



City of Phoenix

Minutes

Meeting Location:
City Council Chambers
200 W. Jefferson St.
Phoenix, Arizona 85003

City Council Formal Meeting

Wednesday, November 2, 2022

2:30 PM

phoenix.gov

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session Wednesday, November 2, 2022 at 2:35 p.m. in the Council Chambers.

Present: 9 - Councilwoman Yassamin Ansari, Councilman Sal DiCiccio, Councilwoman Betty Guardado, Councilmember Carlos Garcia, Councilwoman Ann O'Brien, Councilwoman Debra Stark, Councilman Jim Waring, Vice Mayor Laura Pastor and Mayor Kate Gallego

Councilmember Garcia attended the meeting virtually.

Mayor Gallego acknowledged the presence of Mario Barajas, a Spanish interpreter. In Spanish, Mr. Barajas announced his availability to the audience.

An affidavit was presented to the Council by the City Clerk stating that copies of the titles of Ordinances G-7043 through G-7054, S-49119 through S-49143, and Resolution 22080 were available to the public in the office of the City Clerk at least 24 hours prior to this Council meeting and, therefore, may be read by title or agenda item only pursuant to the City Code.

References to attachments in these minutes relate to items that were attached to the agenda.

City Attorney Cris Meyer stated members of the public may speak for up to two minutes on agenda items and gave direction on appropriate decorum when providing comments.

MINUTES OF MEETINGS

1 For Approval or Correction, the Minutes of the Formal Meeting on Oct. 21, 2020

Summary

This item transmits the minutes of the Formal Meeting of Oct. 21, 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.

This item was approved.

BOARDS AND COMMISSIONS

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.

This item was approved as revised.

The following individuals were recommended for appointment/reappointment by Mayor Gallego and Councilmembers:

Paradise Valley Village Planning Committee

Appoint Ana Sepic to fill a vacancy, for a term to expire Nov. 19, 2023. as recommended by Councilman Jim Waring.

Phoenix Business and Workforce Development Board

Appoint Suzanna Armijo to replace Jon Ellerston as the Vocational Rehabilitation representative, and fulfill his term to expire June 30, 2025, as recommended by Mayor Gallego.

Phoenix Youth and Education Commission

Appoint Jeff Golner to fill a vacancy, for a term to expire August 31, 2025, as recommended by Mayor Gallego.

Mayor Gallego administered the oath of office to the following appointees:

Anna Sepic- Paradise Valley Village Planning Committee

Jeff Golner - Phoenix Youth and Education Commission

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

Mayor Gallego requested a motion on liquor license items. A motion was made, as appears below.

A motion was made by Vice Mayor Pastor, seconded by Councilwoman Stark, that items 3-10 be recommended for approval. The motion carried by the following voice vote:

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio,
Councilmember Garcia, Councilwoman Guardado,
Councilwoman O'Brien, Councilwoman Stark,
Councilman Waring, Vice Mayor Pastor and Mayor
Gallego

No: 0

3 Liquor License - Mi Pueblo Market #2

Request for a liquor license. Arizona State License Application 206503.

Summary

Applicant

Gilda Ralon, Agent

License Type

Series 10 - Beer and Wine Store

Location

2902 E. Greenway Road

Zoning Classification: C-2

Council District: 2

This request is for a new liquor license for a convenience store that does not sell gas. 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 Nov. 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 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 the Capability, Reliability to hold a liquor license because I currently hold 4 series 10 license and one series 12 . Two are in Mesa, Az and four are in Phoenix,AZ. I have been operating a liquor licenses since 2016 with no violations. I follow all laws and make sure all my stores and restaurants follow the regulations and responsibilities of holding a liquor license."

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

"My convenience store will provide a safe and secure place for the neighborhood . to buy beer and wine. the location will be convenient for people in the neighborhood who may not have access to transportation."

Adding the long time experience I have running a store while upholding all the laws and regulations, the store will be a safe and convenience place for customers to purchase goods and liquor.”

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Mi Pueblo Market #2

Liquor License Map - Mi Pueblo Market #2

This item was recommended for approval.

4 Liquor License - Trevor's

Request for a liquor license. Arizona State License Application 207203.

Summary

Applicant

Andrea Lewkowitz, Agent

License Type

Series 12 - Restaurant

Location

7000 E. Mayo Blvd., Bldg. 25

Zoning Classification: PUD PCD

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. This business is currently being remodeled with plans to open December 2022.

The 60-day limit for processing this application is Nov. 14, 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 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.

Trevor's (Series 7 and 9)
7340 E. McDowell Road, Scottsdale
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:

"Applicant is an experienced licensee committed to upholding the highest standards to maintain compliance with applicable laws. Managers and staff will be trained in the techniques of legal and responsible alcohol sales and service."

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

"Trevor's will open its second valley retail store, offering a wide range of

beer, wine, and spirits.”

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 - Trevor's

Liquor License Map - Trevor's

This item was recommended for approval.

5 Liquor License - Trevor's

Request for a liquor license. Arizona State License Application 009070018953 and 009070018953S

Summary

Applicant

Andrea Lewkowitz, Agent

License Type

Series 9 and 9S - Liquor Store with Sampling Privileges

Location

7000 E. Mayo Blvd., Bldg. 25

Zoning Classification: PUD PCD

Council District: 2

This request is for an ownership transfer of a liquor license for a liquor store. This business is currently being remodeled with plans to open December 2022.

The 60-day limit for processing this application is Nov. 18, 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.

Trevor's (Series 7 and 9)

7340 E. McDowell Road, Scottsdale

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:

"Applicant is an experienced licensee committed to upholding the highest standards to maintain compliance with applicable laws. Managers and staff will be trained in the techniques of legal and responsible alcohol sales and service."

The public convenience requires and the best interest of the community

will be substantially served by the issuance of the liquor license because: "Trevor's will provide a family-friendly, neighborhood restaurant offering a variety of pizzas, sandwiches and salads in a relaxing atmosphere. Applicant would like to offer alcoholic beverages to guests 21 and over."

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 - Trevor's

Liquor License Map - Trevor's

This item was recommended for approval.

6 Liquor License - Special Event - Free Serbian Orthodox Church St. Nicholas

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

Summary

Applicant

Stanislav Duric

Location

11640 N. 16th Place

Council District: 3

Function

Dinner

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

Nov. 12, 2022 - 8 p.m to 1 a.m. / 300 attendees

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

7 Liquor License - Reinas De Las Pupusas Restaurant

Request for a liquor license. Arizona State License Application 207058.

SummaryApplicant

Katherine Miron, Agent

License Type

Series 12 - Restaurant

Location

2308 W. Northern Ave.

Zoning Classification: C-2

Council District: 5

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 Nov. 13, 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 have taken the necessary steps to be a responsible liquor license holder and taken the time to train my self above and beyond the state requirements."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: "this can be a social gathering place for adult individuals to come in and dine."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Reinas De Las Pupusas Restaurant

Liquor License Map - Reinas De Las Pupusas Restaurant

This item was recommended for approval.

8 Liquor License - Hamburguesas Y Cervezas

Request for a liquor license. Arizona State License Application 206687.

Summary

Applicant

Randy Bortin, Agent

License Type

Series 12 - Restaurant

Location

888 N. 1st Ave., Ste.114

Zoning Classification: DTC - Downtown Gateway

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 location requires a Use Permit to allow outdoor liquor service.

The 60-day limit for processing this application is Nov. 12, 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 have possessed a series 12 license for 6 years from 2016 to 2022. I respect the privilege and do my best to abide by all laws, rules and regulations pertaining to this privilege."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"We will be a great addition to the Roosevelt Arts District providing mexican inspired food and culture."

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 - Hamburguesas Y Cervezas

Liquor License Map - Hamburguesas Y Cervezas

This item was recommended for approval.

9 Liquor License - Special Event - Credit4Vets Org

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

Summary

Applicant

Anthony Romero

Location

1501 E. Mohave St.

Council District: 8

Function

Festival

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

Nov. 19, 2022 - 10 a.m. to 7 p.m. / 1,300 attendees

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

10 Liquor License - Que Sazon

Request for a liquor license. Arizona State License Application 209777.

Summary

Applicant

Julie Ocampo, Agent

License Type

Series 12 - Restaurant

Location

622 E. Adams St.

Zoning Classification: DTC-Business Core

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 Nov. 14, 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 have had several years of experience in Restaurants as well as serving alcohol. I have owned two foodtrucks over the last 6 years.and maintained a professional and responsible business attitude and integrity."

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 bringing a South American cuisine to the Heritage Square Community. We will have a lot of diversity and culture. Our food will compliment the Italian and African cuisine that is next door."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Que Sazon

Liquor License Map - Que Sazon

This item was recommended for approval.

ORDINANCES, RESOLUTIONS, AND NEW BUSINESS

Following the Council's vote Councilwoman Stark asked that the Formal City Council Agenda packet planning & commissions information, for cases being continued, be condensed to conserve paper in the next packet production.

Mayor Gallego agreed with Ms. Stark and noted the importance of utilizing resources efficiently. Mayor Gallego also clarified that item 55 was the only

public hearing that was not continued and stayed with the Council for public hearing noting that there were no people registered for comment.

Mayor Gallego requested a motion on the remaining agenda items. A motion was made, as appears below.

Note: One electronic comment was submitted in support of item 56.

A motion was made by Vice Mayor Pastor, seconded by Councilwoman Stark, that items 11-56 be approved or adopted, except items 18, 20, 26, 29-30 and 55; noting Item 26 has additional information; Item 44 is as revised; Item 46 is withdrawn per the Nov. 1, 2022 memo from the Planning and Development Department; items 53-54 are continued to the Dec. 7, 2022 City Council Formal Meeting; Item 56 is continued to the Nov. 16, 2022 City Council Formal Meeting. The motion carried by the following vote:

Yes: 8 - Councilwoman Ansari, Councilman DiCiccio,
Councilmember Garcia, Councilwoman Guardado,
Councilwoman O'Brien, Councilwoman Stark, Vice
Mayor Pastor and Mayor Gallego

No: 0

Absent: 1 - Councilman Waring

Items 11-15, Ordinance S-49119 was a request to authorize the City Controller to disburse funds, up to amounts indicated for the purpose of paying vendors, contractors, claimants and others, and providing additional payment authority under certain existing city contracts. This section also requested 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.

11 Arizona Department of Revenue

For \$1,077,585.10 in payment authority for the statutory fee assessed to local governments for Fiscal Year 2022-23 for the Finance Department. The funds will be used to recover a portion of the administrative, development, and other operating costs incurred in implementing the State's Integrated Tax System Modernization Project, pursuant to A.R.S. 42-5041 through the passage of House Bill 2871 in 2022.

This item was adopted.

12 Arizona Forward Association

For \$25,000.00 in payment authority for the City's membership renewal and continued participation as a Visionary member of Arizona Forward for Fiscal Year 2022-23 for the City Manager's Office. Arizona Forward's 200 members include businesses, government agencies, nonprofit organizations and 17 municipalities including the City of Phoenix, which has been a member of Arizona Forward since 1990 and a Visionary member since 2007.

This item was adopted.

13 Levi, Ray & Shoup, Inc.

For \$62,763.99 in additional payment authority under Contract 103651 for annual system maintenance costs for the Retirement Department. The costs are for the public safety portion of the system only. The increased spending authority is necessary as the annual maintenance costs for this system are dependent on many factors such as the number of active-retired employees and basic system support required. The annual maintenance costs were approved by the Phoenix Fire and Police Local Retirement Boards at their Oct. 4, 2022, board meeting.

This item was adopted.

14 Wilson Engineers, LLC

For \$29,000.00 in additional payment authority for Contract 147217 for additional construction administration and special inspection for the Water Services Department. The construction administration and special inspection is necessary for installation of new grit basins to remove solids from wastewater by gravitational settling in support of the 23rd Avenue Wastewater Treatment Plant Grit Basin Replacement project. The complexity of this project and findings during project demolition, requires additional construction support. The project will use funds from the Water Services Department's Capital Improvement budget; no General Funds are required.

This item was adopted.

**15 Salt River Project Agricultural Improvement and Power District
doing business as SRP**

For \$38,810.00 in payment authority to reimburse Salt River Project (SRP) for irrigation design completed for the Street Transportation Department. The reimbursement is for the SRP portion of the 43rd Avenue and Thomas Road project ST85100408.

This item was adopted.

16 Acceptance and Dedication of an Easement for Sidewalk Purposes (Ordinance S-49126)

Request for the City Council to accept and dedicate an easement for sidewalk 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: Native American Connections, Inc., its successor and assigns

Purpose: Sidewalk

Location: 3406 N. 3rd St.

File: FN 220077

Council District: 4

This item was adopted.

17 Acquisition of Real Property for High-Intensity Activated CrossWalk Signals at Various Locations (Ordinance S-49133)

Request to authorize the City Manager, or his designee, to acquire all real property and related property interests required by donation, purchase within the City's appraised value, or by the power of eminent domain for High-Intensity Activated CrossWalk signals at various locations. Further request to authorize dedication of land with roadway and/or public improvements to public use for right-of-way purposes via separate recording instrument. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

Acquisition of real property is required to install High-Intensity Activated CrossWalk (HAWK) signals to enhance pedestrian safety.

Improvements include illuminated crosswalks, American with Disabilities Act compliant sidewalks, and pedestrian signals. The locations for the

HAWK signals were identified based on transit bus stops; access; and connections to residential homes, park, office buildings, shopping centers, and schools.

