



# Agenda

## Transportation, Infrastructure, and Planning Subcommittee

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Wednesday, May 18, 2022

10:00 AM

City Council Chambers

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**\*\*\*REVISED May 11, 2022\*\*\***

**Item Revised: 1**

### **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=ebcddc7b35361de4a3276359714088fd9>

- **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 2558 285 3661# (for English) or 2559 776 4850# (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 2559 776 4850#. 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 2559 776 4850#). 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**

## **CALL TO THE PUBLIC**

## **MINUTES OF MEETINGS**

**\*1 \*\*\*ITEM REVISED (SEE REVISED ATTACHED MINUTES)\*\*\* Minutes of the Transportation, Infrastructure and Planning Subcommittee Meeting**

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This item transmits the minutes of the Transportation, Infrastructure and Planning Subcommittee Meeting on April 20, 2022, for review, correction or approval by the Transportation, Infrastructure and Planning Subcommittee.

### **THIS ITEM IS FOR POSSIBLE ACTION.**

#### **Responsible Department**

This item is submitted by Deputy City Manager Mario Paniagua and the City Manager's Office.

## **CONSENT ACTION (ITEM 2)**

### **2 Lake Pleasant Water Treatment Plant Operations**

Page 18

This report provides the Transportation, Infrastructure and Planning Subcommittee with an update on the Lake Pleasant Water Treatment Plant operations and requests that the Subcommittee recommend City Council approval to execute an amendment to Contract 107745 with Contract Services, LLC, which is an affiliate of Veolia Water North America Operating Services, LLC, to exercise the City's renewal options and extend the Lake Pleasant Water Treatment Plant Service Agreement for five years. The additional expenditures included in this amendment will not exceed \$38 million.

**THIS ITEM IS FOR CONSENT ACTION.**

**Responsible Department**

This item is submitted by Deputy City Manager Karen Peters and the Water Services Department.

**INFORMATION ONLY (ITEMS 3-5)**

**3 Metro, Regional Public Transportation Authority and Maricopa Association of Governments Meetings** Page 20

This report provides the Transportation, Infrastructure and Planning Subcommittee with copies of past and/or upcoming meeting agendas/summaries for METRO light rail, Valley Metro/Regional Public Transportation Authority and the Maricopa Association of Governments.

**THIS ITEM IS FOR INFORMATION ONLY.**

**Responsible Department**

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

**4 Citizens Transportation Commission Meetings** Page 22

This report provides the Transportation, Infrastructure and Planning Subcommittee with copies of past and/or upcoming meeting agendas/summaries for the Citizens Transportation Commission.

**THIS ITEM IS FOR INFORMATION ONLY.**

**Responsible Department**

This item is submitted by Deputy City Manager Mario Paniagua and the Public Transit and Street Transportation departments.

**5 Freeway Program Update** Page 23

This report provides the Transportation, Infrastructure and Planning

Subcommittee updates on the Arizona Department of Transportation (ADOT) freeway program within the City of Phoenix.

**THIS ITEM IS FOR INFORMATION ONLY.**

**Responsible Department**

This item is submitted by Deputy City Manager Mario Paniagua and the City Manager's Office.

**DISCUSSION AND POSSIBLE ACTION (ITEMS 6-9)**

**6 Ground Lease Amendment with Arizona Air National Guard at Phoenix Sky Harbor International Airport**

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This report requests the Transportation, Infrastructure and Planning Subcommittee recommend City Council approval to execute an amendment to Ground Lease 1899 with Arizona Air National Guard, to extend the lease term for 10 years at Phoenix Sky Harbor International Airport.

**THIS ITEM IS FOR DISCUSSION AND POSSIBLE ACTION.**

**Responsible Department**

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

**7 Air Service Consulting Services - Contract Award**

Page 30

This report requests the Transportation, Infrastructure and Planning Subcommittee recommend City Council approval to enter into an agreement with Arthur D. Little, LLC for air service consulting services at Phoenix Sky Harbor International Airport.

**THIS ITEM IS FOR DISCUSSION AND POSSIBLE ACTION.**

**Responsible Department**

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

8      **Consideration of Citizen Petition Related to Production of Documents**      Page 32  
- Lewis

This report provides the Transportation, Infrastructure and Planning Subcommittee with information in response to a citizen petition submitted by Ben Lewis at the Mar. 23, 2022 Formal City Council meeting regarding (**Attachment A**).

**THIS ITEM IS FOR DISCUSSION AND POSSIBLE ACTION.**

**Responsible Department**

This item is submitted by the City Manager's Office and the Communications Office and Law Department.

9      **Consideration of Citizen Petition Related to Production of Documents**      Page 35  
- Olson

This report provides the City Council with information in response to a citizen petition submitted by Karen Olson at the Apr. 6, 2022 Formal City Council meeting (**Attachment A**).

**THIS ITEM IS FOR DISCUSSION AND POSSIBLE ACTION.**

**Responsible Department**

This item is submitted by the City Manager's Office and the Communications Office and Law Department.

**CALL TO THE PUBLIC**

**FUTURE AGENDA ITEMS**

**ADJOURN**

For further information or reasonable accommodations, please call the City Council Meeting Request line at 602-262-6001. 7-1-1 Friendly.

Persons paid to lobby on behalf of persons or organizations other than themselves must register with the City Clerk prior to lobbying or within five business days thereafter, and must register annually to continue lobbying. If you have any questions about registration or whether or not you must register, please contact the City Clerk's Office at 602-534-0490.

**Members:**

Councilwoman Debra Stark, Chair  
Councilwoman Betty Guardado  
Councilwoman Ann O'Brien  
Vice Mayor Laura Pastor







City of Phoenix

Transportation, Infrastructure, and Planning  
Subcommittee

Report

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Agenda Date: 5/18/2022, Item No. 1

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**\*\*\*ITEM REVISED (SEE REVISED ATTACHED MINUTES)\*\*\* Minutes of the  
Transportation, Infrastructure and Planning Subcommittee Meeting**

This item transmits the minutes of the Transportation, Infrastructure and Planning Subcommittee Meeting on April 20, 2022, for review, correction or approval by the Transportation, Infrastructure and Planning Subcommittee.

