



City of Phoenix

Minutes

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

City Council Formal Meeting

Wednesday, April 20, 2022

2:30 PM

phoenix.gov

CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, April 20, 2022 at 2:32 p.m. in the Council Chambers.

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

Mayor Gallego, Councilman DiCiccio and Councilwoman Stark attended the meeting virtually. Councilman DiCiccio disconnected from the meeting following Item 50.

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

The City Clerk confirmed copies of the titles of Ordinances G-6980 through G-6981, S-48493 through S-48550, and Resolution 22013 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 documents 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 June 17, 2020

Summary

This item transmits the minutes of the Formal Meeting of June 17, 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.

A motion was made by Councilman Waring, seconded by Vice Mayor Pastor, that this item be approved. 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

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.

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

Alhambra Village Planning Committee

Reappoint Tracey Adams, for a second term to expire Nov. 19, 2022, as recommended by Mayor Gallego.

Deer Valley Village Planning Committee

Appoint Will Novak, filling a vacancy, for a term to expire Nov. 19, 2022, as recommended by Mayor Gallego.

Reappoint Keith Greenberg, for a second term to expire Nov. 19, 2023, as recommended by Councilwoman Stark.

Estrella Village Planning Committee

Appoint Melanie Burd, filling a vacancy, for a partial term to expire Nov. 19, 2022, as recommended by Mayor Gallego.

Reappoint Beth Cartwright, for a third term to expire Nov. 19, 2023, as recommended by Mayor Gallego.

Historic Preservation Commission/Heritage Commission

Appoint Keely Varvel Hartsell, replacing Bill Scheel, for a partial term to expire Jan. 25, 2023, as recommended by Mayor Gallego.

Maryvale Village Planning Committee

Appoint Warren Norgaard, filling a vacancy, for a term to expire Nov. 19, 2023, as recommended by Mayor Gallego.

North Gateway Village Planning Committee

Reappoint Shannon Simon, for a third term to expire Nov. 19, 2023, as recommended by Mayor Gallego.

North Mountain Village Planning Committee

Reappoint Michael Krentz, for a second term to expire Nov. 19, 2022, as recommended by Mayor Gallego.

Planning Commission

Appoint Shannon Simon, serving as the Village Planning Committee representative, for a term to expire April 15, 2024, as recommended by Mayor Gallego.

A motion was made by Vice Mayor Pastor, seconded by Councilwoman Stark, that this item be approved. 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

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.

One electronic comment was submitted for the record in support of Item 3.

A motion was made by Vice Mayor Pastor, seconded by Councilwoman O'Brien, that Items 3-12 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 - Bellair Golf Park

Request for a liquor license. Arizona State License Application 06070400.

Summary

Applicant

Ryan Beglin, Agent

License Type

Series 6 - Bar

Location

17233 N. 45th Ave.

Zoning Classification: PAD-9

Council District: 1

This request is for an ownership and location transfer of a liquor license for a golf course. This location was previously licensed for liquor sales and may currently operate with an interim permit.

The 60-day limit for processing this application is April 29, 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 owned and operated several businesses who's success has relied on a high level of attention to detail and formulating capable teams that are able to utilize processes, procedures and redundancy to recognize and handle situations as they arise."

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

"Bellair Golf Course has been an integral part of the greater Bellair community for 50 years. Serving liquor for all or most of those years, the course was able to be a center for community programs, meetings, socialization, and connection all while enjoying the recreation/sport of

golf.”

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Bellair Golf Park

Liquor License Map - Bellair Golf Park

This item was recommended for approval.

4 Liquor License - Gallery Bar Phoenix

Request for a liquor license. Arizona State License Application 188005.

Summary

Applicant

Jeffrey Miller, Agent

License Type

Series 10 - Beer and Wine Store

Location

5355 E. High St., Unit 121

Zoning Classification: C-2

Council District: 2

This request is for a new liquor license for a beer and wine store. This location was previously licensed for liquor sales and does not have an interim permit. This business is currently being remodeled with plans to open in May 2022. This location is currently licensed for liquor sales with a Series 12, Restaurant, liquor license.

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

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the

application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona

This 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.

Gallery Bar Phoenix (Series 12)
5355 E. High St., #121, Phoenix
Calls for police service: 26
Liquor license violations: None

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:

"We will train all of our employees in responsible liquor service."

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

"I would like to offer my patrons the choice of having an adult beverage while enjoying a bite to eat and great art."

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 - Gallery Bar Phoenix

Liquor License Map - Gallery Bar Phoenix

This item was recommended for approval.

5 Liquor License - Kasai Asian Grill

Request for a liquor license. Arizona State License Application 184663.

Summary

Applicant

Kevin Kramber, Agent

License Type

Series 12 - Restaurant

Location

14344 N. Scottsdale Road

Zoning Classification: C-2 PCD

Council District: 2

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and may currently operate with an interim permit.

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

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications and reliability of the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The

presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona

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

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:

"1. I have fully disclosed any legal items/ issues as required by law. 2. Agent is currently representing 200 + licenses statewide. 3. Filed 'Manager' has current and approved Title IX liquor training."

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 a full service Teppan / Asian restaurant and want to be able to offer alcohol beverages to our over 21 years old patrons in order to enhance their dining experience."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Kasai Asian Grill

Liquor License Map - Kasai Asian Grill

This item was recommended for approval.

6 Liquor License - King Salmon

Request for a liquor license. Arizona State License Application 181289.

Summary

Applicant

Jinseok Lee, Agent

License Type

Series 12 - Restaurant

Location

2825 N. Central Ave.

Zoning Classification: C-2

Council District: 4

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

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

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

Other Active Liquor License Interest in Arizona

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

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:

"I have been in the restaurant management run by family business with no issues and with great responsibility. I'm committed to the responsible sale of alcoholic beverages under Arizona liquor laws while operating business. Managers and staff have been, or will be trained in techniques of alcohol sales and service to assure proper sales to our customers."

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

"We would like to offer our customers a place to come have the best Japanese foods and an alcoholic beverage if they choose to have one. We would like to provide our customers a full service Japanese experience."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - King Salmon

Liquor License Map - King Salmon

This item was recommended for approval.

7 Liquor License - AM/PM Mini Market #1399

Request for a liquor license. Arizona State License Application 10073454.

SummaryApplicant

Sandra Aguilar, Agent

License Type

Series 10 - Beer and Wine Store

Location

5105 W. Camelback Road

Zoning Classification: C-1

Council District: 5

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

The 60-day limit for processing this application is May 9, 2022.

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

Other Active Liquor License Interest in Arizona

The ownership of this business has an interest in other active liquor license(s) in the State of Arizona. This information is listed below and includes liquor license violations on file with the AZ Department of Liquor Licenses and Control and, for locations within the boundaries of Phoenix, the number of aggregate calls for police service within the last 12 months for the address listed.

ARCO AM/PM (Series 10)

3501 W. Peoria Ave., Phoenix

Calls for police service: 46

Liquor license violations: None

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license

because:

"I am currently holding a liquor license at my Arco AmPm Gas Station at 3501 W. Peoria Ave. I am in consistent training with all my employees to implement regulations and abide by law for all alcoholic beverage sales, and have not had any issues since I've obtained it. I take full responsibility for all my actions and believe to make the best choices to maintain my business in the best Law abiding manner. My focus is to make sure all my employees understand the important of all laws as well."

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.

This item was recommended for approval.

8 Liquor License - Eddies Food Market

Request for a liquor license. Arizona State License Application 185200.

Summary

Applicant

Amin Kahla, Agent

License Type

Series 10 - Beer and Wine Store

Location

2446 W. Buckeye Road

Zoning Classification: C-3

Council District: 7

This request is for a new liquor license for a beer and wine store. This location was previously licensed for liquor sales and may currently operate with an interim permit.

The 60-day limit for processing this application is April 26, 2022.

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications and reliability of

the applicant and that the public convenience and the best interest of the community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona

This 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 hold a certificate for The Basic Liquor Law Training. This training provided me the opportunity of learning the importance and significance of obtaining a beer and wine license. I am assured to uphold the laws and regulations about beer and wine license. I have never been involved in any criminal activity, no record of getting in trouble with law and authorities."

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

"This store will provide a safe and secure place for the neighborhood to buy beer and wine. The location will be convenient for the people in neighborhood who may not have access to transportation. Adding the long time experience of the owner with running a store while upholding all

the laws and regulations, the store will be a safe, secure and convenience place for the customers to purchase quality liquor.”

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 - Eddies Food Market

Liquor License Map - Eddies Food Market

This item was recommended for approval.

9 Liquor License - Ojos Locos Sports Cantina

Request for a liquor license. Arizona State License Application 184902.

Summary

Applicant

Andrea Lewkowitz, Agent

License Type

Series 6 - Bar

Location

7609 W. Thomas Road

Zoning Classification: RSC

Council District: 7

This request is for a new liquor license for a bar. 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 in May 2022.

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

Pursuant to A.R.S. 4-203, a spirituous liquor license shall be issued only after satisfactory showing of the capability, qualifications and reliability of the applicant and that the public convenience and the best interest of the

community will be substantially served by the issuance. If an application is filed for the issuance of a license for a location, that on the date the application is filed has a valid license of the same series issued at that location, there shall be a rebuttable presumption that the public convenience and best interest of the community at that location was established at the time the location was previously licensed. The presumption shall not apply once the licensed location has not been in use for more than 180 days.

Other Active Liquor License Interest in Arizona

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.

Ojos Locos Sports Cantina (Series 6)

9040 N. Black Canyon Hwy., Phoenix

Calls for police service: 62

Liquor license violations: In January 2018, a fine of \$1,000 was paid for the licensee consuming on duty and for having expired liquor training. In November 2021, a fine of \$750 was paid for having an intoxicated patron on premises for 30 minutes.

Ojos Locos Sports Cantina (Series 6)

1656 S. Alma School Road, Mesa

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

Liquor license violations: None

Ojos Locos Sports Cantina (Series 6)

4745 S. Landing Way, Tucson

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 committed to upholding the highest standards for business and maintaining 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:

"Ojos Locos Sports Cantina will open its fourth location in Arizona. Applicant offers a variety of Mexican-inspired dishes in a casual neighborhood atmosphere and would like to offer alcoholic beverages to guests 21 and over."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Ojos Locos Sports Cantina

Liquor License Map - Ojos Locos Sports Cantina

This item was recommended for approval.

10 Liquor License - South Central Market

Request for a liquor license. Arizona State License Application 188170 and 188170S.

SummaryApplicant

Mushtaq Khalid, Agent

License Type

Series 10 & 10S - Beer and Wine Store with Sampling Privileges

Location

6004 S. Central Ave.

Zoning Classification: PSC

Council District: 7

This request is for a new liquor license for a beer and wine store with sampling privileges. This location is currently licensed for liquor sales with a Series 9 liquor license.

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

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

Other Active Liquor License Interest in Arizona

The ownership of this business has an interest in other active liquor license(s) in the State of Arizona. This information is listed below and includes liquor license violations on file with the AZ Department of Liquor Licenses and Control and, for locations within the boundaries of Phoenix, the number of aggregate calls for police service within the last 12 months for the address listed.

South Central Liquors Market (Series 9)

6004 S. Central Ave., Phoenix

Calls for police service: 6

Liquor license violations: None

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:

"I have been operating a liquor store for the past fifteen years without any incident. I am very responsible and have not received any ticket."

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

"Many local people of the community are happy and satisfied by the my services provided through the liquor store."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - South Central Market

Liquor License Map - South Central Market

This item was recommended for approval.

11 Liquor License - Throne Brewery & Pizza Kitchen

Request for a liquor license. Arizona State License Application 186460.

Summary

Applicant

Christopher Morris, Agent

License Type

Series 12 - Restaurant

Location

1326 N. Central Ave., Ste. 100

Zoning Classification: DTC Downtown Gateway
Council District: 7

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and may currently operate with an interim permit.

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

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

Other Active Liquor License Interest in Arizona

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

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:

"I meet all the requirements require to hold a Liquor license in Phoenix, Maricopa County, AZ I have earned my Title 4 certification and have an

understanding of the laws and operations required for this license. I have owned my own multiple companies in Arizona for more than a decade and am in good standing. I will personally over see the managing and daily operations of this location.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: “We intend to offer a safe, responsible dining and drinking experience for our clients. We will support our fellow AZ businesses utilizing many AZ grown ingredients and AZ made beer and wine to help the local economy. We will pay our employees fairly and treat them and our neighbors respectfully. We hope to be an asset to our community for many years to come.”

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Throne Brewery & Pizza Kitchen

Liquor License Map - Throne Brewery & Pizza Kitchen

This item was recommended for approval.

12 Liquor License - Hilton Garden Inn

Request for a liquor license. Arizona State License Application 11073135.

Summary

Applicant

David Lee, Agent

License Type

Series 11 - Hotel/Motel

Location

3422 E. Elwood St.

Zoning Classification: A-1 and A-2

Council District: 8

This request is for an acquisition of control of an existing liquor license for a hotel. This location is currently licensed for liquor sales.

The 60-day limit for processing this application is May 5, 2022.

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

Other Active Liquor License Interest in Arizona

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

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:

"We currently have an existing liquor license (license #11073135) and have been operating the restaurant since 2006 with that liquor license."

Staff Recommendation

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

This item was recommended for approval.

ORDINANCES, RESOLUTIONS, AND NEW BUSINESS

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

Electronic comments were submitted for the record in support of the following

items:

- Items 36, 38, 39, 40, 41, 42, 44, 45 - 1 submission each
- Item 43 - 2 submissions

A motion was made by Vice Mayor Pastor, seconded by Councilwoman O'Brien, that Items 13-87 be approved or adopted, except Items 25-26, 34-35, 48, 50-53, 62 and 64, and noting that Item 50 is as corrected. 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

Items 13-23, Ordinance S-48493 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.

13 Priority Towing, LLC

For \$45,000.00 in additional payment authority for Contract 148857 for towing and minor auto assistance for the Aviation Department. The contract provides towing and auto assistance at Phoenix Sky Harbor International Airport for requested vehicle tows and provide customer service amenities. The services are needed to safely tow vehicles to keep customers and employees safe throughout the airport. Additional funds are being requested due to the rising costs of labor, gasoline, vehicle maintenance, and other supplier costs.

This item was adopted.

14 TRAX Analytics, LLC

For \$95,000.00 in payment authority to establish an eight-month contract for Smart Technology service for the Aviation Department. The software will be used to install the Smart Restroom Technology Pilot Program at

Phoenix Sky Harbor International Airport. The technology will improve the management of custodial staff's time, ensure timely cleaning, supply replenishment notifications, and provide exceptional customer service to the traveling public and stakeholders.

This item was adopted.

15 Mirage Glass & Mirror, Inc.

For \$18,692.00 in payment authority to purchase anti-graffiti window film for the Library Department. The LCL-600 anti-graffiti window film is being bought for the entire Agave Library building, covering a total of 1,888 square feet. The funds will support the Phoenix Strategic Plan under the study area of Neighborhoods and Livability by providing an accessible and quality library system to Phoenix residents with the design and maintenance of signature facilities that are accessible to all residents.

This item was adopted.

16 Touchdown Sportswear & Promotions, LLC

For \$20,823.00 in payment authority to purchase Promotional Materials to support family engagement in the 2022 Summer Reading Game for the City of Phoenix Library Department. The promotional materials include 5,000 Eco-Carry Standard Market Navy Bags and 2,000 Car Sunshades. The Library Department requests the promotional imprinted items to support family engagement in the 2022 Summer Reading Game, which will keep students reading over the summer to build reading fluency and avoiding summer learning loss.

This item was adopted.

17 United Phoenix Firefighters Association

For \$300,000.00 in annual payment authority for the employee wellness and assistance program for Fiscal Year 2022-23 for the Phoenix Fire Department. The program provides employee assistance professional services to firefighter employees and their family members and is part of the 2021-23 Memorandum of Understanding.

This item was adopted.

18 Public Safety Personnel Retirement System

For \$85,400.00 in annual payment authority to purchase the Fiscal Year 2022-23 employer cost of the Firefighter and Peace Officer Cancer

Insurance Policy Program for the Phoenix Fire Department.

This item was adopted.

19 Bureau of Reclamation

For \$55,000.00 in payment authority for the annual administrative fee for the Parks and Recreation Department for the Bureau of Reclamation's administrative costs associated with the agreement for the land use of the 1,200-acre Reach 11 Recreation Area.

This item was adopted.

20 Force Science Institute, Ltd.

For \$23,500.00 in payment authority to purchase a realistic de-escalation two-day course for the Police Department. The training topics will include human behavior in high pressure encounters and de-escalation techniques for law enforcement personnel at all levels. The Phoenix Police Department's Firearms Training Detail is responsible for the effective training of thousands of officers and recruits annually. The instructors must continually educate themselves on current techniques and teaching methods. Funding is available in the Police Department's budget.

This item was adopted.

21 Maricopa County Air Quality Department

For \$40,000.00 in payment authority for Fiscal Year 2022-23 for annual operating air permits for the Water Services Department. The air permits are required for any source or facility that releases contaminants into the air such as dust particles, smoke, carbon monoxide, or volatile organic compounds.

This item was adopted.

22 Maricopa County Environmental Services Department

For \$55,000.00 in payment authority for Fiscal Year 2022-23 for Phoenix Municipal Water System annual operating permits and for non-hazardous liquid waste hauler permits for the Water Services Department. The permits are required by the Maricopa County Environmental Services Department.

This item was adopted.

23 State of Arizona Power Authority

For \$200,000.00 in annual payment authority for the monthly billings under Contract 143595 for the Power Consumption Agreement with the Arizona Power Authority for the Water Services Department. The contract allows the City to receive a 50-year supply of renewable energy through separate credit agreements with Salt River Project and Arizona Public Service. The contract also allows the City to receive energy at reduced costs.

This item was adopted.

24 Proposed 19th Avenue and Parsons Road Annexation (Ordinance S-48549)

Request City Council authorization to extend and increase the corporate limits of the City of Phoenix, Arizona, by annexing an area not within the present limits of the City of Phoenix, designated as the 19th Avenue and Parsons Road Annexation. Further request to authorize current Maricopa County zoning to continue in effect until municipal zoning is applied to the annexed territory.

Summary

The annexation was requested by Paul E. Gilbert with Beus Gilbert McGroder P.L.L.C., for the purpose of receiving City of Phoenix services. The proposed annexation conforms to current City policies and complies with Arizona Revised Statutes section 9-471 regarding annexation. The City Clerk Department has received signed petitions representing 100 percent of the assessed value and 100 percent of the owners, excluding utilities, within the proposed annexation area.

Public Outreach

A public hearing was conducted on June 16, 2021, to allow the City Council to gather community comment regarding the annexation proposal. Notification of the public hearing was published in the Arizona Business Gazette newspaper, and posted in at least three conspicuous places in the territory proposed to be annexed. Also, notice by first-class mail was sent to each property owner in the area proposed to be annexed.

Location

The proposed annexation area includes Maricopa County Assessor

parcels 210-10-020C, 210-10-020D, 210-10-031A, 210-10-027A and 210-10-010, located at 19th Avenue and Parsons Road (**Attachment A**). The annexation area is approximately 15.73 acres (0.0239 sq. mi.) and the population estimate is zero individuals. Additionally, on Feb. 9, 2022, Maricopa County approved the re-zoning of these parcels.

Council District: 1

This item was adopted.

27 Facilities Maintenance and Repair and Operations Industrial Supplies - Requirements Contract - COOP 20-056A (Ordinance S-48496)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 151476 with Grainger and Contract 151478 with Fastenal Co. for the purchase of facilities maintenance and repair and operations industrial supplies for citywide use. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$10,433,410.

Summary

The multi-vendor State contract allows the City to purchase maintenance, repair, and operational (MRO) supplies which support the needs of City employees, facilities, and warehouses, as well as the general public. MRO supplies include, but are not limited to: electrical supplies, motors, lighting, hand and power tools, safety equipment, pumps, material handling equipment, pneumatic equipment, machining/cutting tools, HVAC equipment and supplies, test instruments, and a wide variety of goods required for the City to remain operational on a daily basis. The primary departments utilizing the contracts are: Aviation, Fire, Parks and Recreation, Police, Phoenix Convention Center, Public Works, Street Transportation, and Water Services. Approximately 52 percent of the contract spend is used by enterprise funds. The additional funds are being requested due to increases in the market value prices of facilities maintenance, repair and operation industrial supplies.

Contract Term

The contract term is Jan. 1, 2020 through Dec. 31, 2024.

Financial Impact

Upon approval of \$10,433,410 in additional funds, the revised aggregate value of the contract will not exceed \$25,433,410. Funds are available in various departments' budgets.

Concurrence/Previous Council Action

This contract was originally approved by City Council on Dec. 18, 2019.

This item was adopted.

28 Ratification of a Recorded Fire Lane Easement Agreement and Amendment and Authorization to Amend the Easement for a Redevelopment Project at 16th Street and Camelback Road (Ordinance S-48500)

Request the City Council to ratify a recorded Fire Lane Easement Agreement, Maricopa County recording (MCR) 2001-0777577 recorded on Aug. 23, 2001, amended and restated by MCR 2003-1246058 recorded on Sept. 5, 2003 (collectively, the "Easement"). Further request to authorize the City Manager, or his designee, to amend this Easement as needed for the redevelopment of the property.

Summary

An Easement was conveyed to and for the benefit of the City by MCR 2001-0777577 recorded on Aug. 23, 2001, amended, and restated by MCR 2003-1246058 recorded on Sept. 5, 2003. This Easement provides for a fire lane route over and across the larger shopping center located at the northeast corner of 16th Street and Camelback Road, which also includes fire lane access over the former Bluewater Grill restaurant's parking lot.

As part of the redevelopment of the property, the existing fire lane easement will be relocated westward within a new driveway that runs across the property to provide access to both Medlock Drive and Camelback Road. The Easement will be amended to reflect the new legal description of the relocated fire lane and will be recorded via a separate recording instrument. All other terms and conditions of the Easement will remain the same.

Location

16th Street and Camelback Road.

Council District: 6

This item was adopted.

