicant shall provide two pedestrian access points to the regional trail system located adjacent to the CAP Canal via the two public streets adjacent to the canal, as approved by the Planning and Development Department.
ARCHAEOLOGICAL	
4.	The subject site has the potential to contain archaeological resources. The applicant shall submit an archaeological survey for review and approval by the City Archaeologist (602) 495-0901 prior to preliminary approval.
NOTIFICATION	
5.	At such time as the sale of any parcel, the property owner shall record documents that disclose to purchasers or occupants of property within the development(s) the existence and operational characteristics of Deer Valley Airport. The form and content of such documents shall be reviewed by the City Attorney.
6.	The property owner shall record documents that disclose to prospective purchasers of property within the development(s) the nature of environmental remediation activities at the former site of the Goodrich Universal Propulsion Company. The form and content of such documents shall be according to the templates and instructions provided which have been reviewed and approved by the City Attorney.
STREETS AND TRANSPORTATION	

7.	THE DEVELOPER SHALL PERFECT THE EXISTING 55-FOOT RIGHT OF-WAY EASEMENT FOR THE EAST HALF OF 7TH AVENUE, AS APPROVED BY THE PLANNING AND DEVELOPMENT DEPARTMENT.
8.	THE DEVELOPER SHALL DEPOSIT FUNDS IN ESCROW TO THE STREET TRANSPORTATION DEPARTMENT THAT COVER 25% OF THE COST FOR A TRAFFIC SIGNAL AT 7TH AVENUE AND HAPPY VALLEY ROAD AND 25% OF THE COST FOR A TRAFFIC SIGNAL AT 7TH AVENUE AND ALAMEDA ROAD, PRIOR TO PRELIMINARY SITE PLAN APPROVAL.
9.	THE DEVELOPER SHALL CONSTRUCT MINIMUM 5-FOOT-WIDE DETACHED SIDEWALKS ALONG 7TH AVENUE, AS APPROVED BY THE PLANNING AND DEVELOPMENT DEPARTMENT.
10. 7.	The developer shall dedicate 40 feet of right-of-way for the north half of ALAMEDA ROAD Misty Willow Lane (Alameda Road alignment) , as approved by the Planning and Development Department.
11. 8.	Right-of-way totaling 70 feet shall be dedicated for the south half of Happy Valley Road.
12. 9.	A 21-foot by 21-foot right-of-way triangle shall be dedicated at the southeast corner of 7th Avenue and Happy Valley Road.
10.	Sufficient right-of-way shall be dedicated to accommodate a bus bay on Happy Valley Road at 7th Avenue.
13. 14.	The developer shall construct all streets within and adjacent to the development with paving, curb, gutter, sidewalk, curb ramps, streetlights, median islands, landscaping, and other incidentals as per plans approved by the City. All improvements shall comply with all ADA accessibility standards.
14. 12.	The applicant shall submit paving plans for all arterial streets within and adjacent to the development, to the Street Transportation Department for review and approval.
15. 13.	The applicant shall complete and submit the Developer Project Information Form for the MAG Transportation Improvement Program to the Street Transportation Department. This form is a requirement of the EPA to meet clean air quality requirements.

Final Stipulations: PHO-5-22—Z-14-05-1

Final stipulations reflecting the PHO recommended legislative edits of both PHO-1-07—Z-14-05-1 and PHO-1-07—Z-14-05-1, resulting in a single set of stipulations for PHO-5-22—Z-14-05-1. See Finding #1 for detailed information.

GENERAL CONFORMANCE

1.	The development shall be in general conformance with the site plan date stamped July 7, 2022, as modified by the following stipulations and approved by the Planning and Development Department.
2.	An average 20-foot (minimum 10-foot) landscape setback shall be required along 7th Avenue and an average 10-foot (minimum 5-foot) landscape setback shall be required along Alameda Road and all internal streets, as approved by the Planning and Development Department.
TRAILS	
3.	The applicant shall provide two pedestrian access points to the regional trail system located adjacent to the CAP Canal via the two public streets adjacent to the canal, as approved by the Planning and Development Department.
ARCHAEOLOGICAL	
4.	The subject site has the potential to contain archaeological resources. The applicant shall submit an archaeological survey for review and approval by the City Archaeologist (602) 495-0901 prior to preliminary approval.
NOTIFICATION	
5.	At such time as the sale of any parcel, the property owner shall record documents that disclose to purchasers or occupants of property within the development(s) the existence and operational characteristics of Deer Valley Airport. The form and content of such documents shall be reviewed by the City Attorney.
6.	The property owner shall record documents that disclose to prospective purchasers of property within the development(s) the nature of environmental remediation activities at the former site of the Goodrich Universal Propulsion Company. The form and content of such documents shall be according to the templates and instructions provided which have been reviewed and approved by the City Attorney.
STREETS AND TRANSPORTATION	
7.	The developer shall perfect the existing 55-foot right of-way easement for the east half of 7th Avenue, as approved by the Planning and Development Department.
8.	The developer shall deposit funds in escrow to the Street Transportation Department that cover 25% of the cost for a traffic signal at 7th Avenue and Happy Valley Road and 25% of the cost for a traffic signal at 7th Avenue and Alameda Road, prior to preliminary site plan approval.
9.	The developer shall construct minimum 5-foot-wide detached sidewalks along 7th Avenue, as approved by the Planning and Development Department.