**THIS ITEM IS FOR POSSIBLE ACTION.**

The minutes are included for review as **Attachment A**.

**Responsible Department**

This item is submitted by Deputy City Manager Mario Paniagua and the City Manager's Office.

**Phoenix City Council  
Transportation, Infrastructure and Planning Subcommittee  
Summary Minutes  
Wednesday, April 20, 2022**

City Council Chambers  
200 W. Jefferson St.  
Phoenix, Ariz.

Subcommittee Members Present  
Councilwoman Debra Stark, Chair  
Vice Mayor Laura Pastor  
Councilwoman Betty Guardado  
Councilwoman Ann O'Brien\*

Subcommittee Members Absent

\*Councilwoman O'Brien joined the meeting during Item 7.

**CALL TO ORDER**

Chairwoman Stark called the Transportation, Infrastructure and Planning Subcommittee to order at 10:11 a.m. with Vice Mayor Pastor and Councilwoman Guardado present.

**CALL TO THE PUBLIC**

No members of the public requested to speak for this item.

**MINUTES OF MEETINGS**

**1. Minutes of the Transportation, Infrastructure, and Planning Subcommittee Meeting**

Vice Mayor Pastor made a motion to approve the minutes of the Feb. 16, 2022, Transportation, Infrastructure and Planning Subcommittee meeting.  
Councilwoman Guardado seconded the motion which passed unanimously, 3-0.

**CONSENT ACTION (ITEMS 2-3)**

**2. Amend City Code – Section 36-158, Schedule I, Local Speed Limits at 39 Locations**

**3. Fiscal Year 2022-23 Assessment for Water Industry Research and Partnerships**

Vice Mayor Pastor made a motion to approve Consent Action Items 2-3.  
Councilwoman Guardado seconded the motion, which passed unanimously 3-0.

**INFORMATION ONLY (ITEMS 4-6)**

**4. Metro, Regional Public Transportation Authority and Maricopa Association of Governments Meetings**

Information only. No Councilmember requested additional information.

#### **5. Citizens Transportation Commission Meetings**

Information only. No Councilmember requested additional information.

#### **6. Freeway Program Update**

Information only. No Councilmember requested additional information.

### **INFORMATION AND DISCUSSION (ITEM 7)**

#### **7. Maricopa County Regional Flood Control Update**

Public Works Director Joe Giudice and Maricopa County Flood Control District (FCD) Director Michael Fulton presented about the partnership between Phoenix and FCD, as well as FCD's role in flood control infrastructure.

Mr. Fulton provided a brief overview of FCD, and its mission of reducing risk and damage from flooding, which included building and identifying flood structures, identifying and delineating floodplains, issuing permits for activities in floodplains, and providing alerts and outreach throughout Maricopa County. Mr. Fulton explained FCD's revenue structure, which relied on secondary property tax revenues, including contributions from the City. Mr. Fulton then discussed hazard mitigation studies conducted by FCD, coordination and funding with partnering agencies, as well as Small Project Assistance Program (SPAP), which identified smaller projects where regional structural solutions were impractical. He noted 34 SPAP projects which impacted the City had been completed since 2011. Mr. Fulton concluded his presentation by discussing challenges and opportunities for FCD in the coming years.

Councilwoman O'Brien joined the meeting at 10:17 a.m.

Mr. Giudice stated that the intent of the presentation was to provide basic information to the Subcommittee and that staff would return to provide further detail regarding SPAP.

Chairwoman Stark stated she would like to have a discussion with staff regarding roadway flooding and the evaluation criteria for SPAP. In addition, she noted the City's high contribution rate and wanted to make sure Phoenix was getting its fair share of FCD assistance funds.

Vice Mayor Pastor echoed the comments of Chairwoman Stark regarding evaluation criteria. She also discussed areas within the City she had noticed flooding during storms and encouraged staff to continue addressing these issues.

Councilwoman O'Brien requested additional information on street flooding.

Chairwoman Stark commented on the excellent work of FCD and reiterated her desire to discuss reevaluating project criteria.

## **DISCUSSION AND POSSIBLE ACTION (ITEM 8-12)**

### **8. Comprehensive Micromobility Plan Update**

Chairwoman Stark asked Assistant City Attorney David Benton to read a statement regarding public comment.

Mr. Benton stated the rules regarding public comment

Street Transportation Director Kini Knudson provided an overview of the Comprehensive Micromobility Program and its history.

Assistant Street Transportation Director Briiana Velez presented statistics on Phase III of the E-Scooter Pilot Program. Ms. Velez noted an average of 185 scooters were deployed averaging a little over 1.3 miles per trip, with no collisions reported. She explained the methodology for community outreach events held in November, noting staff received over 800 dot poll interactions at in-person events and roughly 200 online surveys. She highlighted the key takeaways of larger boundary expansion, additional vehicle types, and more supportive bike infrastructure. Ms. Velez discussed the expanded boundaries phase of the proposed Micromobility Program, consisting of a maximum of 3,000 E-scooters, a minimum of 125 E-bikes, a minimum of 125 pedal bikes, and a minimum of 50 adaptive bikes. She also discussed the equity components and the request for proposal evaluation criteria.

Mr. Knudson stated the next steps were to secure vendors to operate the program and to increase public bike parking in the boundaries. Mr. Knudson requested the Subcommittee recommend City Council approval to move forward with the phased implementation of a Comprehensive Micromobility Program through the issuance of a request for proposal.

Chairwoman Stark opened the floor to public comment.

Phuong Bui thanked staff and expressed her support for the proposed Comprehensive Micromobility Program.

Cyndy Gaughan expressed gratitude to staff for amending the ordinance to include E-bikes and adaptive vehicles.

Councilwoman Guardado expressed her support for the proposed Comprehensive Micromobility Program and stated belief that residents in the Maryvale canal area would benefit from having E-scooters or bikes in their area. She asked staff to look into and include equipment recovery from the canal and mentioned having community outreach sessions.