29 Acceptance and Dedication of an Easement for Sidewalk Purposes at 32nd Street and Liberty Lane (Ordinance S-48509)

Request the City Council to accept and dedicate to public use a sidewalk easement from Tempe Union High School District Number 213 of Maricopa County, a political subdivision of the State of Arizona; further ordering the ordinance recorded.

Summary

The permanent sidewalk easement was donated by the Tempe Union School District for traffic signal modernization, sidewalk, and public utilities. The 145 square foot sidewalk easement is located at the northwest corner of 32nd Street and Liberty Lane within Maricopa County Assessor's parcel number 301-70-008D and is more fully described in the legal description to be recorded with the ordinance.

Location

32nd Street and Liberty Lane

Council District: 6

This item was adopted.

30 Acceptance and Dedication of Deeds and Easements for Roadway, Public Utility and Sidewalk Purposes (Ordinance S-48511)

Request for the City Council to accept and dedicate deeds and easements for roadway, public utility, and sidewalk purposes; further ordering the ordinance recorded.

Summary

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

Deed (a)

Applicant: Weksler-Casselman Investments; Six Sides, LLC; Adam and Ronda Gilburne Family Trust U/T/A, its successor and assigns

Purpose: Roadway

Location: 24600 N. 19th Ave.

File: FN 220006

Council District: 1

Easement (b)

Applicant: DP Land Holdings, IV, LLC, its successor and assigns

Purpose: Public Utility

Location: 3110 E. Bell Road

File: FN 210098

Council District: 2

Easement (c)

Applicant: Brandon J. Nunns and Darrin Travis Nunns, its successor and assigns

Purpose: Sidewalk

Location: 3275 E. Paradise Lane

File: FN 210117

Council District: 2

Easement (d)

Applicant: DP Land Holdings Inc., its successor and assigns

Purpose: Sidewalk

Location: 3148 and 3152 E. Bell Road

File: FN 210106

Council District: 2

Deed (e)

Applicant: Contemp Homes LLC, its successor and assigns

Purpose: Roadway

Location: 1306 E. Purdue Ave.

File: FN 220012

Council District: 3

Easement (f)

Applicant: BOZ McKinley Owner, LLC, its successor and assigns

Purpose: Sidewalk

Location: 810 and 816 N. 1st Ave.

File: FN 220013

Council District: 7

This item was adopted.

31 Acceptance of Easements for Drainage Purposes (Ordinance S-48512)

Request for the City Council to accept easements for drainage purposes; further ordering the ordinance recorded.

Summary

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

Easement (a)

Applicant: AZ Deer Valley Industrial LP, its successor and assigns

Purpose: Drainage

Location: 200 E. Pinnacle Peak Road

File: FN 220009

Council District: 1

Easement (b)

Applicant: 88 Ventures-UH, LLC, its successor and assigns

Purpose: Drainage

Location: 888 E. Union Hills Drive

File: FN 210076

Council District: 2

Easement (c)

Applicant: Contemp Homes LLC, its successor and assigns

Purpose: Drainage

Location: 1306 E. Purdue Ave.

File: FN 220012

Council District: 3

This item was adopted.

32 Non-Medicare Retiree Medical Health Plans - RFP HR 21-014 (Ordinance S-48505)

Request to authorize the City Manager, or his designee, to enter into a contract with United HealthCare Services, Inc., to provide medical administration, medical networks, and medical management services for the City's non-Medicare retiree medical health plans in an amount not to

exceed \$10,000,000 for a five-year period. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

Currently, the City has a contract which offers four self-funded non-Medicare retiree plans with approximately 1,177 covered members. The current contract is set to expire Dec. 31, 2022. Retirees are responsible to pay their healthcare premium. The Administrative services are paid by the City's Health Care Benefits Trust Fund and are paid on a per retiree basis.

Procurement Information

RFP HR 21-014 was conducted in accordance with Administrative Regulation 3.10. The Human Resources Department received four proposals. The Notice of Solicitation was emailed to 584 vendors registered in ProcurePHX and known vendors in the medical healthcare industry.

The offers were scored using the following criteria: Qualifications, Experience and References (250 points), Method of Approach (450 points) and pricing (300 points). Evaluation occurred by a five-person panel. The evaluation panel determined that three offers were within the competitive range. Finalist presentations and a Best and Final Offer (BAFO) were conducted with all offerors in the competitive range. After reviewing the BAFO response, it was the consensus of the evaluation committee to recommend awarding the contract to United HealthCare Services, Inc. The BAFO resulted in a reduction in price of approximately \$565,000.

The consensus scores are as follows:

United HealthCare Services, Inc.	853 points
Banner Health and Aetna Health Plan	813 points
Blue Cross Blue Shield of Arizona, Inc.	799 points
Cigna Health and Life Insurance	726 points

The Human Resources Director recommends the offer from United HealthCare Services, Inc., be accepted as the highest scored, responsive and responsible offer most advantageous to the City.

Contract Term

The five-year contract term shall begin on or about Jan. 1, 2023.

Financial Impact

The aggregate five-year contract value for these services shall not exceed \$10,000,000. Retirees pay their healthcare premium via automatic deduction from monthly pension checks. Administrative services provided by United HealthCare Services, Inc., will be paid on a per retiree basis. These costs are paid by the City's Health Care Benefits Trust Fund. No General Funds are needed.

This item was adopted.

33 Authorization to Apply for Local Judicial Collection Enhancement Fund Grant Funding to Upgrade Court Security Control Room (Ordinance S-48522)

Request to authorize the Phoenix Municipal Court to apply for grant funding from the Arizona Supreme Court-administered Judicial Collection Enhancement Fund to upgrade the Court's security control room. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item. The grant funding amount will not exceed \$600,000.

Summary

The security control room is a central monitoring system that actively records and views over 200 Closed-Circuit Television (CCTV) cameras strategically placed throughout the Phoenix Municipal Court building. This room also operates the elevator systems, fire suppressant system, Intrusion Detection System, and courtroom duress alarms. All these functions ensure the physical safety and security of the Court building and its occupants.

The current security control room is original to the building and is now over 20 years old. The upgrade will allow the Court to implement newer technology upgrades with physical security, fire suppressant, and CCTV monitoring. In addition, it will allow the Court to use the existing space more effectively by providing an area for staff to change, a fire emergency exit, secured storage for non-lethal weapons, communication monitoring, as well as a charging and equipment storage station.

The Court has also identified a need for a redundant control room that will be essential during construction to ensure that security operations can continue. This project will provide the Court an opportunity to create a permanent redundancy location to support business operations and our Continuation of Operation Plan. In the event of any kind of incident, it is critical for Court Security to have access to a redundant control site as it will allow the Court to continue its operations while maintaining the safety and security of the Court building and its occupants.

Financial Impact

The \$600,000 in funds will be made available in the Phoenix Municipal Court local Judicial Collection Enhancement Fund (JCEF) account. The Phoenix Municipal Court must submit a funding plan and application to the Arizona Supreme Court Administrative Office of the Courts to secure approval for use of JCEF funds pursuant to A.R.S. section 12-113.

This item was adopted.

36 COVID-19 Related Homeless Services - Street Outreach Contract with Community Bridges, Inc. - Amendment (Ordinance S-48547)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 154940 with Community Bridges, Inc. (CBI), to provide additional funding to the contract for COVID-19 Related Homeless Services. Further request to authorize the City Controller to disburse all funds related to this item. There is no impact to the General Fund. Funding is available from the Emergency Solutions-CV Grant. The additional expenditures included in this amendment will not exceed \$1.5 million.

Summary

The purpose of this amendment is to provide additional time and funding for additional resources needed to support the collaboration of CBI and City of Phoenix in a new shelter project. CBI will provide case management, navigation services and transportation for participants in the new project as part of the continuing efforts to address unsheltered homelessness in the City of Phoenix.

The City originally contracted with CBI to provide essential services to address issues related to homelessness at and around the area of the

Human Services Campus.

Contract Term

The contract term will remain unchanged, ending on Sept. 30, 2022.

Financial Impact

The initial authorization for Contract 154940 was for an expenditure not-to-exceed \$785,979. This amendment will increase the authorization for the contract by an additional \$1.5 million, for a new total not-to-exceed aggregate contract value of \$2,285,979.

There is no impact to the General Funds. The additional funding is available from the Emergency Solutions-CV Grant.

Concurrence/Previous Council Action

The City Council approved Contract 154940 (Ordinance S-47793) on July 1, 2021.

This item was adopted.

37 Authorization to Apply, Accept, Disburse Funds and Enter into Agreements for a National Science Foundation Civic Innovation Challenge Grant (Ordinance S-48544)

Request approval for the City Manager, or his designee, for the City of Phoenix Office of Environmental Programs (OEP) to submit a grant application, in partnership with Arizona State University, to the National Science Foundation for a Civic Innovation Challenge grant to continue and enhance the Phoenix Backyard Garden Program, currently funded by American Rescue Plan Act funds. Further request to authorize execution of all contracts and Intergovernmental Agreements necessary to accept and disburse the grant funds. Additionally request to authorize the City Treasurer to accept, and the City Controller to disburse, all grant funds related to this item in accordance with the terms of the aforementioned grant and agreement. The total value of the grant will not exceed \$50,000.

Summary

The National Science Foundation (NSF) Civic Innovation Challenge (CIVIC) grant is a research and action competition that accelerates the transition to the practice of civic-engaged research. CIVIC funds projects

that pilot state-of-the-art solutions over 12 months, following a six-month planning phase, and have the potential for lasting impact in the community as well as the potential to be scaled and implemented in other communities. CIVIC requires a coalition of civic partners and stakeholders and a multi-disciplinary set of researchers to co-create and execute pilot projects.

Grant Focus

The current American Rescue Plan Act (ARPA) -funded Phoenix Backyard Garden program will be the focus of the grant. This program was requested from the community during preparation of the 2025 Food Action Plan as a solution to address food insecurity. During the pandemic, further interest was expressed. Since the ARPA funds are temporary, OEP is seeking other funding resources that could continue this program. Application to this planning grant provides the opportunity to compete for \$1 million for implementation. This CIVIC planning grant will enable further community engagement to gather input from existing Backyard Garden participants, to understand current needs, how we can improve the existing program, and explore ways to enhance the program with food waste education, developing economic opportunities, and increasing community connections.

Grant Partnerships

OEP will partner with Arizona State University (ASU) for this grant, which is an existing partner in the Phoenix Backyard Garden Program providing data collection and analysis. Additional relevant stakeholders, such as public health, community and grassroots organizations, and nonprofits will be invited as key partners as well. This CIVIC grant will help facilitate relationships and idea sharing between educational institutions, municipalities, and other organizations working toward a more sustainable food system in Phoenix.

Grant Goals

Improving the social, economic, and environmental sustainability of the food system in Phoenix is crucial as our desert city faces rapid population growth, water shortage issues, racial inequality, and climate change. Focusing on the issues related to food access, availability, utilization, and stability, this proposal will solicit input from community

stakeholders to identify barriers to food production and consumption. Specifically, the following areas are identified as key themes in this project:

The reduction of and education around food loss and waste;
Mechanisms that facilitate sale and consumption of local food;
Water efficient technologies for the local food industry;
Promoting well-being and increasing community health; and
Community relations and social networks around food.

The CIVIC grant will aid in achieving the goals established in the 2025 Phoenix Food Action Plan and 2021 Phoenix Climate Action Plan. The grant will provide a greater understanding on how to promote food system justice and social resilience in large cities facing multiple socioeconomic and environmental challenges.

The grant will be managed by OEP in coordination with ASU. The grant application deadline is May 5, 2022. Award announcements are expected within 30-60 days.

Contract Term

The grant term is for six months.

Financial Impact

No match or general fund monies are required for this grant.

This item was adopted.

38 Loan Federal HOME Funds for Reserve at Thunderbird Phase II Affordable Housing Development (Ordinance S-48532)

Request to authorize the City Manager, or his designee, to enter into an Affordable Housing Loan Program agreement for up to \$1 million in Federal U.S. Department of Housing and Urban Development HOME Investment Partnerships Program (HOME) funds with Glenmark Construction, Inc. and Antares Development & Investing (Mark Breen and Jessica Raymond), or a City-approved nominee, for the Reserve at Thunderbird Phase II affordable housing development project, and to take all actions and execute all documents to complete the loan. Further request to authorize the City Controller to disburse the funds for the life of the contract. There is no impact to the General Fund.

Summary

On Nov. 22, 2021, the Housing Department issued a Call for Interest (CFI) seeking proposals for the acquisition, new construction, and/or rehabilitation of affordable rental housing based on the Affordable Housing Community Priorities approved by City Council on Nov. 17, 2021. The Community Priorities are:

Acquisition, rehabilitation and/or new construction of properties that focus on homeless or special needs populations, and that provide appropriate services to assist and sustain these populations; and
Acquisition, rehabilitation and/or new construction of properties where the developer qualifies as a Community Housing Development Organization (CHDO) as defined by the HOME Program.

Reserve at Thunderbird Phase II, located at 13404 N. 30th Ave., consists of the new construction of a 134-unit permanent housing community with 56 market rate units. Glenmark Construction, Inc. and Antares Development & Investing (Mark Breen and Jessica Raymond), for-profit developers, requested \$1 million to assist with the development of this project. All units will serve households with incomes at or below 60 percent of the Area Median Income (AMI) with 11 units serving households at or below 40 percent AMI. Supportive services include credit and financial counseling and job search/placement assistance. Other proposed funding for this project includes permanent debt financing, nine percent Low Income Housing Tax Credit (LIHTC) equity, solar credits, additional gap funding, and a deferred developer fee.

Project awards are contingent on full underwriting, environmental release of funds, commitments of other financing, and availability of federal funds. The overall loan structure will be consistent with the Housing Department's Underwriting Guidelines for affordable rental housing projects.

Procurement Information

Eight proposals were reviewed by an evaluation committee comprised of two City staff members and one community representative. The proposals were evaluated on a 1,000-point scale based on the following criteria: Developer Experience; Project Merits/Approach; Financial

Feasibility; and Project Impact. All eight projects were recommended for funding, as follows:

Garfield II (Garfield Veterans Housing II MM LLC/Pennrose LLC);
Reserve at Thunderbird Phase II (Glenmark Construction, Inc. and
Antares Development & Investing, Mark Breen and Jessica
Raymond);
Osborn Pointe (Native American Connections);
Acacia Heights III (Trinity Housing Development, LLC/Catholic Charities
Community Services);
Pueblo Apartments (Chicanos Por La Causa, Inc.);
Trellis @ Cholla (Trellis);
Bret Tarver Terrace (Helping Hands Housing Services/UMOM Housing 9
LLC); and
Highbridge Apartments (Phoenix Holdings Group LLC/Gerald A. Haan).

Financial Impact

There is no impact to the General Fund. HOME is a federally funded program. Funding for this CFI is made available from 2021 HOME funds, and a forward allocation of 2022 HOME funds. Funding commitments for projects with LIHTC equity are reliant upon receiving a LIHTC award from the Arizona Department of Housing. Funding is budgeted in the Housing Department's Capital Improvement Program. Loan execution is anticipated for Fiscal Year 2022-23 and the loan will be paid to the developer over an estimated two-year period.

Location

13404 N. 30th Ave.
Council District: 1

Concurrence/Previous Council Action

This item was recommended for approval as a part of the Award of Federal HOME Funds for Affordable Housing Development Projects at the Economic Development and Equity Subcommittee meeting on March 23, 2022, by a vote of 3-0.

This item was adopted.

39 Loan Federal HOME Funds for Trellis @ Cholla Affordable Housing

Development (Ordinance S-48533)

Request to authorize the City Manager, or his designee, to enter into an Affordable Housing Loan Program agreement for up to \$1 million in Federal U.S. Department of Housing and Urban Development HOME Investment Partnerships Program (HOME) funds with Trellis, or a City-approved nominee, for the Trellis @ Cholla affordable housing development project, and to take all actions and execute all documents to complete the loan. Further request to authorize the City Controller to disburse the funds for the life of the contract. There is no impact to the General Fund.

Summary

On Nov. 22, 2021, the Housing Department issued a Call for Interest (CFI) seeking proposals for the acquisition, new construction, and/or rehabilitation of affordable rental housing based on the Affordable Housing Community Priorities approved by the City Council on Nov. 17, 2021. The Community Priorities are:

Acquisition, rehabilitation and/or new construction of properties that focus on homeless or special needs populations, and that provide appropriate services to assist and sustain these populations; and
Acquisition, rehabilitation and/or new construction of properties where the developer qualifies as a Community Housing Development Organization (CHDO) as defined by the HOME Program.

Trellis @ Cholla, located at 1723 W. Cholla St., consists of the new construction of a 20-unit permanent housing community. Trellis, a non-profit CHDO, requested \$1 million to assist with the development of this project. All units will serve households with incomes at or below 60 percent of the Area Median Income (AMI) with 11 units serving households at or below 40 percent AMI. Supportive services will include financial counseling and education for the project's rent-to-own homeownership model. Other proposed funding for this project includes permanent debt financing, nine percent Low Income Housing Tax Credit (LIHTC) equity and a deferred developer fee.

Procurement Information

Eight proposals were reviewed by an evaluation committee comprised of

two City staff members and one community representative. The proposals were evaluated on a 1,000-point scale based on the following criteria: Developer Experience; Project Merits/Approach; Financial Feasibility; and Project Impact. All eight projects were recommended for funding, as follows:

Garfield II (Garfield Veterans Housing II MM LLC/Pennrose LLC);
Reserve at Thunderbird Phase II (Glenmark Construction, Inc. and Antares Development & Investing, Mark Breen and Jessica Raymond);
Osborn Pointe (Native American Connections);
Acacia Heights III (Trinity Housing Development, LLC/Catholic Charities Community Services);
Pueblo Apartments (Chicanos Por La Causa, Inc.);
Trellis @ Cholla (Trellis);
Bret Tarver Terrace (Helping Hands Housing Services/UMOM Housing 9 LLC); and
Highbridge Apartments (Phoenix Holdings Group LLC/Gerald A. Haan).

Financial Impact

There is no impact to the General Fund. HOME is a federally funded program. Funding for this CFI is made available from 2021 HOME funds, and a forward allocation of 2022 HOME funds. Funding commitments for projects with LIHTC equity are reliant upon receiving a LIHTC award from the Arizona Department of Housing. Funding is budgeted in the Housing Department's Capital Improvement Program. Loan execution is anticipated for Fiscal Year 2022-23 and the loan will be paid to the developer over an estimated two-year period.

Location

1723 W. Cholla St.
Council District: 3

Concurrence/Previous Council Action

This item was recommended for approval as a part of the Award of Federal HOME Funds for Affordable Housing Development Projects at the Economic Development and Equity Subcommittee meeting on March 23, 2022, by a vote of 3-0.

This item was adopted.

40 Loan Federal HOME Funds for Acacia Heights III Affordable Housing Development (Ordinance S-48525)

Request to authorize the City Manager, or his designee, to enter into an Affordable Housing Loan Program agreement for up to \$1 million in Federal U.S. Department of Housing and Urban Development HOME Investment Partnerships Program (HOME) funds with Acacia Heights III, LLC, or a City-approved nominee, for the Acacia Heights III affordable housing development project, and to take all actions and execute all documents to complete the loan. Further request to authorize the City Controller to disburse the funds for the life of the agreement. There is no impact to the General Fund.

Summary

On Nov. 22, 2021, the Housing Department issued a Call for Interest (CFI) seeking proposals for the acquisition, new construction, and/or rehabilitation of affordable rental housing based on the Affordable Housing Community Priorities approved by the City Council on Nov. 17, 2021. The Community Priorities are:

Acquisition, rehabilitation and/or new construction of properties that focus on homeless or special needs populations, and that provide appropriate services to assist and sustain these populations; and
Acquisition, rehabilitation and/or new construction of properties where the developer qualifies as a Community Housing Development Organization (CHDO) as defined by the HOME Program.

Acacia Heights III, proposed to be located at 4747 N. 7th Ave., consists of the new construction of a 68-unit permanent housing community. Trinity Housing Development, LLC and Catholic Charities Community Services, a for-profit and non-profit partnership, requested \$1 million to assist with the development of this project. All units will serve households with incomes at or below 60 percent of the Area Median Income (AMI) with 11 units serving households at or below 40 percent AMI. Supportive services will include Resident Service Coordinators who will serve in a case management capacity developing service plans with residents, arranging on-site services, and referrals to additional service providers. Other proposed funding for this project includes permanent debt

financing, nine percent Low Income Housing Tax Credit (LIHTC) equity and a deferred developer fee.

Project awards are contingent on full underwriting, environmental release of funds, commitments of other financing and availability of federal funds. The overall loan structure will be consistent with the Housing Department's Underwriting Guidelines for affordable rental housing projects.

Procurement Information

Eight proposals were reviewed by an evaluation committee comprised of two City staff members and one community representative. The proposals were evaluated on a 1,000-point scale based on the following criteria: Developer Experience; Project Merits/Approach; Financial Feasibility; and Project Impact. All eight projects were recommended for funding, as follows:

Garfield II (Garfield Veterans Housing II MM LLC/Pennrose LLC);
Reserve at Thunderbird Phase II (Glenmark Construction, Inc. and Antares Development & Investing, Mark Breen and Jessica Raymond);
Osborn Pointe (Native American Connections);
Acacia Heights III (Trinity Housing Development, LLC/Catholic Charities Community Services);
Pueblo Apartments (Chicanos Por La Causa, Inc.);
Trellis @ Cholla (Trellis);
Bret Tarver Terrace (Helping Hands Housing Services/UMOM Housing 9 LLC); and
Highbridge Apartments (Phoenix Holdings Group LLC/Gerald A. Haan).

Financial Impact

There is no impact to the General Fund. HOME is a federally funded program. Funding for this CFI is made available from 2021 HOME funds, and a forward allocation of 2022 HOME funds. Funding commitments for projects with LIHTC equity are reliant upon receiving a LIHTC award from the Arizona Department of Housing. Funding is budgeted in the Housing Department's Capital Improvement Program. Loan execution is anticipated for Fiscal Year 2022-23 and the loan will be paid to the

developer over an estimated two-year period.

Location

Proposed - 4747 N. 7th Ave.

Council District: 4

Concurrence/Previous Council Action

This item was recommended for approval as a part of the Award of Federal HOME Funds for Affordable Housing Development Projects at the Economic Development and Equity Subcommittee meeting on March 23, 2022, by a vote of 3-0.

