

### City Council Formal Meeting

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Wednesday, January 29, 2020

2:30 PM

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

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

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

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

#### **BOARDS AND COMMISSIONS**

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

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

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

**No:** 0

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

**A motion was made by Vice Mayor Guardado, seconded by Councilwoman Williams, that Items 2-20 be recommended for approval. The motion carried by the following voice vote:**

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

**No:** 0

- 2** Liquor License - Special Event - Hermandad del Senor de los Milagros  
(Mesa, AZ)

**This item was recommended for approval.**

- 3** Liquor License - Mia Osteria

**This item was recommended for approval.**

- 4** Liquor License - Proper Eats

**This item was recommended for approval.**

- 5** Liquor License - State 48 Rock House Brewery

**This item was recommended for approval.**

- 6** Liquor License - Special Event - Future Forward Foundation, Inc.

**This item was recommended for approval.**

- 7** Liquor License - Special Event - Brophy College Preparatory

**This item was recommended for approval.**

- 8** Liquor License - Special Event - Brophy College Preparatory

**This item was recommended for approval.**

- 9** Liquor License - Special Event - Caledonian Society of Arizona

**This item was recommended for approval.**

- 10** Liquor License - Special Event - Cancer Support Community - Arizona

**This item was recommended for approval.**

- 11** Liquor License - Special Event - Cancer Support Community - Arizona

**This item was recommended for approval.**

- 12** Liquor License - Special Event - Racelookup Foundation, Inc.

**This item was recommended for approval.**

- 13** Liquor License - Special Event - St. Francis Xavier Roman Catholic Parish  
Phoenix

**This item was recommended for approval.**

- 14** Liquor License - Special Event - Vivre

**This item was recommended for approval.**

- 15** Liquor License - Special Event - SS. Simon & Jude Roman Catholic Cathedral Phoenix

**This item was recommended for approval.**

- 16** Liquor License - Special Event - Laveen Community Council

**This item was recommended for approval.**

- 17** Liquor License - Special Event - United Phoenix Fire Fighters Emerald Society, Inc.

**This item was recommended for approval.**

- 18** Liquor License - Special Event - Jupiter Foundation

**This item was recommended for approval.**

- 19** Liquor License - Special Event - Phoenix Children's Chorus

**This item was recommended for approval.**

- 20** Liquor License - Gary's Liquor

**This item was recommended for approval.**

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

A motion was made by Vice Mayor Guardado, seconded by Councilwoman Williams, that Items 21-77 be approved or adopted, except for Items 28, 31, 43, 49, 52, 53, 55 and 77; continuing Items 30 and 45 to the February 5, 2020 City Council Formal Meeting; and noting that Items 24, 29 and 44 are being withdrawn, and Items 74 and 75 are being withdrawn to be readvertised for a Public Hearing at the March 4, 2020 City Council Formal Meeting. The motion carried by the following vote:

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

**No:** 0

- 21** Plotter Supplies, Inc. doing business as PSI Digital Imaging Solutions

**This item was adopted.**

- 22** Settlement of Claim(s) Tran v. City of Phoenix  
**This item was adopted.**
- 23** Settlement of Claim(s) Lynch v. City of Phoenix  
**This item was adopted.**
- 24** Custom X-Ray Service, Inc.  
**This item was withdrawn.**
- 25** Comtech Solacom Technologies, Inc.  
**This item was adopted.**
- 26** Mary Stevens, PLLC  
**This item was adopted.**
- 27** International Public Management Association-HR  
**This item was adopted.**
- 29** (CONTINUED FROM DEC. 18, 2019) - Software Value-Added Reseller Services - State of Arizona Cooperative Contract (Ordinance S-46259)  
**This item was withdrawn.**
- 30** Software Value-Added Reseller Services - State of Arizona Cooperative Contract (Ordinance S-46331)  
**This item was continued to the February 5, 2020 City Council Formal Meeting.**
- 32** Grant of Public Utility Easements on City-Owned Property for the Papago Sports Complex Conductor Replacement (Ordinance S-46310)  
**This item was adopted.**
- 33** Acceptance and Dedication of Easements for Public Utility, Sidewalk, Roadway and Multi-Use Trail Purposes (Ordinance S-46321)  
**This item was adopted.**
- 34** Acceptance of Easements for Drainage Purposes (Ordinance S-46322)  
**This item was adopted.**
- 35** Acquisition of Real Property for Bike and Pedestrian Improvement Project at 12th Street and Oak Street (Ordinance S-46320)  
**This item was adopted.**