Mr. Knudson stated they could incorporate the Maryvale canal area as part of any phased expansion of this program.

Vice Mayor Pastor explained that the city would need to account for who pays for the debris or micromobility equipment that could potentially land in the canal and what the cost of clean-up would be. In addition, she asked for the Road Safety Action Plan strategies and improvements to reduce serious injury and a plan on how staff would maintain the lock-to requirement.

Chairwoman Stark mentioned the bike squad in Desert Horizon that assisted with safety and suggested having a bike squad for the Maryvale area.

Vice Mayor Pastor agreed with Chairwoman Stark and suggested having funding for a bike squad along the canal.

Councilwoman Guardado echoed the comments of Vice Mayor Pastor and Chairwoman Stark. In addition, she directed staff to look at neighboring cities' practices regarding micromobility along the canal.

Councilwoman Guardado motioned to approve staff recommendations for Item 8. Vice Mayor Pastor seconded the motion, which passed unanimously 4-0.

## **9. Downtown Interactive Kiosk Update**

Street Transportation Director Kini Knudson discussed the previous Transportation, Infrastructure and Planning Subcommittee presentation on interactive digital kiosk from Sept. 15, 2021. Mr. Knudson noted feedback at the previous meeting and provided a historical overview of the downtown kiosk project. Mr. Knudson reviewed the request for proposal requirements and mentioned the goal of having 20 kiosks in operation by the 2023 Superbowl.

Deputy Street Transportation Director Chris Ewell discussed the kiosk vendor selection process and announced IKE Smart City (ISC) as the awardee. Mr. Ewell highlighted there were no upfront or ongoing costs to the City and mentioned how the kiosk would be installed in the public right-of-way. He also discussed the financial, and commercial benefits of the kiosks.

Mr. Knudson requested the Subcommittee recommend City Council approval to enter into agreement with IKE Smart City, LLC to provide digital kiosks in downtown Phoenix; to approve one additional staff position funded with kiosk revenues to manage and administer the agreement; and to grant an exception to PCC 3-8 to allow off-site advertising on the digital kiosk in public right-of-way.

Chairwoman Stark asked how much revenue advertising would generate for the City.

Mr. Knudson stated the advertising revenue would be either the minimum agreed upon dollar amount of \$14,000 per-kiosk-per-year, or 32 percent of gross, whichever was greater.

Anna Baerman on behalf of IKE Smart City thanked the subcommittee and staff for the opportunity to bring IKE to Phoenix.

Councilwoman O'Brien asked how loitering would be handled by people who were not using the kiosk.

Mr. Knudson stated the City would be working in partnership with Downtown Phoenix Inc and with their ambassadors to work through any issues with the improper use or improper gathering around those kiosks.

Vice Mayor Pastor asked staff to investigate creating an app version of the kiosk.

Mr. Knudson stated IKE offers an app along with their kiosk.

Councilwoman O'Brien motioned to approve staff recommendations for Item 9. Vice Mayor Pastor seconded the motion, which passed unanimously 4-0.

## **10. Phoenix Sky Harbor International Airport Comprehensive Asset Management Plan**

Aviation Director Chad Makovsky provided an overview of the Comprehensive Asset Management Plan (CAMP). In addition, he discussed the importance of revalidating the CAMP assumptions and projects to ensure that near-term investments aligned with the highest priority needs for Phoenix Sky Harbor International Airport (PHX), as well as its customers and stakeholders.

Deputy Aviation Director Jordan Feld explained the three main areas of CAMP and provided an update of the meetings with stakeholders and the Phoenix Aviation Advisory Board. Mr. Feld discussed near-term priority projects at PHX, their estimated cost, and next steps for each project. Mr. Feld requested the Subcommittee recommend City Council to direct staff to submit an updated Airport Layout Plan to the Federal Aviation Administration (FAA) for the PHX Comprehensive Asset Management Plan, as needed, based on recent CAMP implementation.

Vice Mayor Pastor asked about the name of the outside the fence planning areas. She requested that staff come back to the Subcommittee to discuss the areas surrounding the airport.

Mr. Makovsky stated he could return to provide the subcommittee with a more expansive view of those parcels in Aviation's long-term plan. In addition, he noted the possible uses of these areas were influenced by the type of funding used to purchase them.

Councilwoman Guardado asked if staff were planning on conducting community outreach regarding use of the land.

Mr. Feld replied they would conduct public outreach pending further information from the FAA, and he discussed the type of outreach typically conducted.

Councilwoman Guardado motioned to approve staff recommendations for Item 10. Vice Mayor Pastor seconded the motion, which passed unanimously 4-0.

## **11. Consideration of Citizen Petition Related to the Process for Preparing Formal Council Meeting Agendas**

City Clerk Denise Archibald gave a staff presentation in response to a citizen petition submitted by Jeremy Thacker on Feb. 16, 2022. She discussed the process, according to Arizona Revised Statutes, Arizona's Open Meeting Law (OML), Phoenix City Charter, Phoenix City Code (PCC) and Administrative Regulations, in which Formal City Council agenda items get added and noted only the City Manager, Mayor, or at least three Councilmembers could have items placed on the agenda. In addition, Mrs. Archibald detailed several alternative ways in which a resident could present items to the Council for discussion.

Vice Mayor Pastor asked how a resident could put something on the agenda. In addition, she asked if Councilmembers were not allowed to respond to citizens' comments due to OML and what the fine was if they did. Vice Mayor Pastor asked staff to explain why the proposed solution in the petition could not work.

Assistant City Attorney David Benton confirmed that there is a fine associated with violating OML.

Mrs. Archibald replied that citizens do have the opportunity to request the Mayor or Council members add items to a Council agenda during citizen comments at the Formal City Council meeting. In addition, she explained that residents could also communicate with their Council members, or City departments directly. She also included subcommittees as a way for a resident or citizen to provide comments to members to request an item be placed on an agenda. Mrs. Archibald also clarified that during citizen comment, Council could only respond to items on the agenda, but Council could request to address an issue on a future agenda. She stated Phoenix City Code only provided the authority to place things on the agenda currently to the City Manager, the Mayor, and three councilmembers.

