

City Council Formal Meeting

Wednesday, March 3, 2021

2:30 PM

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

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

CALL TO ORDER AND ROLL CALL

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

BOARDS AND COMMISSIONS

1 Mayor and Council Appointments to Boards and Commissions

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

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

No: 0

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

A motion was made by Vice Mayor Williams, seconded by Councilwoman Stark, that Items 3-14 be recommended for approval; noting Item 2 has been withdrawn; and Item 15 is requested to be continued to the March 17, 2021 City Council Formal Meeting. The motion carried by the following voice vote:

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

No: 0

- 2** ***REQUEST TO WITHDRAW (SEE ATTACHED MEMO)*** (CONTINUED
FROM FEB. 17, 2021) Liquor License - Special Event - M.U.S.I.C.
Foundation of Arizona, Inc.

This item was withdrawn.

- 3** Liquor License - Bevmol

This item was recommended for approval.

- 4** Liquor License - Ponderosa Carniceria 2

This item was recommended for approval.

- 5** Liquor License - Heart & Soul Cafe

This item was recommended for approval.

- 6** Liquor License - Bob's Market

This item was recommended for approval.

- 7** Liquor License - Pointe Hilton Tapatio Cliffs

This item was recommended for approval.

- 8** Liquor License - NAJ & Eddies Tobacco

This item was recommended for approval.

- 9** Liquor License - Far Away Wine and Provisions

This item was recommended for approval.

- 10** Liquor License - Pizza to the Rescue

This item was recommended for approval.

- 11** Liquor License - 3 Sheilas Wine & Spirits

This item was recommended for approval.

- 12** Liquor License - Scout Distribution AZ LLC

This item was recommended for approval.

- 13** Liquor License - Mariscos y Raspados Tepehuaje

This item was recommended for approval.

- 14** Liquor License - R & F Liquors

This item was recommended for approval.

- 15** (CONTINUED FROM FEB. 17, 2021) Liquor License - El Pueblo Restaurant

This item was continued to the March 17, 2021 City Council Formal Meeting.

ORDINANCES, RESOLUTIONS, AND NEW BUSINESS

A motion was made by Vice Mayor Williams, seconded by Councilwoman Stark, that Items 16-67 be approved or adopted, except Items 27, 29, 36-39, 44 and 64-66; noting Item 65 is as revised; and Item 67 is requested to be continued to the March 17, 2021 City Council Formal Meeting. The motion carried by the following vote:

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

No: 0

- 16** Foster & Freeman USA, Inc.

This item was adopted.

- 17** Settlement of Claim(s) Tan v. City of Phoenix

This item was adopted.

- 18** Trujillo Consulting, LLC

This item was adopted.

- 19** Salt River Valley Water Users' Association

This item was adopted.

- 20** Dedication of a Public Utility and Sidewalk Easement Over a Portion of City-owned Land Along Olney and 59th Avenues (Ordinance S-47334)

This item was adopted.

- 21** Acquisition of Real Property for Intersection Improvements at 3rd and Glendale Avenues (Ordinance S-47338)

This item was adopted.

- 22** Grant of Public Utility Easement on City-owned Property to Replace Underground Cable at Nevitt Park (Ordinance S-47348)

This item was adopted.

- 23** Revise Legal Description for Public Utility Easement at Cesar Chavez Park (Ordinance S-47344)

This item was adopted.

- 24** Auditing and Consulting Services - MCC 180241 (Ordinance S-47336)

This item was adopted.

- 25** Parts, Installation, and Service for Direct Current Battery Plant - IFB 19-020A - Requirements Contract (Ordinance S-47339)

This item was adopted.

- 26** Indoor/Outdoor Sport Court Resurfacing and Repair Services - Requirements Contract - IFB 21-027 (Ordinance S-47347)

This item was adopted.