The projects will enhance pedestrian crossing safety at the following locations:

1. Indian School Road between 33rd Drive and 31st Avenue
2. McDowell Road between 3rd and 7th streets
3. Southern Avenue and Montezuma Street
4. Thomas Road between 32nd and 39th streets
5. 27th Avenue between Hazelwood Street and Highland Avenue

The parcels affected by this project are identified in **Attachment A**.

Financial Impact

Funding is available in the Street Transportation Department's Capital Improvement Program budget.

Location

Various Locations

Council Districts: 4, 7 and 8

This item was adopted.

19 Bicycles, Parts, Accessories, Repair and Maintenance - IFB 18-174 - Amendment (Ordinance S-49124)

Request to authorize the City Manager, or his designee to allow additional expenditures under Contract 148637 with Landis Cyclery Inc. for the purchase of Bicycles, Parts, Accessories, Repair and Maintenance for Citywide departments. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$66,000.

Summary

This contract will provide the City's essential workers with bicycles, parts, accessories, and repair and maintenance services to ensure bicycles are in optimal working condition for the safety of employees who use them in performance of daily responsibilities. Due to the recent need to replace aging equipment and increased pricing for many items, the original funds are insufficient for the remaining contract term. The main users of this

contract are the Phoenix Convention Center, Aviation, Fire, Housing, Parks and Recreation, Police, and Public Transit departments.

Contract Term

The contract term remains unchanged, ending on Oct. 31, 2023.

Financial Impact

Upon approval of \$66,000 in additional funds, the revised aggregate value of the contract will not exceed \$166,000. Funds are available in the various departments' budgets.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Bicycles, Parts, Accessories, Repair and maintenance Contract 148637 (Ordinance S-45023) on Oct. 3, 2018

This item was adopted.

21 Statewide Foreign Language Interpretation and Translation Services - ADSPO 13-00002842 - Amendment (Ordinance S-49131)

Request to authorize the City Manager, or his designee to allow additional expenditures under Contracts 147848 with PCI&TS, LLC and 147849 with AT Translators, LLC for the purchase of Statewide Foreign Language Interpretation and Translation 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 \$371,031.

Summary

This contract will provide the City with in-person, telephone and written interpretation and translation services on an as-needed basis. Interpreter and translation services are provided during public, private and community meetings and events in addition to emergency and non-emergency situations such as natural disasters and to provide support for an increase in call volume from the general public. This contract will be utilized extensively for the General Obligation (GO) Bond program, and the Mayor and City Council Offices utilize these services for Formal/Policy meetings. Additionally it will be used for the Parks and Recreation Department's Partners Program, allowing on-site interpreters to provide translation services, as required by law. Main users of this

contract include the Communications Office and Office of Environmental Programs, and the Housing, Human Services, Parks and Recreation, Police, Neighborhood Services, City Clerk, and Budget and Research departments.

Contract Term

The contract term remains unchanged, ending on April 17, 2023.

Financial Impact

Upon approval of \$371,031 in additional funds, the revised aggregate value of the contract will not exceed \$897,109. Funds are available in various departments' budgets.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Statewide Foreign Language Interpretation and Translation Services Contract 147848 (Ordinance S-44495) on April 18, 2018;
- Statewide Foreign Language Interpretation and Translation Services Contract 147849 (Ordinance S-46961) on Oct. 07, 2020.

This item was adopted.

22 AV Equipment and Services - ADSP017-00007302 - Amendment (Ordinance S-49132)

Request to authorize the City Manager, or his designee, to execute amendments to Contracts 147009 with Bluum USA, Inc., 147007 with Commercial Computer Services, Inc. dba CCS Presentation Systems, 147438 with Ford Audio-Video Systems, LLC, 155410 with IES Communications, LLC, 147008 with Inter Technologies Corporation, 147011 with Level 3 Audio Visual, LLC, and 147010 with Presentation Products, Inc. dba Spinitar to extend the 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-44246.

Summary

This contract will provide the City with a broad range of audio and video equipment and professional engineer services. Contractors will continue providing essential services and equipment for the Emergency Operations Center, 911 Operations, PHXTV, Know99, City Council

Assembly Rooms and Council Chambers, as well as direct engineering support, such as analysis, design, and configuration of existing systems. This contract extension will allow a new procurement to be completed without a lapse in services. The main users of this contract include the Communications Office and Office of Environmental Programs, and the Housing, Human Services, Parks and Recreations, Police, Neighborhood Services, City Clerk, and Budget and Research departments.

Contract Term

Upon approval the contract will be extended through Aug. 11, 2023

Financial Impact

The aggregate value of the contract will not exceed \$7,450,000 and no additional funds are needed.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- AV Equipment and Services Contracts 147009, 147007, 147438, 155410, 147008, 147011, 147010 (Ordinance S-44246) on Jan. 24, 2018;
- AV Equipment and Services Contract 147010 (Ordinance S-45757) on June 5, 2019;
- AV Equipment and Services Contracts 147009, 147007, 147438, 147008, 147011, 147010 (Ordinance S-46260) on Dec. 18, 2019;
- AV Equipment and Services Contract 155410 (Ordinance S-47907) on Sept. 8, 2021.

This item was adopted.

23 State Legislative Lobbying Services Contract RFP 23-028- Request for Award (Ordinance S-49134)

Request to authorize the City Manager, or his designee, to enter into contracts with Highground, Inc. and Dorn Policy Group, Inc. to provide State Legislative Lobbying Services for the Office of Government Relations. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed \$1,574,575.20.

Summary

This contract will provide the Office of Government Relations state legislative lobbying services in key issues regarding aviation, criminal justice, water sustainability, public safety, and general municipal issues. In addition, the contractor will assist in the development and implementation of the City's State Legislative Agenda, provide briefings to key City stakeholders during the state legislative session and provide insight and guidance related to important state legislative bills, amendments and developments.

Procurement Information

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

Three vendors submitted proposals 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:

Method of Approach (0-450 points);
Experience and Qualifications (0-325 points); and
Price (0-225 points).

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

Highground, Inc. - 838 points
Dorn Policy Group, Inc. - 794 points

Contract Term

The contracts will begin on or about Jan. 1, 2023 for a two-year term with three one-year options to extend.

Financial Impact

The aggregate contracts value will not exceed \$1,574,575.20.

Funding is available in the Office of Government Relations' budget.

This item was adopted.

24 Bottled Water and Associated Products - IFB 18-215 - Amendment

(Ordinance S-49135)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 148572 with Bluetriton Brands, Inc., dba Readyrefresh for the purchase of bottled water and associated products for Citywide use. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$310,000.

Summary

This contract will provide the City with bottled water and related products where a water supply is not readily accessible to help prevent heat-related illnesses for Police Officers, Firefighters, and other City employees and residents. Bottled water is also used at public gatherings and City-funded public events. The primary user departments of this contract are Aviation, Fire, Police, and Water Services. This contract is critical to the safety and health of the City's employees and residents by helping prevent heat-related issues, especially during the City's hotter months of the year.

Contract Term

The contract term remains unchanged, ending on Oct. 31, 2023.

Financial Impact

Upon approval of \$310,000 in additional funds, the revised aggregate value of the contract will not exceed \$974,223. Funds are available in various departments' budgets.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Bottled Water and Associated Products - Contract 148572 - Ordinance S-44997 on Sept. 19, 2018;
- Bottled Water and Associated Products - Contract 148572 - Ordinance S-00019-AF on Sept. 16, 2020;
- Bottled Water and Associated Products - Contract 148572 - Ordinance S-47868 on Aug. 25, 2021.

This item was adopted.

25 Executive and Middle-Manager Search and Recruitment Services - RFQu HR 22-006 Request for Award (Ordinance S-49142)

Request to authorize the City Manager, or his designee, to enter into contracts with Accounting & Finance Professionals, Inc.; ADK Consulting, Inc.; Affion Public, LLC; Cizek Associates, Inc.; Colin Baezinger & Associates; Smith Temporaries dba CornerStone Staffing; Cooperative Personnel Services dba CPS HR Consulting; GovHR USA, LLC; POLIHIRE Strategy Corp; Raftelis Financial Consultants, Inc.; Ralph Andersen & Associates, Inc.; Talent Advisory Group, LLC; and WBPC, Inc. to provide executive and middle-manager search and recruitment services for the Human Resources Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed \$750,000.

Summary

On an as-needed basis, the Contractors will work with the Human Resources Department's Talent Acquisition Division to conduct search and recruitment processes to fill executive and/or middle-manager positions in one or more City departments. The Contractors will conduct comprehensive searches and actively recruit diverse applicants with exceptional qualifications from the national talent market. They will assess and identify the most highly qualified candidates to the City hiring authority, facilitate interview processes for top candidates, and coordinate background and reference checks for selected candidates.

Procurement Information

A Request for Qualifications procurement was processed in accordance with Administrative Regulation 3.10 to establish a Qualified Vendor List (QVL).

25 offerors submitted qualifications, and 13 were deemed to be responsive and responsible. Procurement and Talent Acquisition staff evaluated those offers based on the following minimum qualifications:

Offeror must have been in the business of conducting executive-level recruitments for at least five years.

Offeror must have experience conducting executive-level recruitments for cities, states, and/or other localities with populations over 200,000 residents.

Offeror must have the ability and staff to complete the project objectives

listed in this solicitation.

Procurement recommends award to the following offerors:

Accounting & Finance Professionals, Inc.
ADK Consulting, Inc.
Affion Public, LLC
Cizek Associates, Inc.
Colin Baezinger & Associates
Smith Temporaries dba: CornerStone Staffing
Cooperative Personnel Services dba: CPS HR Consulting
GovHR USA, LLC
POLIHIRE Strategy Corp
Raftelis Financial Consultants, Inc.
Ralph Andersen & Associates, Inc.
Talent Advisory Group, LLC
WBPC, Inc.

Contract Term

The contracts will begin on or about Nov. 2, 2022, for a five-year term with no options to extend.

Financial Impact

The aggregate contracts value will not exceed \$750,000.

Funding is available in the various departments' operating budgets that will utilize the contracts.

This item was adopted.

27 ARPA Phoenix Resilient Food Systems Programs - Amendments to Agri-Food Tech Innovation Grant Agreements (Ordinance S-49141)

Request to authorize the City Manager, or his designee, to execute amendments to Agreements: 157264-0 with Homer Farms and 157263-0 with YoBro Farms to increase grant funding. Further request to authorize City Controller to disburse all funds related to these items. Funding is available through the City's allocation of American Rescue Plan Act (ARPA) funding and is in the Phoenix Resilient Food System category of the ARPA Strategic Plan approved by the Mayor and Council.

There is no impact to the General Fund. The expenditures will not exceed \$86,870.

Summary

In response to the COVID-19 pandemic, the Office of Environmental Programs (OEP) developed a food assistance plan to address the food needs of vulnerable populations and communities impacted by COVID-19. The plan provides: 1) access to healthy foods for impacted populations; 2) infrastructure assistance regarding transportation and delivery with a focus on home delivery; 3) support for food banks, food pantries and community food agencies; 4) support for increased local food production; and 5) business and employment opportunities throughout the food system spectrum.

Economic Development and Innovation***Agri-Food Technology Innovation Grant Program***

The Agri-Food Technology Innovation Grant program is designed to encourage existing entrepreneurs, businesses, non-profits, educational institutions, and sustainable food cooperatives across the entire food system to address challenges associated with the impact of COVID-19. Agri-food technology are innovative tools and solutions created within the food supply chain to improve the food and agriculture industry.

Due to a prior grant awardee declining grant funding, an additional \$86,870 is available. The additional funding would be awarded to the next highest scored applicants in the evaluation process, which are Homer Farms and YoBro Farms. Both awardees only received a portion of their total grant request due to the total amount of funding available. Homer Farms' grant award will increase from \$35,000 to \$98,268 and YoBro Farms will increase from \$32,098 to \$55,700.

Procurement Information

Services may be procured, as needed, in accordance with Administrative Regulation 3.10 to implement and administer programs intended to prevent, prepare for, and respond to the COVID-19 pandemic.

Contract Term

The contract term for Homer Farms and YoBro Farms will remain as stated in the original agreements.

All agreements may be extended based on available funding, which extensions may be executed by the City Manager, or his designee.

Financial Impact

There is no impact to the General Fund. Funding is available through the City's allocation of ARPA funding and is in the Phoenix Resilient Food System category of the ARPA Strategic Plan approved by Mayor and Council.

The funding breakdown is as follows:

Homer Farms - The initial authorization was for \$35,000. This first amendment will increase the authorization by \$63,268 for a new total not-to-exceed agreement value of \$98,268.

YoBro Farms - The initial authorization was for \$32,098. This first amendment will increase the authorization by \$23,602 for a new total not-to-exceed agreement value of \$55,700.

Concurrence/Previous Council Action

The City Council approved:

The ARPA Strategic Plan on June 8, 2021;

ARPA Agri-Food Technology Innovation Grants (Ordinance S-48802) on June 15, 2022.

This item was adopted.

28 Lease of Real Property from Calvary United Methodist Church for the Head Start Birth to Five and Early Head Start Home Programs (Ordinance S-49125)

Request to authorize the City Manager, or his designee, to lease real property from Calvary United Methodist Church for the City of Phoenix Head Start Birth to Five Program for 20 years plus two, five-year options to extend. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Human Services Department desires to lease real property at 7949 W. Indian School Rd. from Calvary United Methodist Church (CUMC) to operate the City of Phoenix Head Start Birth to Five Program (COPB5). Leasing will expand the program by adding space for two full-day

classrooms for up to 40 children, office space for COPB5 programs, and a family resource center.