Councilwoman O'Brien asked for clarity on the proposed solution. In addition, she asked if there would need to be more details and information so that the public would be properly notified about an item.

Mr. Benton stated there would have to be staff research and review into this proposed solution. In addition, Mr. Benton mentioned that members of the public would need sufficient information on a particular item to meet the requirements of OML.

Jeremy Thacker stated the current citizen petition process was cumbersome and did not guarantee a two-way conversation with the Council. Mr. Thacker noted that citizen comment in the past used take place at the beginning of a Formal meeting and was convenient for residents. He proposed any public comment request submitted 72 hours in advance and containing the proper amount of detail to meet OML requirements be placed on the agenda.

Chairwoman Stark asked Mr. Thacker to provide an example of his proposal and for staff to comment the proposal.

Mr. Thacker provided an example where if a resident wished to speak about shutting down municipal golf courses due to excessive watering, the City Manager and City Clerk would approve that item and add it to the agenda.

Mrs. Archibald explained that staff typically prepare agenda items one month in advance and throughout that period they were going through the necessary review process. She discussed challenges that might arise with this proposal, such as not giving staff enough time to prepare.

Vice Mayor Pastor stated there was not a platform for citizens to say they would like the Council to discuss specific subject matter.

Councilwoman O'Brien asked Mr. Thacker what steps he had taken to bring his golf course example to his councilmember, or other councilmembers, to have it placed on the agenda.

Mr. Thacker replied he had reached out to all councilmembers' offices, met with Councilwoman Stark, presented to Parks and Recreation Department staff, and had an item placed on the Parks and Recreation Board agenda before later having it removed.

Councilwoman O'Brien expressed her concern with the 72-hour time frame that was proposed in the citizen petition.

Councilwoman O'Brien motioned to continue this item to the June 15, 2022 Transportation, Infrastructure and Planning Subcommittee. Vice Mayor Pastor seconded the motion, which passed unanimously 4-0.

## **12. Consideration of Citizen Petition Related to Process for Handling Citizen Petitions**

City Clerk Denise Archibald gave a staff presentation in response to a citizen petition submitted by Jeremy Thacker on March 2, 2022. She stated the petitioner requested that the Council provide clarification on the City's current process for handling citizen petitions. Mrs. Archibald provided Mr. Thacker with the procedures for citizen petition process on December 1, 2021, which outlines the process and qualifications for citizen petitions.



Jeremy Thacker read portions of the Phoenix City Charter regarding citizen petitions and expressed his interpretation on the meaning of Council action.

Vice Mayor Pastor asked staff to answer the questions that were brought up by Mr. Thacker.

Assistant City Attorney David Benton stated that it boiled down to his disagreement with legal analysis of how the citizen petition process was being deployed by Council currently. In addition, Mr. Benton mentioned Council had decided by way of approval of the City Code that the Mayor would be manage City subcommittees.

Vice Mayor Pastor asked Mr. Benton to answer the question pertaining to how citizen petitions were handled in the past.

Mr. Benton explained citizen petitions were addressed within 15 days of the City's regular business. He stated that the Council had decided and given the authority to the Mayor to manage subcommittees, and that the Mayor had decided to assign citizen petitions to the subcommittees.

Vice Mayor Pastor asked for a briefing on the citizen petition process and the relevant portions of the City Code and Phoenix City Charter.

Councilwoman O'Brien motioned to continue this item to the June 15, 2022 Transportation, Infrastructure and Planning Subcommittee. Vice Mayor Pastor seconded the motion, which passed unanimously 4-0.

#### **CALL TO THE PUBLIC**

No members of the public requested to speak for this item.

#### **FUTURE AGENDA ITEMS**

None.

#### **ADJOURNMENT**

Chairwoman Stark adjourned the meeting at 12:10 p.m.

Respectfully submitted,

Grant Harrison  
Management Intern



## **Lake Pleasant Water Treatment Plant Operations**

This report provides the Transportation, Infrastructure and Planning Subcommittee with an update on the Lake Pleasant Water Treatment Plant operations and requests that the Subcommittee recommend City Council approval to execute an amendment to Contract 107745 with Contract Services, LLC, which is an affiliate of Veolia Water North America Operating Services, LLC, to exercise the City's renewal options and extend the Lake Pleasant Water Treatment Plant Service Agreement for five years. The additional expenditures included in this amendment will not exceed \$38 million.

### **THIS ITEM IS FOR CONSENT ACTION.**

#### **Summary**

The Lake Pleasant Water Treatment Plant (WTP) is an advanced, state-of-the-art water treatment plant with a current capacity of 80 million gallons per day. The WTP came online in early 2007 and primarily serves the northwest area of the City. The City originally entered into a fifteen-year service agreement with American Water Enterprises, LLC formerly known as American Water Services, Inc. (American Water) to operate and maintain the facility. American Water then assigned the contract to Contract Services, LLC as approved by Council in 2018. This operations service agreement expires June 30, 2022. The Water Services Department seeks authorization to execute the five-year extension as outlined in the contract. The extension will expire on June 30, 2027. The cost for this five-year extension will not exceed \$38 million.

As part of this year's City Manager's Proposed Budget, the Water Services Department is seeking approval to add 41 positions and associated equipment to progressively staff the WTP upon conclusion of the five-year contract extension. The Fiscal Year 2022-23 costs of \$449,000 represent the initial set of positions and equipment that would be needed in the first year of planning.

#### **Concurrence/Previous Council Action**

The City Council approved:

- Service Agreement with American Water Service, Inc., - Lake Pleasant WTP Design Build Operate Contract 107745 on July 2, 2003;

- Service Agreement with American Water Service, Inc., - Lake Pleasant WTP Design Build Operate Contract 107745 - Amendment (Ordinance S-32365) on Sept. 14, 2005; and
- Lake Pleasant WTP Service Contract 107745 - Amendment (Ordinance S-44899) on July 5, 2018.