- 28** Plumbing Services, Including Rooter and Drain Cleaning - Requirements Contract - IFB 18-123A (Ordinance S-47345)

This item was adopted.

- 30** Amend Federal HOME Program Contract between City of Phoenix and Phoenix Broadway Associates Limited Partnership (Ordinance S-47355)

This item was adopted.

- 31** Request to Approve Amendment to IGA with Arizona State University for Civic Space Use (Ordinance S-47349)

This item was adopted.

- 32** Request to Approve Amendment to IGA with Arizona State University West Park Usage (Ordinance S-47353)

This item was adopted.

- 33** Authorization to Enter into Agreement with Maricopa Association of Governments for 9-1-1 System Planning (Ordinance S-47358)

This item was adopted.

- 34** Federal Fiscal Year 2020 Assistance to Firefighters Grant Program Funds (Ordinance S-47362)

This item was adopted.

- 35** (CONTINUED FROM FEB. 17, 2021) Wastewater Collection System

Emergency Repair and Replacement - Job Order Contracting Services - 4108JOC196 (Ordinance S-47299)

This item was adopted.

- 40 Purchase of Nex-Terra Bins (Ordinance S-47335)

This item was adopted.

- 41 Sheet Metal Fabrication and Welding Services (Ordinance S-47343)

This item was adopted.

- 42 Inform.Net Veeder Root Fuel Monitoring Software Upgrade (Ordinance S-47346)

This item was adopted.

- 43 Rubberized Crack Sealant - Requirements Contract IFB 21-037 (Ordinance S-47332)

This item was adopted.

- 45 Traffic Control Officer Services - Requirements Contract IFB 21-020 (Ordinance S-47354)

This item was adopted.

- 46 Grand Canal Phase III - Engineering Services - ST87600131 (Ordinance S-47337)

This item was adopted.

- 47 Salt River Project Construction License for City Project on Oak Street: 3rd Street to Grand Canal Bike and Pedestrian Improvements (Ordinance S-47350)

This item was adopted.

- 48 Salt River Project Construction License for Water Main Replacement on Indian School Road to Campbell Avenue, 32nd to 36th Streets (Ordinance S-47351)

This item was adopted.

- 49 Backflow Prevention Assemblies, Supply and Service - IFB 16-044A (Ordinance S-47356)

This item was adopted.

- 50 Backflow Annual Testing and Inspection - IFB 16-124A (Ordinance S-47357)

This item was adopted.

- 51** Supply of Water and Wastewater Treatment Materials (Ordinance S-47340)

This item was adopted.

- 52** Maintenance Services for Water Services Department Zeta Potential Analyzers - Amendment 2 (Ordinance S-47341)

This item was adopted.

- 53** Final Plat - Villa Fifty 2 - PLAT 200605 - North of Taylor and East of 52nd Streets

This item was approved.

- 54** Final Plat - Faith Christian Center - PLAT 200590 - North of McDowell Road and West of 26th Place

This item was approved.

- 55** Abandonment of Right-of-Way - ABND 200548 - 14251 N. 7th St. (Resolution 21898)

This item was adopted.

- 56** Abandonment of Right-of-Way - ABND 200514 - Southeast Corner of Bethany Home Road and West of 107th Avenue (Resolution 21900)

This item was adopted.

- 57** Abandonment of Right-of-Way - ABND 200521 - North of Taylor and East of 52nd Streets (Resolution 21899)

This item was adopted.

- 58** Amend City Code - Ordinance Adoption - Rezoning Application Z-52-20-4 - Northwest Corner of 7th and Oak Streets (Ordinance G-6812)

This item was adopted.

- 59** Amend City Code - Ordinance Adoption - Rezoning Application Z-64-19-4 - Approximately 238 Feet West of the Southwest Corner of 3rd Street and Thomas Road (Ordinance G-6813)

This item was adopted.

- 60** Amend City Code - Ordinance Adoption - Rezoning Application Z-54-20-6 - Southeast Corner of 44th Street and Devonshire Avenue (Ordinance G-6814)

This item was adopted.