This item was adopted.

41 Loan Federal HOME Funds for Bret Tarver Terrace Affordable Housing Development (Ordinance S-48528)

Request to authorize the City Manager, or his designee, to enter into an Affordable Housing Loan Program agreement for up to \$1 million in Federal U.S. Department of Housing and Urban Development HOME Investment Partnerships Program (HOME) funds with UMOM Housing 9 LLC, or a City approved nominee, for the Bret Tarver Terrace affordable housing development project, and to take all actions and execute all documents to complete the loan. Further request to authorize the City Controller to disburse the funds for the life of the contract. There is no impact to the General Fund.

Summary

On Nov. 22, 2021, the Housing Department issued a Call for Interest (CFI) seeking proposals for the acquisition, new construction, and/or rehabilitation of affordable rental housing based on the Affordable Housing Community Priorities approved by the City Council on Nov. 17, 2021. The Community Priorities are:

Acquisition, rehabilitation and/or new construction of properties that focus on homeless or special needs populations, and that provide appropriate services to assist and sustain these populations; and
Acquisition, rehabilitation and/or new construction of properties where the developer qualifies as a Community Housing Development Organization (CHDO) as defined by the HOME Program.

Bret Tarver Terrace, located at 3101 W. McDowell Road, consists of the new construction of a 60-unit permanent housing community. Helping Hands Housing Services, a non-profit CHDO, requested \$1 million to assist with the development of this project. All units will serve households with incomes at or below 60 percent of the Area Median Income (AMI) with six units serving households at or below 40 percent AMI. Supportive services will include family support services and educational resources such as computer training, financial literacy, employment skills, English as a Second Language, health, nutrition, resume writing and parenting skills. Other proposed funding for this project includes permanent debt financing, nine percent Low Income Housing Tax Credit (LIHTC) equity and a deferred developer fee.

Project awards are contingent on full underwriting, environmental release of funds, commitments of other financing and availability of federal funds. The overall loan structure will be consistent with the Housing Department's Underwriting Guidelines for affordable rental housing projects.

Procurement Information

Eight proposals were reviewed by an evaluation committee comprised of two City staff members and one community representative. The proposals were evaluated on a 1,000-point scale based on the following criteria: Developer Experience; Project Merits/Approach; Financial Feasibility; and Project Impact. All eight projects were recommended for funding, as follows:

Garfield II (Garfield Veterans Housing II MM LLC/Pennrose LLC);
Reserve at Thunderbird Phase II (Glenmark Construction, Inc. and Antares Development & Investing, Mark Breen and Jessica Raymond);
Osborn Pointe (Native American Connections);
Acacia Heights III (Trinity Housing Development, LLC/Catholic Charities Community Services);
Pueblo Apartments (Chicanos Por La Causa, Inc.);
Trellis @ Cholla (Trellis);
Bret Tarver Terrace (Helping Hands Housing Services/UMOM Housing 9 LLC); and

Highbridge Apartments (Phoenix Holdings Group LLC/Gerald A. Haan).

Financial Impact

There is no impact to the General Fund. HOME is a federally funded program. Funding for this CFI is made available from 2021 HOME funds, and a forward allocation of 2022 HOME funds. Funding commitments for projects with LIHTC equity are reliant upon receiving a LIHTC award from the Arizona Department of Housing. Funding is budgeted in the Housing Department's Capital Improvement Program. Loan execution is anticipated for Fiscal Year 2022-23 and the loan will be paid to the developer over an estimated two-year period.

Location

3101 W. McDowell Road
Council District: 4

Concurrence/Previous Council Action

This item was recommended for approval as a part of the Award of Federal HOME Funds for Affordable Housing Development Projects at the Economic Development and Equity Subcommittee meeting on March 23, 2022, by a vote of 3-0.

This item was adopted.

42 Loan Federal HOME Funds for Highbridge Apartments Affordable Housing Development (Ordinance S-48530)

Request to authorize the City Manager, or his designee, to enter into an Affordable Housing Loan Program agreement for up to \$1 million in Federal U.S. Department of Housing and Urban Development HOME Investment Partnerships Program (HOME) funds with Phoenix Holdings Group LLC/Gerald A. Haan, or a City-approved nominee, for the Highbridge Apartments affordable housing development project, and to take all actions and execute all documents to complete the loan. Further request to authorize the City Controller to disburse the funds for the life of the contract. There is no impact to the General Fund.

Summary

On Nov. 22, 2021, the Housing Department issued a Call for Interest (CFI) seeking proposals for the acquisition, new construction, and/or rehabilitation of affordable rental housing based on the Affordable

Housing Community Priorities approved by the City Council on Nov. 17, 2021. The Community Priorities are:

Acquisition, rehabilitation and/or new construction of properties that focus on homeless or special needs populations, and that provide appropriate services to assist and sustain these populations; and
Acquisition, rehabilitation and/or new construction of properties where the developer qualifies as a Community Housing Development Organization (CHDO) as defined by the HOME Program.

Highbridge Apartments, located at 3248 W. Indian School Road, consists of the new construction of a 60-unit permanent housing community. Phoenix Holdings Group LLC/Gerald A. Haan, a for-profit developer, requested \$750,000 to assist with the development of this project. All units will serve households with incomes at or below 60 percent of the Area Median Income (AMI) with four units serving veteran households at or below 40 percent AMI. Supportive services will include crisis counseling, tenant advocacy and referrals to other social services. Other proposed funding for this project includes permanent debt financing, nine percent Low Income Housing Tax Credit (LIHTC) equity and a deferred developer fee.

Project awards are contingent on full underwriting, environmental release of funds, commitments of other financing, and availability of federal funds. The overall loan structure will be consistent with the Housing Department's Underwriting Guidelines for affordable rental housing projects.

Procurement Information

Eight proposals were reviewed by an evaluation committee comprised of two City staff members and one community representative. The proposals were evaluated on a 1,000-point scale based on the following criteria: Developer Experience; Project Merits/Approach; Financial Feasibility; and Project Impact. All eight projects were recommended for funding, as follows:

Garfield II (Garfield Veterans Housing II MM LLC/Pennrose LLC);
Reserve at Thunderbird Phase II (Glenmark Construction, Inc. and

Antares Development & Investing, Mark Breen and Jessica Raymond);
Osborn Pointe (Native American Connections);
Acacia Heights III (Trinity Housing Development, LLC/Catholic Charities Community Services);
Pueblo Apartments (Chicanos Por La Causa, Inc.);
Trellis @ Cholla (Trellis);
Bret Tarver Terrace (Helping Hands Housing Services/UMOM Housing 9 LLC); and
Highbridge Apartments (Phoenix Holdings Group LLC/Gerald A. Haan).

Financial Impact

There is no impact to the General Fund. HOME is a federally funded program. Funding for this CFI is made available from 2021 HOME funds, and a forward allocation of 2022 HOME funds. Funding commitments for projects with LIHTC equity are reliant upon receiving a LIHTC award from the Arizona Department of Housing. Funding is budgeted in the Housing Department's Capital Improvement Program. Loan execution is anticipated for Fiscal Year 2022-23 and the loan will be paid to the developer over an estimated two-year period.

Location

3248 W. Indian School Road
Council District: 4

Concurrence/Previous Council Action

This item was recommended for approval as a part of the Award of Federal HOME Funds for Affordable Housing Development Projects at the Economic Development and Equity Subcommittee meeting on March 23, 2022, by a vote of 3-0.

This item was adopted.

43 Loan Federal HOME Funds for Osborn Pointe Affordable Housing Development (Ordinance S-48531)

Request to authorize the City Manager, or his designee, to enter into an Affordable Housing Loan Program agreement for up to \$1 million in Federal U.S. Department of Housing and Urban Development HOME Investment Partnerships Program (HOME) funds with Native American

Connections, Inc. (NAC), or a City-approved nominee, for the Osborn Pointe affordable housing development project, and to take all actions and execute all documents to complete the loan. Further request to authorize the City Controller to disburse the funds for the life of the contract. There is no impact to the General Fund.

Summary

On Nov. 22, 2021, the Housing Department issued a Call for Interest (CFI) seeking proposals for the acquisition, new construction, and/or rehabilitation of affordable rental housing based on the Affordable Housing Community Priorities approved by the City Council on Nov. 17, 2021. The Community Priorities are:

Acquisition, rehabilitation and/or new construction of properties that focus on homeless or special needs populations, and that provide appropriate services to assist and sustain these populations; and Acquisition, rehabilitation and/or new construction of properties where the developer qualifies as a Community Housing Development Organization (CHDO) as defined by the HOME Program.

Osborn Pointe, located at 3406 N. 3rd St., consists of the new construction of a 48-unit permanent housing community. NAC, a non-profit CHDO, requested \$1 million to assist with the development of this project. All units will be designated to provide housing to homeless individuals and families with incomes at or below 40 percent of the Area Median Income with 11 units reserved as HOME restricted units serving the homeless population. Supportive services will include individualized needs assessment, community referrals, and assistance with applications for entitlement assistance. Other proposed financing for this project includes permanent debt financing, four percent Low Income Housing Tax Credit (LIHTC) equity, National Housing Trust Funds, Federal Home Loan Bank Affordable Housing Program funds, and a deferred developer fee.

Project awards are contingent on full underwriting, environmental release of funds, commitments of other financing, and availability of federal funds. The overall loan structure will be consistent with the Housing Department's Underwriting Guidelines for affordable rental housing projects.

Procurement Information

Eight proposals were reviewed by an evaluation committee comprised of two City staff members and one community representative. The proposals were evaluated on a 1,000-point scale based on the following criteria: Developer Experience; Project Merits/Approach; Financial Feasibility; and Project Impact. All eight projects were recommended for funding, as follows:

Garfield II (Garfield Veterans Housing II MM LLC/Pennrose LLC);
Reserve at Thunderbird Phase II (Glenmark Construction, Inc. and Antares Development & Investing, Mark Breen and Jessica Raymond);
Osborn Pointe (Native American Connections);
Acacia Heights III (Trinity Housing Development, LLC/Catholic Charities Community Services);
Pueblo Apartments (Chicanos Por La Causa, Inc.);
Trellis @ Cholla (Trellis);
Bret Tarver Terrace (Helping Hands Housing Services/UMOM Housing 9 LLC); and
Highbridge Apartments (Phoenix Holdings Group LLC/Gerald A. Haan).

Financial Impact

There is no impact to the General Fund. HOME is a federally funded program. Funding for this CFI is made available from 2021 HOME funds, and a forward allocation of 2022 HOME funds. Funding commitments for projects with LIHTC equity are reliant upon receiving a LIHTC award from the Arizona Department of Housing. Funding is budgeted in the Housing Department's Capital Improvement Program. Loan execution is anticipated for Fiscal Year 2022-23 and the loan will be paid to the developer over an estimated two-year period.

Location

3406 N. 3rd St.
Council District: 4

Concurrence/Previous Council Action

This item was recommended for approval as a part of the Award of

Federal HOME Funds for Affordable Housing Development Projects at the Economic Development and Equity Subcommittee meeting on March 23, 2022, by a vote of 3-0.

This item was adopted.

44 Loan Federal HOME Funds for Pueblo Apartments Affordable Housing Development (Ordinance S-48523)

Request to authorize the City Manager, or his designee, to enter into an Affordable Housing Loan Program agreement for up to \$1 million in Federal U.S. Department of Housing and Urban Development HOME Investment Partnerships Program (HOME) funds with Chicanos Por La Causa, Inc. (CPLC), or a City approved nominee, for the Pueblo Apartments affordable housing development project, and to take all actions and execute all documents to complete the loan. Further request to authorize the City Controller to disburse the funds for the life of the agreement. There is no impact to the General Fund.

Summary

On Nov. 22, 2021, the Housing Department issued a Call for Interest (CFI) seeking proposals for the acquisition, new construction, and/or rehabilitation of affordable rental housing based on the Affordable Housing Community Priorities approved by the City Council on Nov. 17, 2021. The Community Priorities are:

Acquisition, rehabilitation and/or new construction of properties that focus on homeless or special needs populations, and that provide appropriate services to assist and sustain these populations; and
Acquisition, rehabilitation and/or new construction of properties where the developer qualifies as a Community Housing Development Organization (CHDO) as defined by the HOME Program.

Pueblo Apartments, located at 316 W. Broadway Road, consists of the new construction of a 161-unit permanent housing community. CPLC, a non-profit CHDO developer, requested \$1 million to assist with the development of this project. All units will serve households with incomes at or below 60 percent of the Area Median Income (AMI) with 11 units serving households at or below 40 percent AMI. Supportive services will include financial coaching, an assigned Service Coordinator, and homeownership advising and resources. Other proposed funding for this

project includes permanent debt financing, four percent Low Income Housing Tax Credit (LIHTC) equity, seller carryback, and Federal Home Loan Bank Affordable Housing Program funds.

Project awards are contingent on full underwriting, environmental release of funds, commitments of other financing and availability of federal funds. The overall loan structure will be consistent with the Housing Department's Underwriting Guidelines for affordable rental housing projects.

Procurement Information

Eight proposals were reviewed by an evaluation committee comprised of two City staff members and one community representative. The proposals were evaluated on a 1,000-point scale based on the following criteria: Developer Experience; Project Merits/Approach; Financial Feasibility; and Project Impact. All eight projects were recommended for funding, as follows:

Garfield II (Garfield Veterans Housing II MM LLC/Pennrose LLC);
Reserve at Thunderbird Phase II (Glenmark Construction, Inc. and Antares Development & Investing, Mark Breen and Jessica Raymond);
Osborn Pointe (Native American Connections);
Acacia Heights III (Trinity Housing Development, LLC/Catholic Charities Community Services);
Pueblo Apartments (Chicanos Por La Causa, Inc.);
Trellis @ Cholla (Trellis);
Bret Tarver Terrace (Helping Hands Housing Services/UMOM Housing 9 LLC); and
Highbridge Apartments (Phoenix Holdings Group LLC/Gerald A. Haan).

Financial Impact

There is no impact to the General Fund. HOME is a federally funded program. Funding for this CFI is made available from 2021 HOME funds, and a forward allocation of 2022 HOME funds. Funding commitments for projects with LIHTC equity are reliant upon receiving a LIHTC award from the Arizona Department of Housing. Funding is budgeted in the Housing Department's Capital Improvement Program. Loan execution is

anticipated for Fiscal Year 2022-23 and the loan will be paid to the developer over an estimated two-year period.

Location

316 W. Broadway Road
Council District: 7

Concurrence/Previous Council Action

This item was recommended for approval as a part of the Award of Federal HOME Funds for Affordable Housing Development Projects at the Economic Development and Equity Subcommittee meeting on March 23, 2022, by a vote of 3-0.

This item was adopted.

45 Loan Federal HOME Funds for Garfield II Affordable Housing Development (Ordinance S-48529)

Request to authorize the City Manager, or his designee, to enter into an Affordable Housing Loan Program agreement for up to \$1 million in Federal U.S. Department of Housing and Urban Development HOME Investment Partnerships Program (HOME) funds with Garfield Veterans Housing II MM LLC, or a City-approved nominee, for the Garfield II affordable housing development project, and to take all actions and execute all documents to complete the loan. Further request to authorize the City Controller to disburse the funds for the life of the contract. There is no impact to the General Fund.

Summary

On Nov. 22, 2021, the Housing Department issued a Call for Interest (CFI) seeking proposals for the acquisition, new construction and/or rehabilitation of affordable rental housing based on the Affordable Housing Community Priorities approved by the City Council on Nov. 17, 2021. The Community Priorities are:

Acquisition, rehabilitation and/or new construction of properties that focus on homeless or special needs populations, and that provide appropriate services to assist and sustain these populations; and
Acquisition, rehabilitation and/or new construction of properties where the developer qualifies as a Community Housing Development Organization (CHDO) as defined by the HOME Program.

Garfield II, located at 1510 E. Portland St., consists of the new construction of a 60-unit permanent housing community. Garfield Veterans Housing II MM LLC/Pennrose LLC, a for-profit developer, requested \$1 million to assist with the development of this project. All units will serve households with incomes at or below 60 percent of the Area Median Income (AMI) with 11 units serving households that are for elderly and disabled residents. Supportive services will include financial planning, money management, credit counseling, debt management tools and services directed to residents with disabilities to support them living independently. Other proposed funding for this project includes permanent debt financing, nine percent Low Income Housing Tax Credit (LIHTC) equity and a deferred developer fee.

Project awards are contingent on full underwriting, environmental release of funds, commitments of other financing and availability of federal funds. The overall loan structure will be consistent with the Housing Department's Underwriting Guidelines for affordable rental housing projects.

Procurement Information

Eight proposals were reviewed by an evaluation committee comprised of two City staff members and one community representative. The proposals were evaluated on a 1,000-point scale based on the following criteria: Developer Experience; Project Merits/Approach; Financial Feasibility; and Project Impact. All eight projects were recommended for funding, as follows:

Garfield II (Garfield Veterans Housing II MM LLC/Pennrose LLC);
Reserve at Thunderbird Phase II (Glenmark Construction, Inc. and Antares Development & Investing, Mark Breen and Jessica Raymond);
Osborn Pointe (Native American Connections);
Acacia Heights III (Trinity Housing Development, LLC/Catholic Charities Community Services);
Pueblo Apartments (Chicanos Por La Causa, Inc.);
Trellis @ Cholla (Trellis);
Bret Tarver Terrace (Helping Hands Housing Services/UMOM Housing 9

LLC); and
Highbridge Apartments (Phoenix Holdings Group LLC/Gerald A. Haan).

Financial Impact

There is no impact to the General Fund. HOME is a federally funded program. Funding for this CFI is made available from 2021 HOME funds, and a forward allocation of 2022 HOME funds. Funding commitments for projects with LIHTC equity are reliant upon receiving a LIHTC award from the Arizona Department of Housing. Funding is budgeted in the Housing Department's Capital Improvement Program. Loan execution is anticipated for Fiscal Year 2022-23 and the loan will be paid to the developer over an estimated two-year period.

Location

1510 E. Portland St.
Council District: 8

Concurrence/Previous Council Action

This item was recommended for approval as a part of the Award of Federal HOME Funds for Affordable Housing Development Projects at the Economic Development and Equity Subcommittee meeting on March 23, 2022, by a vote of 3-0.

This item was adopted.

**46 Family Advocacy Center Property Management Services Contract
- Amendment (Ordinance S-48521)**

Request to authorize the City Manager, or his designee, to amend Contract 152663 with Plaza Del Rio Management Corporation dba Plaza Companies (Plaza) for property management services at the City's Family Advocacy Center (FAC). The additional funding is in an amount not to exceed \$30,000 to support the completion of renovation projects at the FAC. Further request to authorize the City Controller to disburse all funds related to this item for the life of the contract. There is no impact to the General Fund.

Summary

Plaza provides property management services in connection with the continued operations of the FAC. The FAC is a City owned Human Services Department facility. Plaza is responsible for property

management of the entire FAC campus, and for the collection of operation and maintenance expenses and non-city tenant rent. The additional funding supports the completion of renovation projects at the FAC.

Contract Term

The initial term of this contract was from Sept. 30, 2020, through June 30, 2021, with four, one-year options to extend through June 30, 2025, which may be exercised by the City Manager or his designee.

Financial Impact

The new contract total will not exceed \$1,104,180. The additional \$30,000 requested is available from the State of Arizona Attorney General's Office.

Concurrence/Previous Council Action

On June 17, 2020, the City Council authorized staff to enter into an agreement with Plaza to provide property management services and authorizing the City Controller to disburse funds with Ordinance S-46724.

On Jan. 6, 2021, the City Council authorized additional funding to support common area maintenance expenses with Ordinance S-47208.

Location

Family Advocacy Center
Council District: 4

This item was adopted.

47 Amend Phoenix Public Library and Phoenix Families First Resource Centers Intergovernmental Agreements with First Things First (Ordinance S-48524)

Request to authorize the City Manager, or his designee, to extend two Intergovernmental Agreements (IGA) with First Things First (FTF) for an additional year to provide an additional year of funding for Phoenix Public Library's (PPL) Early Literacy Outreach Team (ELOT) programs and the Youth and Education Office's Phoenix Families First Resource Centers. The one-year extension for FTF IGA 19-0957 will provide an additional \$550,000 in funding for Phoenix Public Library's ELOT programs, for a

contract total not to exceed \$2,750,000 for the life of the contract. The one-year extension to FTF IGA 19-0963/Contract 148132 will provide an additional \$675,000 in funding for Phoenix Families First Resource Centers, for a contract total not to exceed \$3,375,000 for the life of the contract. Further request authorization for the City Treasurer to accept and the City Controller to disburse all funds related to these two items.

Summary

Phoenix Public Library ELOT

Phoenix Public Library has maintained a productive partnership and received grant funding from Arizona's First Things First to support PPL's Early Literacy Outreach Team since 2009. PPL/FTF outreach workshops for parents and caregivers focus on strategies to help children get ready to read by kindergarten. Hands-on workshops, such as Storytimes, guide parents and caregivers in assisting children with critical pre-literacy skills such as letter knowledge, print awareness, developing a rich vocabulary and comprehension. In addition, when visiting neighborhood events and organizations, library staff present parents with a coupon that can be redeemed at any PPL location for a free children's book, further encouraging families to regularly visit the library and begin building a book collection for the home.

Phoenix Families First Resource Centers

The Human Services Department and Youth and Education Office entered into an intergovernmental agreement with First Things First in July 2018 to create four Family Resource Centers in current City facilities controlled by the Library, Housing and Parks and Recreation departments. The Phoenix Families First Resource Centers increase families' access to concrete support and services in times of need; improve knowledge of parenting and child development; foster parental resilience and successfully connect families to support in the community; and promote social and emotional competence in children.

In May 2022, First Things First site councils will vote to approve to extend the two contracts for one additional year in the amount of \$550,000 (Phoenix Public Library ELOT) and \$675,000 (Phoenix Families First Resource Centers) starting July 1, 2022.

Contract Term

Phoenix Public Library ELOT

The current grant provided funds from FY2018-2019 through FY2021-2022 (\$550,000 annually). This extension will provide an additional year of funds (\$550,000) through FY2022-2023. The agreement will now not exceed \$2.75 million over the life of the agreement.

