

City of Phoenix

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

Results

City Council Formal Meeting

Wednesday, April 3, 2019

2:30 PM

phoenix.gov

Items appear in the order action was taken by Council.

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

CALL TO ORDER AND ROLL CALL

Present: 8 - Councilman Sal DiCiccio, Councilwoman Vania Guevara,

Councilwoman Felicita M. Mendoza, Councilman Michael

Nowakowski, Councilwoman Laura Pastor,

Councilwoman Debra Stark, Vice Mayor Jim Waring and

Mayor Kate Gallego

Absent: 1 - Councilwoman Thelda Williams

CITIZEN COMMENTS

MINUTES OF MEETINGS

1 For Approval or Correction, the Minutes of the Formal Meeting on Dec. 5, 2018

A motion was made by Councilwoman Guevara, seconded by Councilwoman Pastor, that this item be approved. The motion carried by the following voice vote:

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor

Waring and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Williams

BOARDS AND COMMISSIONS

2 Mayor and Council Appointments to Boards and Commissions

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

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor

Waring and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Williams

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

A motion was made by Vice Mayor Waring, seconded by Councilwoman Pastor, that Items 3-20 be recommended for approval, except Item 20. The motion carried by the following voice vote:

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor

Waring and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Williams

3 Liquor License - Matty G's

This item was recommended for approval.

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

This item was recommended for approval.

5 Liquor License - Spinato's Pizza

This item was recommended for approval.

6 Liquor License - Las Islitas De San Blas

This item was recommended for approval.

7 Liquor License - MOD Pizza

This item was recommended for approval.

8 Liquor License - Special Event - Arizona Roller Derby Organization

This item was recommended for approval.

9 Liquor License - Special Event - Madison District Educational Foundation, Inc. This item was recommended for approval.

10 Liquor License - Special Event - Madison District Educational Foundation, Inc.

This item was recommended for approval.

11 Liquor License - Spinato's Pizza

This item was recommended for approval.

12 Liquor License - Spinato's Pizza

This item was recommended for approval.

13 Liquor License - Butler's Easy

This item was recommended for approval.

14 Liquor License - Century Grand

This item was recommended for approval.

15 Liquor License - Sushi Brokers

This item was recommended for approval.

16 Liquor License - Dog Haus Biergarten

This item was recommended for approval.

17 Liquor License - Teaspressa

This item was recommended for approval.

18 Liquor License - Special Event - Liberty Wildlife, Inc.

This item was recommended for approval.

19 Liquor License - Club at PHX

This item was recommended for approval.

20 Liquor License - Smokes R Us

A motion was made by Councilwoman Mendoza, seconded by Councilwoman Stark, that this item be recommended for disapproval. The motion carried by the following vote:

Yes:

8 - Councilman DiCiccio, Councilwoman Guevara,
 Councilwoman Mendoza, Councilman Nowakowski,
 Councilwoman Pastor, Councilwoman Stark, Vice Mayor
 Waring and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Williams

ORDINANCES, RESOLUTIONS, AND NEW BUSINESS

A motion was made by Vice Mayor Waring, seconded by Councilwoman Stark, that Items 21-108 be approved or adopted, except Items 31-33, 35, 42, 52, 54, 57, 59, 67, 78, 83, 98, 103-106, and 108; continuing Items 29, 75, 77, and 107 to the April 17, 2019 City Council Formal Meeting; and noting that Item 101 has been withdrawn. The motion carried by the following vote:

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski,

Councilwoman Pastor, Councilwoman Stark, Vice Mayor

Waring and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Williams

21 Smiths Detection, Inc.

This item was adopted.

22 Settlement of Claim(s) Zepeda v. City of Phoenix

This item was adopted.

23 ProRider, Inc.

This item was adopted.

24 Life Technologies Corporation

This item was adopted.

25 Combs Construction Company, Inc.

This item was adopted.

26 G & G Specialty Contractors, Inc.

This item was adopted.

27 Combs Construction Company, Inc.

This item was adopted.

28 Lee R. Bays Concrete & Cooldecking, Inc. doing business as Lee Bays Supply

29 (CONTINUED FROM MARCH 6, 2019) - Temporary Staffing Services - Requirements Contract (Ordinance S-45422)

This item was continued to the April 17, 2019 City Council Formal Meeting.

30 Establish a City of Phoenix Starting Full-Time Wage

This item was approved.

Appoint Election Officials and Boards for May 21, 2019 Runoff Election (Ordinance S-45538)

This item was adopted.

36 Business Roadmap Program Facilitation Services - Requirements Contract - RFQ 19-078 (Ordinance S-45505)

This item was adopted.