The main leased site includes two buildings with approximately 18,138 square feet made up of offices, classrooms, a kitchen, three outdoor playgrounds, and 20 parking spaces. Monthly base rent is \$6,300, plus applicable taxes, which is within market rent as determined by the Finance Department's Real Estate Division. Base rent will be increased annually by one and one-half percent and adjusted every five years to the then market rent.

The main leased site will be renovated pursuant to the Arizona Department of Health Services, Child Care Licensing and the Head Start Program Performance Standards requirements and the operational needs of the COPB5 program by utilizing funds allocated to the City from the U.S. Department of Health and Human Services, Office of Head Start. During renovation of the main leased site, the City will lease an approximate 3,534 square foot annex building for six months with six, one-month options to extend, to begin outreach and administrative functions related to the opening of the COPB5 programs and family resource center. Monthly base rent for the annex building is \$2,300, plus applicable taxes, which is within market rent as determined by the Finance Department's Real Estate Division. The City may periodically lease the annex building on a short-term basis, as needed, and as available when occupying the main leased site. The rental rate during any extension period of the annex building will be based on the market rate as determined at that time.

The City will be responsible for operating and maintenance costs, and CUMC will be responsible for structural repairs. The lease may be canceled pursuant to ARS 38-511, or upon 365-day written notification by the City. The lease may contain other terms and conditions acceptable to the City based on use. The lease will include insurance and indemnification provisions acceptable to the City's Risk Management Division and Law Department.

Contract Term

The term of the main leased site, beginning on or about Jan. 1, 2023, will

be for a 20-year period with two additional five-year options to extend. The initial term of the annex building will be six months with six, one-month options to extend.

Financial Impact

Annual rent for the main leased site during the initial year is \$75,600, plus applicable taxes, to be abated for the first six months of the lease during renovations and occupancy of the annex building. Rent during the six-month term for the annex space is \$13,800, plus applicable taxes. Funds are available through the U.S. Department of Health and Human Services, Office of Head Start, allocated through the Human Services Department.

Location

7949 W. Indian School Rd., identified by Maricopa County Assessor parcel number 102-66-127C.

Council District: 5

This item was adopted.

31 Local Workforce Development Area Plan 2020-2024 Update for Workforce Arizona Council

Request City Council approval of the updated Local Workforce Development Plan for Program Years 2020-2024 and authorization for the City Manager, or his designee, to submit the approved plan to the Workforce Arizona Council before Nov. 10, 2022.

Summary

As provided in the Workforce Innovation and Opportunity Act (WIOA) Section 20 CFR § 679.580 (b) at the end of the first two-year period of the four-year local plan, each Local Workforce Development Board (LWDB), in partnership with the chief elected officials, must review the local plan and prepare and submit modifications.

As required by federal law, the City of Phoenix Local Workforce Development Area Plan updates reflect labor market and economic conditions, and other factors affecting the implementation of the local plan. These include: significant changes in local economic conditions; changes in available financing to support WIOA Title I and partner-provided WIOA services; changes to the Local Workforce

Development Board (LWDB) structure; and the need to revise strategies to meet local performance goals.

Revisions made to the Local Workforce Development Area Plan are as follows:

- Changes in Existing In-Demand Occupations (Pages 20 - 21)
- Updated Top 10 Employers in Phoenix (Page 25)
- Updated Business Size data (Page 27 - 28)
- Top Companies Posting data (Page 30 - 32)
- Job Posting information (Page 33)
- Changes in Advertised Salary (Page 34 - 35)
- Changes in Unique Postings by Education Level and Experience (Page 36 - 39)
- Updated Top Posted Occupations (Page 40 - 41)
- Updated Top Industries (Page 43 - 44)
- Updated Top Hard Skills and Top Common Skills (Page 45 - 46)
- Updated Demographics data (Page 49 - 50)
- Unemployment Rate information (Page 52 - 54)
- Educational Attainment information (Page 57)
- Total Graduate data (Page 58 - 59)
- Financing, Structure, and Strategies (Pages 82 - 90)

A full copy of the Local Workforce Development Area Plan, with the changes referenced above highlighted, can be viewed at:
https://arizonaatwork.com/sites/default/files/2022_UpdatedLocalPlan__City_of_Phoenix.pdf.

Financial Impact

There is no impact to the General Fund as a result of this action.

Concurrence/Previous Council Action

The original 2020-2024 Local Workforce Development Area Plan was approved by City Council on Aug. 26, 2020 and the Phoenix Business and Workforce Development Board's Executive Leadership Committee approved the plan updates on May 12, 2022.

Public Outreach

The Local Workforce Development Area Plan was made available to the public electronically, through social media platforms, and by other means such as open meetings, local news media, the Community and Economic Development Department administration office, Human Services Department administration office, and via the ARIZONA@WORK Job Centers from May 17, 2022 through June 1, 2022. A full copy of the updated Local Workforce Development Area Plan can be viewed at: https://arizonaatwork.com/sites/default/files/2022_UpdatedLocalPlan__City_of_Phoenix.pdf.

This item was approved.

32 Issuance of Lease Revenue Refunding and Lease Revenue Bonds (Rowan University Project), Series 2022 (Resolution 22080)

Requests City Council approval for the issuance of Lease Revenue Refunding and Lease Revenue Bonds (Rowan University Project), Series 2022, to be issued in one or more tax-exempt and taxable series in an aggregate principal amount not to exceed \$250,000,000.

Summary

Request City Council adoption of a resolution granting approval of the proceedings under which The Industrial Development Authority of the City of Phoenix, AZ, (the "Phoenix IDA") has previously resolved to issue up to \$250,000,000 of Lease Revenue Refunding and Lease Revenue Bonds (the "Revenue Bonds") for use by MACQ - New Jersey I, LLC (the "Borrower"), a Delaware limited liability company, to

- a) currently refund outstanding taxable refunding bonds, the proceeds of which were used to refinance acquisition, construction, and equipping of student housing, administrative offices, and a bookstore adjacent to the campus of Rowan University in Glassboro, New Jersey,
- b) finance the costs of Rowan University acquiring the project, and
- c) pay certain costs related to the overall issuance of the Revenue Bonds.

Concurrence/Previous Council Action

The Phoenix IDA Board has previously resolved to issue the Revenue Bonds at its meeting held on Oct. 20, 2022.

Location

The Project is located adjacent to Rowan University's main campus located at 201 Mullica Hill Road, in Glassboro, New Jersey.

With the exception of certain housing bonds, the Phoenix IDA can finance projects located anywhere in Arizona. In addition, the Phoenix IDA may issue bonds to finance projects outside of Arizona, if the out-of-state project provides a benefit within the State.

This item was adopted.

33 Authorization to Amend Ordinance for FY 2020 DNA Capacity Enhancement and Backlog Reduction Grant Program (Ordinance S-49137)

Request to authorize the City Manager, or his designee, to allow the Police Department to amend Ordinance S-46888 to extend the agreement with the Bureau of Justice Assistance for the 2020 DNA Capacity Enhancement and Backlog Reduction grant program for an amount not to exceed \$576,673. 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 2020, the City Council approved the agreement for the FY 2020 DNA Capacity Enhancement and Backlog Reduction grant program in the amount of \$576,673 from the Bureau of Justice Assistance. The purpose of this grant was to increase the capacity of public forensic DNA and DNA database laboratories to process more samples. This will allow the Police Department to reduce the backlog. All DNA profiles will be entered into the Combined DNA Index System and loaded into the National DNA Index System.

Funding from the FY 2020 grant will be used to process, record, screen, and analyze forensic DNA and/or DNA database samples.

Contract Term

The current term of this grant agreement, from Oct. 1, 2020 through Sept. 30, 2022, will be extended through Sept. 30, 2023.

Financial Impact

No matching funds are required and no additional funds are awarded.

This item was adopted.

34 Authorization to Amend Ordinance for FY 2019 Edward Byrne Memorial Justice Assistance Grant (Ordinance S-49138)

Request to authorize the City Manager, or his designee, to allow the Police Department to amend Ordinance S-46077 to extend the agreement with the Bureau of Justice Assistance and Intergovernmental Agreements with Maricopa County and the City of Mesa, for the 2019 Edward Byrne Memorial Justice Assistance Grant (JAG) for an amount not to exceed \$1,035,907. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary

In October 2019, the City Council approved the agreement for the FY 2019 Edward Byrne Memorial Justice Assistance Grant (JAG), in the amount of \$1,035,907 from the Bureau of Justice Assistance and Intergovernmental Agreements with Maricopa County and the City of Mesa. The JAG application was submitted by the Police Department on behalf of the City of Phoenix and eligible partnering agencies. In addition to the City of Phoenix, requests were included for Maricopa County and the City of Mesa. Approved allocations were City of Phoenix \$902,024, Maricopa County \$10,000 and the City of Mesa \$123,883 for a total of \$1,035,907.

The City of Phoenix FY 2019 JAG allocations will fund \$161,579 to the Parks and Recreation Department for Project BRAVE (Bringing Reality About Violence Education) and the remaining \$740,445 will be used to purchase equipment for the Police Department. Items included audio/video equipment, forensic equipment for the Crime Laboratory, and personal protective equipment to augment investigations and crime suppression.

Contract Term

The current term of this grant agreement from Oct. 1, 2018 through Sept. 30, 2022, will be extended through Sept. 30, 2023.

Financial Impact

No matching funds are required and no additional funds are awarded.

This item was adopted.

35 Authorization to Enter into Agreements with the Drug Enforcement Administration for Reimbursement for Police Services (Ordinance S-49139)

Request retroactive authorization for the City Manager, or his designee, to allow the Police Department to enter into agreements with the Drug Enforcement Administration (DEA) to accept funds in the amount of \$19,840.75 per year, per officer, not to exceed \$396,815, for approved overtime. Further request authorization for the City Treasurer to accept, and the City Controller to disburse, all funds related to this item.

Summary

The Police Department has participated in DEA task forces via similar agreements for the past several years. The purpose of these task force groups is to disrupt the illegal trafficking of drugs in the State of Arizona by immobilizing targeted violators and trafficking organizations. The task force groups conduct undercover operations where appropriate and engage in other traditional methods of investigation in an effort to effectively prosecute offenders in federal and state courts. Through these agreements, five experienced Phoenix police officers will continue to be assigned to the DEA Phoenix Task Force. This agreement provides the City with reimbursement for the officers' overtime related to task force investigations.

If authorization is denied, the agreement will be rescinded.

Contract Term

Oct. 1, 2022 through Sept. 30, 2026.

Financial Impact

The cost to the City is related fringe benefits and in-kind resources.

This item was adopted.

36 Authorization to Amend Ordinance for Arizona Criminal Justice Commission Crime Reduction Pilot Project Grant (Ordinance S-49143)

Request to authorize the City Manager, or his designee, to allow the Police Department to amend Ordinance S-47579 to extend the

agreement with the Arizona Criminal Justice Commission for the Crime Reduction Pilot Project Grant for the amount not to exceed \$15,000. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary

In May 2021, the City Council approved the agreement for the Arizona Criminal Justice Commission Crime Reduction Pilot Project Grant, in the amount of \$15,000 from the Arizona Criminal Justice Commission. The purpose of this grant, was to promote the objectives of the Restructuring Area Dynamic and Relationships (RADAR) program. This program concentrates on the social network theory and mismanaged properties, to reduce calls for service and crime rates instead of arrests and prosecutions, seizures of contraband, and serving of search warrants. The objective is to identify high crime areas and related properties attracting high calls for service and work with the property owners to combat property damage and crime.

Contract Term

The current term of this grant agreement from July 1, 2021 through June 30, 2022, will be extended through Dec. 30, 2022.

Financial Impact

No matching funds are required and no additional funds are awarded.

This item was adopted.

37 Authorization to Enter into an Intergovernmental Agreement with City of Tempe to Permit, Govern Access and Use by City of Phoenix to the East Valley Bus Operations and Maintenance Facility for Airport-Owned Bus Fueling and Washing (Ordinance S-49127)

Request authorization for the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the City of Tempe (Tempe) to permit and govern access and use by the City of Phoenix (Phoenix) to Tempe's East Valley Bus Operations and Maintenance Facility (EVBOM) for fueling and washing Aviation-owned buses that provide service on-site at Phoenix Sky Harbor International Airport (Airport). Further request to authorize the City Controller to disburse all funds related to this item. The total value of the IGA will not exceed \$98,000.

Summary

The PHX Sky Train is considered a must-ride system because it connects to the Rental Car Center, terminals, economy parking structures, and the region's Metro light rail system. Operation, regular maintenance, and fueling are required for the Aviation-owned bus fleet to support and facilitate the timely movement of passengers during an emergency activation of the Airport's contingency plan and in the event of a Sky Train interruption or scheduled maintenance activities. The Aviation Department plans on retaining a smaller contingent of its current bus fleet for the support of the PHX Sky Train in case of such events.

The on-airport Clean Energy fueling station currently provides fuel to the Airport's bus fleet. The fueling station is scheduled to be demolished once the Sky Train is fully operational. Because of its proximity to the Airport, Tempe's EVBOM will provide the Airport with the opportunity to fuel and wash the bus contingency fleet once the fueling station is no longer operational. Phoenix will pay a cost per gallon for fuel dispensed, a per-bus wash fee, and a monthly cost sharing fee for the use of the EVBOM.