Phoenix Families First Resource Centers

The approved contract term started July 1, 2018, with three one-year options to renew, ending June 30, 2022. The extension will provide an additional year of funds (\$675,000) through FY2022-2023. The agreement will now not exceed \$3.375 over the life of the agreement.

Due to the pandemic, First Things First has their contracts state-wide to extend for one additional year, ending June 30, 2023.

Financial Impact

The contractual, grand-funded amounts for both IGAs (Phoenix Public Library ELOT - \$550,000), (Phoenix Families First Resource Centers - \$675,000) will support staff, supplies and site costs for implementing programs and services. No matching funds are required with no impact to the General Fund.

Concurrence/Previous Council ActionPhoenix Public Library ELOT

The contract was approved by City Council on April 4, 2018 via Ordinance S-44444.

Phoenix Families First Resource Centers

The contract was approved by City Council action on April 4, 2018 via Ordinance S-44433.

On June 24, 2020, City Council authorized additional funding and an extension of the contract via Ordinance S-46819.

On July 1, 2021, City Council authorized an extension of the contract via Ordinance S-47833.

Location

Phoenix Public Library ELOT

Citywide

Phoenix Families First Resource Centers

Goelet A.C. Beuff Community Center - 3435 W. Pinnacle Peak Road

Burton Barr Central Library - 1221 N. Central Ave.

Cesar Chavez Library - 3635 W. Baseline Road

Aeroterra Housing Community - 675 N. 16th St.

Council Districts: 1, 7, and 8

This item was adopted.

**49 Small Business Workforce Improvement Training Program
Modification**

Request to authorize the City Manager, or his designee, to increase the maximum funding Phoenix-based organizations can request when applying for the Small Business Workforce Training Improvement Program from \$200,000 to \$250,000 per applicant to expand and/or enhance their small business training programs and/or demonstration projects that benefit the Phoenix entrepreneurial/small business community. There is no impact to the General Fund. Funding is available through the City's allocation of the American Rescue Plan Act (ARPA) received from the federal government and is under the City's Small Business Workforce Program category.

Summary

On June 8, 2021, City Council authorized \$2 million in ARPA funding for a Small Business Workforce Training Program to assist small businesses in Phoenix with specialized training resources and/or assistance to enhance or expand their talent pipeline. On July 1, 2021, City Council approved using ARPA funding for a one-year \$295,000 contract extension with CO+HOOTS as registered businesses indicated PHXbizConnect had been vital in helping them navigate through the pandemic, connect to grants, and grow their business. On Jan. 5, 2022, City Council approved an \$80,000 sponsorship for a new walk-in cooler at the Rio Salado College Thomas campus, located at 3631 W. Thomas Road, for the development of a new Local First Arizona incubator kitchen facility to amplify efforts to grow food businesses in west Phoenix.

On March 2, 2022, City Council allocated the remaining \$1.625 million in ARPA funds to implement the Small Business Workforce Training Improvement Program to assist Phoenix-based organizations with capital investments or improvements to expand or enhance small business training programs and/or demonstration projects that benefit the Phoenix entrepreneurial/small business community with the following eligibility and requirement criteria. This approval included a limit of \$200,000 for applicants.

Eligibility: The program and/or demonstration project must operate in Phoenix and provide proof of the concept to include: a) History of the proposed program and/or demonstration project; and b) One year proven success rate for the program or equivalent experience in the project's industry.

Requirements: Applicants must provide three quotes for the requested equipment or physical improvements to expand/enhance their organization's small business training offerings, and provide the number of people to be served and to benefit from the program improvement funds.

An evaluation panel comprised of City staff and Phoenix Business and Workforce Development Board members will review each application for eligibility and provide recommendation for approval or denial. Approved applicants will enter into contracts with the City to outline the terms and conditions of awarded funds. If approved, this action will increase the \$200,000 application request maximum to \$250,000.

Contract Term

Agreements with awarded organizations will be executed to effectuate terms and conditions if approved by City Council.

Financial Impact

There is no net financial impact by this action to the program. The aggregate amount of the Small Business Workforce Training Improvement Program remains at \$1.625 million as approved by City Council on March 2, 2022. There is no impact to the General Fund. Funding is available through the City's allocation of ARPA funding

received from the federal government and is under the City's Small Business Workforce Program category.

Concurrence/Previous Council Action

On March 2, 2022, City Council allocated the remaining \$1.625 million in ARPA funds to implement the Small Business Workforce Training Improvement Program.

This item was approved.

54 Fire Fighting Class A Foam - Requirements Contract - IFB 18-070 (A) (Ordinance S-48495)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contract 146981, Perimeter Solutions LP, for the purchase of Class A Foam for the Fire Department. Further request authorization for the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$200,000.

Summary

The Fire Department currently operates under a tactical Standard Operating Procedure (SOP) that states Class A Foam shall be used in any situation where plain water has been indicated. The Department currently operates in excess of 70 engines with on-board, pre-plumbed, and multiple discharge direct injection foam systems, for use Citywide.

The additional funds are needed due to the rising costs of materials and to continue critical property and life-saving operations, after an extremely high fire season.

Contract Term

The contract term is Jan. 11, 2018 through Dec. 31, 2022.

Financial Impact

Upon approval of \$200,000 in additional funds, the revised aggregate value of the contract will not exceed \$446,000. Funds are available in the Fire Department's budget.

Concurrence/Previous Council Action

This contract was originally approved by City Council on Jan. 10, 2018.

This item was adopted.

55 Enter Into an Education Affiliation Agreement with Phoenix Children's Hospital for Paramedic Education (Ordinance S-48540)

Request authorization for the City Manager, or his designee, to enter into an education affiliation agreement with Phoenix Children's Hospital (PCH) for Phoenix Fire Department Paramedic Education.

Summary

This agreement will allow Phoenix Fire Department paramedic students to take part in clinical rotations at PCH facilities, and participate in patient care under the direct supervision of a designated PCH instructor. Paramedic students are required to complete 80 hours of clinical rotations to be compliant with the Commission on Accreditation of Allied Health Education Programs, as recommended by the Committee on Accreditation of Educational Programs for the Emergency Medical Services Professions, a national organization that accredits paramedic program curricula training and methodology. This accreditation is a requirement of the Arizona Department of Health Services (AZDHS), the entity that ultimately authorizes the Phoenix Fire Department paramedic program. The skills and experience gained from the paramedic education rotations will allow the Fire Department to continue to provide quality patient care.

Contract Term

The agreement will be for five years from the date executed.

Financial Impact

This proposed agreement does not have a cost component.

This item was adopted.

56 Enter Into Cooperative Fire Rate Agreement with Arizona Department of Forestry and Fire Management (Ordinance S-48542)

Request to authorize the City Manager, or his designee, to execute an agreement with the Arizona Department of Forestry and Fire Management (Arizona DFFM) to establish reimbursement rates for Fire Department resources. Further request authorization for the City Treasurer to accept, and the City Controller to disburse, all funds related to this item.

Summary

The Arizona DFFM executes bi-annual agreements with fire departments across Arizona to set reimbursement rates for fire department apparatus and firefighters. These rates are utilized in the event that Arizona DFFM engages local fire department resources for a response to an incident. The agreements have been utilized as needed to reimburse the City for incident responses, usually for wildland fires. The agreement will reimburse the City of Phoenix for payroll, overtime backfill, vehicle fuel and/or maintenance costs associated with Fire Department deployment to emergency incidents. If not approved, the City of Phoenix would not be reimbursed by the Arizona DFFM for the aforementioned costs associated with Fire Department deployment to emergency incidents.

Contract Term

The term of the agreement is April 1, 2022 through April 1, 2024.

Financial Impact

Because natural and human-caused disasters are unpredictable, the financial impact of deploying resources per the request of the Arizona DFFM cannot be determined in advance. If deployed, the City of Phoenix will be reimbursed by the Arizona DFFM per the Fire Rate Agreement.

This item was adopted.

57 FY 2021 Paul Coverdell Forensic Science Improvement Formula Grant Program (Ordinance S-48548)

Request retroactive authorization for the City Manager, or his designee, to allow the Police Department to apply for, accept and enter into an agreement with the Arizona Criminal Justice Commission for the FY 2021 Paul Coverdell Forensic Science Improvement Formula grant program in an amount not to exceed \$146,475. 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 applied for these grant funds over the past several years. Funding is used to implement innovative solutions to the backlog issues facing many crime laboratories nationwide. The Police Department's Crime Laboratory has made significant strides in addressing these issues by utilizing these grant funds as part of a comprehensive approach to support and enhance the services provided

to the criminal justice community. Funding will be utilized for overtime, related fringe benefits, and supplies to improve the timeliness of forensic science services and to address the backlogs in the analysis of forensic evidence.

The grant application was due on June 19, 2021. If authorization is denied, the grant application will be rescinded.

Contract Term

The contract term is two years beginning Oct. 1, 2021.

Financial Impact

This grant will provide up to \$146,475. No matching funds are required.

This item was adopted.

58 Customer Data Collection Services - Amendment (Ordinance S-48499)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 145859 with Social Marketology, LLC., to provide additional time to the contract on a month-to-month basis through March 31, 2023 for the collection and analyses of passenger surveys at Phoenix Sky Harbor International Airport.

Summary

This contract provides for the services related to customer data collection and analysis necessary for Phoenix Sky Harbor International Airport to survey about 25,000 departing passengers each year. Surveys are carried out daily, resulting in useful data on passenger needs, use of airport facilities, and other travel habits. The passenger surveys and analyses provide critical data to the Aviation Department's business strategy, as well as help for the Department in data-driven decision making.

The purpose of this amendment is to provide a month-to-month extension to the current contract, ending June 30, 2022, through March 31, 2023 and will allow staff to develop a new procurement using (2022) data as more passengers flew this year during the COVID-19 pandemic compared to the previous two years of (2020 and 2021). The extension will enable the contractor to gather a full year (2022) of data and give

Aviation enough time to develop the surveys for 2023 and beyond which will be a requirement for the new procurement.

Contract Term

This amendment will extend the end date of the contract term from June 30, 2022 to allow additional time, on a month-to-month basis, through March 31, 2023.

Financial Impact

The initial authorization for the contract was for an expenditure not-to-exceed \$1.25 million. No additional funds are needed with this extension as remaining spending authority will be applied to the extended contract term.

Concurrence/Previous Council Action

The City Council approved Contract 145859 (Ordinance S-43714) on June 28, 2017.

Location

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

This item was adopted.

59 Phoenix Sky Harbor International Airport New Crossfield Taxiway U - Construction Manager at Risk Preconstruction Services - AV08000085 FAA (Ordinance S-48513)

Request to authorize the City Manager, or his designee, to enter into an agreement with Kiewit Infrastructure West Co., to provide Construction Manager at Risk Preconstruction Services for the Phoenix Sky Harbor International Airport New Crossfield Taxiway U project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed \$3.18 million.

Summary

The purpose of this project is to modify each of the following: the existing Facilities and Services complex, ramp and building air-cargo facilities, roadways, taxiway structure and airfield, and utilities. In 2020, the Aviation

Department completed the New West Crossfield Taxiway Conceptual Design and Program Report to highlight important project considerations.

Kiewit Infrastructure West Co. will begin in an agency support role for Construction Manager at Risk Preconstruction Services. Kiewit Infrastructure West Co. will assume the risk of delivering the project through a Guaranteed Maximum Price agreement.

Kiewit Infrastructure West Co.'s services include, but are not limited to: project planning, construction phasing and scheduling; alternate systems evaluation and constructability studies; detailed cost estimating; long-lead procurement studies and initiate procurement of long-lead items; advise City on choosing green building practices; assist in the permitting processes; and other services as needed.

Procurement Information

The selection was made using a qualifications-based selection process set forth in section 34-603 of the Arizona Revised Statutes (A.R.S.). In accordance with A.R.S. section 34-603(H), the City may not publicly release information on proposals received or the scoring results until an agreement is awarded. Six firms submitted proposals and are listed below.

Selected Firm

Rank 1: Kiewit Infrastructure West Co.

Additional Proposers

Rank 2: Hensel Phelps Construction Co.

Rank 3: Sundt-Archer Western, Joint Venture

Rank 4: Granite-Weitz, Joint Venture

Rank 5: Flatiron-Pulice, Joint Venture

Rank 6: AMES Construction, Inc.

Contract Term

The term of the agreement is five years from issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement before the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes

may be executed after the end of the term.

Financial Impact

The agreement value for Kiewit Infrastructure West Co. will not exceed \$3.18 million, including all subcontractor and reimbursable costs.

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

Concurrence/Previous Council Action

The City Council approved Engineering Services Agreement 155733 (Ordinance S-48244) on Jan. 5, 2022.

Location

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

This item was adopted.

60 Airport Shuttle Bus Services - Amendment (Ordinance S-48519)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 125318 with Transdev Services, Inc., to provide additional time and funding for ongoing operation and management of shuttle bus services at Phoenix Sky Harbor International Airport for nine-months, on a three-month to three-month basis. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$12.51 million.

Summary

The Aviation Department contracts with Transdev Services, Inc. (Transdev) to provide timely and reliable passenger transportation between the Phoenix Sky Harbor International Airport's (Airport's) Rental Car Center (RCC) and Terminals. The completion of the PHX Sky Train will eliminate the need for scheduled passenger busing to and from the RCC and Terminals. Once completed, the PHX Sky Train will connect the RCC, Terminals, and economy parking structures, and connect to the

City's Metro light rail system. The current Transdev contract is set to expire June 30, 2022. PHX Sky Train Stage 2 is expected to be completed and operational in late Summer of 2022.

The need for qualified, skilled, and experienced partners to continue operations and management services during the interim period is essential. Transdev has intimate knowledge of the Airport environment and years of experience transporting passengers. This contract is necessary to continue routine operation and management to bridge the existing transportation services to all Airport facilities until the PHX Sky Train becomes fully operational.

Contract Term

This amendment will extend the date of the contract term from June 30, 2022, for a nine-month contract extension, on a three-month to three-month basis.

Financial Impact

The initial authorization for Contract 125318 was for an expenditure not-to-exceed \$25 million. Amendments increased the authorization for the contract by \$52 million. This amendment will increase the authorization for the contract by an additional \$12.51 million, for a new not-to-exceed contract value of \$89.51 million.

Funding is available in the Aviation Department's budget.

Concurrence/Previous Council Action

The City Council approved:

Airport Shuttle Bus Services Contract 125318 (Ordinance S-35689) on Dec. 3, 2008;

Airport Shuttle Bus Services Contract 125318 - Amendment (Ordinance S-44809) on June 20, 2018; and

Airport Shuttle Bus Services Contract 125318 - Amendment (Ordinance S-47046) on Nov. 4, 2020.

Location

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

This item was adopted.

**61 Broad, LLC Corporate Hangar Lease Agreement - Amendment
(Ordinance S-48539)**

Request to authorize the City Manager, or his designee, to execute an amendment to Corporate Hangar Lease 145949 with Broad, LLC to allocate up to \$50,000 in rent credits for hangar maintenance at 2531 E. Air Lane at Phoenix Sky Harbor International Airport.

Summary

The purpose of this amendment is for the City of Phoenix to compensate Broad, LLC for expenses related to replacement of the air-conditioning (HVAC) systems on the premises at a cost not to exceed \$50,000 via rent credits.

The City of Phoenix and Broad, LLC entered into Corporate Hangar Lease 145949 on Aug. 15, 2017. The lease requires that the City maintain the air-conditioning (HVAC) systems on the premises. The air-conditioning systems are at the end of life and require full replacement.

Contract Terms

The term of the lease is two years with three one-year options to extend the term that may be exercised at the sole discretion of the Aviation Director. No change to the term is requested.

Financial Impact

The current monthly revenue is \$9,368.11. Revenue is to be reduced by approximately \$5,555.55 monthly as a rent credit for a period of nine months. The total reduction in revenue over the nine-month period will be approximately \$50,000.

Concurrence/Previous Council Action

The City Council approved Corporate Hangar Lease 145949 (Ordinance S-43607) on June 7, 2017.

Location

Phoenix Sky Harbor International Airport - 2531 E. Air Lane
Council District: 8

This item was adopted.

63 Building Property Management Services Agreements for Public Transit Department Office Building and Village Shopping Center (Ordinance S-48537)

Request to authorize the City Manager, or his designee, to execute amendments to Property Management Services Agreements: 139423 with Lincoln Property Company; and 142612 with Newmark Knight Frank Management, to provide additional time to the agreements. Further request to authorize the City Controller to disburse all funds related to these items. The additional aggregate expenditures for services included in these amendments will not exceed \$1,571,263.

Summary

In September 2014, the City awarded Agreement 139423 to Lincoln Property Company for the management of the City-owned building located at 302 N. 1st Ave. in downtown Phoenix, which serves as the Public Transit Department (PTD) Headquarters, as well as the offices of the tenants, the Maricopa Association of Governments and the Community and Economic Development Department's Business and Workforce Development Center.

In April 2016, the City awarded Agreement 142612 to Newmark Knight Frank Management for the management of the City-owned Village Shopping Center (VSC), a multi-use shopping center located at 1945 W. Dunlap Ave.

On Dec. 2, 2019, a Request for Proposals (RFP PTD19-005 Property Management Services for the 302 N. 1st Ave. property) was issued to replace Agreement 139423. The RFP resulted in just one proposer: Lincoln Property Company. As a result, the evaluation panel determined it would be in the best interest of the City to cancel the solicitation and later reissue the RFP when other City-owned property management opportunities could be included in a future multi-site solicitation that would generate commercial interest and ensure adequate marketplace competition.

On Jan. 6, 2021, a new Request for Proposals (RFP PTD20-009 Property Management Services) was issued to obtain property

management services for PTD Headquarters in downtown Phoenix and the VSC at 1945 W. Dunlap Ave. Two offerors submitted proposals, with both being determined to be non-responsive, and the solicitation was cancelled on April 2, 2021.

The PTD requests extending Agreements 139423 and 142612 for an additional year, with two one-year options to allow the City additional time to determine the future of the properties.

Contract Term

These amendments will extend the end date of each agreement's terms from July 1, 2022 to June 30, 2023, with two one-year options to further extend the end date of the agreements through June 30, 2025 if both options are exercised.

Financial Impact

The initial authorization for Property Management Services Agreement 139423 was for an expenditure not-to-exceed \$7.5 million. Amendments increased the authorization for the agreement by \$1,693,733. This amendment will increase the authorization by an additional \$1,438,867, for a new total not-to-exceed agreement value of \$10,632,600.

The initial authorization for Property Management Services Agreement 142612 was for an expenditure not-to-exceed \$175,000. Amendments increased the authorization for the agreement by \$52,500. This amendment will increase the authorization by an additional \$132,396, for a new total not-to-exceed agreement value of \$359,896.

The total cost related to these items will not exceed \$1,571,263, including the two one-year options to extend, with \$1,438,867 attributed to the property management of PTD Headquarters and \$132,396 attributed to the property management of the VSC.

Funding is available in the Public Transit Operating budget.

Concurrence/Previous Council Action

The City Council approved:

PTD Headquarters - 302 N. 1st Ave.

Property Management Services Agreement 139423 - (Ordinance S-41137) on Aug. 27, 2014;

Property Management Services Agreement 139423 - Amendment (Ordinance S-45608) on May 1, 2019;

Property Management Services Agreement 139423 - Amendment (Ordinance S-46745) on June 17, 2020; and

Property Management Services Agreement 139423 - Amendment (Ordinance S-47650) on June 2, 2021.

Village Shopping Center - 1945 W. Dunlap Ave.

Property Management Services Agreement 142612 - (Ordinance S-42427) on April 6, 2016;

Property Management Services Agreement 142612 - Amendment (Ordinance S-47376) on March 17, 2021; and

Property Management Services Agreement 142612 - Amendment (Ordinance S-47915) on Sept. 8, 2021.

Location

PTD Headquarters - 302 N. 1st Ave.

Village Shopping Center - 1945 W. Dunlap Ave.

Council Districts: 5 and 7

This item was adopted.

65 Curbside Household Hazardous Waste Collection - Requirements Contract - RFP 22-SW-026 (Ordinance S-48497)

Request to authorize the City Manager, or his designee, to enter into an agreement with Kary Environmental Services, Inc. to provide home Household Hazardous Waste and electronics collection services to residents. Further request to authorize the City Controller to disburse all funds related to this item. This agreement will have an aggregate amount of \$6 million over the term of the agreement.

Summary

This agreement will allow Kary Environmental Services (KES) to perform home collection of Household Hazardous Waste (HHW) and electronics for Phoenix residents. Through this agreement, KES will ensure proper collection, recycling, and disposal of HHW materials and electronics in compliance with all federal, state and local environmental regulations. With the added convenience of HHW and electronics home collection

services for residents, drop-off options will be limited to the 27th Avenue and North Gateway Transfer Stations for certain HHW items only.

Procurement Information

Request for Proposal (RFP) 22-SW-026 was conducted in accordance with Administrative Regulation 3.10. Four proposals were received on Dec. 15, 2021. The offers were evaluated by a panel that included representation from the Public Works Department, Office of Environmental Programs and the City of Scottsdale. The offers were evaluated based on criteria set forth in the RFP with 1,000 maximum points possible.

Kary Environmental Services, Inc.: 949 points

Clean Harbors Environmental Services, Inc.: 718 points

GrayMar Environmental Services, Inc: 616 points

Emergency Environmental Services, LLC: 257 points

The evaluation panel recommends the offer from KES be accepted as the responsive and responsible offer with the highest point value.

Contract Term

The length of the agreement will be for three years beginning on or about July 1, 2022 through June 30, 2025. Provisions of the agreement include two, one-year options to extend in increments of one year.

Financial Impact

This item will have an estimated annual expenditure of \$1.2 million, with a total aggregate amount of \$6 million.

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

This item was adopted.

66 Purchase of Emission Testing Coupons - Contract Recommendation (Ordinance S-48502)

Request to authorize the City Manager, or his designee, to enter into a contract with Gordon Darby, Inc. for purchase of pre-paid coupons for emission testing. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will

not exceed \$125,040.