Acquisition of Real Property Located at Northwest Corner of 59th Avenue and Baseline Road for Park-and-Ride and Transit Center (Ordinance S-45504)

This item was adopted.

Acceptance and Dedication of an Easement for Public Utility Purposes (Ordinance S-45509)

This item was adopted.

39 Printing Equipment Repair and Maintenance - Requirements Contract - RFA 18-240 (Ordinance S-45519)

This item was adopted.

40 Mailroom Equipment, Supplies and Maintenance - State of Arizona Cooperative Contract - ADSPO16-16987 (Ordinance S-45523)

This item was adopted.

Hazardous and Non-Hazardous Material Removal and Disposal - Requirements Contract - RFP 14-012A (Ordinance S-45532)

This item was adopted.

Request for City Council to Call to Meet in Executive Session on April 17, 2019 at 1 p.m.

This item was approved.

Transfer of Retirement Funds to Arizona State Retirement System (Ordinance S-45528)

This item was adopted.

Transfer of Retirement Funds to Arizona State Retirement System (Ordinance S-45529)

This item was adopted.

Transfer of Retirement Funds to Arizona State Retirement System (Ordinance S-45530)

This item was adopted.

Transfer of Retirement Funds to Arizona State Retirement System (Ordinance S-45531)

This item was adopted.

Authorization to Apply for, Accept, and Implement U.S. Department of Housing and Urban Development Family Self-Sufficiency Service Coordinator Grant (Ordinance S-45514)

This item was adopted.

Authorization to Apply for, Accept, and Implement U.S. Department of Housing and Urban Development Resident Opportunities and Self-Sufficiency Service Coordinator Grant (Ordinance S-45515)

This item was adopted.

Authorization to Apply for, Accept and Disburse Area Agency on Aging, Region One, Inc., Grant for Home Delivered Meal Funds (Ordinance S-45521)

This item was adopted.

Amend Contract with Wildfire for Weatherization Assistance Program Grant Services (Ordinance S-45499)

This item was adopted.

Artist Fabrication and Construction Oversight Contract for Community Well Site 84/88 Public Art Project (Ordinance S-45527)

This item was adopted.

55 Authorization to Enter into Development Agreement with Hyatt Regency

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Phoenix Hotel Company, LP for Streetscape Improvement Project in Downtown Phoenix (Ordinance S-45516)

This item was adopted.

Authorize Amendment to Phoenix Business and Workforce Development Board Bylaws (Ordinance S-45525)

This item was adopted.

Issuance of Education Facility Revenue Bonds (Summit School Project), Series 2019 (Resolution 21732)

This item was adopted.

Request to Issue Request for Proposals for Designated Aviation Channeling Services

This item was approved.

Aviation Department Information Technology Staffing Services Request for Proposals

This item was approved.

Request to Issue Airport Concessions Revenue Contract Solicitation

This item was approved.

Automated Passport Control Kiosks Contract Extension (Ordinance S-45507)

This item was adopted.

Airport Apron Buses and Ground Support Equipment - AVN IFB 19-016 (Ordinance S-45513)

This item was adopted.

Professional Technology Services Common Use System (Ordinance S-45524)

This item was adopted.

Ground Lease with Sky Harbour, LLC at Deer Valley Airport (Ordinance S-45535)

This item was adopted.

Contract Award for Processing of Plastics #3 - #7 into Liquid Fuel and Enter into Land Lease at City of Phoenix Resource Innovation Campus - RFP 19-SW-007 (Ordinance S-45501)

Production Well and Related Equipment - Contract Extension (Ordinance S-45506)

This item was adopted.

70 One-time Purchase of Live Floor Transfer Trailer (Ordinance S-45510)

This item was adopted.

71 One-time Purchase of Runway Rubber Removal and Airfield Paint Removal Machine (Ordinance S-45511)

This item was adopted.

72 One-time Purchase of SealMaster Machines (Ordinance S-45512)

This item was adopted.

73 Vehicle Glass Supply, Install, Repair and Tinting - Contract Recommendation (Ordinance S-45518)

This item was adopted.

74 Reciprocal Agreement with Waste Management for Disposal of Solid Waste Material (Ordinance S-45526)

This item was adopted.

REQUEST TO CONTINUE (SEE ATTACHED MEMO) Water Services Department Small Valve Replacement Program - Job Order Contracting Services - 4108JOC168 - WS85500400 (Ordinance S-45495)

This item was continued to the April 17, 2019 City Council Formal Meeting.

76 Water Services Department Small Valve Replacement Program - Engineering Services - WS85500400 (Ordinance S-45496)

This item was adopted.