Contract Term

The contract term will be for five (5) years with three (3) one-year options to extend for an aggregate eight-year term.

Financial Impact

The IGA value will not exceed \$98,000 for the eight-year aggregate contract term. Funding is available in the Aviation Department's Operating budget.

Location

City of Tempe

Council District: Out of City

This item was adopted.

38 Maintenance Agreement - M5 Software - Contract Recommendation (Ordinance S-49128)

Request to authorize the City Manager, or his designee, to enter into a contract with AssetWorks, Inc. to provide software maintenance for the

M5 fleet asset management system. Further request authorization for the City Controller to disburse all funds related to this item. This contract will have an aggregate value of \$436,765.

Summary

The Public Works Department uses the AssetWorks M5 fleet asset management system as the system of record for approximately 7,800 citywide fleet vehicles and equipment, excluding the Public Transit and Aviation departments. This system is essential to manage vehicle maintenance records throughout the life of the asset from acquisition, including all maintenance activities, until the vehicle is salvaged. The Public Works Department has used AssetWorks since 2002 and has more than 15 years of data recorded in the system. AssetWorks is used worldwide for fleet maintenance to capture and record vehicle activities.

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

Procurement Information

In accordance with Administrative Regulation 3.10 normal competition was waived via a determination memo citing sole source. AssetWorks is the manufacturer of the M5 fleet asset management system.

Contract Term

This contract will begin on or about Dec. 1, 2022 for an initial two-year contract term, with one option year for a total contract term of three years.

Financial Impact

This item will have an estimated annual expenditure of \$145,588 with a total aggregate value of \$436,765.

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

This item was adopted.

39 Environmental Project Specialists Contract RFP 63-2304 - Request for Award (Ordinance S-49121)

Request to authorize the City Manager, or his designee, to enter into a contract with RW Staffing Solutions, LLC to provide Environmental

Project Specialists in the area of natural and cultural resource environmental consulting for the Street Transportation and Parks and Recreation departments. Further request authorization for the City Controller to disburse all funds related to this item. The total value of the contract shall not exceed \$2,000,000.

Summary

The Street Transportation Department has a current contract to provide Environmental Project Specialists to the Environmental Services Section as well as to the Parks and Recreation Department. The current contract will expire on Dec. 31, 2022.

The new contract will replace the existing contract and services will include assistance in facilitating the management of the environmental and archaeological aspects of pre-design, design, construction, operations and maintenance projects being conducted by and through the Street Transportation and Parks and Recreation departments with the intent of achieving full compliance with applicable environmental and archaeological regulations.

Procurement Information

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

One vendor submitted a proposal deemed to be responsive and responsible. An evaluation committee of City staff evaluated the offer based on the following criteria with a maximum possible point total of 1000:

- Experience, Knowledge, Background (100)
- Professional Qualification Standards (300)
- Project Coordination (100)
- Familiarity with Regulatory Agencies (200)
- Staff Availability (100)
- Service Capability (100)
- Price (100)

After reaching consensus, the evaluation committee recommends award

to the following vendor:

RW Staffing Solutions, LLC

Contract Term

The contract will begin on or about Jan. 1, 2023, for a five-year term with no options to extend.

Financial Impact

The total contract value will not exceed \$2,000,000.

Funding is available in the Street Transportation and Parks and Recreation departments' budgets.

Responsible Departments

This item is submitted by Deputy City Managers Mario Paniagua and Inger Erickson and the Street Transportation and Parks and Recreation departments.

This item was adopted.

40 Environmental / Natural-Cultural Resources / National Environmental Policy Act On-Call Services for Calendar Years 2023-24 (Ordinance S-49122)

Request to authorize the City Manager, or his designee, to enter into separate agreements with the eight consultants on **Attachment A** to provide Environmental / Natural-Cultural Resources / National Environmental Policy Act On-Call services citywide. Further request to authorize execution of amendments to the agreements 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 total fee for services will not exceed \$6 million aggregate.

Additionally, 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 relating to the development, design, and construction of the project. such utility services include, but are not limited to: electrical; water; sewer; natural gas; telecommunications; cable television; railroads;

and other modes of transportation. Further request the City Council to grant an exception pursuant 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 On-Call consultants will be responsible for providing On-Call Environmental / Natural-Cultural Resources / National Environmental Policy Act (NEPA) services that include, but are not limited to: NEPA documentation and related supporting technical analysis and reports, cultural resources, biology and natural resources, Rivers and Harbors Act, Clean Water Act, air quality and noise, green infrastructure, and evaluation.

Procurement Information

The selections were made using a qualifications-based selection process set forth in section 34-604 of the Arizona Revised Statutes (A.R.S.). In accordance with A.R.S. section 34-604(H), the City may not publicly release information on proposals received or the scoring results until an agreement is awarded. Fourteen firms submitted proposals and are listed in **Attachment A**.

Contract Term

The term of each agreement is up to two years, or up to a total of \$6 million aggregate, whichever occurs first, with an option to extend each contract for one additional year. 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 total value for the On-Call consultant agreements will not exceed \$6 million aggregate, including all subconsultant and reimbursable costs. The total fee for services under the eight agreements will not exceed \$6 million aggregate.

Funding is available in the Capital Improvement Program and Operating

budgets of the various City departments that will utilize these agreements. The agreements will be managed by the Street Transportation Department Office of the City Engineer's Environmental Services Division. The Budget and Research Department will review and approve funding availability prior to issuance of any On-Call task order of \$100,000 or more. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

This item was adopted.

41 U.S. Department of Transportation Strengthening Mobility and Revolutionary Transportation Grant Opportunity for Federal Fiscal Year 2022 - Federal Bipartisan Infrastructure Law Funding (Ordinance S-49136)

Request to authorize the City Manager, or his designee, to apply for, accept and, if awarded, enter into agreements for disbursement of federal funding from the U.S. Department of Transportation through the Federal Fiscal Year 2022 Strengthening Mobility and Revolutionary Transportation grant opportunity. If awarded, the funding will be used to initiate planning level demonstration/pilot projects to validate emerging technology in support of safer transportation infrastructure. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. Funding for these grant opportunities is available through the Federal Bipartisan Infrastructure Law. The total grant funds applied for will not exceed \$2 million, and there is no participating local match required as a part of this grant submittal.

Summary

On Sept. 30, 2022, the U.S. Department of Transportation issued a Notice of Funding Opportunity for \$100 million nationwide under the Strengthening Mobility and Revolutionary Transportation (SMART) Grants Program. Newly established by the Bipartisan Infrastructure Law, the SMART grant offers an opportunity to partner with academia and the private sector to explore technology interventions to solve real-world challenges facing communities.

There are two funding opportunities through a planning, demonstration/pilot grant (Stage 1) or an implementation grant (Stage 2). At this time, only Stage 1 grants are allowed. It is expected that Stage 2

grants would begin in fiscal year (FY) 2023. Successful grants will seek to build sustainable partnerships across sectors and levels of government as well as industry, academia, non-profits and other traditional and non-traditional partners.

A few SMART Grant Program priorities include the following:

Safety and reliability - to improve the safety of systems for pedestrians, bicyclists, and the broader traveling public.

Resiliency - to increase the reliability and resiliency of the transportation system, including cyber-security and resiliency to climate change.

Equity and access - to connect or expand access for underserved or disadvantaged populations while improving access to jobs, education, and essential services.

Climate - to reduce congestion and/or air pollution, including greenhouse gases or improving energy efficiency.

Partnerships - to contribute to economic competitiveness and incentivize private sector investments or partnerships, including technical and financial commitments on the proposed solution.

Integration - to improve integration of systems and promote connectivity of infrastructure, connected vehicles, pedestrians, bicyclists, and the broader traveling public.

The City's SMART grant will focus on building data and technology capacity and expertise. Technology investment is most beneficial when it is tailored to the community needs. The City will work to submit a Stage 1 grant application that will focus on emerging technology in support of creating or maintaining safer transportation infrastructure. Staff will partner with local universities to identify and evaluate the latest and greatest technology, methodology, or systems that are being pursued nationally to see if they are appropriate for our region. The goal will be to identify a process or system that can be implemented within current systems or applications to enhance the overall safety benefit.

The SMART grant submittal deadline is Nov. 18, 2022.

Financial Impact

The estimated total cost for the project is approximately \$2 million. The maximum federal participation for a Stage 1 planning, demonstration/pilot

grant submittal is 100 percent. There is no minimum local match under a Stage 1 planning, demonstration/pilot grant submittal.

This item was adopted.

**42 Northwest Wastewater Master Plan - Engineering Services
Amendment - WS85500455 & WS90500307 (Ordinance S-49120)**

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 153381 with Wilson Engineers, LLC to provide additional design and construction administration and inspection services for the Northwest Wastewater Master Plan 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 additional fee for services included in this amendment will not exceed \$4,662,769.51.

Summary

The purpose of this project is to study the project area to determine the water and wastewater infrastructure needed to plan for potential growth. Wilson Engineers, LLC (Wilson) will work with the City to evaluate and plan the long-term location and size of the infrastructure.

This amendment is necessary to add design and construction administration services for Package 4 of the Northwest Wastewater Master Plan project. This amendment will provide additional funds to the agreement.

Wilson's additional services include, but are not limited to: design and construction administration and inspection services for two 24-inch force mains and a 36-inch gravity sewer along the proposed 51st Avenue alignment from Lift Station 77 to the existing 36-inch gravity sewer at 47th Avenue and Pinnacle Peak Road.

Contract Term

The amendment will extend the term of the contract by one year, to on or about Feb. 21, 2026. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties. No additional changes may be executed after the end of the term.

Financial Impact

The initial agreement for Engineering Services was approved for an amount not to exceed \$10,000,000, including all subconsultant and reimbursable costs.

This amendment will increase the agreement by an additional \$5,000,000, for a new total amount not to exceed \$15,000,000, including all subconsultant and reimbursable costs.

Funding for this amendment is available in the Water Services Department's Capital Improvement Program budget. The Budget and Research Department will separately review and approve funding availability prior to the execution of any amendments. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Concurrence/Previous Council Action

The City Council approved:

Engineering Services Agreement 153381 (Ordinance S-47069) on Nov. 18, 2020.

Location

North of the Central Arizona Project, south of Carefree Highway, west of I-17, and east of the City's west limits.

Council District: 1

This item was adopted.

**43 Mixers, Parts & Repair Services Contract - Request for Award -
IFB-2122-WPP-315 (Ordinance S-49130)**

Request to authorize the City Manager, or his designee, to enter into agreements with SPX Flow US, LLC, James, Cooke, & Hobson, Inc. and Doane and Hartwig Water Systems, Inc. to provide various mixers, parts, accessories, maintenance and repair services on an as-needed basis for the Water Services Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the agreement will not exceed \$270,000.

Summary

The purpose of this agreement is to supply various mixers, parts, accessories, maintenance and repair services on an as-needed basis for

the Water Services Department. The Department operates eight water treatment plants to provide drinking water and wastewater services to the City. These treatment facilities use specialized mechanical equipment to mix chemicals to safely treat source waters for public consumption and treat wastewater from Phoenix and several surrounding cities for agriculture and electrical generating stations. This process is done while also meeting all applicable environmental standards.

Procurement Information

Invitation for Bid 2122-WPP-315 was conducted in accordance with Administrative Regulation 3.10.

Three bids were received and deemed responsive to posted specifications and responsible to provide the required goods and services. Following an evaluation, the procurement officer recommends awarding contracts to the following bidders:

SPX Flow US, LLC

James, Cooke & Hobson, Inc. and

Doane and Hartwig Water Systems, Inc.

Contract Term

The agreements will begin on or about Nov. 16, 2022, for a five-year term with no options to extend.

Financial Impact

The agreement value will not exceed \$270,000 for the five-year aggregate term.

Funding is available in the Water Services Department operating budget.

This item was adopted.

44 Final Plat - Kierland Commerce South - Lot 1 - PLAT 210089 - Southeast Corner of Greenway Parkway and Kierland Boulevard

Plat: 210089

Project: 20-3541

Name of Plat: Kierland Commerce South - Lot 1

Owner: The Related Group

Engineer: A.L. Slater, RLS

Request: Nov. 2, 2022

Reviewed by Staff: Oct. 7, 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 the southeast corner of Greenway Parkway and Kierland Boulevard

Council District: 2

This item was approved as revised.

45 Amend City Code - Ordinance Adoption - PUD Major Amendment - Rezoning Application Z-59-A-13-1 (Metrocenter PUD) - Approximately 605 Feet South of the Southeast Corner of 28th Drive and Peoria Avenue (Ordinance G-7044)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-59-A-13-1 and rezone the site from PUD (Planned Unit Development) and RSC (Regional Shopping Center) to PUD (Planned Unit Development) as a major amendment to the Metrocenter Planned Unit Development to allow commercial and residential uses.

Summary

Current Zoning: PUD (130.77 acres) and RSC (13.19 acres)

Proposed Zoning: PUD (143.96 acres)

Acreage: 143.96 acres

Proposed Use: A major amendment to the Metrocenter Planned Unit Development to allow commercial and residential uses.

Owner: Realm Pennant Retail Partners, LLC, et al.