- 61** Amend City Code - Ordinance Adoption - Rezoning Application Z-59-20-6 - Approximately 130 Feet West of the Southwest Corner of 16th Street and Bethany Home Road (Ordinance G-6815)

This item was adopted.

- 62** Amend City Code - Ordinance Adoption - Rezoning Application Z-9-20-6 (Willowick PUD) - Southwest Corner of 16th and Colter Streets (Ordinance G-6816)

This item was adopted.

- 63** Amend City Code - Ordinance Adoption - Rezoning Application Z-5-20-7 - Southwest Corner of 32nd Drive and Jackson Street (Ordinance G-6817)

This item was adopted.

- 67** Public Hearing and Ordinance Adoption - Amend City Code - Rezoning Application Z-56-20-4 - Southeast Corner of 3rd Avenue and Coolidge Street (Ordinance G-6818)

This item was continued to the March 17, 2021 City Council Formal Meeting.

- 27** Federal Legislative Representation and Consulting Services - EXC 20-095A (Ordinance S-47342)

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

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

No: 2 - Councilman DiCiccio and Councilman Waring

- 29** Audio/Visual Services for City Meetings - IFB 16-022 (Ordinance S-47352)

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

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

No: 0

- 36** Substitute Ground Lease with American Greyhound Racing (Ordinance S-47363)

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

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

No: 0

A motion was made by Councilwoman Pastor, seconded by Vice Mayor Williams, that Items 37-39 be adopted with direction staff be required to notify Council with an email notification a minimum of seven days prior to submitting a grant request. The motion carried by the following vote:

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

No: 0

- 37** Authorization to Apply for Federal Grant Funds for Aviation-Related Projects (Ordinance S-47359)

This item was adopted with additional direction to staff.

- 38** Authorization to Apply for Federal Non-Grant Funds for Aviation-Related Projects (Ordinance S-47360)

This item was adopted with additional direction to staff.

- 39** Authorization to Apply for State Grant Funds for Aviation-Related Projects (Ordinance S-47361)

This item was adopted with additional direction to staff.

- 44** Telecommunications Services and Interstate Telecommunications Services License with XO Communication Services, LLC (Ordinance S-47333)

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

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

No: 0

- 64** Public Hearing and Ordinance Adoption - Amend City Code - Rezoning Application Z-13-20-8 - Northwest Corner of State Route 143 and Washington Street (Ordinance G-6819)

The hearing was held. A motion was made by Councilmember Garcia, seconded by Councilwoman Pastor, that this item be approved per the Feb. 4, 2021 Planning Commission recommendation, with adoption of the related ordinance. The motion carried by the following vote:

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

No: 0

- 65** Public Hearing and Ordinance Adoption - Amend City Code - Text Amendment Application Z-TA-6-20-9 (Ordinance G-6820)

The hearing was held. A motion was made by Councilmember Garcia, seconded by Councilwoman Stark, that this item be approved as revised per the Feb. 4, 2021 Planning Commission recommendation, with adoption of the related ordinance. The motion carried by the following vote:

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

No: 0

- 66** Public Hearing and Ordinance Adoption - Amend City Code - Rezoning Application Z-53-20-1 - Northeast Corner of 31st Avenue and Pinnacle Vista Drive (Ordinance G-6821)

The hearing was held. A motion was made by Vice Mayor Williams, seconded by Councilwoman Stark, that this item be approved per the Feb. 4, 2021 Planning Commission recommendation with an addition of Stipulation 18 that reads, "The development shall be in general conformance with the site plan dated Dec. 15, 2020, with specific regard to no vehicular exits on 31st Avenue as approved by the Planning and Development Department.", with adoption of the related ordinance. The motion carried by the following vote:

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

No: 0

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

000 CITIZEN COMMENTS

ADJOURN