**Responsible Department**

This item is submitted by Deputy City Manager Karen Peters and the Water Services Department.



## **Metro, Regional Public Transportation Authority and Maricopa Association of Governments Meetings**

This report provides the Transportation, Infrastructure and Planning Subcommittee with copies of past and/or upcoming meeting agendas/summaries for METRO light rail, Valley Metro/Regional Public Transportation Authority and the Maricopa Association of Governments.

### **THIS ITEM IS FOR INFORMATION ONLY.**

#### **Summary**

Within Maricopa County, there are several agencies with different charges relating to public transit and transportation planning.

Valley Metro/Regional Public Transportation Authority (RPTA): In 1993, the RPTA Board adopted the name Valley Metro as the identity for the regional transit system in metropolitan Phoenix. Under the Valley Metro brand, local governments fund the transit system which the public sees on Valley streets today. Valley Metro Board member agencies include Avondale, Buckeye, Chandler, El Mirage, Gilbert, Glendale, Goodyear, Maricopa County, Mesa, Peoria, Phoenix Queen Creek, Scottsdale, Surprise and Tempe.

METRO: METRO is the brand name for Valley Metro Rail Inc., a nonprofit, public corporation charged with the design, construction and operation of the light rail system. The cities that participate financially in the light rail system each have a representative on the METRO Board of Directors. Cities on the board include Chandler, Glendale, Mesa, Phoenix and Tempe. METRO is structured on a "pay to play basis," with voting power allocated based on investment in the system.

The Maricopa Association of Governments (MAG): MAG is a council of governments that serve as the regional agency for the metropolitan Phoenix area. When MAG was formed in 1967, elected officials recognized the need for long-range planning and policy development on a regional scale. Issues such as transportation, air quality and human services affect residents beyond the borders of individual jurisdictions. MAG is the designated Metropolitan Planning Organization (MPO) for transportation planning

in the Maricopa County region.

The goal of staff is to provide the Transportation, Infrastructure and Planning Subcommittee with agendas for future meetings of these bodies. At times, meeting dates do not coincide and agendas are not available until close to the meeting date. However, prior to reach each Board of Directors meeting, most agenda items are reviewed by staff committees which include City of Phoenix members.

Meeting agendas and/or additional information for previous and upcoming METRO, RPTA and MAG meetings will be distributed to Transportation, Infrastructure and Planning Subcommittee members at the meeting.

These materials can also be found via the pages below:

MAG - <https://www.azmag.gov/About-Us/Calendar>

Valley Metro - <https://www.valleymetro.org/news-events>

**Responsible Department**

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



## **Citizens Transportation Commission Meetings**

This report provides the Transportation, Infrastructure and Planning Subcommittee with copies of past and/or upcoming meeting agendas/summaries for the Citizens Transportation Commission.

### **THIS ITEM IS FOR INFORMATION ONLY.**

#### **Summary**

The Citizens Transportation Commission advances transparency, public input, and government accountability by reviewing appropriations provided by the Phoenix Transportation 2050 plan (T2050), as approved by the voters on Aug. 25, 2015.

The Commission reviews T2050 appropriations and program recommendations of the Public Transit Department and the Street Transportation Department; annually review the revenues and expenditures of T2050 funds, as well as funding from other sources; conducts public meetings; and formulates and presents recommendations to the Phoenix City Council related to revenues, expenditures, projections, programs and major projects as called for by T2050.

Meeting agendas and/or additional information for previous and upcoming Citizens Transportation Commission meetings will be distributed to Transportation, Infrastructure and Planning Subcommittee members at each Subcommittee meeting.

Meeting minutes can be found through a search via the City of Phoenix Public Records Search page below:

<https://www.phoenix.gov/cityclerk/services/public-records-search>.

#### **Responsible Department**

This item is submitted by Deputy City Manager Mario Paniagua and the Public Transit and Street Transportation departments.



## Freeway Program Update

This report provides the Transportation, Infrastructure and Planning Subcommittee updates on the Arizona Department of Transportation (ADOT) freeway program within the City of Phoenix.

### **THIS ITEM IS FOR INFORMATION ONLY.**

#### **Summary**

The Maricopa Association of Governments (MAG) Regional Transportation Plan reflects numerous freeway construction projects and studies underway within the City of Phoenix. These projects are funded from the voter approved Proposition 400 half-cent sales tax as well as from state and federal revenue sources. City of Phoenix staff are embedded with ADOT on these major construction projects to ensure coordination of all construction activities with City departments. This report is an overview of the current major freeway projects. A monthly report will be provided to the Transportation, Infrastructure and Planning Subcommittee reflecting project changes as well as new projects.

#### Interstate 10 (I-10) - Broadway Curve Reconstruction

The I-10 Broadway Curve project is planned to improve a segment of I-10 between the I-10/Interstate 17 (I-17) Split Traffic Interchange and the South Mountain Freeway/Congressman Ed Pastor Freeway Loop 202 near Pecos Road. The project encompasses one of the most heavily traveled segments of freeway in the Valley. Traffic volumes within this 11-mile section of I-10 exceed 250,000 vehicles per day and include vital connections to I-17, State Route (SR) 143, US-60 and Loop 202.

The proposed improvements studied included:

- Adding general purpose and High Occupancy Vehicle (HOV) lanes;
  - Adding a collector-distributor road system to reduce the number of lane changes on the freeway;
  - Improving connections between I-10 and the SR 143 and Broadway Road to improve HOV lane connections;
  - Improving connections of I-10 and US 60 (Superstition Freeway);
  - Constructing new bridges to accommodate new interchange facilities and additional
-

lanes;

- Building retaining and sound walls; and
- Constructing pedestrian bridge crossings to improve pedestrian access across the freeway.

Construction is scheduled to begin in late 2021 and is scheduled for completion in 2024.