Applicant: Steve Sirang, Concord Wilshire Capital, LLC

Representative: Kurt Waldier, Beus Gilbert McGroder, PLLC

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The North Mountain Village Planning Committee heard this case on Sept. 21, 2022, and recommended approval, per the staff

recommendation, by a vote of 11-1-1.

PC Action: The Planning Commission heard this case on Oct. 6, 2022, and recommended approval, per the North Mountain Village Planning Committee recommendation, by a vote of 9-0.

Location

Approximately 605 feet south of the southeast corner of 28th Drive and Peoria Avenue

Council District: 1

Parcel Address: Various

This item was adopted.

**46 Amend City Code - Ordinance Adoption - Rezoning Application
Z-16-22-1 - Approximately 300 Feet South of the Southwest Corner
of 31st Avenue and Dynamite Boulevard (Ordinance G-7046)**

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-16-22-1 and rezone the site from S-1 (Ranch or Farm Residence) to R1-10 (Single-Family Residence District) to allow single-family residential.

Summary

Current Zoning: S-1

Proposed Zoning: R1-10

Acreage: 5.04 acres

Proposal: Single-family residential

Owner: Randy and Betty Schmille

Applicant and Representative: Ed Bull, Burch & Cracchiolo P.A.

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The Deer Valley Village Planning Committee heard this case on Aug. 11, 2022, and recommended denial, by a vote of 7-4.

PC Action: The Planning Commission heard this case on Oct. 6, 2022, and recommended approval, per the Addendum A Staff Report with a modification, by a vote of 8-1.

Location

Approximately 300 feet south of the southwest corner of 31st Avenue

and Dynamite Boulevard

Council District: 1

Parcel Address: 28010 and 28020 N. 31st Ave.

This item was withdrawn per the Nov. 1, 2022 Planning and Development Director memo.

**47 Amend City Code - Ordinance Adoption - Rezoning Application
Z-37-22-2 (32nd Street EV Body Repair Center PUD) -
Approximately 320 feet North of the Northwest Corner of 32nd
Street and Union Hills Drive (Ordinance G-7050)**

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-37-22-2 and rezone the site from C-2 (Intermediate Commercial) to PUD (Planned Unit Development) to allow electric vehicle body repair and C-2 commercial uses.

Summary

Current Zoning: C-2

Proposed Zoning: PUD

Acreage: 5.05 acres

Proposed Use: Electric vehicle body repair and C-2 commercial uses

Owner: SCLP 32nd Street, LLC

Applicant and Representative: Carolyn Oberholtzer; Bergin, Frakes, Smalley & Oberholtzer

Staff Recommendation: Approval, subject to stipulations.

VPC Info: The Paradise Valley Village Planning Committee heard this case on Aug. 1, 2022, for information only.

VPC Action: The Paradise Valley Village Planning Committee heard this case on Sept. 12, 2022, and recommended approval, per the staff recommendation, by a vote of 15-0.

PC Action: The Planning Commission heard this case on Oct. 6, 2022, and recommended approval, per the Paradise Valley Village Planning Committee recommendation, by a vote of 9-0.

Location

Approximately 320 feet north of the northwest corner of 32nd Street and Union Hills Drive

Council District: 2

Parcel Address: 18808 N. 32nd St.

This item was adopted.

**48 Amend City Code - Ordinance Adoption - Rezoning Application
Z-46-22-4 - Northwest Corner of the 5th Street Alignment and
Thomas Road (Ordinance G-7043)**

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-46-22-4 and rezone the site from R-5 (Multifamily Residence District) to WU Code T5:2 MT (Walkable Urban Code, Transect 5:2, Transit Midtown Character Area) to allow retail, restaurant, and office uses.

Summary

Current Zoning: R-5

Proposed Zoning: WU Code T5:2 MT

Acreage: 0.75 acres

Proposed Use: Retail, restaurant, and office uses

Owner: David Chamberlin, Suncor Partners Thomas Office, LLC

Applicant: David Chamberlin, D.B. Chamberlin & Associates, LLC

Representative: Benjamin Graff, Quarles & Brady, LLP

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The Encanto Village Planning Committee heard this case on Sept. 12, 2022, and recommended approval, per the staff recommendation, by a vote of 11-0.

PC Action: The Planning Commission heard this case on Oct. 6, 2022, and recommended approval, per the Encanto Village Planning Committee recommendation, by a vote of 9-0.

Location

Northwest corner of the 5th Street Alignment and Thomas Road

Council District: 4

Parcel Address: 336, 342, and 346 E. Thomas Road

This item was adopted.

**49 Amend City Code - Ordinance Adoption - Rezoning Application
Z-51-22-7 - Northwest Corner of 6th Avenue and Van Buren Street**

(Ordinance G-7045)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-51-22-7 and rezone the site from DTC-Van Buren (Downtown Code, Van Buren Character Area) to DTC-Van Buren HP (Downtown Code, Van Buren Character Area, Historic Preservation Overlay) to allow a Historic Preservation Overlay for the City Center Motel.

Summary

Current Zoning: DTC-Van Buren

Proposed Zoning: DTC-Van Buren HP

Acreage: 0.61 acres

Proposal: Historic Preservation Overlay for the City Center Motel

Owner: Fabius Enterprise, LLC

Applicant: City of Phoenix, Historic Preservation Commission

Representative: Kevin Weight, City of Phoenix, Planning and Development Department

Staff Recommendation: Approval.

VPC Action: The Central City Village Planning Committee heard this case on Sept. 12, 2022, and recommended approval, by a vote of 15-0.

HPC Action: The Historic Preservation Commission heard this case on Sept. 19, 2022, and recommended approval, by a vote of 5-0.

PC Action: The Planning Commission heard this case on Oct. 6, 2022, and recommended approval, per the Central City Village Planning Committee and the Historic Preservation Commission recommendations, by a vote of 9-0.

Location

Northwest corner of 6th Avenue and Van Buren Street

Council District: 7

Parcel Address: 312, 316 and 318 N. 6th Ave.; and 600 and 612 W. Van Buren St.

This item was adopted.

- 50 Amend City Code - Ordinance Adoption - Rezoning Application Z-SP-6-22-7 - Approximately 650 Feet East of the Southeast Corner of 107th Avenue and Lower Buckeye Road (Ordinance G-7047)**

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-SP-6-22-7 and rezone the site from C-2 (Intermediate Commercial) to C-2 SP (Intermediate Commercial, Special Permit) to allow a self-service storage warehouse and all underlying C-2 uses.

Summary

Current Zoning: C-2

Proposed Zoning: C-2 SP

Acreage: 4.75

Proposed Use: Self-service storage warehouse and all underlying C-2 uses

Owner: Devan Wastchak, Quick Trip Co.

Applicant and Representative: Ed Bull, Burch & Cracchiolo, P.A.

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The Estrella Village Planning Committee heard this case on Sept. 20, 2022, and recommended approval, per the staff recommendation, by a vote of 7-5-1.

PC Action: The Planning Commission heard this case on Oct. 6, 2022, and recommended approval, per the Estrella Village Planning Committee recommendation, by a vote of 8-1.

Location

Approximately 650 feet east of the southeast corner of 107th Avenue and Lower Buckeye Road

Council District: 7

Parcel Address: 2801 and 2825 S. 107th Ave.; and 10587, 10639, and 10675 W. Lower Buckeye Road.

This item was adopted.

51 Amend City Code - Ordinance Adoption - Rezoning Application Z-32-22-7 - Approximately 460 Feet South of the Southwest Corner of 83rd Avenue and Buckeye Road (Ordinance G-7048)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-32-22-7 and rezone the site from C-2 (Intermediate Commercial) to

C-2 HGT/WVR (Intermediate Commercial, Height Waiver) to allow commercial use with a height waiver. This is a companion case to Z-SP-4-22-7 and must be heard first, followed by Z-SP-4-22-7.

Summary

Current Zoning: C-2

Proposed Zoning: C-2 HGT/WVR

Acreage: 2.55

Proposed Use: Commercial use with a height waiver

Owner: Dolce Vita Development, LLC

Applicant: SAFStor Real Estate Co, LLC

Representative: Michael Maerowitz, Snell & Wilmer, LLP

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The Estrella Village Planning Committee heard this case on Aug. 16, 2022, and continued the case, by a vote of 5-2. The Estrella Village Planning Committee heard this case on Sept. 20, 2022 and recommended approval, per the staff recommendation with a modification and additional stipulations, by a vote of 8-4-1.

PC Action: The Planning Commission heard this case on Sept. 1, 2022, and continued the case, by a vote of 7-0. The Planning Commission heard this case on Oct. 6, 2022, and recommended approval, per the Estrella Village Planning Committee recommendation, by a vote of 8-1.

Location

Approximately 460 feet south of the southwest corner of 83rd Avenue and Buckeye Road

Council District: 7

Parcel Address: 1300 and 1400 S. 83rd Ave.

This item was adopted.

**52 Amend City Code - Ordinance Adoption - Rezoning Application
Z-SP-4-22-7 - Approximately 460 Feet South of the Southwest
Corner of 83rd Avenue and Buckeye Road (Ordinance G-7049)**

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-SP-4-22-7 and rezone the site from C-2 (Pending C-2 HGT/WVR) (Intermediate Commercial, Pending Intermediate Commercial, Height

Waiver) to C-2 SP HGT/WVR (Intermediate Commercial, Special Permit, Height Waiver) to allow a self-service storage facility and all underlying C-2 uses with a height waiver. This is a companion case to Z-32-22-7, and must be heard immediately following.

Summary

Current Zoning: C-2 (Pending C-2 HGT/WVR)

Proposed Zoning: C-2 SP HGT/WVR

Acreage: 2.55

Proposed Use: Self-service storage facility and all underlying C-2 uses with a height waiver

Owner: Dolce Vita Development, LLC

Applicant: SAFStor Real Estate Co, LLC

Representative: Michael Maerowitz, Snell & Wilmer, LLP

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The Estrella Village Planning Committee heard this case on Aug. 16, 2022, and continued the case, by a vote of 5-2. The Estrella Village Planning Committee heard this case on Sept. 20, 2022 and recommended approval, per the staff recommendation with a modification and additional stipulations, by a vote of 9-2-2.

PC Action: The Planning Commission heard this case on Sept. 1, 2022, and continued the case, by a vote of 7-0. The Planning Commission heard this case on Oct. 6, 2022, and recommended approval, per the Estrella Village Planning Committee recommendation with a deleted stipulation, by a vote of 8-1.

Location

Approximately 460 feet south of the southwest corner of 83rd Avenue and Buckeye Road

Council District: 7

Parcel Address: 1300 and 1400 S. 83rd Ave.

This item was adopted.

**53 Public Hearing and Ordinance Adoption - Planning Hearing Officer
Application PHO-1-22--Z-26-15-4 - Northwest Corner of Central
Avenue and Pierson Street (Ordinance G-7053)**

Request to hold a public hearing and authorize the City Manager, or his

designee, to consider the Planning Commission recommendation by the City Council on matters heard by the Planning Hearing Officer on Aug. 17, 2022, and the Planning Commission on Oct. 6, 2022.

Summary

Application: PHO-1-22--Z-26-15-4

Existing Zoning: PUD

Acreage: 2.95

Owner: Kim Sperry, Omninet Central, LP

Applicant and Representative: Ed Bull, Burch & Cracchiolo, P.A.

Proposal:

1. Modification of Stipulation 5 regarding conditional approval upon development commencing within seven years.
2. Technical correction for Stipulation 2.

Concurrence/Previous Council Action

VPC Action: The Alhambra Village Planning Committee was scheduled to hear this request on July 26, 2022, but did not have a quorum.

PHO Action: The Planning Hearing Officer heard this case on Aug. 17, 2022, and recommended approval with additional stipulations.

Staff Recommendation: Approval, per the Planning Hearing Officer recommendation.

PC Action: The Planning Commission heard this case on Oct. 6, 2022, and recommended approval, per the Planning Hearing Officer recommendation, with an additional stipulation. See **Attachment C (PC Summary)** for the list of Planning Commission recommended stipulations.

The Planning Commission recommendation was appealed by a community member on Oct. 11, 2022.

Location

Northwest Corner of Central Avenue and Pierson Street

Council District: 4

Parcel Address: 4800, 4806, and 4820 N. Central Ave.; 11, 15, 21, and 25 W. Mariposa St.; and 6, 8, and 10 W. Pierson St.

This item was continued to the Dec. 7, 2022 City Council Formal Meeting.

54 Public Hearing and Ordinance Adoption - Planning Hearing Officer Application PHO-2-22--Z-47-17-8 - Approximately 130 feet North of the Northwest Corner of 19th Avenue and Latona Lane (Ordinance G-7054)

Request to hold a public hearing and authorize the City Manager, or his designee, to consider the Planning Commission recommendation by the City Council on matters heard by the Planning Hearing Officer on Aug. 17, 2022, and the Planning Commission on Oct. 6, 2022.

Summary

Application: PHO-2-22--Z-47-17-8

Existing Zoning: R1-10

Acreage: 5.12

Owner: Bella Rosa Partners, LLC

Applicant and Representative: Terrascope Consulting, LLC

Proposal:

1. Modification of Stipulation 1 regarding general conformance with the site plan date stamped July 28, 2017.
2. Review of conceptual elevations by the Planning Hearing Officer per Stipulation 4.

Concurrence/Previous Council Action

VPC Action: The South Mountain Village Planning Committee heard this case on Aug. 9, 2022, and recommended approval by a vote of 7-4.