Summary

The State of Arizona requires all vehicles newer than 1967 to pass a vehicle emissions test with the Arizona Department of Environmental Quality (ADEQ). Currently, Gordon Darby is the sole contractor that provides services at the ADEQ testing locations throughout the state. Gordon Darby provides opportunities to purchase pre-paid coupons that can be redeemed at the time of testing to allow for a more streamlined testing process.

Procurement Information

In accordance with Administrative Regulation 3.10 normal competition was waived as a result of a determination memo citing sole source. Gordon Darby is the only contractor for ADEQ that provides services to operate and administer emission testing locations. Gordon Darby has various coupon pricing for various vehicle type and weights.

1981 year or newer under 8,501 lbs: \$17.00 each

Other vehicles (except heavy-duty diesel): \$16.00 each

Heavy-duty diesel: \$25.00 each

Contract Term

This contract will begin on or about July 1, 2022 for an initial one-year term, with four option years to be exercised in increments of up to one-year, for a total contract term of five years.

Financial Impact

The contract value for Gordon Darby will not exceed \$125,040, with an estimated annual amount of \$25,008.

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

This item was adopted.

**67 Vehicle Glass Supply, Install, Repair and Tinting Services -
Contract Recommendation (Ordinance S-48506)**

Request to authorize the City Manager, or his designee, to enter into separate contracts with: Area Auto Glass AZ, LLC; Arizona Auto Glass Direct, LLC; and Reliable Auto Glass, for supply, installation, repair and

tinting of fleet vehicle glass. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate value of the contracts will not exceed \$2,196,135.

Summary

The Public Works Department maintains a diverse fleet of over 7,500 vehicles. This contract will be used for the supply, repair, replacement, and tinting of City-owned vehicles to ensure they are not being operated with broken or damaged glass. Repair and replacement of vehicle glass is essential to the safe operation of City vehicles. This contract will provide glass coverage at all Public Works Fleet Service Centers as well as coverage for the Aviation Department.

Procurement Information

Invitation for Bid (IFB) 23-FSD-004 was conducted in accordance with Administrative Regulation 3.10. The Public Works Department reached out to 62 vendors and received three bids. The bids were evaluated based on responsiveness and responsibility with all three bids being recommended for award, with a total price determining low bid for services:

Reliable Auto Glass: \$190

Area Auto Glass AZ: \$260

Arizona Auto Glass Direct: \$314.98

Contract Term

The contract will begin on or about July 1, 2022 for an initial one-year contract term, with four option years to be exercised in increments of up to one year, for a total contract term of five years.

Financial Impact

This item will have an estimated annual expenditure of \$439,227, with an aggregate amount of \$2,196,135.

Funding is available in the Aviation and Public Works departments' budgets.

This item was adopted.

68 Intergovernmental Agreements with Arizona Board of Regents for

Services Associated with Transportation Engineering Projects - Amendments (Ordinance S-48510)

Request to authorize the City Manager, or his designee, to execute amendments to three Master Intergovernmental Agreements with the Arizona Board of Regents, on behalf of: Arizona State University; Northern Arizona University; and University of Arizona, to provide additional funding for services associated with transportation engineering projects. Further request to authorize the City Controller to disburse all funds related to this item. The additional funding for each Master Intergovernmental Agreement will not exceed \$500,000, for an aggregate increase not to exceed \$1.5 million.

Additionally, request City Council authorization for an exemption of the prohibition set forth in Phoenix City Code section 42-18 for a governmental entity pursuant to Phoenix City Code section 42-20.

Summary

The Street Transportation Department (Streets) has taken advantage of the ability to utilize Arizona State University, Northern Arizona University, and University of Arizona (Universities) to conduct research and studies relative to transportation engineering projects under the Master Intergovernmental Agreements (IGAs) with each university. As the overall capacity of the Master IGAs are being reached, this request is to increase the spending authority for each of the three Master IGA's from \$500,000 to \$1 million during the life of the agreements, for an aggregate total not to exceed \$3 million for all three agreements.

The purpose of this amendment is to allow Streets to continue its partnership with the Universities through the use of these IGAs.

The IGAs have previously been used to conduct research and evaluation for several transportation engineering initiatives, including:

Cool Seal Pilot Project;

Traffic Signal Performance Measurement - Case Study of McDowell Road;

Feasibility of Using Recycled Asphalt Pavement Materials in Slurry and Micro Seal Applications; and

Multi-Criteria Evaluation of Advanced Traffic Management Systems.

The Street Transportation Department is currently developing additional research efforts that are anticipated to exceed the established capacities of the IGAs.

Contract Term

The contract terms of the IGAs will remain unchanged from the original terms of five years, with options to extend up to an additional five years. The original IGAs were executed in June 2019.

Financial Impact

The initial authorization for the three Master IGAs were for \$500,000. These amendments will increase the authorization for the three Master IGAs by \$500,000, for new total not-to-exceed Master IGA values of \$1 million. The aggregate authorization for the three Master IGAs will increase from \$1.5 million to \$3 million.

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

Concurrence/Previous Council Action

The City Council approved:

Arizona State University IGA 151121 (Ordinance S-45863) on June 26, 2019;

Northern Arizona University IGA 151120 (Ordinance S-45868); and
University of Arizona IGA 150814 (Ordinance S-45867).

This item was adopted.

69 Planning and Development Department Residential, Commercial and Fire Building Plan Review On-Call Services (Ordinance S-48514)

Request to authorize the City Manager, or his designee, to enter into separate agreements with the ten consultants listed below, to provide Residential, Commercial and Fire Building Plan Review On-Call Services for the Planning and Development Department. 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 \$3.5 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. These on-call contract services are only for plan review and do not envision the selected firms designing or constructing items related to private development projects they are reviewing, but it is standard on-call contract language.

Summary

The On-Call consultants will be responsible for providing Residential, Commercial and Fire Building Plan Review On-Call services that include, but are not limited to: reviews of plans for new construction, alterations, and repairs submitted by commercial and residential property owners for compliance with the Phoenix Building Construction Codes and Fire Codes.

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. Ten firms submitted proposals and are listed below.

Selected Firms

Rank 1: OnSite Engineering, P.L.C.

Rank 2: Willdan Engineering, Inc.

Rank 3: Bureau Veritas North America, Inc.

Rank 4: Shums Coda Associates, Inc.

Rank 5: Stantec Consulting Services, Inc.

Rank 6: MZ Engineering, LLC

Rank 7: SafeBuilt Arizona, LLC

Rank 8: Bowman Consulting Group, Ltd.

Rank 9: Precision Design Consultants, PLLC

Rank 10: Nova Performance Group, LLC

Contract Term

The term of each agreement is up to two years, or up to \$3.5 million aggregate, whichever occurs first. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The agreement value for the On-Call consultants will not exceed \$3.5 million aggregate, including all subconsultant and reimbursable costs. The total fee for all services will not exceed \$3.5 million aggregate.

Funding is available in the Planning and Development Department's Development Fund Operating budget. 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.

70 Planning and Development Department Commercial AFP Plan Review and Inspection On-Call Services (Ordinance S-48515)

Request to authorize the City Manager, or his designee, to enter into separate agreements with the five consultants listed below, to provide Commercial AFP Plan Review and Inspection On-Call Services for the Planning and Development Department. 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 \$2 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. These on-call contracts are only for plan review and inspection services and do not envision the selected firms actually designing or constructing items related to private development projects they are reviewing or inspecting, but it is standard on-call contract language.

Summary

The On-Call consultants will be responsible for providing Commercial AFP Plan Review and Inspection On-Call services that include, but are not limited to: review of plans and inspections for new construction, alterations, and repairs submitted by commercial property owners for compliance with the Phoenix Building Construction Code and Fire Code.

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. Five firms submitted proposals and are listed below.

Selected Firms

Rank 1: OnSite Engineering, P.L.C.

Rank 2: Willdan Engineering, Inc.

Rank 3: Bureau Veritas North America, Inc.

Rank 4: SafeBuilt Arizona, LLC

Rank 5: MZ Engineering, LLC

Contract Term

The term of each agreement is up to two years, or up to \$2 million aggregate, whichever occurs first. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The agreement value for the On-Call consultants will not exceed \$2 million aggregate, including all subconsultant and reimbursable costs. The total fee for all services will not exceed \$2 million aggregate.

Funding is available in the Planning and Development Department's Development Fund Operating budget. 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.

71 Planning and Development Department Civil Plan Review On-Call Services (Ordinance S-48516)

Request to authorize the City Manager, or his designee, to enter into separate agreements with the eight consultants listed below, to provide Civil Plan Review On-Call Services for the Planning and Development Department. 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 \$3 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. These on-call contracts are only for plan review and do not envision the selected firms actually designing or constructing items related to private development projects they are reviewing, but it is standard on-call contract language.

Summary

The On-Call consultants will be responsible for providing Civil Plan Review On-Call services that include, but are not limited to: civil reviews of plans for grading and drainage, storm water management, storm drain facilities, concrete, and street paving as submitted to the City by private property owners for permit issuance purposes.

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. Eight firms submitted proposals and are listed below.

Selected Firms

Rank 1: Ritoch-Powell & Associates Consulting Engineers, Inc.

Rank 2: Strand Associates, Inc.

Rank 3: Bowman Consulting Group, Ltd.

Rank 4: Entellus, Inc.

Rank 5: The CK Group, Inc.

Rank 6: Michael Baker International, Inc.

Rank 7: Horrocks Engineers, Inc.

Rank 8: Bureau Veritas North America, Inc.

Contract Term

The term of each agreement is up to two years, or up to \$3 million aggregate, whichever occurs first. Work scope identified and

incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The agreement value for the On-Call consultants will not exceed \$3 million aggregate, including all subconsultant and reimbursable costs. The total fee for all services will not exceed \$3 million aggregate.

Funding is available in the Planning and Development Department's Development Fund Operating budget. 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.

**72 Planning and Development Department Civil Field Inspection
On-Call Services (Ordinance S-48517)**

Request to authorize the City Manager, or his designee, to enter into separate agreements with the seven consultants listed below, to provide Civil Field Inspection On-Call Services for the Planning and Development Department. 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 \$4 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. These on-call contracts are only for inspection services and do not envision the selected firms designing or constructing items related to private development projects they are inspecting, but it is standard on-call contract language.

Summary

The On-Call consultants will be responsible for providing Civil Field Inspection On-Call services that include, but are not limited to: civil field inspections of site and civil infrastructure construction associated with private developments for grading and drainage, sewer, water, storm drain concrete and paving projects for submission to local jurisdictions.

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. Seven firms submitted proposals and are listed below.

Selected Firms

Rank 1: Consultant Engineering, Inc.

Rank 2: TriStar Engineering & Management, Inc.

Rank 3: AECOM Technical Services, Inc.

Rank 4: Quality Testing, LLC

Rank 5: Horrocks Engineers, Inc.

Rank 6: Ritoch-Powell & Associates Consulting Engineers, Inc.

Rank 7: Civil Solutions Engineering & Management, LLC

Contract Term

The term of each agreement is up to two years, or up to \$4 million aggregate, whichever occurs first. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The agreement value for the On-Call consultants will not exceed \$4 million aggregate, including all subconsultant and reimbursable costs. The total fee for all services will not exceed \$4 million aggregate.

Funding is available in the Planning and Development Department's Development Fund Operating budget. 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.

73 Planning and Development Department Residential and Commercial Building Field Inspection On-Call Services (Ordinance S-48518)

Request to authorize the City Manager, or his designee, to enter into separate agreements with the six consultants listed below, to provide Residential and Commercial Building Field Inspection On-Call Services for the Planning and Development Department. 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 \$3 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. These on-call contracts are only for inspection services and do not envision the selected firms designing or

constructing items related to private development projects they are reviewing, but it is standard on-call contract language.

Summary

The On-Call consultants will be responsible for providing Residential and Commercial Building Field Inspection On-Call services that include, but are not limited to: field inspections of new construction, alterations, and repairs submitted by commercial and residential property owners for compliance with the Phoenix Building Construction Codes and Fire Codes.

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. Six firms submitted proposals and are listed below.

Selected Firms

Rank 1: Willdan Engineering, Inc. (FN)

Rank 2: OnSite Engineering, P.L.C.

Rank 3: Bureau Veritas North America, Inc.

Rank 4: Shums Coda Associates, Inc.

Rank 5: Consultant Engineering, Inc.

Rank 6: SafeBuilt Arizona, LLC

Contract Term

The term of each agreement is up to two years, or up to \$3 million aggregate, whichever occurs first. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The agreement value for the On-Call consultants will not exceed \$3 million aggregate, including all subconsultant and reimbursable costs. The total fee for all services will not exceed \$3 million aggregate.

Funding is available in the Planning and Development Department's Development Fund Operating budget. 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.

74 Planning and Development Department Residential and Commercial Landscape, Hillside, Slope Analysis and Inventory/Salvage Plan Review and Inspections On-Call Services (Ordinance S-48520)

Request to authorize the City Manager, or his designee, to enter into separate agreements with the three consultants listed below, to provide Residential and Commercial Landscape, Hillside, Slope Analysis and Inventory/Salvage Plan Review and Inspections On-Call Services for the Planning and Development Department. 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 \$2 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. These on-call contracts are only for plan review and inspection services and do not envision the selected firms designing or constructing items relate to private development projects they are reviewing, but it is standard on-call contract language.

Summary

The On-Call consultants will be responsible for providing Residential and Commercial Landscape, Hillside, Slope Analysis and Inventory/Salvage Plan Review and Inspections On-Call services that include, but are not limited to: landscape and inventory/salvage and hillside reviews of plans as submitted to the City by private property owners for permit issuance purposes.

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. Three firms submitted proposals and are listed below.

Selected Firms

Rank 1: Environmental Planning Group, LLC

Rank 2: Waibel & Associates Landscape Architecture, LLC

Rank 3: AZTEC Engineering Group, Inc.

Contract Term

The term of each agreement is up to two years, or up to \$2 million aggregate, whichever occurs first. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The agreement value for the On-Call consultants will not exceed \$2 million aggregate, including all subconsultant and reimbursable costs. The total fee for all services will not exceed \$2 million aggregate.

Funding is available in the Planning and Development Department's Development Fund Operating budget. 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.

75 Telecommunications Services and Interstate Telecommunications Services License with Crown Castle Fiber LLC (Ordinance S-48526)

Request to authorize the City Manager, or his designee, to execute a nonexclusive, revocable license with Crown Castle Fiber LLC to construct, install, operate, maintain and use the public highways in the City of Phoenix in order to provide telecommunications services and interstate telecommunications services in, under, over, and across public rights-of-way in the City, subject to the terms and conditions contained in the license and Phoenix City Code. Further request the Licensee sign the license within 60 days of Council action, or this authorization will expire. There is no financial impact to the City for this license.

Summary

Crown Castle NG West LLC has a Telecommunications Services and Interstate Telecommunications Services License with the City that expires on April 24, 2022. On June 27, 2019, a Certificate of Merger was filed with the state of Texas to merge Crown Castle NG West LLC into Crown Castle Fiber LLC, resulting in a name change. Crown Castle Fiber LLC is requesting to enter into a new license. The new license will be for a period of five years with an option for a one-time renewal, and will contain appropriate insurance and indemnification provisions, require a performance bond and a security fund, provide for terms of transfer and revocation, and provide for compensation for the commercial use of public rights-of-way while permitting the City to manage the rights-of-way.

Contract Term

The license is for a five-year Telecommunications Services and Interstate Telecommunications Services License with an option for a one-time renewal and will begin within 60 days of City Council approval.

Financial Impact

Licensee will pay an annual fee to the City based on a calculated formula using linear footage and the Consumer Price Index.

Concurrence/Previous Council Action

The City Council approved License 144890 on April 24, 2017 (Ordinance S-43002).

This item was adopted.

76 Arizona Public Service Trenching Agreement for Electrical Service to City of Phoenix Booster Pump Station 4A-B11 - WS85100053 (Ordinance S-48527)

Request to authorize the City Manager, or his designee, to enter into a Trenching Agreement with Arizona Public Service to provide new electrical service for a Pressure Reducing Valve station located near 32nd Street and Bell Road for City of Phoenix project WS85100053. Further request 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 would be prohibited by Phoenix City Code 42-18. There is no financial impact to the City of Phoenix.

Summary

The City is constructing a booster pump station that will require new electrical service for operational purposes. The Trenching Agreement is required by Arizona Public Service (APS) in order to proceed with electrical design, as well as installation of necessary facilities to provide power for the City's requested needs and is being executed with a zero-dollar cost.

Contract Term

The term of the agreement will begin on or about May 2022, and will expire when the project is completed and accepted.

Financial Impact

There is no financial impact to the City of Phoenix.

Location

Near 32nd Street and Bell Road

Council District: 2

This item was adopted.

77 Aerial Lift Equipment Repair Parts and Services - Requirements

Contract - IFB 22-024 (Ordinance S-48494)

Request to authorize the City Manager, or his designee, to enter into a contract with Arlington Sales and Rental LLC, and Material Handling Machinery BY SCR LLC dba Action Material Handling to provide Aerial Lift Equipment Repair Parts and Services for the Aviation, Phoenix Convention Center, Public Works and Water Services departments. Further request to authorize the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed \$622,500.

Summary

This contract will provide multiple departments with aerial lift equipment repair parts and services to ensure safe and efficient operations of various lifts used throughout the City. Aerial lifts are required to operate according to federal, state, and local guidelines, including by the Occupational Safety and Health Administration (OSHA). To meet these guidelines, aerial lifts used by departments must be carefully maintained and repaired on an as-needed basis.

Procurement Information

IFB 22-024 was conducted in accordance with Administrative Regulation 3.10. The Finance Department, Procurement Division received two offers on Dec. 30, 2021, which were evaluated on price, responsiveness to specifications, and responsibility to provide the required goods and services. The bid notification was sent to 66 suppliers and was publicly posted and available for download from the City's website.

The Assistant Finance Director recommends that the offers from Arlington Sales and Rental, LLC, and Material Handling Machinery BY SCR LLC dba Action Material Handling be accepted as responsive and responsible offers that are most advantageous to the City.

Multiple awards are recommended to ensure competitive pricing, overall lowest cost, and continuous service to the City.

Contract Term

The five-year contract term will begin on or about April 10, 2022.

Financial Impact

The aggregate contract value will not exceed \$622,500.

Funding is available in the various departments' budgets.

This item was adopted.

**78 Safety, Environmental and Technical Training - Requirements
Contract - Amendment (Ordinance S-48501)**

Request to authorize the City Manager, or his designee, to execute amendments to Agreements: 144874 with BTS AZ, LLC.; 144876 with Complete Training Resources LLC dba ETC Compliance Solutions, Inc.; 144875 with Liberty Crane and Rigging Consultants; and 144878 with Workplace Safety Specialists to provide additional time to the agreements for safety, environmental and technical training for Water Services Department staff. No additional funding is required for this amendment.

Summary

The purpose of these amendments is to extend the term of the agreements on a month-to-month basis for up to one year. The extensions will allow sufficient time to complete a competitive process to award multi-year agreements to provide Safety, Environmental and Technical Training.

The Water Services Department (WSD) has a comprehensive employee development training program for Health and Safety trainings that comply with Water Industry requirements, as well as City, State, and Federal safety regulations. WSD is now seeking to expand this program by creating two new areas of training, and these amendments will provide the time needed to make that possible.

Contract Term

This amendment will extend the terms of the agreements on a month-to-month basis for up to one year, from May 1, 2022 to April 30, 2023.

Financial Impact

The initial authorization for the agreements was for an expenditure not-to-exceed \$3,299,000. This amendment will not change the

authorization for the agreements.

Funding is available in the Water Services Department's Operating budget.

Concurrence/Previous Council Action

The City Council approved the Safety, Environmental and Technical Training Agreements 144874, 144876, 144875 and 144878 (Ordinance S-43451) on April 19, 2017.

This item was adopted.

79 Triple Quadrapole Mass Spectrometer Agreement - Request for Award (Ordinance S-48503)

Request to authorize the City Manager, or his designee, to enter into an agreement with Waters Technologies Corporation to provide equipment maintenance and service to maintain proper function of Triple Quadrapole Mass Spectrometers. Further request to authorize the City Controller to disburse all funds related to this item. The agreement value will not exceed \$600,000.

Summary

The purpose of this agreement is to provide annual maintenance service on Triple Quadrapole Mass Spectrometer equipment used to conduct laboratory testing and analysis of City of Phoenix drinking water in order to comply with EPA standards.

This direct selection is necessary because Waters Technologies Corporation supplies exclusively trained personnel to service and maintain the equipment they manufacture. To use another source for maintenance and/or service would void the product extended warranty.

Waters Technologies Corporation's services include, but are not limited to: annual maintenance service, consumables, training, new equipment and parts and installation of new equipment.

Procurement Information

An exception to the procurement process was determined to select the contractor set forth in City of Phoenix Administrative Regulation 3.10. A direct selection was made because there exists a lack of qualified

contractors, which makes a competitive selection process impracticable, unnecessary, or contrary to the public interest.

Contract Term

The agreement will begin on or about April 20, 2022, for a five-year aggregate term with two, two-year options to extend.

Financial Impact

The agreement value for Waters Technologies Corporation will not exceed \$600,000.

Funding is available in the Water Services Department Operating budget.

This item was adopted.

**80 16-Inch Zone 1 Carver to Elliot Roads from 51st to 35th Avenues -
Construction Manager at Risk Construction Services -
WS85500440 (Ordinance S-48508)**

Request to authorize the City Manager, or his designee, to enter into an agreement with PCL Construction, Inc. to provide Construction Manager at Risk Construction Services for the 16-Inch Zone 1 Carver to Elliot roads from 51st to 35th avenues project. Further request to authorize execution of amendments to the agreement as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The fee for services will not exceed \$7,731,000.

Summary

The purpose of this project is to install approximately 11,339 feet of 16-inch combination transmission and distribution pipe, valves, fittings, hydrants and service connections from 35th to 51st avenues and from Elliot to Carver roads. The project will help provide water services to future developments in the Laveen area.

PCL Construction, Inc.'s (PCL) initial services will include preparation of a Guaranteed Maximum Price proposal for the Construction Services provided under the agreement and participating with the City in a process to establish a Small Business Enterprise (SBE) goal for the project. PCL will be responsible for construction means and methods related to the project and fulfilling the SBE program requirements. PCL will also be

required to solicit bids from prequalified subcontractors and to perform the work using the City's subcontractor selection process. PCL may also compete to self-perform limited amounts of work.