10.	The developer shall dedicate 40 feet of right-of-way for the north half of Alameda Road, as approved by the Planning and Development Department.
11.	Right-of-way totaling 70 feet shall be dedicated for the south half of Happy Valley Road.
12.	A 21-foot by 21-foot right-of-way triangle shall be dedicated at the southeast corner of 7th Avenue and Happy Valley Road.
13.	The developer shall construct all streets within and adjacent to the development with paving, curb, gutter, sidewalk, curb ramps, streetlights, median islands, landscaping, and other incidentals as per plans approved by the City. All improvements shall comply with all ADA accessibility standards.
14.	The applicant shall submit paving plans for all arterial streets within and adjacent to the development, to the Street Transportation Department for review and approval.
15.	The applicant shall complete and submit the Developer Project Information Form for the MAG Transportation Improvement Program to the Street Transportation Department. This form is a requirement of the EPA to meet clean air quality requirements.



Modification of Stipulation Request for Ratification of Aug. 17, 2022 Planning Hearing Officer Action - PHO-5-22--Z-137-86-7(4) - Approximately 500 Feet South of the Southeast Corner of 51st Avenue and McDowell Road

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Aug. 17, 2022. This ratification requires formal action only.

Summary

Application: PHO-5-22--Z-137-86-7(4)

Existing Zoning: C-2

Acreage: 1.75

Owner: Holland Real Estate LLC

Applicant: Justin Gregonis, Upward Architects

Representative: Thomas Dake

Proposal:

1. Modification of Stipulation 1 regarding general conformance with the site plans and elevations date stamped May 17, 2021, and dated Oct. 9, 1996; May 7, 1997, and June 4, 1997.

Concurrence/Previous Council Action

Village Planning Committee (VPC) Recommendation: The Maryvale Village Planning Committee was scheduled to hear this request on Aug. 10, 2022 but did not have a quorum.

Planning Hearing Officer Recommendation: The Planning Hearing Officer recommended approval with a modification and additional stipulations. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

Location

Approximately 500 feet south of the southeast corner of 51st Avenue and McDowell Road

Council District: 4
Parcel Address: N/A

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.

Attachment A- Stipulations- PHO-5-22--Z-137-86-7-4

Location: Approximately 500 feet south of the southeast corner of 51st Avenue and McDowell Road

Stipulations:

1.	<p>The northern portion of the development shall be in general conformance with the site plan and elevations date stamped JUNE 27, 2022 May 17, 2021, as modified by the following stipulations and approved by the Planning and Development Department.</p> <p>The southern portion of the development shall be in general conformance with the site plan dated October 9, 1996, and the site plan dated May 7, 1997, and elevation dated June 4, 1997, for the four story hotel, as modified by the following stipulations and approved by the Planning and Development Department.</p>
2.	All landscape areas and building setbacks shall be measured from any new property lines resulting from additional right-of-way dedication.
3.	Mature landscaping, to include 24-inch box size shade trees placed 20 feet on center or equivalent groupings, shall be provided along 51st Avenue and McDowell Road.
4.	All parking areas fronting on 51st Avenue and McDowell Road shall be appropriately screened by walls and/or berms approved by the Planning and Development Department.
5.	Sufficient right-of-way shall be dedicated by the property owner within one year of final City Council action to provide:
a.	All right-of-way easements to be dedicated in fee title.
b.	A 21' x 21' triangle at the intersection of 51st Avenue and McDowell Road.
c.	A 10' x 175' bus bay along McDowell Road.
d.	Additional right-of-way, including right turn lanes as may be required by the Planning and Development Department.
6.	IF DETERMINED NECESSARY BY THE PHOENIX ARCHAEOLOGY OFFICE, THE APPLICANT SHALL CONDUCT PHASE I DATA TESTING AND SUBMIT AN ARCHAEOLOGICAL SURVEY REPORT OF THE DEVELOPMENT AREA FOR REVIEW AND APPROVAL BY THE CITY ARCHAEOLOGIST PRIOR TO CLEARING AND GRUBBING, LANDSCAPE SALVAGE, AND/OR GRADING APPROVAL.
7.	IF PHASE I DATA TESTING IS REQUIRED, AND IF, UPON REVIEW OF THE RESULTS FROM THE PHASE I DATA TESTING, THE CITY ARCHAEOLOGIST, IN CONSULTATION WITH A QUALIFIED

	ARCHAEOLOGIST, DETERMINES SUCH DATA RECOVERY EXCAVATIONS ARE NECESSARY, THE APPLICANT SHALL CONDUCT PHASE II ARCHAEOLOGICAL DATA RECOVERY EXCAVATIONS.
8.	IN THE EVENT ARCHAEOLOGICAL MATERIALS ARE ENCOUNTERED DURING CONSTRUCTION, THE DEVELOPER SHALL IMMEDIATELY CEASE ALL GROUND-DISTURBING ACTIVITIES WITHIN A 33- FOOT RADIUS OF THE DISCOVERY, NOTIFY THE CITY ARCHAEOLOGIST, AND ALLOW TIME FOR THE ARCHAEOLOGY OFFICE TO PROPERLY ASSESS THE MATERIALS.
9. 6.	Prior to preliminary site plan approval, the landowner shall execute a Proposition 207 Waiver of Claims in a form approved by the City Attorney's Office. The waiver shall be recorded with the Maricopa County Recorder's Office and delivered to the City to be included in the rezoning application file for record.