REQUEST TO CONTINUE (SEE ATTACHED MEMO) Remote Facilities General Construction - Job Order Contracting Services - 4108JOC173 (Ordinance S-45500)

This item was continued to the April 17, 2019 City Council Formal Meeting.

79 Transmission Main Inspection and Assessment Program - Job Order Contracting Services - 4108JOC174 (Ordinance S-45508)

Salt River Project Land Use License with City of Phoenix for Private Residential Subdivision Development Project - Laveen Gardens (Ordinance S-45520)

This item was adopted.

Transportation Funding for Transportation Projects in Fiscal Year 2020 (Ordinance S-45533)

This item was adopted.

Transmission Main Improvements - Construction Manager at Risk Construction Services - WS85507003 (Ordinance S-45498)

This item was adopted.

Intergovernmental Agreement with New Magma Irrigation & Drainage District for Groundwater Savings (Ordinance S-45517)

This item was adopted.

Modification of Stipulation Request for Ratification of Jan. 16, 2019 Planning Hearing Officer Action - Z-96-06-7

This item was approved.

Modification of Stipulation Request for Ratification of Jan. 16, 2019 Planning Hearing Officer Action - Z-142-06-7

This item was approved.

Final Plat - Sky Crossing - Parcel 10 - 180106 - West of Black Mountain

Parkway and North of Deer Valley Drive

This item was approved.

Final Plat - Park Central Amended - 190001 - North of Catalina Drive and West of Central Avenue

This item was approved.

Final Plat - The Corner at Bethany Home & 19th - 180124 - Northeast corner of Bethany Home Road and 19th Avenue

This item was approved.

90 Final Plat - Re-plat of Goldman Ranch Lots 1-6, 80-84 - 180015 - South of Liberty Lane and North of State Route 202, West and East of 27th Place

This item was approved.

91 Final Plat - 28th Street Residences - 180143 - Southwest Corner of 28th Street and Oak Street

This item was approved.

Abandonment of Right-of-Way - V180069A - Southeast Corner of Cinnabar Avenue and 10th Avenue (Resolution 21728)

This item was adopted.

93 Abandonment of Right-of-Way - V180070A - Southwest Corner of Ironwood Drive and 9th Avenue (Resolution 21729)

This item was adopted.

94 Abandonment of Right-of-Way - V180048A - 915 E. Missouri Ave. (Resolution 21727)

This item was adopted.

95 Abandonment of Easement - V180054A - 6300 N. Central Ave. (Resolution 21725)

This item was adopted.

96 Abandonment of Easement - V180055A - 1809 W. Southern Ave. (Resolution 21726)

This item was adopted.

97 Abandonment of Easement - V180077A - 100 N. 61st Ave. (Resolution 21730)

This item was adopted.

Amend City Code - Ordinance Adoption - Rezoning Application Z-22-16-2 - Approximately 365 Feet East of the Southeast Corner of 25th Place and Rose Garden Lane (Ordinance G-6575)

This item was adopted.

Amend City Code - Ordinance Adoption - Rezoning Application Z-78-18-2 - Approximately 100 Feet North of the Northwest Corner of 7th Avenue and Anderson Drive (Ordinance G-6576)

This item was adopted.

REQUEST TO WITHDRAW (SEE ATTACHED MEMO) Amend City Code - Ordinance Adoption - Rezoning Application Z-87-18-4 - Southeast

Corner of Central Avenue and Indianola Avenue (Ordinance G-6579)

This item was withdrawn.

Amend City Code - Ordinance Adoption - Rezoning Application Z-88-18-8 - Approximately 120 Feet East of the Northeast Corner of 11th Street and Washington Street (Ordinance G-6572)

This item was adopted.

REQUEST TO CONTINUE (SEE ATTACHED MEMO) Public Hearing - PCD Major Amendment - Rezoning Application Z-66-C-96-1 - Northwest Corner of 41st Drive and Fortune Drive

This item was continued to the April 17, 2019 City Council Formal Meeting.

Public Comment on the Proposed MOU Between the City of Phoenix and LIUNA, Local 777 (Unit 1)

Public comment was heard.