PCL's services include, but are not limited to: selecting subcontractors/suppliers for this project, arranging for procurement of materials and equipment, scheduling and managing site operations, bid, award, and manage all construction-related contracts while meeting City bid requirements including the local and SBE participation goal, dealing with owner issues and maintaining a safe work site for all project participants.

Procurement Information

Selection was made using a qualifications-based selection process set forth in section 34-603 of the Arizona Revised Statutes. Scoring and selection were made in conjunction with the Construction Manager at Risk (CMAR) Preconstruction Services selection process.

Contract Term

The term of the agreement is two years from issuance of the Notice to Proceed. Work scope identified and incorporated into the agreement prior to the end of the term may be agreed to by the parties, and work may extend past the termination of the agreement. No additional changes may be executed after the end of the term.

Financial Impact

The agreement value for PCL will not exceed \$7,731,000, including all subcontractor and reimbursable costs.

Funding 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 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:

CMAR Preconstruction Services Agreement 154549 (Ordinance S-47674) on June 16, 2021.

Location

Carver to Elliot roads from 51st to 35th avenues.

Council District: 8

This item was adopted.

81 Facility Drawing Management System with eQuorum - Amendment 3 (Ordinance S-48534)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 144877 with eQuorum Corp., to provide additional time and funding to the agreement for the Water Services and Public Works departments. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures included in this amendment will not exceed \$8,000.

Summary

The purpose of this amendment is to allow sufficient time to finalize the scope of work for a new requirements agreement for software licenses, support, and maintenance of the Image-Site facility drawing management system, by extending the agreement term 10 months.

This software is used primarily by internal and external engineers as well as facility operators as the record keeping system for facility asset and construction documents. The software is considered mission critical and required to maintain operational efficiency and regulatory compliance.

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

Contract Term

This amendment will extend the date of the agreement term from April 30, 2022 to Feb. 28, 2023.

Financial Impact

The initial authorization for this agreement was for an expenditure not-to-exceed \$100,000. Amendments increased the authorization for the agreement by \$89,000. This amendment will increase the

authorization for the agreement by an additional \$8,000, for a new total not-to-exceed agreement value of \$197,000.

Funding is available in the Water Services and Public Works departments' budgets.

Concurrence/Previous Council Action

The City Council approved:

Facility Drawing Management System Agreement 144877 (Ordinance S-43453) on April 19, 2017;

Facility Drawing Management System Agreement 144877 - Amendment (Ordinance S-47079) on Nov. 18, 2020; and

Facility Drawing Management System Agreement 144877 - Amendment (Ordinance S-48050) on Oct. 27, 2021.

This item was adopted.

82 HSQ Miser SCADA System Replacement Servers, Parts and Services - Amendment (Ordinance S-48536)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 144884 with HSQ Technology for the Miser Supervisory, Control, and Data Acquisition system to provide additional time to the agreement to continue with HSQ equipment and support services critically necessary to prevent system failures that would cause disruption of water delivery to City of Phoenix customers. No additional funding is required for this amendment.

Summary

The purpose of the amendment is to extend the term of the agreement for an additional two years with three one-year options to extend. The HSQ Miser Supervisory, Control, and Data Acquisition (SCADA) system is a distributed computer control network used by the Water Services Department (WSD) for monitoring and automating the process for delivering water to City of Phoenix. The HSQ Miser SCADA system is proprietary, and there is only one known capable supplier of the goods or services due to the unique nature of the requirement. The amendment will allow WSD to continue with HSQ equipment and support services critically necessary to prevent system failures that would cause disruption of water delivery to City of Phoenix customers.

The SCADA system requires on-site installation services including but not limited to: equipment to upgrade server/workstations and software, replacement parts, repair services and software licenses.

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

Contract Term

This amendment will extend the date of the contract term from April 30, 2022 to April 30, 2024, with three additional one-year options to extend the term.

Financial Impact

The initial authorization for the agreement was for an expenditure not-to-exceed \$400,000. This amendment will not change the authorization for the agreement.

Funding is available in the Water Services Department's Operating budget.

Concurrence/Previous Council Action

The City Council approved the HSQ Miser SCADA System Replacement Servers, Parts and Services agreement 144884 (Ordinance S-43449) on April 19, 2017.

This item was adopted.

83 Final Plat - Arcadia 15 - PLAT 210035 - North of Earll Drive and East of 39th Street

Plat: 210035

Project: 20-1225

Name of Plat: Arcadia 15

Owner(s): 3107 N. 39th Street, LLC

Engineer(s): Adrian M. Burcham, RLS

Request: A 15 Lot Residential Subdivision

Reviewed by Staff: March 15, 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 north of Earll Drive and east of 39th Street.

Council District: 8

This item was approved.

84 Final Plat - "New Lot 'A' - Cope Addition of Lots 2,4,6,8 & 10" - PLAT 210081 - Southeast Corner of 4th Street and Mohave Street

Plat: 210081

Project: 02-483

Name of Plat: "New Lot 'A' - Cope Addition of Lots 2,4,6,8 & 10"

Owner(s): Phoenix Mar Thoma Church

Engineer: Eugene S. Cetwinski, RLS

Request: A One-Lot Commercial Plat

Reviewed by Staff: March 22, 2022

Final Plat requires Formal Action Only

Summary

Staff requests that the above plat be approved by the City Council and certified by the City Clerk. Recording of the plat dedicates the streets and easements as shown to the public.

Location

Generally located at the southeast corner of 4th Street and Mohave Street.

Council District: 8

This item was approved.

85 Modification of Stipulation Request for Ratification of Mar. 16, 2022 Planning Hearing Officer Action - PHO-3-22--Z-129-05-4 - Southeast Corner of 16th Street and Cambridge Avenue

Request to authorize the City Manager, or his designee, to approve Planning Hearing Officer's recommendation without further hearing by the City Council on matters heard by the Planning Hearing Officer on Mar. 16, 2022. This ratification requires formal action only.

Summary

Application: PHO-3-22--Z-129-05-4

Existing Zoning: C-2
Acreage: 1.56

Owner/Applicant/Representative: Javier Verdugo, Copper House LLC

Proposal:

1. Deletion of Stipulation 5 regarding ingress and egress from Cambridge Street.

Concurrence/Previous Council Action

Village Planning Committee (VPC) Recommendation: The Encanto Village Planning Committee heard this case on Mar. 7, 2022, and recommended denial, by a 9-2 vote.

Planning Hearing Officer Recommendation: The Planning Hearing Officer heard this case on Mar. 16, 2022, and recommended denial as filed and approval with a modification and additional stipulations. Please see **Attachment A** for a complete list of the Planning Hearing Officer's recommended stipulations.

Location

Southeast corner of 16th Street and Cambridge Avenue.

Council District: 4

Parcel Address: N/A

This item was approved.

86 Amend City Code - Official Supplementary Zoning Map 1231 (Ordinance G-6981)

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1231. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with a portion of Z-153-99-1 and the entitlements are fully vested.

Summary

To rezone a portion of a property located northeast of the northeast corner of Norterra Parkway and White Thorn Boulevard.

Application No.: Z-153-99 -1

Zoning: CP/GCP M-R PCD

Owner: United Services Automobile Association (USAA)

Acreage: 0.83

Location

Northeast of the northeast corner of Norterra Parkway and White Thorn Boulevard.

Address: 1 Norterra Drive.

Council District: 1

This item was adopted.

87 Amend City Code - Official Supplementary Zoning Map 1229 (Ordinance G-6980)

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1229. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with a portion of Z-52-94-5(7) and the entitlements are fully vested.

Summary

To rezone a site at the northeast corner of 75th Avenue and McDowell Road.

Application No.: Z-52-94-5(7)

Zoning: C-2

Owner: 75th Avenue Carwash, LP and Villa Flora IV, LLC

Acreage: 2.98

Location

Northeast corner of 75th Avenue and McDowell Road.

Address: 1625 N. 75th Ave. and 7424 W. McDowell Road.

Council District: 7

This item was adopted.

25 Add Public Health Advisor Position (Ordinance S-48545)

Request to authorize the City Manager, or his designee, to add a Public Health Advisor position in the City Manager's Office to provide advice and assistance to the City regarding public health efforts. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

The City Council declared a local emergency due to the COVID-19 pandemic on March 20, 2020. The City has been utilizing professional

consulting services to assist with the City of Phoenix's public health efforts in response to the pandemic. The public health consultants have reviewed mitigation efforts for different departments, advised the City with technical advice on reopening City facilities, assisted staff in redesigning workspaces and provided the most up-to-date guidance from the Centers for Disease Control (CDC) related to the COVID-19 pandemic. This experience has demonstrated the benefit of expert advice on matters of public health.

The City Manager's Office is requesting to create a Public Health Advisor position to provide guidance to City leadership on a variety of public health matters. This position will be classified as an Assistant to the City Manager and will provide substantive program advice and assistance and perform administrative work in carrying out the direction of the City Manager on a wide range of public health needs across the City. Duties will include assisting the City Manager in working with departments towards the achievement of public health objectives and in support of City priorities. Responsibilities will also include advising the City Manager on the determination of program needs, the preparation and presentation of programs for the consideration of City Council, and the implementation of approved public health programs.

Financial Impact

The cost for the position for Fiscal Year (FY) 2022-23 is estimated to be \$202,188. The general fund cost of the position will be absorbed by the City Manager's Office for this FY and next FY with salary savings.

Concurrence/Previous Council Action

This item was recommended for approval by the Community and Cultural Investment Subcommittee on April 6, 2022, by a 4-0 vote.

Discussion

A motion was made and seconded to approve this item.

Councilmember Garcia mentioned he met with community members in south Phoenix to improve health programs, such as culture-appropriate foods, support for parents and medical visits in mobile units. He emphasized those were programs the city should support to improve the quality of life for under-served people. He stated his position would

provide information on what communities were doing and how the city could support them. He conveyed this position would enhance communication with departments and provide support to other organizations. He expressed he was excited about this item and would be voting yes.

Councilwoman Ansari said she was also excited about this item. She indicated the pandemic showed that local governments needed to be prepared for everything and that public health should be a priority. She noted public health was not just about large-scale pandemics, but involved other city plans like the climate action plan or the transit-oriented development plans. She stated a medical professional looking over the goals and strategies would result in better outcomes and expressed she looked forward to working with the person who took on this role.

Councilwoman Guardado said she was excited about this item moving forward, noting Councilmember Garcia pushed for this during the pandemic. She remarked this position would be innovative and also work on existing issues, such as figuring out healthier food options.

Mayor Gallego conveyed the city engaged in partnerships during the pandemic and was thankful that Council had access to consulting support from specialists when making public health decisions. She emphasized this was an opportunity to have a long-term solution to getting advice on health equity. She stated her goal was not to duplicate the County's work but hoped this individual would work closely with them. She noted there was a strong partnership between the City's Emergency Management team and the County and said she wanted to build on that partnership.

Vice Mayor Pastor stated this position would strengthen the city in public health and hoped to address health inequities in the community. She pointed out organizations were pushing for health equity in neighborhoods and building partnerships to provide wellness services in areas, such as blue zones and affordable housing. She thanked everyone who supported this item.

Stacey Champion expressed she was excited about this position, but wanted to make sure community groups were connected with this

position. She asked that there be good crossover to provide assistance to under-served communities, noting the pandemic showed this infrastructure needed to be in place.

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

Yes: 6 - Councilwoman Ansari, Councilmember Garcia, Councilwoman Guardado, Councilwoman Stark, Vice Mayor Pastor and Mayor Gallego

No: 3 - Councilman DiCiccio, Councilwoman O'Brien and Councilman Waring

26 Bloomberg Associates Consulting Agreement

Request to authorize the City Manager, or his designee, to enter into an agreement with Bloomberg Associates for pro-bono consulting services. There is no financial impact to the City for this agreement.

Summary

Phoenix has been selected by Bloomberg Associates to receive, at no cost to the City, consulting services to create short- and long-term projects, build public-private partnerships and develop actionable best practices that are data driven and align with City priorities.

Priority projects include:

Developing an analytical framework to weigh the costs/benefits associated with hosting mega events;

Supporting equitable access to early childhood education;

Incentivizing affordable housing; and

Integrate green infrastructure/low-impact development into Street Transportation Department funding.

Other potential projects are being explored in the Parks and Recreation Department, Office of Arts and Culture, Communications Office, Community and Economic Development/Workforce Development, among others. The consulting relationship with Bloomberg Associates will include a City Hall Bloomberg Fellow to support the project, at no cost to the City.

Bloomberg Associates is the philanthropic consulting arm of Bloomberg Philanthropies. Founded in 2014, Bloomberg Associates works with a select number of client cities (approximately five at a time) to improve the quality of life for residents, taking an innovative, collaborative and data-driven approach to make cities stronger, safer and more efficient with a focus on equity. During the past eight years, Bloomberg Associates has worked with 17 cities around the world including Bogota, Columbia; Newark; Oakland; Los Angeles; Houston; Mexico City; Detroit; Athens, Greece, among others.

Contract Term

The contract term will commence upon signing of the agreement and conclude on June 30, 2025. Provisions of the contract include an option to extend the term up to two years, which may be exercised by the City Manager or designee.

Financial Impact

This agreement will not result in a financial impact to the City.

A motion was made by Vice Mayor Pastor, seconded by Councilwoman Stark, that this item be approved. 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

34 ARPA Phoenix Resilient Food System Programs - Amendment (Ordinance S-48543)

Request to authorize the City Manager, or his designee, to execute amendments to Agreements: 154941 with Local First Arizona Foundation; 155020 with Arizona Food Bank Network; and 155024 with Local Initiatives Support Corporation, to provide additional funding related to Council District food initiatives and Food Banks and Pantries funds, and to extend the contract periods until available funds are spent. Further request to authorize the City Controller to disburse all funds related to this item. Funding is available through the City's allocation of the American

Rescue Plan Act (ARPA) funding received from the federal government and is in the Phoenix Resilient Food System category of the strategic plan. There is no impact to the General Fund. The additional aggregate expenditures included in this amendment will not exceed \$812,500.

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 agencies; 4) support for increased local food production; and 5) business and employment opportunities throughout the food system spectrum.

Equity and Inclusion

Council District Food Action Plans or Initiatives

OEP allocated \$50,000 to each Council District for food-related projects or to augment existing ARPA Phoenix Resilient Food System programs. These Amendments cover allocations from all Council districts. On March 2, 2022 Council approved an amendment for TigerMountain Foundation for community garden raised beds at Homestead Park per Council District 5 and for two additional backyard gardens per Council District 7. Additionally, on Jan. 26, 2022 Council approved an agreement with Vitalyst Health Foundation for administration of the Urban Agriculture Fellowship Program, which included funds for one additional Fellow funded by Council District 7. Council District 7's allocation to the Resilient and Sustainable Grants program will be brought to Council for approval in April/May upon selection of grantees.

Existing contracts with the following Subrecipients will be used to administer the funds: Arizona Food Bank Network (AFBN), Local First Arizona Foundation (LFAF), and Local Initiatives Support Corporation (LISC).

AFBN will distribute \$132,500 for the following:

Council Districts 2 and 3 are combining their allocation and are providing \$50,000 to the Paradise Valley Emergency Food Bank per the

request of the Paradise Valley School District;
Council District 4 is awarding \$8,000 to the Phoenix College Pantry and \$3,818 to 11 small food pantries located in District 4; and
Council District 6 is awarding \$32,500 to Chicanos Por La Causa Senior Living Apartments.
LFAF will distribute \$65,000 for the following:
Council District 8 is awarding \$50,000 to farmers at Spaces of Opportunity in south Phoenix; and
Council District 7 is awarding \$5,000 to Spaces of Opportunity and \$10,000 to Project Roots Farm.
LISC will distribute \$115,000 for the following:
Council District 1 is awarding \$50,000 to the Deer Valley Unified School District for Constitution Elementary (\$16,666), Village Meadows Elementary (\$16,666), and Esperanza Elementary (\$16,668);
Council Districts 2 and 3 are combining their allocation and are providing \$50,000 to the Paradise Valley School District for summer meals and for existing and new school gardens; and
Council District 5 is awarding \$5,000 to 19th North Community Garden, and \$10,000 for Solano School Garden.

Food Banks and Pantries Support

A total of \$1.3 million was allocated to Food Banks and Pantries, and Council authorized \$800,000 to AFBN on July 1, 2021. This Council report requests awarding the remaining \$500,000 to Arizona Food Bank Network to continue its work to award funds to banks and pantries in Phoenix.

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 LISC contract term will be extended from Aug. 30, 2022, to Dec. 31, 2022. There is no change to the contract term for the AFBN and LFAF contracts. All three 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 received from the federal government 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:

LFAF - Agreement 154941 was initially authorized for \$2.7 million. This amendment will increase the authorization by \$65,000 for a new total not-to-exceed agreement value of \$2,765,000. No additional administrative fees are included;

AFBN - Agreement 155020 was initially authorized for \$800,000. This amendment will increase the authorization by \$632,500 for a new total not-to-exceed agreement value of \$1,432,500. Administrative fees are included; and

LISC - Agreement 155024 was initially authorized for \$1.95 million. This amendment will increase the authorization by \$115,000 for a new total not-to-exceed agreement value of \$2,065,000. No additional administrative fees are included.

Concurrence/Previous Council Action

The City Council approved ARPA Phoenix Resilient Food System Agreements 154941, 155020 and 155024 (Ordinance S-47812) on July 1, 2021.

Discussion

A motion was made and seconded to approve this item.

Councilwoman Ansari expressed this program deserved recognition, noting the resilient food programs were the most successful during the pandemic and thanked Environmental Programs staff. She also thanked external organizations for their financial support and mentioned a fundraiser on April 30. She added there was a waiting list of local and refugee farmers who did not have access to affordable land and supplies, but wanted to help this community thrive and keep these programs going after federal funding ran out. She said she looked forward to supporting this program.

Councilmember Garcia thanked everyone who worked on these programs, noting the food resiliency programs were the most successful the past couple years. He expressed he was proud the city was looking at different ways to support the food systems and stressed more farmland was needed as it brought communities together. He stated he looked forward to working with his colleagues to find other spaces for growing food and said he supported this item.

Mayor Gallego said she was excited to look at the entire supply chain to find pathways of getting food to people. She pointed out the city supported local businesses when they needed help and thanked those that partnered with the city who benefited from these funds. She expressed she also looked forward to supporting this item.

Mayor Gallego announced Vice Mayor Pastor was not participating in this item due to a conflict of interest.

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

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

No: 0

Conflict: 1 - Vice Mayor Pastor

35 Contract with Human Services Campus, Inc. for COVID-19 Essential Services, Operations and Homeless Support Activities - Amendment (Ordinance S-48546)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 154870 with Human Services Campus, Inc., to provide additional time and funding to the contract for COVID-19 Essential Services, Operations and Homeless Support Activities. Further request to authorize the City Controller to disburse all funds related to this item. There is no impact to the General Fund. Funding is available through the City's allocation of the American Rescue Plan Act funding received from the federal government. The additional expenditures

included in this amendment will not exceed \$1.1 million.

Summary

The purpose of this amendment is to provide additional time and funding for additional resources needed to support HSC in assisting individuals to engage in services by increasing the number of staff at the Campus and assist in maintaining a clean and safe environment through providing restrooms and showers. Further, the funding will provide intake and transportation coordination to enhance heat relief efforts.

The City of Phoenix contracted with Human Services Campus, Inc. (HSC) to provide an array of services to address issues related to homelessness and mitigate the impact of COVID-19 for this population.

Contract Term

This amendment will extend the date of the contract term from Sept. 30, 2022 to Dec. 31, 2024.

Financial Impact

The initial authorization for Contract 154870 was for an expenditure not-to-exceed \$1.6 million. This amendment will increase the authorization for the contract by an additional \$1.1 million, for a new total not-to-exceed contract value of \$2.7 million.

The additional funding is available through the City's allocation of the American Rescue Plan Act (ARPA) funding received from the federal government and will be utilizing funding from the first and second tranche of ARPA.

Concurrence/Previous Council Action

The City Council approved Contract 154870 (Ordinance S-47463) on April 7, 2021.

Discussion

A motion was made and seconded to approve this item.

Councilwoman Ansari thanked everyone who had a role in making additional support in and around the Human Services Campus a priority. She stressed heat relief and efforts to address homelessness as well as

support unsheltered people was critical to save lives over the summer.

Stacey Champion pointed out there was no water available and the new restrooms were not accessible to people, noting there were over 1,000 people on the streets. She said she wanted to know when there would be a sufficient number of restrooms and water available for people in tough situations.

Amy Schwabenlender, Executive Director at the Human Services Campus, thanked staff for the dialogue about heat relief. She conveyed it took time and resources to purchase or rent items and to have electricity to ensure a trailer with toilets had cool air inside. She said the Human Services Campus and its partners were grateful the city was putting more money into basic amenities to keep people safe from the heat. She added this would create shade areas and client storage for people with many possessions while unsheltered. She thanked the city for its support and creativity.

Mayor Gallego thanked Ms. Schwabenlender for her perspective.

Two electronic comments were submitted for the record in support of this item.

Vice Mayor Pastor asked for a timeline of when facilities would be in place.

Deputy City Manager Gina Montes replied many logistics had to happen, but they were ready to be in service.

Special Projects Administrator Scott Hall responded the resources to get facilities in place were extensive and thanked the Human Services Campus and its partners for being flexible in implementing them. He explained the toilet trailer had to have access to plumbing, sewer and electrical, noting the delay was electrical as it had to run underground. He specified the restrooms should be fully functional with potable water by the weekend.

Vice Mayor Pastor said she appreciated the update as it was important

for the community to know the timeline.

A motion was made by Vice Mayor Pastor, seconded by Councilwoman Ansari, that this item be adopted. 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

48 Memorandum of Understanding with SRP on Water Conservation, Heat Mitigation, Renewable Energy, Electric Vehicles and Equity (Resolution 22013)

Request to authorize the City Manager, or his designee, to execute a Water and Energy Future Collaboration Memorandum of Understanding between the City of Phoenix and Salt River Project Agricultural Improvement and Power District that commits to a five-year collaboration developing joint actions in support of common sustainability goals, with a particular focus on actions related to water conservation, heat mitigation, renewable energy, electric vehicles and equity. There is no financial commitment associated with this item.