**Update:**

- **On the weekend of April 23-24, the I-10 was to be closed in both directions at set locations for Salt River Project utility relocation work.**
- **Early Saturday April 23, a water line under the US 60 broke causing extensive flooding. The US 60 between I-10 and the Loop 101 (Price Freeway) was immediately closed and will remain closed for an undetermined amount of time to allow the City of Tempe to make repairs.**
- **As the US 60 was one of the detour routes for the I-10 closure, the decision was made to cancel the eastbound I-10 closure and reschedule the utility work to a future date.**
- **ADOT, the cities of Phoenix and Tempe, and the Broadway Curve construction team closely coordinated messaging and community outreach during this unexpected incident.**

I-10 - I-17 to Avondale Boulevard Pavement Improvement

This project is to extend the life of the pavement and improve the driving experience on I-10 from I-17 to Avondale Boulevard. This project was initiated by ADOT to address the potholes and uneven pavement in this corridor.

The major elements of this project include removing the existing asphalt pavement and using a diamond grinding treatment to provide a smooth roadway surface. The recently -installed section of rubberized asphalt on I-10 near the connection to the Loop 202 freeway between 43rd and 67th avenues will not be removed. An additional travel lane on westbound I-10 between 67th Avenue and Avondale Boulevard will be added by reducing the shoulder and lane widths. The striping on the southbound Loop 101 ramp to westbound I-10 will be modified to create two lanes.

There will be regular weekend closures and overnight lane restrictions on I-10 during the year-long construction project.

Construction began in September 2021 and will conclude in late 2022.



### I-17 Frontage Road Drainage Improvement

This ADOT project will replace the existing pump stations at the I-17 traffic interchanges at Greenway Road, Thunderbird Road, Cactus Road and Peoria Avenue with a gravity storm drain system that will discharge the storm water into the Arizona Canal Diversion Channel (ACDC). The purpose of the project is to improve the drainage facilities that remove storm runoff from the cross streets, helping to reduce the potential for flooding at the I-17 overpasses.

The project includes the installation of 30- to 90-inch diameter reinforced concrete pipe along the I-17 frontage road, two detention basins at the I-17 and Thunderbird Road traffic interchange, pavement replacement on the frontage road, signing, striping, improvements to ADA features within the project area, and removal of the four existing pump stations.

Construction began in January 2020 and is expected to conclude in late 2022.

### I-17 - Indian School Traffic Interchange Study

ADOT has completed an environmental study and Design Concept Report (DCR) for a project to improve traffic flow and safety at I-17 and Indian School Road. The study area encompasses Indian School Road between 19th and 31st avenues and I-17 from approximately one-half mile south and one-half mile north of Indian School Road.

After evaluating options for a new traffic interchange in this location, a three-level diamond interchange was advanced as the Recommended Build Alternative. If constructed, this interchange would include:

- A flyover bridge along Indian School Road to allow east-west through traffic to bypass the intersections at the I-17 ramps and frontage roads;
- New roadways approaching the flyover bridge with embankments and retaining walls;
- A reconstructed and widened Indian School Road to accommodate the flyover bridge and new approaches; and
- Two new pedestrian bridges - one north and one south of Indian School Road - to allow pedestrians to cross I-17 safely.

ADOT completed 30-percent design efforts and the plans remain on hold. MAG and ADOT recently met to discuss additional options at the 27th Avenue intersection, including intersection re-configuration, structure length, and turning movement options. An analysis of alternatives is being completed now and MAG plans to share new design options to the City.

Construction funding has been moved to FY2022. When started, construction will last 18 to 24 months.

Loop 101 - I-17 to 75th Avenue Widening

The scope of this project is to add one general purpose lane in each direction to Loop 101/Agua Fria Freeway from I-17 to 75th Avenue. The project includes bridge widening of existing structures to accommodate the new general-purpose lanes. The project work includes diamond grind surface treatment, new concrete pavement, retaining walls, lighting, ADA improvements, drainage improvements, FMS improvements, and signing and striping.

I-10 Deck Park (Hance Park) Tunnel Repair

The Deck Park Tunnel is an underpass that carries the I-10 freeway beneath downtown Phoenix between 3rd Avenue and 3rd Street. The tunnel consists of a series of nineteen side-by-side bridge structures. Construction of the facility began in 1983 and opened to traffic on Aug. 10, 1990. The tunnel carries approximately 230,000 vehicle trips per day and provides a critical link for regional connectivity and mobility.

Leaks in the ceiling structure of the Deck Park Tunnel have occurred in the past and continue to appear. The water infiltration caused by the leaks can lead to deterioration of the tunnel infrastructure and impacts the ventilation and electrical systems, which could force closure of the tunnel to traffic. There is also concern that any damage could produce a need for repairs that would require excavation of Margaret T. Hance Park, which is undergoing a major, \$100 million revitalization expected to begin in March 2020.

ADOT, MAG and the City of Phoenix initiated an I-10 Deck Park Tunnel Waterproofing Study in May 2019 because of concern with the integrity of the tunnel.

The study recommended that all joints that have not been repaired in the last five years be replaced, which comprises 15 of the 19 total joints. ADOT intends on working closely with the City of Phoenix to coordinate construction activities of the joint work with the Hance Park revitalization project to minimize cost and public disturbance.

Construction began in March 2020.

US60 (Grand Avenue) - 35th Avenue - Indian School Road Study

ADOT and the Federal Highway Administration (FHWA), in coordination with the BNSF Railway, City of Phoenix and MAG, are initiating a Draft Environmental Assessment (EA) and initial DCR for the US 60 (Grand Avenue), 35th Avenue and Indian School Road intersection.

The study proposes that improvements need to be made to the US 60 corridor functionality, arterial street network multimodal opportunities (e.g., expansion of bicycle lane network), and BNSF Railway corridor capacity. These improvements would reduce traffic congestion, improve pedestrian and vehicular safety and enhance multimodal transportation options.

This project is currently in the predesign stage through mid-2022.