- 36** Voluntary Acquisition of Real Property Located at 627 S. 9th Place and 2339 S. 13th St. (Ordinance S-46323)

**This item was adopted.**

- 37** Acceptance and Dedication of Right-of-Way Abandoned by Arizona Department of Transportation (ADOT) Resolution 2019-11-A-039 (Ordinance S-46328)

**This item was adopted.**

- 38** Safety Equipment and Supplies - Requirements Contract (Ordinance S-46325)

**This item was adopted.**

- 39** Increase Expenditure Authority and Extend Non-Safety Uniform Items (Citywide) - IFB 15-027 (Ordinance S-46329)

**This item was adopted.**

- 40** Increase Expenditure Authority and Extend Safety Related Uniform Items (Citywide) - IFB 15-162 (Ordinance S-46330)

**This item was adopted.**

- 41** Request for City Council to Call to Meet in Executive Session on April 1, 2020 at 1 p.m. and Cancel the April 7, 2020 Executive Session

**This item was approved.**

- 42** Transfer of Retirement Funds to Arizona State Retirement System (Ordinance S-46317)

**This item was adopted.**

- 44** (CONTINUED FROM JAN. 8, 2020) - Development Agreement with NIXDT, LLC for Development of Property Located at 117, 125, 133 and 141 E. Jackson St. in Downtown Phoenix (Ordinance S-46301)

**This item was withdrawn.**

- 45** Development Agreement and Lease with NIXDT, LLC for Development of Property Located at 117, 125, 133 and 141 E. Jackson St. in Downtown Phoenix (Ordinance S-46333)

**This item was continued to the February 5, 2020 City Council Formal Meeting.**

- 46** Utilize State of Arizona Cooperative Contract for Ammunition Products

Statewide - BPM000781 (Ordinance S-46309)

**This item was adopted.**

- 47** One-Time Purchase of State-Mandated 9-1-1 Call Processing Equipment and Support Services (Ordinance S-46314)

**This item was adopted.**

- 48** RMS Enhancements - National Incident-Based Reporting System (NIBRS) (Ordinance S-46324)

**This item was adopted.**

- 50** Scenario 3B Transmission Main Rehabilitation Project - Construction Manager at Risk Preconstruction and Construction Services - WS85507008 (Ordinance S-46312)

**This item was adopted.**

- 51** Scenario 3B Transmission Main Rehabilitation Project - Engineering Services - WS85507008 (Ordinance S-46313)

**This item was adopted.**

- 54** Additional Expenditures for Purchase, Maintenance, and Repair of Fire Hydrants (Ordinance S-46315)

**This item was adopted.**

- 56** Pavement Surface Treatment Program - Two-Step Job Order Contracting Services - 4108JOC184 (Ordinance S-46311)

**This item was adopted.**

- 57** Lift Station 41 Electrical and Mechanical Improvements - Engineering Services - WS90400082 (Ordinance S-46318)

**This item was adopted.**

- 58** Self-Contained Breathing Apparatus Prescription Lenses - Request for Quotation (Ordinance S-46316)

**This item was adopted.**

- 59** Milestone Laboratory Instruments, Consumables and Services (Ordinance S-46319)

**This item was adopted.**

- 60** Modification of Stipulation Request for Ratification of Dec. 18, 2019 Planning

Hearing Officer Action - Z-11-94-1

**This item was approved.**

- 61 Modification of Stipulation Request for Ratification of Dec. 18, 2019 Planning  
Hearing Officer Action - Z-49-84-1(2)