Summary

Salt River Project Agricultural Improvement and Power District (SRP) has been a close collaborator with the City for decades in water management and is one of the primary electricity providers to the City and its residents. SRP approached the City in November 2021 to begin discussions on a deeper engagement in the form of a Memorandum of Understanding (MOU) that establishes a framework for an innovative collaboration to achieve ambitious goals for drought resilience and carbon emission reductions. The collaboration seeks to align the efforts of the City and SRP to create a resilient water supply and low carbon future that will benefit the City of Phoenix, its residents, businesses and SRP's customers.

The collaboration will focus cooperation on the following areas:
Drought resilience/forest health: Provide a clean and reliable 100-year

water supply. Address forest health and wildfire resilience in order to reduce water quality concerns.

Electric vehicle partnerships: Increase and leverage opportunities that focus on EV policy, education and awareness, and incentives around single-family homes, commercial and multifamily dwellings, public charging, and fleet electrification.

Decarbonization: Reduce carbon emissions and increase renewable and clean energy resources with a focus on pilot projects that address energy equity, energy insecurity, job training opportunities, affordable housing, and resident and business-centered solutions.

Infrastructure: Identify opportunities to streamline and follow permitting and approval processes to facilitate shared goals of drought resilience and low carbon, renewable energy use. Address critical operational infrastructure challenges and opportunities, such as extreme heat impacts and development of resilient energy solutions.

Social justice and heat resilience: Collaborate to address social justice and equity issues caused by extreme heat. Promote energy efficiency, and other programs for limited-income families to alleviate the cost of essential energy services.

Regional collaboration: Identify opportunities to increase collaboration across SRP's service territory with counties, cities, towns, community-based organizations, and the business community on resilience to extreme heat, drought resilience and decarbonization.

After execution of this MOU, the City and SRP will jointly develop and agree on a work plan to advance the Water and Energy Future Collaboration MOU. The City and SRP will meet at least quarterly and provide staff and resources appropriate to support the work.

The proposed draft form of the MOU is included as **Attachment A**.

Contract Term

The MOU will remain in effect for five years from the date of signing, but could be cancelled with 60-day notice by either party.

Financial Impact

There is no financial impact associated with this item.

Discussion

A motion was made and seconded to approve this item.

Vice Mayor Pastor said she wanted to know, with regard to the Memorandum of Understanding (MOU) with SRP, what type of water conservation was being done, as well as heat mitigation, renewable energy and electric vehicles. She also questioned what staff meant by equity.

Deputy City Manager Karen Peters replied the mayor appointed an ad hoc committee on water conservation a few years ago and SRP was a participant on that committee. She conveyed there were conversations about ways the city could specifically collaborate with SRP, such as working together on distribution of smart irrigation controllers. She stated this MOU was a step in the process of working on that and other issues, noting SRP had its own sustainability goals that included water conservation.

Chief Sustainability Officer Mark Hartman remarked the MOU stated the city should develop a work plan and staff planned to work on it next month. He indicated SRP was interested, particularly around heat mitigation with tree planting efforts and equity. He added SRP wanted to focus and prioritize actions on heat mitigation in under-served and disadvantaged communities.

Vice Mayor Pastor asked if there would be metrics in the MOU to make sure goals were hit. She recalled as co-chair of the water conservation ad hoc committee they put in metrics, so she wanted to be able to go back to the MOU and know that goals were met.

Ms. Peters responded the city would have an annual work plan that would be a collaboration to accomplish the goals that would be jointly established by the MOU. She stated staff would bring back those details to discuss with Council.

Mayor Gallego thanked Vice Mayor Pastor for her work on water conservation.

Stacey Champion stated the Arizona Corporation Commission recently

finalized disconnect rules which prevents regulated utilities from turning off people's power in extreme heat. She urged Council to push SRP to follow those rules and not turn off people's power, noting APS chose a date range from June 1 to October 15. She expressed to protect public health people's power should not be disconnected in extreme heat.

Linda Brady, representative for SRP, conveyed SRP had an ambitious set of 2035 sustainability goals and acknowledged the city had sustainability goals in a robust climate action plan. She said it was sensible to establish a partnership around common sustainability goals and other areas of mutual interest. She emphasized the city and SRP had been partners for over 100 years, noting this MOU would create a more focused partnership in this particular area for a more sustainable and efficient city. She specified both parties determined to focus on drought resilience and forest health, EV partnerships, e-carbonization, infrastructure, heat resilience and regional collaboration. She stated this MOU was the beginning, noting next steps included developing work plans to advance water and energy future collaboration.

Councilman DiCiccio expressed SRP had been a great partner for the city and the public, noting he had called SRP regarding neighborhood issues and they immediately responded.

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

No: 0

50 Acquisition of Building Located at 2526 W. Northern Ave. and Lease of Adjacent Property Located at 8114 N. Black Canyon Hwy. (Ordinances S-48504 and S-48550)

Request to authorize the City Manager, or his designee, to negotiate and enter into a purchase agreement and any other agreements necessary

with Saia Family LP, for the purchase of the former Kmart building located at 2526 W. Northern Ave (Site). Further request authorization for the City Controller to disburse all funds related to this item. Funding for this purchase will not exceed \$12 million. There is no impact to the General Fund for the purchase of the former Kmart building. Funding is available through the City's allocation of the American Rescue Plan Act (ARPA) funding received from the federal government and is under the City's Workforce Training Facility and Training Program category.

Additional authorization is requested to enter into a lease on the adjacent property located at 8114 N. Black Canyon Hwy., for an initial term of 25-years, with multiple 10-year renewal options. The initial amount of the rent beginning January 1, 2023 shall not exceed \$234,000 annually, and will increase annually in accordance with the lease terms. The annual rent payments would come from the City's General Fund.

These two items shall be approved under separate ordinances.

Summary

The Site along 27th Avenue has remained vacant for over five years and is one of the last large infill sites available for redevelopment along the I-17 Freeway. The property owner has received numerous offers for this building that would convert the property into uses such as a park-and-swap, storage, heavy industrial and multi-family uses. Studies have shown that these uses are not conducive to the revitalization and crime suppression of this area. Community visioning sessions have indicated the desire to repurpose the Site into an innovation center offering education, workforce training and job opportunities for the community. The City has worked with several community partners to explore the viability for the adaptive reuse of the Site to offer the programs noted above.

In 2020, the City contracted with Gateway Community College's Center for Entrepreneurial Innovation (CEI) for the completion of a feasibility study. Some of the potential uses explored included:

- K-12 and community college education
- Business incubation
- Workforce development

Skills/technical training center
Culinary support services hub

In 2021, the City, in partnership with Arizona State University (ASU), Maricopa Community College District (MCCCD), and Western Maricopa Education Center (West-MEC) (collectively, Government Partners), contracted with M. Arthur Gensler Jr. & Associates, Inc. (Gensler) for the completion of a building assessment (Assessment). The Assessment addressed the structural and mechanical requirements needed to support the various uses considered for the Site. These Government Partners will continue to be partners on the redevelopment and educational uses to be provided for at the Site.

On June 8, 2021, the City Council adopted the American Rescue Plan (ARPA) Fund Strategic Plan. As part of the first tranche of funding, \$15 million was allocated for the purchase and redevelopment of the Site under the Workforce Training Facility and Training Program category. As part of the second tranche of ARPA funding, an additional \$3.5 million is being requested to begin the renovations on the building following the purchase of the Site. The use of the total \$18.5 million allocation would include the \$12 million purchase price and \$6.5 million in initial improvements to the Site

Located adjacent to the former Kmart is a property that currently operates as an event venue, located at 8114 N. Black Canyon Hwy. This property would not be included in the purchase of the Kmart building but would instead be leased by the City for a term of 25-years, with up to seven to 10-year renewal options.

The results of the feasibility study and Assessment have outlined the opportunity and framework to transform the Site into an innovation center that will provide education and workforce training programs to the community. If approved, the City will move forward with the purchase of the Site utilizing ARPA funds.

Neighborhood Services, Police, Public Transit, Street Transportation, and Human Services staff have been working collaboratively to improve the safety and quality of life along the 27th Avenue Corridor, adjacent to the

I-17. This Corridor is consistently a source of violent crime, prostitution, drug use, trespassing, blight and other quality of life concerns. The ease of access to this area, along with challenging hotels, motels and apartment complexes, several of which are immediately north of the Site, have created an area where crime can flourish with few impediments.

At its Feb. 16, 2022 meeting, the Phoenix City Council approved a 27th Avenue Corridor Community Safety and Crime Prevention Plan, in partnership with ASU, that will provide a direct focus on this area. The redevelopment of this project is a key part of this overall solution.

The challenges of this area have been exacerbated by the pandemic, with this segment of the community hit much harder than others due to the density of population, the distrust of government among many members of the community, and the loss of service sector jobs that are the primary source of employment in the area surrounding this property. This multitude of challenges will require both the City and the community to come together to provide a path to bring the area back to a place where the community feels safe and the residents have a local presence for continued and advancing education, retraining and upskilling into jobs that will be less likely to be challenged as service sector jobs were during the Covid-19 pandemic. Many area residents and their children face tremendous barriers to educational opportunities, with one of the most significant being that they do not have an easy means of transportation to other areas of the City for training, which was exacerbated by the reduction of ridership during the pandemic. This strategic educational partnership with the City, ASU, MCCCD and West-MEC will bring pandemic- and downturn-resistant employment training to this community.

This Site is extremely unique along multiple fronts that help to expedite our efforts along 27th Avenue. Among the items that make this Site important to our efforts include its location along 27th Avenue, the available size, the open floor plate nature of the building, which reduces costs of interior demolition prior to tenant improvements, and its visibility from the I-17. Further, the significant size of the undeveloped acreage of the property surrounding the building provides extensive opportunities for additional educational programming at the Site outside of the existing building. Of utmost importance, this property is located immediately

adjacent to the Washington Elementary School District, one of the surrounding educational entities providing direct connection to students, and their families.

While the City's ARPA funds will be used to purchase the Site and start the improvements to the building, additional funds will be needed to complete the project, with the City taking the leadership role in completing the tenant improvements. The City and Government Partners will continue to research and apply for grants and other funding sources to complete the renovation and improve the Site. Further, as part of their occupancy of the building, the Government Partners will invest an estimated \$4-\$6 million in the building to ready the Site for operation. These improvements will become part of the building owned by the City once installed. The Government Partners will program and assume all ongoing operations and maintenance of the Site.

Financial Impact

Total funding for the purchase of the Site will not exceed \$12 million. There is no impact to the General Fund. Funding is available through the City's allocation of the ARPA funds received from the federal government. The additional \$6.5 of ARPA would be used to start the renovations of the building for an educational use.

Total funding for the adjacent property lease will be not greater than \$234,000 annually, beginning January 1, 2023, and will increase by a rate of 2.4 percent annually, beginning January 1, 2024. Starting January 1, 2028 a semi-decade adjustment will be applied every five years to reflect the actual change in the Consumer Price Index, but in a rate of not less than one percent annually.

Concurrence/Previous Council Action

City Council approved the use of \$15 million in ARPA funds for Phoenix Arts, Business and Employee Assistance at its June 8, 2021 City Council Policy meeting.

Location

2526 W. Northern Ave. and 8114 N. Black Canyon Hwy.
Council District: 5

Discussion

A motion was made and seconded to approve this item.

Councilwoman Guardado thanked everyone who helped put this together. She recalled meeting with Jeff Spellman who had great ideas for the 27th Avenue corridor and the Kmart building. She said she met with staff as well as the owner, residents, neighborhood groups, potential partners and workforce training experts. She stressed when the pandemic hit she knew redevelopment of the Kmart building as a center for education and job training was urgent. She conveyed she traveled to Los Angeles to see their workforce training programs, met with Arizona State University and community colleges and brought them onboard, and toured the West-MEC facility in north Phoenix and brought them onboard. She stated this item would build a project with the community, government, education and private partnerships that would bring opportunity for education to the working-class community. She expressed there needed to be pathways to good jobs with living wages that could support a family, along with education and training that lead residents to jobs of the future. She reiterated her thanks to staff and neighborhood leaders that supported and pushed this project forward and said she was proud to support this item.

Mayor Gallego thanked Councilwoman Guardado for her hard work on this item. Mayor Gallego confirmed the motion was to approve this item as corrected.

Councilwoman Ansari congratulated Councilwoman Guardado as this facility would be transformational and an example for future workforce innovation centers. Councilwoman Ansari said she looked forward to hearing the success stories from people who benefited from the programs offered at this facility.

Councilmember Garcia thanked Councilwoman Guardado for coming up with this "outside-the-box" idea which would help the entire community. He emphasized these types of locations could be training centers for businesses coming to Phoenix and help with good jobs. He expressed he was excited to support this item.

Mayor Gallego said she was exciting this item was moving forward today, noting community leaders were passionate about this project. She congratulated Community and Economic Development Director Chris Mackay for her work on this project as it was a win for the city.

Ari Berrong Huber stated he was a bartender in Phoenix, noting it was a busy work environment and lost good coworkers to opportunities outside the food service industry. He conveyed businesses needed a skilled and reliable workforce and said he was excited about workforce training through this purchase of the Kmart building. He stressed more training and job opportunities were needed to bring the industry back.

April Hernandez stated she was a barista and wished to thank her neighbors and community leaders who identified this need. She remarked turning the Kmart facility into an innovation center showed the city was investing in opportunities for young people and working families. She said she appreciated the work that went into this project and asked that this item be approved.

Vivian Lavelly expressed she would be affected by this project with new faces that were excited to work in the hospitality and tourism industry. She stated she worked at Phoenix Sky Harbor Airport with HMSHost, noting this would be a great opportunity for people to get into this industry. She thanked everyone who worked on this item and said she supported it.

Scott Matos Elliot stated he worked in the food industry where there was no opportunity to move up and lack of training. He remarked this vision would be a great opportunity for people to get good jobs. He said he appreciated the city's efforts to make this happen and investment in the community.

Ten electronic comments were submitted for the record in support of this item.

Councilwoman O'Brien congratulated Councilwoman Guardado for this achievement and what it would bring to the entire community. Councilwoman O'Brien also thanked staff for their perseverance in getting this done during the pandemic.

Vice Mayor Pastor announced she had a conflict of interest on this item and would not participate in the vote.

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

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

No: 0

Conflict: 1 - Vice Mayor Pastor

51 Amend Redevelopment and Purchase Agreement with 3DC Partners, LLC (Ordinance S-48507)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 149707 with 3DC Partners, LLC to extend the Construction Commencement Date for 11 additional months, to April 30, 2023. There is no expense impact as a result of this action.

Summary

In April 2019, a Redevelopment and Purchase Agreement (RPA), City Agreement 149707, was entered into with the 3DC Partners, LLC (Developer) for the sale and development of approximately 26,000 square feet of City-owned land located on the southeast corner of Central Avenue and Adams Street at 30 N. 1st St. (Site) as authorized by Ordinance S-44791. The RPA was amended on June 3, 2020 by the First Amendment to the RPA, Agreement 149707-1 (First Amendment), which extended the Commence Construction Date to June 3, 2021, updated the project description and modified the parking requirements. The RPA was amended again on June 3, 2021 by the Second Amendment to the RPA, Agreement 149707-002 (Second Amendment), which extended the Commence Construction Date to June 3, 2022.

The Developer intends to construct a mixed-use tower consisting of a boutique hotel with approximately 220 hotel rooms including 20 hospitality suites, approximately 50,000 gross-square-feet of commercial office space and ground floor retail. In addition, Developer will make

improvements to Adams Street consistent with the City's Adams Street Activation Study. Collectively these improvements are referred to as the "Project."

The RPA included typical performance benchmarks such as commencement of construction and completion of construction. The Developer is nearing completion of the design and permitting of the Project and has spent significant funds toward the redevelopment of the site. However, the Developer has not yet commenced construction on the site. Community and Economic Development and the Phoenix Convention Center have requested use of the Project site in February of 2023 to host events related to Super Bowl LVII. Further, this site, along Adams Street, will be highly visible during the weeks of the event, and the City's Major Events Team is working diligently to ensure the area presents Phoenix well to our visitors and viewers. A construction site in this immediate vicinity would be challenging during the weeks long events here in Downtown. The Developer has agreed to postpone construction to accommodate this request and allow the City to host events on the site.

If approved, this amendment will modify Section 401.3 of the RPA to change the Commence Construction Date to April 30, 2023. All other terms and conditions of the RPA shall remain in full force and effect.

Financial Impact

There is no expense impact as a result of this action.

Concurrence/Previous City Council Action

The City Council approved the Development Agreement reflected in City Contract 149707 (Ordinance S-44791) on June 20, 2018 and an amendment to City Contract 149707 (Ordinance S-47656) on June 2, 2021.

Location

30 N. 1st St.

Council District: 7

Discussion

NOTE: Councilman DiCiccio disconnected from the meeting.

A motion was made and seconded to approve this item.

Councilwoman Guardado recalled this parcel was approved by Council in June 2018 with a purchase price of \$2.8 million and the developer had 18 months to commence construction. She conveyed the project came back with a year-long extension in June 2020 and again in June 2021 at which point Council asserted that was the last extension. She expressed concern about how long this project was being extended and wanted to know what the current value was of this property since the last appraisal in 2018.

Community and Economic Development Director Chris Mackay replied the appraisal was done when staff took the site out for a request for proposal (RFP) which is what Council approved in 2018. She conveyed staff did not do an updated appraisal when Council approved the continuation in 2021, so she did not have a current amount for the site.

Councilwoman Guardado asked what Council should do if the project came back for another extension.

Ms. Mackay responded staff did not support another extension at the site and would ask Council to cancel the RFP and take it back out.

Councilwoman Guardado remembered that was conversation last year and that the developer would break ground. She questioned how staff would make sure this was the last extension.

Ms. Mackay replied in this instance staff asked for the extension due to the Super Bowl as this was the Adams Street activation into the convention center, so this was in the best interest of the city. She suggested that Council include in the motion that staff not bring it back in the future.

Councilwoman Guardado expressed concern because staff wanted Council to be cautious with financial dealings, noting a recession could impact city services. She stressed it was not wise to approve numerous extensions on prime city-owned property and said she could not support

this item.

Vice Mayor Pastor remarked there was a lot of history with this project and wondered if Council should approve an extension or bring the property back to the city then lease it. She asked if the city was selling the property.

Ms. Mackay affirmed that was correct.

Vice Mayor Pastor recalled when this RFP first came up the philosophy was to sell the city's assets, but that shifted in the last several years to lease property since it generated money. She questioned why staff was not thinking about leasing this property.

Ms. Mackay replied when staff took this out for RFP it was done as a purchase option only. She advised to alter those options staff would have to cancel this RFP and take it back out as land for lease.

Vice Mayor Pastor stated that should be a discussion for Council, noting she understood the extension was because of the Super Bowl but this was an important asset. She also remembered when this was before Council last time that staff said it would not come back for an extension. She asked if staff was requesting the extension or if the project could move ahead.

Ms. Mackay responded that staff was asking for the project to be delayed, noting permits were ready to be issued.

Deputy City Manager Alan Stephenson conveyed the project had gone through multiple reviews, so permits were ready to be paid for and issued to start construction if the developer wished to move forward.

Vice Mayor Pastor stated the project was ready to go.

Mr. Stephenson said the developer was close to being ready, but needed to pay for permits before starting construction. He pointed out the challenge was construction would be during Super Bowl events, along with light rail and the Adam Street activation.

Vice Mayor Pastor argued that light rail construction was not stopping nor were businesses.

Mr. Stephenson indicated light rail construction was advanced because of the Super Bowl, noting staff was trying to manage downtown construction due to impacts on the road network.

Vice Mayor Pastor asked if the project was being delayed because of the Super Bowl.

Ms. Mackay affirmed staff was requesting to delay the project in advance of Super Bowl to keep Adams Street in pristine condition.

Councilwoman O'Brien questioned if staff had not approached the developer about delaying the project it would be moving forward.

Ms. Mackay confirmed that was correct, noting she made the call to the developer.

Councilwoman O'Brien wanted to know the impact to the visitors coming downtown for the Super Bowl events if this project moved forward.

Phoenix Convention Center Director John Chan replied downtown Phoenix would be hosting a majority of the fan-related events for the Super Bowl, so the plan was to develop an outdoor fan campus. He conveyed having more options on the table for sponsor activation zones and activities provided more ability to host events in downtown Phoenix. He noted a lot of things had changed since Phoenix hosted the 2015 Super Bowl as there was more development and light rail.

Councilwoman O'Brien recalled the Economic Development and Equity Subcommittee recently approved funds to bring additional visitors and asked what the impact would be for those visitors.

Ms. Mackay affirmed the subcommittee heard the item that would move to the formal meeting in May to allow staff to host a familiarization tour in Phoenix for events that would occur in January and February 2023. She

explained the goal was to showcase Phoenix in its best light so that people see the city as a great destination. She said her primary concern was that this was the primary entrance into the NFL experience which was prominently featured for the Super Bowl. She emphasized having Adams Street under construction would impact showcasing Phoenix for future business.

Councilwoman O'Brien commended Ms. Mackay for having the foresight and thanked the developer for working with the city as it came with a cost. She indicated she would be supporting this project.

Councilwoman Stark said she understood there were a few outstanding issues and wanted to know if those were addressed the developer could start immediately after the Super Bowl.

Mr. Stephenseon responded yes, noting there were items within the developer's control such as changing the variance and finalizing the site plan and elevations. He conveyed the developer already had permits to start groundwork in preparation for the building to go vertical.

Councilwoman Stark stated she would also be supporting this item and looked forward to the project being open for the next Super Bowl.

Mayor Gallego agreed the renderings for the hotel were outstanding and she also looked forward to having it open for the next Super Bowl. She thanked Ms. Mackay and Mr. Chan for having the foresight to see this might be an issue and was grateful the developer was willing to work with the city. She expressed many people had rediscovered downtown Phoenix during these large events or visiting for the first time, so this was a great opportunity to show the city at its best. She stated she looked forward to supporting this item.