#### Loop 303 - I-17 to Lake Pleasant Parkway Update

At the request of the City of Phoenix, MAG and ADOT are conducting a DCR Update for Loop 303 from I-17 to Lake Pleasant Parkway. A 2006 DCR identified the ultimate footprint and alignment for Loop 303. The purpose of this project is to prepare a DCR update and environmental document for additional general-purpose lanes in each direction of travel. The update includes establishing new traffic models and developing, evaluating, and costing conceptual alternatives for the improvements including Traffic Interchanges (TIs) at 67th, 51st, and 43rd Avenues, as well as the system interchange at I-17. The existing Loop 303 was constructed to accommodate the future construction of these TIs.

The DCR project was initiated in October 2020 and is scheduled for completion in fall 2021.

Phoenix, MAG, and ADOT have agreed to accelerate design and construction of the new TIs at 51st and 43rd Avenues to accommodate the schedule of the new Taiwan Semiconductor Manufacturing Company (TSMC) facility. Construction of the new TIs will be completed in summer 2023.

#### **Responsible Department**

This item is submitted by Deputy City Manager Mario Paniagua and the City Manager's Office.



## **Ground Lease Amendment with Arizona Air National Guard at Phoenix Sky Harbor International Airport**

This report requests the Transportation, Infrastructure and Planning Subcommittee recommend City Council approval to execute an amendment to Ground Lease 1899 with Arizona Air National Guard, to extend the lease term for 10 years at Phoenix Sky Harbor International Airport.

### **THIS ITEM IS FOR DISCUSSION AND POSSIBLE ACTION.**

#### **Summary**

Arizona Air National Guard (ANG) entered into Ground Lease 1899 (Lease) on June 15, 1949 for approximately 36 acres of land at Phoenix Sky Harbor International Airport (PHX). Exchange Agreement 977460 was executed in May 1997, which increased the area of the leased premises to 60 acres. The term of the Lease will expire on June 30, 2048 and ANG is requesting that the term be extended for 10 years to June 30, 2058. The extended term will provide a 30-year lease term and is needed for the ANG to be eligible for the next generation of air refuel tankers to be based at PHX.

#### **Contract Term**

This amendment will extend the end date of the Ground Lease term 10 years, from June 30, 2048 to June 30, 2058.

#### **Financial Impact**

Current rent is \$1.00 per year. There are no rent escalators or adjustments in the Lease.

#### **Concurrence/Previous Council Action**

The Phoenix Aviation Advisory Board recommended City Council approval of this item on April 21, 2022, by a vote of 9-0.

#### **Location**

3200 E. Old Tower Road  
Council District: 8

**Responsible Department**

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



## **Air Service Consulting Services - Contract Award**

This report requests the Transportation, Infrastructure and Planning Subcommittee recommend City Council approval to enter into an agreement with Arthur D. Little, LLC for air service consulting services at Phoenix Sky Harbor International Airport.

### **THIS ITEM IS FOR DISCUSSION AND POSSIBLE ACTION.**

#### **Summary**

The Air Service Development team consists of the Air Service Development Manager and a contract for air service consulting services.

In order to maintain strong international and domestic air service, and to mitigate the impacts of COVID, the Aviation Department (Aviation) requires an experienced air service development firm to assist with the implementation of its air service strategy.

Such firms provide detailed route, airline, and market data; analysis and recommendations; industry intelligence; airline meeting facilitation; scenario assessments; and support with local, state, and federal issues relating to air service. The current contract expires Aug. 9, 2022.

#### **Procurement Information**

Aviation issued a Request for Proposals (RFP) on Dec. 13, 2021 to solicit a contract for air service consulting services.

An evaluation panel evaluated the proposals based on the following six criteria with a scoring range from 0 to 1,000:

- Qualifications and experience (200 points);
- Qualifications and experience and accessibility and availability of primary consultant and key personnel (200 points);
- Method of approach to data, research, and data analysis (200 points);
- Method of approach to legislative, regulatory, and industry analysis (150 points);
- Presentation skills and samples (150 points); and
- Fee schedule (100 points).

The result of the evaluation panel consensus score and ranking for the proposals is as follows:

<u>Proposer</u>	<u>Total Points</u>
ICF Incorporated, LLC	620 points
Arthur D. Little, LLC	820 points

**Contract Term**

The term of the contract will begin on or about Aug. 10, 2022, for a term of three years, with two one-year options to extend, for an aggregate five-year contract term if both options to extend are exercised. The options may be exercised at the sole discretion of the Aviation Director.

**Financial Impact**

The aggregate contract value will not exceed \$1.875 million for the five-year aggregate contract term.

**Concurrence/Previous Council Action**

The Phoenix Aviation Advisory Board recommended approval of the issuance of this RFP on Oct. 21, 2021, by a vote of 7-0.

The City Council approved the issuance of this RFP on Dec. 1, 2021.

**Location**

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

**Responsible Department**

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



## **Consideration of Citizen Petition Related to Production of Documents - Lewis**

This report provides the Transportation, Infrastructure and Planning Subcommittee with information in response to a citizen petition submitted by Ben Lewis at the March 23, 2022 Formal City Council meeting regarding (**Attachment A**).

### **THIS ITEM IS FOR DISCUSSION AND POSSIBLE ACTION.**

#### **Summary**

The petitioner requests the City Council to produce all documents related to the 2020 demonstrations.

The public records request portion of the citizen petition was entered into the public records request system at <http://www.phoenix.gov/prr>. The Communications Office will coordinate the response with multiple departments and has shared the request with the Police Department Public Records and Services Unit to produce requested Police records. Police records can be requested directly at <https://phxpublicsafety.dynamics365portals.us>. Staff will contact the requestor when records are ready for inspection and purchase. The public records request will be processed in accordance with the Arizona Public Records Law, Arizona Revised Statutes section 39-121. The City does not conduct research or create custom reports in response to public records requests.

#### **Responsible Department**

This item is submitted by the City Manager's Office and the Communications Office and Law Department.