PHO Action: The Planning Hearing Officer heard this case on Aug. 17, 2022, and recommended approval with modifications and additional stipulations.

Staff Recommendation: Approval, per the Planning Hearing Officer recommendation.

PC Action: The Planning Commission heard this case on Oct. 6, 2022, and recommended approval, per the Planning Hearing Officer recommendation.

The Planning Commission recommendation was appealed by a community member on Oct. 11, 2022.

Location

Approximately 130 feet north of the northwest corner of 19th Avenue and Latona Lane

Council District: 8

Parcel Address: 8030 S. 19th Ave.

This item was continued to the Dec. 7, 2022 City Council Formal Meeting.

56 Public Hearing and Ordinance Adoption - Rezoning Application Z-27-22-6 (Zola North Central PUD) - Northeast Corner of 7th Street and Colter Street (Ordinance G-7052)

Request to hold a public hearing on the request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-27-22-6 and rezone the site from C-2 (Intermediate Commercial) to PUD (Planned Unit Development) to allow multifamily residential.

Summary

Current Zoning: C-2

Proposed Zoning: PUD

Acreage: 2.55 acres

Proposal: Multifamily residential

Owner: 7th Street and Colter, LLC

Applicant: ZOM Living

Representative: Nick Wood, Esq., Snell & Wilmer, LLP

Staff Recommendation: Approval, subject to stipulations.

VPC Info Only: The Camelback East Village Planning Committee heard this case on June 7, 2022, for information only.

VPC Action: The Camelback East Village Planning Committee heard this case on Sept. 6, 2022, and recommended approval, per the staff recommendation, by a vote of 14-2-1.

PC Action: The Planning Commission heard this case on Oct. 6, 2022, and recommended approval, per the Camelback East Village Planning Committee recommendation with an additional stipulation, by a vote of 7-2.

The Planning Commission recommendation was appealed by a community member and a petition for a 3/4 vote was submitted on Oct. 13, 2022. A 3/4 vote is not required.

Location

Northeast corner of 7th Street and Colter Street

Council District: 6

Parcel Address: 5201 N. 7th St.

This item was continued to the Nov. 16, 2022 City Council Formal Meeting.

18 Federal Lobbying and Advocacy Services Contract RFP 22-130 - Request for Award (Ordinance S-49123)

Request to authorize the City Manager, or his designee, to enter into contract with Holland & Knight LLP to provide federal lobbying services for the Office of Government Relations. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$1,380,000.

Summary

This contract will provide the Office of Government Relations federal lobbying and advocacy services in key issues regarding public safety, community development, transportation, environment and water sustainability. In addition, the contractor will assist in the development and implementation of the City's Federal Legislative Agenda, provide briefings to key City stakeholders during the federal legislative session and provide insight and guidance related to important federal legislative bills, amendments and developments.

Procurement Information

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

Three vendors submitted proposals 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 (0-450 points);
Experience and Qualifications (0-325 points); and
Price (0-225 points).

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

Holland & Knight LLP - 842 total points

Contract Term

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

Financial Impact

The aggregate contract value will not exceed \$1,380,000.

Funding is available in the Office of Government Relations budget.

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

Yes: 7 - Councilwoman Ansari, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Vice Mayor Pastor and Mayor Gallego

No: 2 - Councilman DiCiccio and Councilman Waring

20 Marketing Services - Amendment - ADSPO 16145339 (Ordinance S-49129)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 149535 with Riester Sonoran, LLC for the purchase of graphic designs and marketing services for Aviation, Community and Economic Development and Government Relations departments. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$275,000.

Summary

This contract provides interactive marketing services, including website design, graphic designs, advertising and public relations services for the City. The additional funds will allow the Aviation and Community and Economic Development departments to utilize this contract to meet

unanticipated graphic designs and creative marketing needs. These funds are necessary for vital graphic design services needed for a number of projects required to promote the airport systems and services.

Contract Term

The contract term remains unchanged, ending on March 20, 2024.

Financial Impact

Upon approval of \$275,000 in additional funds, the revised aggregate value of the contract will not exceed \$4,455,960. Funds are available in the Aviation and Community and Economic Development departments' budgets.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Marketing Services Contract 149535 (Ordinance S-45442) on March 20, 2019;
- Marketing Services Contract 149535 (Ordinance S-45967) on Aug. 28, 2019;
- Marketing Services Contract 149535 (Ordinance S-47183) on Dec. 16, 2020;
- Marketing Services Contract 149535 (Ordinance S-46605) on May 6, 2020;
- Marketing Services Contract 149535 (Ordinance S-47321) on Feb. 17, 2021;
- Marketing Services Contract 149535 (Ordinance S-47708) on June 16, 2021;
- Marketing Services Contract 149535 (Ordinance S-48190) on Dec. 15, 2021;
- Marketing Services Contract 149535 (Ordinance S-48866) on July 1, 2022.

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

Yes: 7 - Councilwoman Ansari, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Vice Mayor Pastor and Mayor Gallego

No: 2 - Councilman DiCiccio and Councilman Waring

26 (CONTINUED FROM OCT. 12, 2022) - Phoenix Park Ranger Program

On Oct. 10, 2022 Councilwoman Ann O'Brien, Councilman Jim Waring, Councilwoman Debra Stark and Councilman Sal DiCiccio submitted a request (**Attachment A**) to the City Manager to place an item on the Oct. 12, 2022 Formal City Council agenda. The request is for the City Council to consider a vote to immediately place additional security services in the Phoenix park system. The item titled Phoenix Park Ranger Update was originally scheduled for discussion and possible action by the Community and Cultural Investment Subcommittee on Oct. 5, 2022 and was withdrawn (**Attachment B**).

This request is in compliance with Rule 2(c) of the Rules of Council Proceedings.

Discussion

48 electronic comments were submitted for item 26; 23 in support, 23 in opposition, and 2 neutral.

Councilwoman O'Brien motioned to approve Item 26 Option 3.

Councilman DiCiccio asked for a substitute motion to include the Choya Trail Regional Park adding that he had received multiple complaints regarding the unsafe park environment.

Mayor Gallego clarified the addition to Councilwoman O'Brien's motion.

Councilman DiCiccio stated that the Council had a responsibility to address the park security concerns noting that City staff were not responsible for the decisions of the Council. Councilman DiCiccio commented that City parks had issues with shootings, drug deals, and other security concerns not accounted for, emphasizing District 6's need for security in their parks. Councilman DiCiccio expressed his concern for the delay in hiring park rangers and police officers in the City. He added the importance of taking prompt action and expressed his support for the parks to get more security as quickly as possible.

Councilman Waring stated that he received complaints of people not being able to use the parks in District 2. He added that parks were built for leisure and required a large investment, noting that anything impinging on that leisure undermined the use of the dollars spent on the park systems. Councilman Waring asked for clarification on the tracking of work done by the security patrol, the options for hiring, and expectations.

Parks and Recreation Director, Christina Aguilar, explained that the process would consist of amending the existing contract with the service provider that provided for three parks in the Downtown area. She explained that the contract would contain set measures for reporting and address what happened if a security guard did not follow operational orders.

Councilman Waring asked if every district would have at least one park included.

Ms. Aguilar responded that the decision would depend on what option the Council proceeded with. She added that one option included one park per council district and the other two options included the original 8 parks with the third option being the original 8 parks with the addition of a few more.

Councilman Waring asked for clarification on the motion being voted on.

Ms. Aguilar confirmed that Councilman DiCiccio's motion included at least one park in every district.

Vice Mayor Pastor noted that she asked staff to include data in the Formal Agenda Packet but received no data. Vice Mayor Pastor explained that the item concerned Urban Park Rangers and added that there were a total of 26 urban park rangers, 24 of which had already been hired. She asked for clarification on the difference of duties between urban park rangers and overnight park security.

Ms. Aguilar detailed the duties and clarified that neither urban park rangers nor the overnight security would be able to detain an individual

and would both call the police for an escalation past asking someone to move along. She noted that urban park rangers can issue citations as well as trespass individuals but, similarly to the overnight park security, would rely on the police department for individuals who do not comply to verbal requests.

Councilwoman O'Brien asked how many parks already had the security service.

Ms. Aguilar confirmed that three downtown parks had security services. She added that the Civics Space Park had security since the park opened in 2009 noting that the security was part of the agreement with Arizona State University (ASU) due to its location across street from ASU. Ms. Aguilar added that the overnight security that roved between Civic Space, Margaret T. Hance, and Heritage Square Parks began in 2013.

Councilwoman O'Brien asked for confirmation on when the security contract was last approved.

Ms. Aguilar confirmed that the contract was last approved in 2018.

Councilwoman O'Brien asked for clarification on the times of service.

Ms. Aguilar confirmed the times of service were 10:00 p.m. to 6:00 a.m. but would change with the pilot program being proposed to 8:00 p.m. to 10:00 a.m. to allow overlap of park ranger hours during park closure and opening times.

Councilwoman O'Brien asked if the overlap would allow for a physical presence in the parks prior to closing, overnight, and into the first few hours of the parks opening.

Ms. Aguilar confirmed that Councilwoman O'Brien was correct.

Councilwoman O'Brien asked for clarification on the criteria used to select the original eight hour schedule.

Ms. Aguilar clarified that the primary criteria included the number of visits

or calls for service to the park, the number of trespass notices issued, and the number of code of conduct violations in the park.

Councilwoman O'Brien mentioned that Cortez Park in District one had received 21% of the calls for service out of the eight parks included in the proposition. She added her support for the option to address individuals who are not following park rules and support park rangers and police officers. Councilwoman O'Brien asked for confirmation on the number of parks rangers.

Ms. Aguilar explained that the Parks and Recreation Department had a team of 30 individuals for urban park rangers, including supervisors and managers. She noted that the team worked 7 days a week from 4:00 a.m. to 11:00 p.m. covering 185 parks. She added that there were only two vacancies.

Councilwoman O'Brien asked for clarification on the pilot programs role in helping to fill a stopgap and support the understaffed Police Department.

Ms. Aguilar explained that the overlap period would allow for eyes in the parks after hours.

Councilwoman O'Brien stated that the Parks Department and Phoenix Police Department had provided data to support the additional tool to provide safety in the parks. She noted efforts to activate parks through recreational services like hosting little league tournaments and its inability to deter illegal activity and visitors after hours. Councilwoman O'Brien mentioned that three weeks prior there had been a dead body found in the Cortez Park Lake. She expressed her support for the pilot program and commended staff for acting quickly to provide a security presence in the parks.

Councilwoman Ansari expressed the importance of keeping parks safe and addressing crime. She added that the proposal did not address hiring challenges and wage increases in the Parks Department. She added her concern that hiring private security did not address the issue and could potentially move the issue to other parks, canals or neighborhoods. Councilwoman Ansari also noted the change in the parks

included in the new policy stating that the process of choosing the parks was not data driven. She asked for clarification on the functions of the private security versus park ranger functions.

Ms. Aguilar stated that park rangers had the authority to issue citations and trespass notices. She included that security guards patrolled parks in pairs, both in a vehicle and on foot and addressed park rule violations. She noted that security guards who observed illegal activities or individuals violating rules like sleeping on park equipment would educate individuals and ask them to leave. She emphasized that deterrence was the greatest benefit to minimize problematic activity.

Councilwoman Ansari recounted that park rangers and private security had the same functions except for providing citation and trespass notices. She noted that park rangers had more authority and were accountable to the City. In an effort to understand the choice to pursue private security Councilwoman Ansari asked for clarification on the functions of park rangers and private security in contacting the police.

Ms. Aguilar clarified that both park rangers and the private security would call police if there was a crime.

Councilwoman Ansari asked how many park rangers the City had for the 185 urban parks.

Ms. Aguilar stated that the City had 28 park rangers and 2 supervisory positions.

Councilwoman Ansari asked for the wages being paid to the park rangers.

Ms. Aguilar stated that the salary range for a Park Ranger II was between \$37,000 to \$56,000 and \$40,000 to \$62,000 for a Park Ranger III.

Councilwoman Ansari noted that the salary range was not a livable salary in City of Phoenix, and asked how the salary range was comparable to other Arizona cities.

Ms. Aguilar explained that the salary range was very comparable, noting that other cities had different structures with some park rangers being under the police department. She also noted that many cities had very few park rangers in comparison to Phoenix.

Councilwoman Ansari emphasized the need to appreciate employees as the most valuable resource of the City of Phoenix. She noted that park rangers already served the function of securing parks and maintaining safety. Councilwoman Ansari added that her preference would be to spend City funds on the hiring of more park rangers or an addition of a third shift to accomplish the exact goals of the subcontract within City boundaries. Councilwoman Ansari also added that the approach did not go far enough to look at the overall holistic situation. She noted a lack of addressing the amount of lighting, amount of activation, and all other aspects that came with safe and clean parks. She expressed her support for keeping parks safe in District 7. She mentioned the accelerated timeline to increase police salaries when there was a need to do so, and added that the same process could be implemented for park rangers who were confirmed to have more authority to keep parks safe.

Councilwoman Guardado expressed her support for keeping parks safe. She noted that the lack of a competitive wages caused employees to leave the City in various departments from bulk trash, police officers, 911 operators, and lifeguards. Councilwoman Guardado emphasized the importance of hiring more City positions and providing higher pay rates to attract employees. She recalled a briefing with Assistant City Manager Lori Bays where employees who received a raise rescinded their 2-week notice noting that higher pay rates would allow the City to hire and keep employees. She added that as chair of the Community and Cultural Investment Committee (CCI) Councilwoman Guardado had hopes to see a more holistic approach to address the safety needs of the parks. Councilwoman Guardado emphasized that private security was not the solution and asked for clarification on the amount that would be invested to hire the private security company.