Approving the MOU Between the City of Phoenix and LIUNA, Local 777 (Unit 1) (Resolution 21733)

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

Yes: 6 - Councilwoman Guevara, Councilwoman Mendoza,

Councilman Nowakowski, Councilwoman Pastor,

Councilwoman Stark and Mayor Gallego

No: 2 - Councilman DiCiccio and Vice Mayor Waring

Absent: 1 - Councilwoman Williams

Designation of Voting Centers for the May 21, 2019 Runoff Election - Emergency Clause (Ordinance S-45537)

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

Yes: 7 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark and Mayor

Gallego

No: 1 - Vice Mayor Waring

Absent: 1 - Councilwoman Williams

Multi-City Subregional Operating Group User Charge Rates (Ordinance G-6573)

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

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor

Waring and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Williams

Deferred Compensation Plan, Defined Contribution Plan, and Post Employment Health Plan Vendor Recommendation - Hyas Group (Ordinance S-45536)

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

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor

Waring and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Williams

Phoenix Sky Harbor International Airport Terminal 3 North Bridge Artist Fabrication and Installation Contract (Ordinance S-45522)

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

Yes: 6 - Councilwoman Guevara, Councilwoman Mendoza,

Councilman Nowakowski, Councilwoman Pastor,

Councilwoman Stark and Mayor Gallego

No: 2 - Councilman DiCiccio and Vice Mayor Waring

Absent: 1 - Councilwoman Williams

Margaret T. Hance Park Phase I Improvements - Construction Manager at Risk Preconstruction Services - PA75200553 (Ordinance S-45494)

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

Yes: 7 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark and Mayor

Gallego

No: 1 - Vice Mayor Waring

Absent: 1 - Councilwoman Williams

Issuance of Education Facility Revenue Bonds (Leman Academy of Excellence - Oro Valley Project), Series 2019 (Resolution 21731)

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

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor

Waring and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Williams

Intergovernmental Agreement with Department of Homeland Security, U.S. Customs and Border Protection

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

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor

Waring and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Williams

Purchase of Light and Medium Duty Vehicles - Contract Recommendation (Ordinance S-45497)

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

Yes: 7 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark and Mayor

Gallego

No: 1 - Vice Mayor Waring

Absent: 1 - Councilwoman Williams

West Anthem Water and Wastewater Infrastructure Improvements Engineering Services - WS85500416 (WS90500276) (Ordinance S-45502)

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

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor

Waring and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Williams

Development Agreement between City of Phoenix and Granite Creek Farms LLC, for the Lift Station North of the Northwest Corner of Black Canyon Freeway and the Central Arizona Project Canal (Ordinance S-45503)

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

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor

Waring and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Williams

98 PCD Major Amendment - Rezoning Application Z-275-Y-80-6 - Northwest Corner of 32nd Street and Amber Ridge Way

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

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor

Waring and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Williams

A motion was made by Councilman DiCiccio, seconded by Councilwoman Stark, that Items 103 and 104 be approved. The motion carried by the following vote:

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Pastor, Councilwoman Stark, Vice Mayor

Waring and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Williams

Amend City Code - Ordinance Adoption - Rezoning Application Z-84-18-6 - Approximately 370 Feet South and 330 Feet West of the Southwest Corner of 7th Street and Maryland Avenue (Ordinance G-6577)

This item was adopted.

Amend City Code - Ordinance Adoption - Rezoning Application Z-SP-9-18-6 - Approximately 370 Feet South of the Southwest Corner of 7th Street and Maryland Avenue (Ordinance G-6578)

Public Hearing and Resolution Adoption - General Plan Amendment GPA-DV-2-18-1 (Companion Case Z-82-18-1) - Approximately 477 Feet South of the Southeast Corner of 23rd Avenue and Alameda Road (Resolution 21734)

The hearing was held. A motion was made by Councilwoman Stark, seconded by Councilwoman Pastor, that this item be approved per the Planning Commission recommendation and to adopt the related resolution.

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski,

Councilwoman Pastor, Councilwoman Stark, Vice Mayor

Waring and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Williams

Public Hearing - Amend City Code and Ordinance Adoption - Rezoning Application Z-82-18-1 - Approximately 477 Feet South of the Southeast Corner of 23rd Avenue and Alameda Road (Ordinance G-6574)

The hearing was held. A motion was made by Councilwoman Stark, seconded by Councilwoman Pastor, that this item be approved per the Planning Commission recommendation and to adopt the related ordinance with a modification to Stipulation 5.

Yes: 8 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski,

Councilwoman Pastor, Councilwoman Stark, Vice Mayor

Waring and Mayor Gallego

No: 0

Absent: 1 - Councilwoman Williams

108 ***REQUEST TO ADD-ON (SEE ATTACHED MEMO)*** Amend the Rules of Council Proceedings (Ordinance G-6580)

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

Yes: 7 - Councilman DiCiccio, Councilwoman Guevara,

Councilwoman Mendoza, Councilman Nowakowski, Councilwoman Stark, Vice Mayor Waring and Mayor

Gallego

No: 0

Absent: 2 - Councilwoman Pastor and Councilwoman Williams

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

CITIZEN COMMENTS

ADJOURN