## **Attachment A**

### **CITIZEN'S PETITION TO PHOENIX CITY COUNCIL**

WHEREAS, public record shows indisputable evidence that Councilman Sal DiCiccio is abusing the power of his office and violating his position as an elected official to collude with PLEA and the Maricopa County Attorney's Office to silence demonstrator's First Amendment Rights by pushing the County Attorney to refile known false criminal charges.

WHEREAS, public record shows Councilman Sal DiCiccio using his office to manipulate the law against the 2020 demonstrators and influence a prosecuting office to do the bidding of PLEA.

WHEREAS, Councilman Sal DiCiccio consistently maligns and verbally abuses public speakers at council meetings, disparaging constituent's valid concerns for Phoenix Police Department's violence and refuses to practice the council decorum constituents are forced to uphold.

WHEREAS, the Phoenix Law Enforcement Agency has absolute power over Police negotiations, exists to obscure Police misconduct, encourages toxic patterns of behavior, and protects the nation's deadliest police force from any public scrutiny or accountability.

WHEREAS, proof exists that Police Chief Jeri Williams and PLEA president Britt London were possibly pressuring Allister Adel and/or her office to refile known false charges against demonstrators.

WHEREAS, Phoenix City Council is lacking in definitive policy that outlines appropriate and acceptable interaction between Councilmembers, Police unions, and the County Attorney's Office.

WHEREAS, Chief Jeri Williams lied to Phoenix City Council and the public when asked about her, and her department's misconduct on the 2020 protest cases and can not be trusted to serve the City in any position of power.

WHEREAS, the City is able to provide reparations to the victims of police violence and police misconduct, but continuously chooses not to.

WHEREAS, evidence exists that the City has a policy of violating public records law by destroying documents after 90 days.

WHEREAS, the City has paid for four separate public investigations, a team of lawyers, and police overtime, but has still not been transparent and accountable about PPD's protest responses in 2020 and the fake criminal charges PPD conspired with MCAO to levy against protesters.

WHEREAS, the City needs to provide the public with all information related to the conspiracy between the City and MCAO.

Pursuant to Chapter IV, Section 22 of the Phoenix City Charter, I, Ben Lewis, a citizen and resident of the City of Phoenix, hereby petition the City Council to:

1. Enact a resolution to produce all documents related to PPD's response to protests in 2020 and PPD's attempt to politically prosecute protesters in collusion with MCAO so that we can finally understand what took place and who was involved. This includes:
  - a. All of Councilman Sal DiCiccio's emails and text messages to any PLEA or Phoenix police department employee from May 2020 to present.
  - b. All of Councilman Sal DiCiccio's emails and text messages to any Maricopa County Attorney employee from May 2020 to present.
  - c. All of Chief Williams & Assistant Chief Kurtenbach's emails and text messages regarding protests in 2020 from May 2020 to present.
  - d. All of Commander Lawrence Hein's, John Collin's, and Gabriel Lopez's emails and text messages regarding protests in 2020 from May 2020 to present.
  - e. All of Sgt. Doug McBride's emails and text messages regarding protests in 2020 from May 2020 to present.
  - f. All of Lt. Ben Moore's emails and text messages regarding protests in 2020 from May 2020 to present.
  - g. All of the text messages and emails from all PPD officers who have been placed on administrative leave related to the protests in 2020.
  - h. All of the text messages and emails from all PPD officers who are currently being criminally investigated by MCSO for their misconduct related to protests in 2020.
  - i. All presentations made by the Phoenix Police Department to this Council regarding the 2020 protests and false charges made.
  - j. The 21CP Report commissioned by this council.
  - k. The ASU Report commissioned by this council.
  - l. All materials provided to Ballard Spahr, 21CP, and ASU to conduct their investigations of this Department.
  - m. All materials that have been provided to the Department of Justice as part of its investigation into whether PPD engages in retaliation against First Amendment demonstrators.

*E-Signed*

Ben Lewis  
2209 North Dayton Street  
Phoenix, AZ 85006



## **Consideration of Citizen Petition Related to Production of Documents - Olson**

This report provides the City Council with information in response to a citizen petition submitted by Karen Olson at the April 6, 2022 Formal City Council meeting (**Attachment A**).

### **THIS ITEM IS FOR DISCUSSION AND POSSIBLE ACTION.**

#### **Summary**

The petitioner requests the City Council to produce all documents related to the 2020 demonstrations.

The public records request portion of the citizen petition was entered into the public records request system at <http://www.phoenix.gov/prr>. The Communications Office will coordinate the response with multiple departments and has shared the request with the Police Department Public Records and Services Unit to produce requested Police records. Police records can be requested directly at <https://phxpublicsafety.dynamics365portals.us>. Staff will contact the requestor when records are ready for inspection and purchase. The public records request will be processed in accordance with the Arizona Public Records Law A.R.S. section 39-121. The City does not conduct research or create custom reports in response to public records requests.

#### **Responsible Department**

This item is submitted by the City Manager's Office and the Communications Office and Law Department.



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**Attachment A**

Pursuant to Chapter IV, Section 22 of the Phoenix City Charter, I, Karen Olson, a citizen and resident of the City of Phoenix, hereby petition the City Council to:

1. Enact a resolution calling on Phoenix City Council to hold Sal DiCiccio accountable for using his public office to collude with PLEA and MCAO to pursue known false criminal charges against demonstrators from the 2020 uprising.
2. Enact a resolution to produce a report on the costs, thus far, of responding to PPD's misconduct against protesters in 2020. This includes:
  - a. List of all law firms defending these protest cases and how much they've charged the City thus far.
  - b. List of all law firms the City has contracted with in relation to the Department of Justice investigation (either because they were hired by the City to defend it against the DOJ investigation or they were hired to consult the City on needed policy changes and recommendations).
  - c. Total cost of investigations conducted thus far, including the total cost of the Ballard Spahr investigations, 21CP investigation, and ASU investigation.
  - d. Total amount of overtime the City awarded to PPD in relation to protests in 2020.
  - e. Total amount of grant money the City received to respond to protests in 2020.