**This item was approved.**

- 62 Modification of Stipulation Request for Ratification of Dec. 18, 2019 Planning  
Hearing Officer Action - Z-84-04-7

**This item was approved.**

- 63 Modification of Stipulation Request for Ratification of Dec. 18, 2019 Planning  
Hearing Officer Action - Z-97-02-7

**This item was approved.**

- 64 Modification of Stipulation Request for Ratification of Dec. 18, 2019 Planning  
Hearing Officer Action - Z-89-06-8

**This item was approved.**

- 65 Final Map of Dedication - Tierra Montana - Phase 1 - 190005 - Northeast  
Corner of 55th Avenue and Carver Road

**This item was approved.**

- 66 Final Plat - Acacia Place - 190063 - Northwest Corner of Utopia Road and  
28th Street

**This item was approved.**

- 67 Final Plat - Aura Midtown Apartments - 190072 - Southeast Corner of Central  
Avenue and Indianola Street

**This item was approved.**

- 68 Final Plat - Towns on 28th - 190108 - 28th Street and Glenrosa Avenue

**This item was approved.**

- 69 Final Plat - Romeo's Subdivision - 190095 - West of 25th Avenue and North  
of Broadway Road

**This item was approved.**

- 70 Final Plat - 43rd & Baseline - 180133 - Southwest Corner of Baseline Road  
and 43rd Avenue

**This item was approved.**

- 71 Final Plat - 44th Street & Washington Retail - 190071 - Northeast Corner of 44th Street and Monroe Street

**This item was approved.**

- 72 Amend City Code - Official Supplementary Zoning Map 1191 (Ordinance G-6664)

**This item was adopted.**

- 73 Amend City Code - Official Supplementary Zoning Map 1192 (Ordinance G-6665)

**This item was adopted.**

- 74 Amend City Code - Ordinance Adoption - Rezoning Application PHO-2-19\_Z-118-14-4 - Approximately 420 Feet North of the Northeast Corner of 7th Street and Indian School Road (Ordinance G-6667)

**This item was withdrawn to be readvertised for a Public Hearing at the March 4, 2020 City Council Formal Meeting.**

- 75 Amend City Code - Ordinance Adoption - Rezoning Application PHO-2-19\_Z-SP-5-14-4 - Approximately 420 Feet North of the Northeast Corner of 7th Street and Indian School Road (Ordinance G-6663)

**This item was withdrawn to be readvertised for a Public Hearing at the March 4, 2020 City Council Formal Meeting.**

- 76 Consideration of Final Infrastructure Financing Plan: 2020 Update (Development Impact Fees) (Resolution 21805)

**This item was adopted.**

- 28 U.S. Department of Housing and Urban Development

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

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

**No:** 0



- 31** Proposed 103rd Avenue and Southern Avenue Annexation - Public Hearing

**The hearing was held.**

- 43** Authorization to Apply for, Accept, Disburse Funds and Enter into Agreements for a Food System Vision Prize (Ordinance S-46332)

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

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

**No:** 0

**Conflict:** 1 - Councilwoman Pastor

- 49** Intergovernmental Agreement with Arizona Department of Transportation for Right-of-Way Along State Route 51 Near Orangewood Avenue (Ordinance S-46334)

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

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

**No:** 0

- 52** Authorization to Enter into Agreement with Salt River Project for Water Transportation (Ordinance S-46326)

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

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

**No:** 0

**53** April 2020 Proposed Bus Service Improvements

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

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

**No:** 0

**55** Environmental Protection Agency for Clean Diesel Funding Assistance Program FY 2020 (Ordinance S-46327)

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

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

**No:** 0

**Absent:** 1 - Councilman Waring

**77** Amend City Code - Ordinance Amending Phoenix City Code Chapter 29 - Development Impact Fees and Chapter 30 - Water Resources Acquisition Fee (Ordinance G-6666)

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

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

**No:** 0

**Absent:** 1 - Councilman Waring

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

**CITIZEN COMMENTS**

**ADJOURN**