Vice Mayor Pastor asked when the permits were pulled.

Mr. Stephenson replied the permits waiting to be paid for varied from late 2020 to the middle of 2021.

Vice Mayor Pastor questioned if permits were ready in January 2021.

Mr. Stephenson responded the last permit was in May 2021, noting the first one that would have been available was in August 2020.

Vice Mayor Pastor pointed out there was enough to get started, but she wanted to know when the extension expired.

Mr. Stephenson clarified plan reviews and permits were for specific discipline. He mentioned the fire line permit was available for purchase in August 2020, so the project would not start based on that permit. He advised they get done by discipline, noting the developer now had a foundation permit eligible where they could start the groundwork and then go into the vertical part of the project.

Vice Mayor Pastor asked when that permit was available.

Mr. Stephenson replied the foundation permit was done at the end of 2020.

Vice Mayor Pastor questioned when the developer asked for the last extension.

Ms. Mackay answered staff requested it in early June 2021 due to the lack of financing options available in the market for hotels coming out of COVID-19. She indicated the developer would need to break ground in early June 2022 to meet the current timeline.

Vice Mayor Pastor said she wanted to be clear that staff was asking for an extension from today or from June.

Ms. Mackay clarified the extension would be from June since the current extension went through the beginning of June.

Vice Mayor Pastor confirmed staff was asking for this extension starting in June because of the Super Bowl, whereas dialogue from a year ago was the developer asked for an extension so for her it was about public perception. She stressed if this project was not built in the next year she wanted it to come back to Council as a new RFP with a lease option. She

said the developer needed to know where the Council stood since they were invested in this project.

Councilwoman Guardado wondered what had changed because the permits were pulled as early as 2021. She asked how certain was staff that the developer was ready to start construction immediately.

Ms. Mackay replied she was recently brought into Super Bowl meetings and this came up shortly after those meetings. She said staff would inform the developer that Council had no intention of approving another extension and that it would go back out. She added the developer would need to finalize their plans and pay for the permits during this period of time so building could start after the Super Bowl. She advised that permits were only valid for 180 days once issued so they could not be pulled until the end of the year.

Mr. Stephenson added the permits could be extended which had a cost; however, the developer would not have to go through a review process as they had already passed the permit review requirements. He noted this was a multi-million-dollar project and the developer was expending a lot of money on permits, such as paying \$185,000 for the foundation permit review fees.

Councilwoman Guardado stated her office spoke with staff and found out the developer had not done anything in over a year. She said she appreciated Ms. Mackay's foresight on how best to move the city forward for the Super Bowl, but she was concerned about the movement of this project. She expressed she could not support this item given the history of the project.

Prior to her vote, Vice Mayor Pastor said she was voting yes as long as there was not another extension and that this property would be brought back into the city.

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

- Yes:** 6 - Councilwoman Ansari, Councilwoman O'Brien, Councilwoman Stark, Councilman Waring, Vice Mayor Pastor and Mayor Gallego
- No:** 2 - Councilmember Garcia and Councilwoman Guardado
- Absent:** 1 - Councilman DiCiccio

Discussion

After the roll call vote, Mayor Gallego thanked downtown partners for helping to build more restaurants than before 2020 in downtown Phoenix.

A motion was made by Vice Mayor Pastor, seconded by Councilwoman Stark, that Items 52-53 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:** 1 - Councilman Waring
- Absent:** 1 - Councilman DiCiccio

52 Authorization to Enter into a Membership Agreement with Downtown Phoenix, Inc. (Ordinance S-48535)

Request to authorize the City Manager, or his designee, to enter into a three-year membership agreement, and other agreements as necessary (Agreements), with Downtown Phoenix, Inc. or it's City-approved successor entity. The fee for the three-year agreement is \$300,000. Further request authorization for the City Controller to disburse funds related to this item. There is no impact to the General Fund.

Summary

Downtown Phoenix, Inc. (DPI) is an established nonprofit entity designed specifically to enhance the economic and cultural vitality of the broader downtown Phoenix community. DPI coordinates activities between numerous affiliate organizations including the Downtown Phoenix Partnership (DPP), Phoenix Community Alliance and Downtown Phoenix Community Development Corporation. Separate from this item, DPI has been working to streamline operations between the affiliate organizations and is currently working toward a merger between DPI and DPP which will be the subject of a future City Council Formal agenda item. Since

2013, the City has utilized DPI to serve as a liaison to downtown neighborhood and business organizations, expand and enhance special events, facilitate the creation of net new sales tax revenues, inspire civic pride, and provide social and family entertainment opportunities to the public. In addition to these benefits, as long as the membership agreement is in effect, the City receives six positions on the DPI Board of Directors including the Mayor, City Manager and four additional positions nominated by the Mayor or City Manager.

The City's current membership expires on June 30, 2022. The new three-year membership agreement will begin July 1, 2022 and end on June 30, 2025. The agreement fee is for \$100,000 annually, not to exceed \$300,000 for the term of the agreement. The City's investment is leveraged by private sector dollars, and DPI has obtained outside grants that continue to yield results for the City that would otherwise not be obtainable. The cost of the annual membership has remained unchanged since 2013.

Contract Term

The term of the new agreement will be from July 1, 2022 through June 30, 2025, with no extension options.

Financial Impact

The membership fee is \$100,000 per year, not to exceed \$300,000 for the term of the three-year agreement. There is no impact to the General Fund. Funding is available in the Downtown Community Reinvestment Fund.

Concurrence/Previous Council Action

On June 19, 2019, City Council approved the current three-year agreement with DPI (Ordinance S-45822). This item was recommended for approval by the Economic Development and Equity Subcommittee at the March 23, 2022 meeting by a vote of 4-0.

Location

Council Districts: 4, 7 and 8

This item was adopted.

53 Assignment of Services Agreement for Enhanced Municipal Services District (Ordinance S-48538)

Request to authorize the City Manager, or his designee, to consent to the assignment of services in connection with the merger of Downtown Phoenix, Inc. with the Downtown Phoenix Partnership, Inc.

Summary

Downtown Phoenix, Inc. (DPI) is an established nonprofit entity designed specifically to enhance the economic and cultural vitality of the broader downtown Phoenix community. DPI coordinates activities between numerous affiliate organizations including the Downtown Phoenix Partnership (DPP), Phoenix Community Alliance and Downtown Phoenix Community Development Corporation. DPI has been working to streamline operations between the affiliate organizations and is currently working toward a merger between DPI and DPP. Since 2014, the City has utilized DPI to serve as a liaison to downtown neighborhood and business organizations, expand and enhance special events, facilitate the creation of net new sales tax revenues, inspire civic pride, and provide social and family entertainment opportunities to the public. The City Council annually approves the Enhanced Municipal Services District (EMSD) work plan and budget, as recommended by DPP Board of Directors. We are currently in the second year of a five-year contract agreement with DPI. The merger will simplify governance, reduce repetition of meetings and administration of the organizations. The proposed merger will result with DPP as the surviving entity which will then change its name to "Downtown Phoenix, Inc." (New DPI) to maintain the brand recognition that has been built. The New DPI board will consist of representatives from the current DPP and DPI boards.

Upon completion of the merger, DPP will convert into a Division within New DPI which will be governed by the new Board of Directors, but will maintain a Downtown Phoenix Business Improvement District advisory committee which will be responsible for recommending an EMSD budget and work plan to the Phoenix City Council.

The Downtown Phoenix Business Improvement District Advisory Committee currently consists of the following appointments:

The Mayor of the City of Phoenix or designee and a City Council member
as advisory members (currently Councilwoman Stark)

Three members appointed by City Manager to represent the City of
Phoenix

The County Manager or his/her designee as an advisory member

One member of the County Board of Supervisors to represent Maricopa
County

Two members representing Arizona State University's Downtown
Campus

One member representing University of Arizona

One member representing Phoenix Biomedical Campus

One member representing residents

Three members representing arts, culture, sports and entertainment
venues

One member representing Phoenix Convention Center

Three members representing office tower property
ownership/management

Two members representing hotel ownership/management

Four members representing large employers

One member representing restaurant ownership

Contract Term

The current term of the agreement from Jan. 1, 2021 through Dec. 31,
2025 will not change.

Concurrence/Previous Council Action

On June 17, 2020, City Council approved the current five-year agreement
with DPI (Ordinance S-46759).

Location

Council District(s): 7 and 8

This item was adopted.

62 Phoenix Bus Rapid Transit Program Planning Support Services Contract Amendment (Ordinance S-48498)

Request to authorize the City Manager, or his designee, to execute an
amendment to the Phoenix Bus Rapid Transit Program, Transportation
Planning Support Services Package B Contract 149145, with AECOM to

extend the term of the contract for 24 months and provide further project management, public outreach and stakeholder engagement, alternative analysis, design concepts and 15 percent design plans for the initial Bus Rapid Transit corridor of 35th Avenue/Van Buren Street. Further request to authorize the City Controller to disburse all funds related to this item. The total cost of the additional expenditures in this agreement will not exceed \$4.2 million.

Summary

In 2015, Phoenix voters approved Proposition 104, creating the 35-year street and transit plan known as Transportation 2050 (T2050), which identified Bus Rapid Transit (BRT) as a key component to continue expanding the City's high-capacity transit network. BRT is a high-capacity bus service that focuses on improved speed, reliability, convenience, and the overall transit experience. There are common recurring elements found in successful BRT systems, such as advanced fare collection, enhanced stations, dedicated lanes, custom buses, transit-spot improvements and unique branding.

In 2019, Phoenix BRT Program staff were tasked by the Citizens Transportation Commission (CTC) and City Council with reevaluating the BRT corridors as originally outlined in the T2050 plan. The reevaluation was sought as the result of the passage of time since development of the T2050 plan, and Phoenix has since experienced significant changes in residential and commercial developments, population growth, and density, in addition to regional efforts to identify additional BRT corridors that may travel through Phoenix.

Based on the transit technical analysis and extensive community-education and engagement efforts, the initial BRT corridor of 35th Avenue/Van Buren Street was approved by the CTC in May 2021, the Transportation, Infrastructure and Planning Subcommittee in September 2021 and the City Council in October 2021.

The overall structure of the BRT Program included two contract packages to provide transportation planning services. Package A, with HDR Engineering, Inc., includes initial transit planning, capital system development, and community education and engagement services which were utilized for the initial planning and reevaluation of Phoenix's BRT

corridors. Package B, with AECOM, includes preparation of corridor alternatives for evaluation and outreach, and 15 percent design plans for the designated corridor.

With unanimous approval of the initial corridor, the BRT program identified a continued need of AECOM, because of their national BRT planning experience and insight, to provide design support of the 35th Avenue/Van Buren BRT corridor. This includes providing detailed corridor planning and conceptual design alternatives for the Package A team and a support function for community outreach and stakeholder engagement.

The scope of work for AECOM's services include:

Project management;

Public outreach and stakeholder engagement;

Right-of-way analysis;

Conceptual alternatives analysis and screening;

Station and platform concepts;

Traffic analysis;

Multimodal safety analysis;

Development of basis for design and design criteria; and

Preparation of 15 percent design plans.

Contract Term

This amendment will extend the end date for the Package B contract with AECOM from Sept. 6, 2022 to Sept. 6, 2024.

Financial Impact

The initial authorization for the Transportation Planning Support Services Package B Contract 149145 was authorized for an expenditure not-to-exceed \$150,000 for initial planning. This amendment will increase the authorization for the contract by an additional \$4.2 million, for a new total not-to-exceed contract value of \$4.35 million.

Funding for this amendment is available in the Public Transit Department's T2050 fund.

Concurrence/Previous Council Action

The Citizen's Transportation Commission recommended for approval:
The award on May 31, 2018, by a vote of 13-0;
The initial BRT corridor of 35th Avenue/Van Buren Street on May 27, 2021, by a vote of 10-0; and
This item on Feb. 16, 2022, by a vote of 11-1.

The Aviation and Transportation Subcommittee recommended approval:
To enter into agreement with Package A and B in support of the BRT program on Sept. 25, 2018, by a vote of 3-0.

The Transportation, Infrastructure and Planning Subcommittee recommended for approval:
The initial BRT corridor of 35th Avenue/Van Buren Street on Sept. 15, 2021, by a vote of 4-0.

The City Council approved:
Issuance of a Request for Qualifications (RFQ) to provide services for planning and preliminary engineering for the BRT program with a stipulation that the planning RFQ included an assessment of the criteria used for the initial identification of the BRT corridors on Oct. 4, 2017;
Phoenix Bus Rapid Transit Program Planning Support Services Contract 149145; and
The initial BRT corridor of 35th Avenue/Van Buren Street on Oct. 6, 2021.

Discussion

Councilwoman Ansari expressed the best way to combat greenhouse gas emissions was to encourage public transit use. She mentioned she took part in the "bike to work" event which was one of the most sustainable options, but not everyone was capable of doing that so bus rapid transit (BRT) helped with that barrier. She asked if there was an estimated year of when the BRT would be up and running.

Public Transit Director Jesus Sapien replied that was one of the components that would be part of this amendment by getting input from the community on how the BRT should look and operate. He added there was no definitive timeline, noting this was the city's first step into the BRT environment so that would be determined by how it interacted with

existing infrastructure and the necessary changes for implementation.

Councilwoman Ansari questioned how the city would leverage the Infrastructure bill or other federal funds towards the BRT.

Mr. Sapien responded staff was looking at those opportunities, noting BRT was one of the components of T2050 that voters were informed would be rolled out. He conveyed staff would look for funds under the Bipartisan Infrastructure Law, but there was nothing specifically for BRT. He added the city did receive funds for purchasing and maintaining vehicles and operating garages as well as preventive maintenance funds to keep the system running. He advised once BRT was a component of the operating system it would be partially funded by the federal government.

Councilwoman Ansari asked if there were already plans in place for other BRT corridors.

Bus Rapid Transit Administrator Sara Kotecki replied a systems analysis was conducted in 2019 and identified potential BRT corridors. She indicated the analysis showed potential BRT corridors for 35th Avenue as north/south and two east/west corridors for Thomas and Camelback roads. She conveyed staff was then asked to pivot the east/west corridors because of the west Phoenix high capacity transit study, so staff moved forward with 35th Avenue which was approved last year.

Councilwoman Ansari expressed she was excited about this item as public transportation should be the first solution to air pollution issues.

A motion was made and seconded to approve this item.

Councilwoman Stark said she was excited about BRT, especially for Phoenix as the city needed different modal opportunities for areas that did not have light rail. She requested staff look at Bell Road as a potential BRT because it was a road of regional significance that served several cities besides Phoenix.

Mayor Gallego expressed she was excited to bring a new mode of high

capacity transit to the city. She thanked staff and the consulting team for their work in moving this forward and she looked forward to seeing the specialized buses and signature stations. She also thanked the voters for approving the Transportation 2050 (T2050) plan which included this important component.

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

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

No: 0

Absent: 1 - Councilman DiCiccio

64 Transit Furniture Manufacturing and Installation and Bus Stop Enhancements Contract - Request for Award (Ordinance S-48541)

Request to authorize the City Manager, or his designee, to enter into a contract with Talis Construction Corporation for transit furniture manufacturing and installation and bus stop enhancements. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

This contract will be used to fulfill a major component of the Transportation 2050 (T2050) plan relative to the continued and progressive expansion of shade throughout the transit environment. City Council has also identified American Rescue Plan Act (ARPA) funding to augment the installation of transit shade during the initial years of this contract.

Procurement Information

The Public Transit Department issued a Request for Proposals on Feb. 4, 2022, to award a contract to provide transit furniture manufacturing and installation and bus stop enhancements.

The recommendation was made using a Request for Proposal procurement process in accordance with City of Phoenix Administrative

Regulation 3.10.

One vendor submitted a proposal, was found to be responsive and responsible, and is listed below.

The evaluation panel recommendation was reached by consensus in consideration of published selection criteria with total points ranging from 0-1,000:

Method of approach (0-400)

Price proposal (0-350)

Qualifications and experience (0-250)

Offeror Selected for Award

Talis Construction Corporation - 812

Contract Term

The contract will begin on or about July 1, 2022, for a five-year term.

Financial Impact

The contract value for Talis Construction Corporation will not exceed \$22.5 million.

Funding is available in the Public Transit Department's Capital Improvement Program budget T2050 fund.

Discussion

A motion was made and seconded to approve this item.

David Schwartz, Executive Director for Friends of Transit, said he was excited about BRT as it was a great mode of transportation when placed in appropriate places. He recalled when voters approved Proposition 104 in 2015, which was also called 2050, noting most people heard about the bus and road improvements as well as light rail. He conveyed other items that were not as known, but equally important, were bus shelters and the need for shade. He applauded the Council and staff for moving this item forward because more shade was needed at bus stops. He remarked he supported this item and encouraged Council to approve it.

One electronic comment was submitted for the record in support of this

item.

Councilwoman Ansari agreed with Mr. Schwartz's testimony, noting another barrier to transit use in the summer was lack of comfort while waiting at a bus stop and stressed every bus stop needed ample shade. She asked if this contract would provide shade at all bus stops and if not how the city could get to 100 percent.

Public Transit Director Jesus Sapien replied that currently 70 percent of the stops were shaded. He explained that sometime the stops were shaded by existing trees and buildings, but there were also issues with providing shade such as no available right-of-way or the inability to build according to Americans with Disabilities Act specifications. He recalled several years ago staff worked with the Arizona State University (ASU) School of Industrial Design and came up with options that were smaller and more portable, so those would roll out under this contract. He advised staff's usual goal was to do 80 a year; however, last year Council allocated \$500,000 for this particular effort so staff now had a goal to do 100 a year. He noted there were supply chain issues that were making it difficult to achieve that goal, but staff hoped this contract helped accelerate those efforts.

Councilman Ansari said she understood the goal was 80 to 100 a year, but she wanted to know what percentage this contract would get to above 70 percent.

Mr. Sapien responded he did not have that number.

Councilwoman Ansari requested staff follow-up with that number.

Mayor Gallego thanked the voters for their support as well as the Gila River Indian community and federal partnership. She expressed excitement that ASU was helping the city with better designs and looked forward to the safety improvements.

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

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

No: 0

Absent: 1 - Councilman DiCiccio

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

000 CITIZEN COMMENTS

City Attorney Cris Meyer stated during Citizen Comment, members of the public may address the City Council for up to three minutes on issues of interest or concern to them. He advised the Arizona Open Meeting Law permits the City Council to listen to the comments, but prohibits council members from discussing or acting on the matters presented.

Mark Rodriguez said he saw Mayor Gallego on Saturday at Cesar Chavez Park planting trees.

Laura Hudson expressed concern regarding Council and staff's lack of accountability and transparency around the 2020 protest cases, and urged Council to speak up about it.

Helen Mendizabal claimed there had been a coordinated effort between law enforcement agencies to prosecute critics of the police. She said during the protests 414 people were arrested by Phoenix police officers and some were charged as gang members, noting Council had yet to comment on the situation.

Patricia Pagliuca mentioned in 2021 Council approved the city's request for a grant to reimburse the Phoenix Police Department for costs related to riot activity response against opposition from the public. She recalled when the news reported on the challenge coin, noting Police Chief Williams stated she was not aware of it. She also remembered when three councilmembers placed an item on the agenda to defund the Office of Accountability and Transparency which failed to pass due to public testimony. She stated nine petitions were submitted requesting accountability related to police misconduct.

Giovanny Sanchez remarked a new legal street racing chapter was being established in Phoenix to keep the legacy of "Big Willie" Robinson alive, but the only remaining race track at Wild Horse Pass was shutting down in April 2023. He said he wanted to make Council aware that when the track shut down illegal racing would take to the streets and endanger people.

Chelsea Hickok alleged Councilman DiCiccio communicated with the Maricopa County Attorney's Office on behalf of the Phoenix Law Enforcement Association (PLEA) to re-file gang charges and Council had yet to address that misconduct.

Benjamin Lewis read his citizen petition requesting that Council direct the City Manager's Office produce two public engagements to facilitate public awareness and transparency regarding the Phoenix Police Department's misconduct during the 2020 protest cases and gang charges filed against protestors. He also requested that two formal meetings be held to report on the two public engagements and plan of action as well as implementation of the plan of action.

Vanessa DiCarlo read her citizen petition requesting that Council produce a report on the costs thus far for responding to the Phoenix Police Department's misconduct against protestors in 2020, including a list of all law firms defending the protest cases and much they charged thus far, a list of all law firms contracted with regarding the Department of Justice investigation. She continued her request included total costs of investigations conducted thus far by Ballard Spahr, 21CP and Arizona State University. She stated her petition also requested the total number of overtime the city awarded to the Police Department related to protests in 2020 as well as the total amount of grant money the city received to respond to protests in 2020.

Jon Forsythe described a recent incident he had when recording a situation involving a Phoenix police officer and the subsequent report. He claimed the officer's body camera only recorded 24 minutes, whereas his personal video totaled 55 minutes. He said he was available to discuss the matter if there were questions.

Anesia Groves urged Council to speak up about the Police Department's

misconduct.

Marysa Leyva demanded that Council address the issues related to police misconduct, including Councilman DiCiccio who communicated with the Maricopa County Attorney's Office on behalf of PLEA to re-file charges against protestors. She also urged Council to hold Police Chief Williams accountable.

April McCue requested that Council follow the leadership of those impacted by the Phoenix Police Department, Maricopa County Attorney's Office and council members. She also wanted two public engagements to facilitate public awareness and transparency regarding the Phoenix Police Department's misconduct during the 2020 protest cases and gang charges filed against protestors. She added she wanted an account of the Police Department's misconduct related to the protest cases, including corrective action, termination of employment, forced leaves, demotion or shift in role and responsibility, or lawsuit. she continued the account should also include involvement of misconduct by Police Chief Williams and Assistant Police Chief Kurtenbach.

Brandon Valentin expressed his frustration that Council had not addressed the wrong-doings of the Phoenix Police Department, Phoenix Law Enforcement Association and council members.

ADJOURN

There being no further business to come before the Council, Mayor Gallego declared the meeting adjourned at 4:40 p.m.



MAYOR

ATTEST:



CITY CLERK

SM

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 20th day of April, 2022. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 1st day of July, 2024.


CITY CLERK