Assistant City Manager Lori Bays confirmed that the request was up to \$800,000 which she noted was an annual amount. Ms. Bays explained that the exact dollar amount would not be known until the City could work

with the security company on their approach noting that it could cost more but would not surpass the \$800,000 limit without additional Council approval.

Councilwoman Guardado expressed her concern for the accountability the City would take on from sending unarmed security guards into the parks and noted that the proposition added more work to the police department which she added Council had tried to avoid. Councilwoman Guardado asked Mayor Gallego if there could be an additional motion.

City Attorney Cris Meyer explained that a substitute motion or an amendment could not be made due to the existing substitute motion. He added that Councilwoman Guardado's motion could be a friendly amendment as long as it was accepted by the maker and second of the original motion.

Mayor Gallego clarified that the current makers were Councilman DiCiccio and seconded by Councilman Waring.

Vice Mayor Pastor asked Councilman DiCiccio if his motion could be a friendly amendment to the first motion.

Councilman DiCiccio established that he was unwavering in his position adding that the decision would depend on the agreement from the original maker of the motion and the rest of the Council.

Councilwoman Guardado wished to make a motion to evaluate the park ranger structure and compensation which would include prioritizing them in the upcoming compensation study if not sooner in order to fill the current vacancies; simultaneously assessing the hiring processes, evaluate the job descriptions, cut unnecessary requirements and expedite the on-boarding. She added the formation of park ranger third shift; work with stakeholders to include, but not limited to, the Human Resources Department, Administrative Supervisory Professional & Technical Employees Association (ASPTEA) , and current park rangers to form an overnight third shift that would allow accountability, enforcement, and proper training to deal with the complexities of the issues in the parks. As well as incorporate a temporary park ranger

incentive program to incentivize the existing park ranger workforce to take newly created overnight shifts while the shift is formally created and recruitment for the shift is addressed. Councilwoman Guardado added that the motion was a better solution to address the hiring process for park rangers who would have more authority than private security.

Councilman DiCiccio explained he would not support the motion. He noted that there would be an upcoming budget cycle which could include the proposed motion. Councilman DiCiccio asked City Manager Jeff Barton to provide the Council with the average cost per employee noting that the City did not have the funds to implement the motion Councilwoman Guardado proposed. Councilman DiCiccio added that the City did well at internally balancing and managing hiring as well as contracting out noting that it was the fiscally responsible approach. He mentioned the pension model noting that the 40-42 percent of all costs related to an employee that was taken in represented additional costs. Council DiCiccio estimated 100-105 thousand dollars was the total cost per employee. He reiterated that he was in support of the proposed pilot program.

Councilwoman Guardado emphasized that the issues were not rooted in employee pay alone. She noted the importance of activation is important for safety in parks. Councilwoman Guardado provided a directive to go to CCI and explore options for activation of the urban parks and volunteering of neighborhood leaders to take on the role of maintaining the parks. She also added a directive for the Office of Homeless Solutions to provide CCI with options for outreach; and return with a presentation on options to increase the programming in parks. She emphasized that activation was the solution.

Councilmember Garcia stated that the addition of another park could have been an amendment noting that a full secondary motion did not allow for anyone on the Council to present a viable second option. He thanked Councilman DiCiccio for his explanation and expressed that he could not support subcontracting in the City. Councilmember Garcia called attention to the long-term problems across the City like the housing crisis, and the opioid crisis noting that the proposed \$800,000 should be used to implement both long-term and short-term solutions to the safety

of all City parks. Councilmember Garcia stated that the short-term solution presented did not address the hiring and retention failures of the City and instead subcontracted non-qualified private security without a transparent procurement process. He expressed his concern of adding to a joint contract with ASU without setting expectations or priorities for the pilot program. Councilmember Garcia asked that the Council do a work study or have a full discussion on the concerns of park safety. He stated that he would not be voting in favor of the existing motions.

Councilwoman Stark reiterated the need for security in Phoenix parks. She stated that the Council needed a short-term solution and noted that security was a visual deterrent. She mentioned an experience that brought up safety concerns from one of her constituents who had activated the park through a little league team practice and had encountered illegal drug use in the park public bathroom. Councilwoman Stark described the pilot program as a stopgap measure emphasizing that it was not the last solution and worked well in the three parks that had existing private security. She added that the process of activating park rangers in the evening would take time stressing that during the interim there was a need for security in parks. Councilwoman Stark asked if there had been complaints or concerns with the private security.

Ms. Aguilar explained that the Parks and Recreation Department was actively collecting data and could not provide data related to complaints. She added examples of areas of improvement like less vandalism and drug paraphernalia being left in the parks with the private security.

Councilwoman Stark stated that security worked well with police noting that the City utilized contracted security all over the City adding that it had never been problematic. She contended that it was the function of the Police Department to address illegal activity reported and observed.

Councilman Waring added that private security would monitor people as well as a park's general atmosphere. Councilman Waring insisted that the pilot program was not a solution but was better than inaction noting that problematic individuals would be deterred by police response. He asked Parks and Recreation Director Cynthia Aguilar how much was spent on the parks program.

Ms. Aguilar answered that the Parks and Recreation Department budgeted over \$100 million to have parks for citizens.

Councilman Waring stated the pilot program strived to make the \$100 million investment more user-friendly. Councilman Waring described the impact libraries had on his childhood and mentioned his involvement with getting more security in Phoenix libraries emphasizing the immediate need for security in parks. He added that the pilot program provided an opportunity to move towards the goal to maximize park usage.

Councilwoman Ansari, affirmed that the members of the Council did not suggest inaction. She reiterated that Councilwoman Guardado's proposed motion suggested that the \$800,000 being allocated towards private security be allocated towards an expedited recruitment of park rangers and the creation of a third shift. Councilwoman Ansari asked for potential timelines on implementing what was proposed in Councilwoman Guardado's proposed motion.

Assistant City Manager Lori Bays responded that the proposed motion would require more time than what had been requested in the memo from the Council requesting immediate action. She added that the proposal could be implemented immediately between a 4 to 6 week time frame. Ms. Bays clarified that the proposal provided a shorter time frame than the hiring of park rangers regardless of an incentive and salary increase clarifying that it would take 4 to 6 months to implement. Ms. Bays detailed that a salary increase would require a study and the department would require more time to implement incentives and allow candidates to undergo the hiring processes. She added that the process to hire 10 park rangers was a multi-month process of on boarding. She added that the pilot program and the recruitment of additional park rangers did not have to be mutually exclusive as the proposal was intended to be a temporary stopgap measure to have an immediate approach to address safety issues in the parks adding that the class and comp study included park rangers and the Parks and Recreation Department already utilized incentives to expedite hiring and retention.

Councilwoman Ansari questioned the implausibility of a shorter time

frame and the inability of the City to produce results in a couple of months. She added her preference for waiting months for a long term solution and quality employees. Councilwoman Ansari questioned how it was fiscally responsible to privatize core City functions like park security and noted the importance of acknowledging that factors such as increased police patrol, ASU police, and the shutting down of bathrooms in the downtown area could also be contributing to the decline in incidents being reported.

Vice Mayor Pastor disagreed that the proposal was a stopgap solution to the privacy concerns in Phoenix parks. She mentioned a meeting with Assistant City Manager Lori Bays and Parks and Recreation Director Cynthia Aguilar where Vice Mayor Pastor asked why a third shift could not be created for existing park rangers to address the safety issues. Vice Mayor Pastor stated that she discovered an already existing third shift and spoke with employees and labor groups who expressed their willingness to work the third shift to help address the security crisis. Vice Mayor Pastor also noted that the private security company did not have sufficient employees which she mentioned could be a result of a Arizona Department of Public Safety (DPS) guard card backlog.

Ms. Bays responded that there was no question of willingness stating that the ranger program had dedicated staff. She added that the program did not have enough staff total to staff three shifts unless a downsize occurred or an increase of total staff in ranger program.

Vice Mayor Pastor suggested that the park rangers are asked how they are willing to contribute to mitigate the security crisis.

Mayor Gallego thanked Vice Mayor Pastor for her comments and expressed her support for the item. She noted the importance of supporting different strategies. Mayor Gallego mentioned a hiring event earlier in the week that she participated in with Councilwoman Ansari to support the effort to hire for the Parks and Recreation Department. Mayor Gallego added her consideration for voter opinion noting that Prop 300 which proposed private security for transit had overwhelming support detailing that it was a 78% approval and passed in every council district. Mayor Gallego expressed her excitement to continue to invest in park

rangers noting the growth of the program during her time as Mayor.

Councilwoman Guardado asked for the time required to onboard new security guards to fill positions in parks.

Parks and Recreation Department Director Cynthia Aguilar answered that the current provider required a minimum of 4 to 6 weeks to get guards in parks listed in the proposal.

Councilwoman Guardado asked Assistant City Manager Lori Bays when the \$3 wage increase would be implemented.

Ms. Bays stated that the increase would be in effect at the end of November and the process required 6 to 8 weeks in total.

Councilwoman Guardado emphasized that constituents are involved in park activation and choice in programs. She added the difference of needs for the various districts. Councilwoman Guardado mentioned the importance for creativity in solutions and agreed that an immediate solution that was requested was accomplished through the pilot program. Councilwoman Guardado emphasized her support for security in parks, and mentioned constituent disapproval of similar subcontracted security in the light rail stops. Councilwoman Guardado asked Assistant City Manager Lori Bays for the amount invested in the 27th Avenue and 19th Avenue light rail plans.

Lori Bays confirmed that the City spent approximately \$7 million on both plans.

Councilwoman Guardado expressed that the investment did not support that private security was the solution. She added that the limitation of authority that security guards had to only ask individuals to move along would begin to impact neighboring districts.

Councilman Waring mentioned his involvement in the Public Safety and Justice Subcommittee explaining the outsourcing of police activities like issuing parking citations for a more intense presence. He compared the police activity outsource to the pilot program acknowledging the

differences in the various districts. Councilman Waring stated that Constituents of District 2 would prefer the Councils current course of action. He added that there was no need for a study given that one was previously conducted for the use in the three downtown parks that currently had security. Councilman Waring commented that the light rail security issues were a product of the unsafe atmosphere that resulted from the inability to police the entirety of the light rail, adding that it was a City generated problem. Councilman Waring added that the pilot program would work in District 2 although may not be perfect in other areas. He commented that the issues faced by the various parks would potentially migrate from one park to another which may results in the need to hire more security if the pilot program is a success. Councilman Waring expressed his trust in the Parks and Recreation Director Cynthia Aguilar who was responsible for managing the parks and their safety.

Councilwoman O'Brien noted the difference between districts. She expressed her concern for the lack of communication of Cortes Park being withdrawn from the list of parks that would receive security. Councilwoman O'Brien emphasized that the City led with services adding that many individuals denied service.

Mayor Gallego stated that the Council took safety seriously and implemented a wide variety of things. She added that the City invested more in mental health and support addiction recovery, mentioning the partnership with Valley Metro. Mayor Gallego included the raise for private security noting that it was important to do address issues in various ways. She detailed the cities continuous innovation noting the important steps taken toward safety amongst pedestrians. Mayor Gallego emphasized that the City would continue to address new challenges.

Councilwoman Ansari clarified that Phoenix Police Department positions were not being outsourced. She added that she was also not consulted when the memo was presented. Councilwoman Anasari added that the Council would have benefited from a more robust discussion. She stated that she would be voting in opposition noting that the solution was not strong enough and only a temporary solution.

Vice Mayor Pastor asked Parks and Recreation Director Cynthia Aguilar if

adding a third shift of park rangers would have the same effect of private security.

Ms. Aguilar stated that there was no data to support an answer to Councilwoman Pastor's question. She added that the pilot program would dictate the effects of added security in parks.

Vice Mayor Pastor specified that eyes in the parks meant an increase in park safety. She restated her question asking Ms. Aguilar if having eyes in the parks that would be park rangers would decrease illegal or unwanted activities.

Aguilar confirmed that park rangers taking the place of private security could achieve similar results.

Vice Mayor Pastor contended that there would be better results since park rangers can issue citations. Vice Mayor asked staff the rate the security guards were currently being paid.

Ms. Aguilar answered that the current rate was \$23.90 an hour.

Vice Mayor Pastor mentioned that constituents were experiencing security concerns during the day adding that deterring behavior meant citing. She mentioned a call from a resident who reported a woman having a mental breakdown and running around nude in a park who was told by police that it was a low priority call. Vice Mayor questioned if security calling police would have made a difference of call priority. Vice Mayor Pastor added that she conducted research on urban parks in other cities. She stated that activation should be a a middle term goal to keep parks healthy and safe. Vice Mayor Pastor added information from the National Recreation of Parks Association who gave examples of park activation like yoga classes, Zumba, and after school activity bands noting a need to rebrand parks as spaces that are safe for communities. She also mentioned information from the Cities Park Alliance that showed successful active small parks increase property values by 5% noting Council responsibility to help constituents increase their property value and be able to keep everyone in the area safe. Vice Mayor Pastor emphasized that park rangers would keep parks safe. Vice Mayor Pastor

asked the City Manager, Parks and Recreation Department Director and Assistant City Manager to come up with more solutions adding that she would not be voting in favor of the item.

Mayor Gallego thanked staff for always looking for new solution and introduced a member of the public Anna Hernandez to speak.

Ms Hernandez, incoming state senator for Legislative District 24 in Maryvale and a constituent in District 4, expressed her opposition to the item. She suggested that funds be used to address the housing crisis and resources for those struggling with mental health and substance use to keep parks safe. She also mentioned her surprise for Councilman DiCiccio's opposition given his position on increasing police department salaries. She expressed her opposition to the item noting that she wanted safe parks but not by private security.

Luke Black, District 5 resident, stated that he frequented Washington Park after hours 3-4 times a week noting that individuals in the parks were sleeping describing it as average behavior that was being criminalized. He mentioned that the process of expanding park ranger program began in 2018. Mr. Black emphasized the importance of addressing mental health support and substance abuse support to keep parks and streets safe.

GinnieAnn, a teacher described that during her playground and bus duty being visible was an effective tool in influencing good behavior. She asked the Council to support option 1 or 3 of the proposal.

Rebecca Denis, a District 7 constituent mentioned that she had never seen security patrolling at the parks at night adding she had only seen security parked inside their patrol vehicles. She mentioned her concerns for spending money on a pilot program that had a potential to fail in place of re-allocating the investment to other resources like housing and immediate crisis response like a housing first initiative.

Christopher Martinez spoke in opposition. He mentioned that public comments did not have impact on Council decision making. Mr. Martinez added that the time of publication of agenda items did not allow for the

public to organize and mobilize. He added that adding another level of policing was an unfavorable solution and advocated for an increase in services mentioning the housing crisis in Phoenix.

Karen Olsen, a District 4 spoke in opposition of the item. She mentioned that un-housed individuals had rights to the shared public spaces if that is their only option instead of criminalizing individuals.

Jessica Spencer, student at ASU and U.S. Navy veteran, shared her disagreement for Council action on adding policing through private security.

Ana Juarez, president of AGK Restaurants d/b/a McDonald's Corp, mentioned issues of security in restaurants in Phoenix noting her use of private security. She added that the failure of private security has resulted in a plan to invest in off-duty police officers to secure the various locations experiencing security issues.

Morgan Sailer spoke in support of the item and mentioned several instances of park safety concerns. She asked the Council to consider the impact of lack of immediate action on park safety has on communities.

David Portugal spoke in opposition of the item, he recalled his work with youth in the foster care system. He asked for clarification on the research that supports adding private security and increasing policing and citations would remedy homelessness. He asked the Council to follow suite of the Housing First initiative in Houston Texas which housed 25,000 people.

Anne Ender, Operation Blue Ribbon president spoke in support of the item. She challenged that parks should be available for un-housed individuals mentioning that the increase in salary has not aided in police officer recruitment. Ms. Ender described the pilot program as a resource for Phoenix Police Department to address crime. She asked Council to vote in favor of additional security.

Chaz Salazar spoke in opposition of the item adding that community safety was achieved when individuals had the resources to thrive. He added that private security was an attack on the unsheltered community

pleading that the funds be allocated to root causes of the housing crisis. Mr. Salazar commented on the response of Council Members to the public.

Prior to his vote Councilman DiCiccio addressed Mr. Salazar's comment and re-emphasized the immediate need to safe parks.

Prior to her vote, Vice Mayor Pastor, thanked Ms. Olsen for her comments and emphasized the need for more permanent solutions.

A motion was made by Councilman DiCiccio, seconded by Councilman Waring, that this item be approved as amended with Option 3 and adding Cholla Park. The motion carried by the following vote:

Yes: 5 - Councilman DiCiccio, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring and Mayor Gallego

No: 4 - Councilwoman Ansari, Councilmember Garcia, Councilwoman Guardado and Vice Mayor Pastor

29 Artist Design and Construction Oversight Contract for the 27th Avenue Solid Waste Management Facility Public Art Project (Ordinance S-49140)

Request to authorize the City Manager, or his designee, to enter into a contract with artist Katherine Leigh Simpson (AZ), for an amount not to exceed \$115,000 to work with City staff and the project team to finalize design and oversee the installation of a public art project that will be installed in two locations; first at the Phoenix Convention Center temporarily and permanently at the 27th Avenue Solid Waste Management facility at 3060 S. 27th 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 create artworks from materials commonly found in the City's recycling stream to increase awareness about recycling and resource management by introducing new ways to use materials.

On May 2, 2022, local artist Katherine Leigh Simpson commissioned from a pool of 64 artists who had responded to a City-issued Request for

Qualifications. The artist was selected based on her experience working with recycled materials and her potential to create impactful work to raise awareness of single use plastics during a high traffic time in the Phoenix Convention Center in February of 2023.

Under this contract, the artist will finalize the design and fabricate and install the artwork for a temporary period of time at the Phoenix Convention Center. The artist will also develop an adapted installation plan to relocate the artwork to its permanent installation location at the 27th Avenue Solid Waste Management Facility.

Financial Impact

The 27th Avenue Solid Waste Management Facility 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 \$222,568 for this project. The proposed \$115,000 design and construction contract will cover all costs for the artist working with the Office of Arts and Culture and the 27th Avenue Solid Waste Management Facility staff to finalize the design, fabricate and install the artwork temporarily at the Phoenix Convention Center and permanently at the 27th Avenue Solid Waste Management Facility. The percent-for-art funds for this project come from Public Works Department Solid Waste Capital Improvement Program.

Concurrence/Previous Council Action

The Phoenix Arts and Culture Commission reviewed and unanimously recommended approval of this item at its Oct. 11, 2022, meeting.

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

Yes: 7 - Councilwoman Ansari, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Vice Mayor Pastor and Mayor Gallego

No: 2 - Councilman DiCiccio and Councilman Waring

30 Membership in Hydrogen Projects Consortium

Request to authorize the City Manager, or his designee, to join as a Tier 2 ("no cost") member of a regional Hydrogen Hub consortium led by the

Center for an Arizona Carbon-Neutral Economy and participate in the consortium as an advisory committee member. The consortium consists of a number of Tier 1 members, those members making financial contributions, however, the City's Tier 2 membership would be at no cost to the City.

Summary

Arizona State University ("ASU") launched the Center for an Arizona Carbon-Neutral Economy (the "Center") to provide strategic guidance, thought leadership, research and initial project management to help Arizona and the Southwest region develop the needed infrastructure, systems and networks to move the state toward a carbon-neutral economy by mid-century. One of its initial programs is formation of a "Hydrogen Projects" consortium of regional partners including ASU, Salt River Project ("SRP"), Arizona Public Service ("APS"), Tucson Electric Power ("TEP"), University of Arizona ("UArizona"), Northern Arizona University ("NAU") and Southwest Gas Corporation ("SWG") seeking to leverage federal and state investments to incubate development of low-carbon hydrogen projects in the region. The founding partners provided the initial funding for the Center of \$650,000 and have committed to provide ongoing funding as projects develop.

The City of Phoenix was invited to join the consortium as a Tier 2 no cost member of the Center and participate on the advisory committee to provide input on the hydrogen projects' goals, objectives, and other activities related to hydrogen projects.

Staff recommend participation in the advisory committee to help attract federal investments to the region, represent the needs of the City in projects incubated at the Center and to help spur a local hydrogen economy that could fuel transportation, generate low-carbon electricity and reduce carbon emissions in the regional overall.

Contract Term

Participation in the advisory committee will be ongoing, however, the City is free to resign from the committee in the future if its value to the City diminishes.

Discussion

Councilwoman O'Brien expressed her excitement for the item mentioning that her office had been researching alternative clean energy power source. She mentioned that Cummins had developed a 100% hydrogen fuel cell engine for heavy duty vehicles like trash trucks and fire engines. Councilwoman O'Brien hoped that City staff start researching the capabilities of the new engine and what it could mean for City vehicle fleets. She added that discussions with ASU and other private sector interests her district office learned it was possible for the City to generate a carbon neutral green hydrogen fuel.

Mayor Gallego expressed her excitement in supporting the item. She mentioned the City's initiative to diversify decarbonization resources mentioning the City's culture of innovation. Mayor Gallego mentioned the partnership with utilities, universities, and business partners like Nikola based in South Mountain. She noted that the City was already developing hydrogen products and had an opportunity to drive sustainability and create good paying jobs for residents. Mayor Gallego confirmed that the vote was for regional Consortium that would allow the City to compete for federal dollars.

Councilman DiCiccio thanked the Mayor and staff who worked on the item. He mentioned the future of hydrogen and expressed his excitement for the item.

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

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Pastor and Mayor Gallego

No: 0

55 Public Hearing and Ordinance Adoption - General Plan Amendment GPA-DSTV-2-22-2 - Approximately 3,300 Feet West of the Southwest Corner of Tatum Boulevard and the Loop 101 Freeway (Ordinance G-7051)

Request to hold a public hearing on a General Plan Amendment for the

following item and to consider the Planning Commission's recommendation and the related ordinance if approved. Request to amend the Desert Ridge Specific Plan.

Summary

Application: GPA-DSTV-2-22-2

Proposal: Amendment to the Desert Ridge Specific Plan to modify standards for Superblock 9, Development Parcel 9.CP.2 regarding uses permitted, accessory uses, maximum building height and floor area ratio.

Acreage: 108.34 acres

Owners: Arizona State Land Department

Applicant: City of Phoenix, Planning Commission

Representative: City of Phoenix, Planning and Development Department

Staff Recommendation: Approval, as shown in the recommended text in Exhibit A.

VPC Info Only: The Desert View Village Planning Committee heard this case on Aug. 2, 2022, for information only .

VPC Action: The Desert View Village Planning Committee heard this case on Sept. 13, 2022, and recommended approval, per the staff recommendation, by a vote of 9-0.

PC Action: The Planning Commission heard this case on Oct. 6, 2022 and recommended approval, per the Desert View Village Planning Committee recommendation, by a vote of 9-0.

Location

Approximately 3,300 feet west of the southwest corner of Tatum Boulevard and the Loop 101 Freeway.

Council District: 2

Parcel Addresses: N/A

Discussion

Mayor Gallego confirmed that no staff report was necessary for the item and declared the public hearing Open.

Mayor Gallego declared the public hearing Closed.

The hearing was held. A motion was made by Councilman Waring,

seconded by Vice Mayor Pastor, that this item be approved per the Planning Commission recommendation, with adoption of the related ordinance. The motion carried by the following vote:

Yes: 9 - Councilwoman Ansari, Councilman DiCiccio, Councilmember Garcia, Councilwoman Guardado, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Pastor and Mayor Gallego

No: 0

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

000 CITIZEN COMMENTS

Mayor Gallego Thanked City Attorney Chris Meyer for his service and announced his retirement.

In Spanish, Maria Barbosa spoke on her concerns on receiving a contract on the 10th of October for a four year term and then receiving a letter of eviction that requires she vacate the premises by May 1st. and described similar situations experienced by neighbors.

David Borg, spoke on behalf of the individuals from the Periwinkle Mobile Home Park. He mentioned his membership of the Unite Here Local 11. He spoke on displacement caused by acquisition of properties. He asked the Council to support the individuals being displaced by Grand Canyon University's purchase of the mobile home parks.

In Spanish, Martha Gutierrez from Las Casitas Mobile Home Park spoke on the displacement of residents and asked the Council to acknowledge the crisis and provide support.

Mayor Gallego addressed the audience and stated that the Council was not able to respond to comments and asked the City Attorney Cris Meyer to clarify if the Council could ask the staff to take action.

Mr. Meyer clarified that Council could direct the City Manager or members of the staff to respond but the Council could not respond.

Vice Mayor Pastor asked the city Manager to provide the residents speaking on

the displacement to be provided updates about Council process and initiatives. As well as build a team of multiple departments to assess the situation and respond.

Dr. Silvia Herrera spoke on the displacement of the Casitas, Weldon Court, and Periwinkle Mobile Home Parks. She asked the Council to help the individuals facing displacement.

Cindy Homes spoke on the homeless crisis and mentioned Glendale's panhandling policies. She noted that security guards that would be hired to protect park's would be Phoenix citizens as well.

Christina Tyler, an instructor for Red Cross, spoke on her concerns of Emergency Medical Transportation detailing her experience with paramedic response not wearing personal protective equipment and not adhering to House Bill 2431. She asked that Council provide educational resources for educating public of their rights under House Bill 2431.

Mayor Gallego thanked Ms. Tyler and stated that the Council would direct staff to follow-up with her.

Estrella Gutierrez detailed the struggles being faced by the individuals being displaced in the mobile home parks. She asked that the Council address the safety concerns of the individuals in the mobile home parks.

Salvador Reza spoke on the displacement of the individuals living in the mobile home parks. He spoke on contracts that were not respected and asked the Council to help address the displacement or provide resources for individuals to find housing.

Alondra Ruiz from Periwinkle Mobile Home Park spoke on displacement of residents. She asked the Council to prioritize the residents and provide resources to help the families.

Chad Kroeger spoke on student debt.

JT Parr spoke in support of Chad Kroeger. He repeated Chad Kroeger's statement on student debt in Spanish.

ADJOURN

There being no further business to come before the Council, November 2, 2022 declared the meeting adjourned at 5:16 p.m..


MAYOR

ATTEST:


CITY CLERK

SLR

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the formal session of the City Council of the City of Phoenix held on the 2nd day of November, 2022. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 26th day of August, 2024.


CITY CLERK

