

Agenda

City Council Formal Meeting

Wednesday, June 14, 2023

2:30 PM

phoenix.gov

REVISED June 13, 2023

Item Requested to be Withdrawn: 95; Item with Additional Information Added: 150

OPTIONS TO ACCESS THIS MEETING

Virtual Request to speak at a meeting:

- **Register online** by visiting the City Council Meetings page on phoenix.gov at least 2 hours prior to the start of this meeting. Then, click on this link at the time of the meeting and join the Webex to speak: <https://phoenixcitycouncil.webex.com/phoenixcitycouncil/onstage/g.php?MTID=e5412fc95a622073dc640ca86ee30763b>

- **Register via telephone** at 602-262-6001 at least 2 hours prior to the start of this meeting, noting the item number. Then, use the Call-in phone number and Meeting ID listed below at the time of the meeting to call-in and speak.

In-Person Requests to speak at a meeting:

- Register in person at a kiosk located at the City Council Chambers, 200 W. Jefferson St., Phoenix, Arizona, 85003. Arrive 1 hour prior to the start of this meeting. Depending on seating availability, residents will attend and speak from the Upper Chambers, Lower Chambers or City Hall location.

- Individuals should arrive early, 1 hour prior to the start of the meeting to submit an in-person request to speak before the item is called. After the item is called, requests to speak for that item will not be accepted.

At the time of the meeting:

- **Watch** the meeting live streamed on phoenix.gov or Phoenix Channel 11 on Cox Cable, or using the Webex link provided above.

- **Call-in** to listen to the meeting. Dial 602-666-0783 and Enter Meeting ID 2550 663 0328# (for English) or 2550 024 3118# (for Spanish). Press # again when prompted for attendee ID.

- **Watch** the meeting in-person from the Upper Chambers, Lower Chambers or City Hall depending on seating availability.

Para nuestros residentes de habla hispana:

- **Para registrarse para hablar en español**, llame al 602-262-6001 **al menos 2 horas antes del inicio de esta reunión** e indique el número del tema. El día de la reunión, llame al 602-666-0783 e ingrese el número de identificación de la reunión 2550 024 3118#. El intérprete le indicará cuando sea su turno de hablar.

- **Para solamente escuchar la reunión en español**, llame a este mismo número el día de la reunión (602-666-0783; ingrese el número de identificación de la reunión 2550 024 3118#). Se proporciona interpretación simultánea para nuestros residentes durante todas las reuniones.

- **Para asistir a la reunión en persona**, vaya a las Cámaras del Concejo Municipal de Phoenix ubicadas en 200 W. Jefferson Street, Phoenix, AZ 85003. Llegue 1 hora antes del comienzo de la reunión. Si desea hablar, regístrese electrónicamente en uno de los quioscos, antes de que comience el tema. Una vez que se comience a discutir el tema, no se aceptarán nuevas solicitudes para hablar. Dependiendo de cuantos asientos haya disponibles, usted podría ser sentado en la parte superior de las cámaras, en el piso de abajo de las cámaras, o en el edificio municipal.

CALL TO ORDER AND ROLL CALL**BOARDS AND COMMISSIONS**

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| 2 | Swearing In of Chief Presiding Judge and Municipal Court Judge | Page 20 |

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

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| 3 | Liquor License - Copperhead Bistro | District 2 - Page 21 |
| 4 | Liquor License - Heart and Soul Cafe and Saloon | District 2 - Page 26 |
| 5 | Liquor License - Mamma Lucy LLC | District 2 - Page 30 |
| 6 | Liquor License - Manuel's Mexican Food Restaurant | District 3 - Page 34 |
| 7 | Liquor License - Special Event - Phoenix Pride Incorporated | District 4 - Page 40 |
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| 11 | Liquor License - Yumbar | District 4 - Page 57 |
| 12 | Liquor License - Special Event - Puppy Love Foundation | District 5 - Page 63 |
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20	Liquor License - Sr. Ozzy's Tacos Y Mariscos	District 7 - Page 92
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22	Liquor License - Biryani N Bytes	District 2 - Page 97

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24	American Association of Airport Executives
25	Graffiti Protective Coatings, Inc.
26	United States Postal Service - Annual Payment Authority
27	Blue Ridge Fire District
28	The Diocesan of St. Vincent De Paul
29	QCM Technologiesm, Inc.
30	Arizona Parks and Recreation Association (APRA)
31	Arizona Public Service Company Doing Business as APS
32	Various Vendors - Annual Utility Charges

33 City Treasurer - Annual Payment Authority**ADMINISTRATION**

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| 34 | (CONTINUED FROM MAY 31, 2023) - Police Employment Marketing Services RFP HR 22-009 - Request for Award (Ordinance S-49790) | Citywide - Page 105 |
| 35 | ***ITEM REVISED (SEE ATTACHED MEMO AND ATTACHMENT)*** (CONTINUED FROM MAY 31, 2023) - Form of the Ballot for Nov. 7, 2023 Special Bond Election (Ordinance S-49806) | Citywide - Page 107 |
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| 37 | Convening of Special Meeting of the City Council | Citywide - Page 136 |
| 38 | Adoption of the Final 2023-24 Operating Funds Budget (Ordinance S-49813) | Citywide - Page 137 |
| 39 | Adoption of the Final 2023-24 Capital Funds Budget (Ordinance S-49851) | Citywide - Page 146 |
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| 41 | Amend Ordinance S-48719 Adopting the 2022-23 Annual Budget for Operating Funds (Ordinance S-49812) | Citywide - Page 162 |
| 42 | Proposed 67th Avenue and Broadway Road Right of Way De-Annexation (Ordinance S-49903) | District 7 - Page 168 |
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46	Acquisition of a Sign Easement for Roadway Safety on Glenrosa Avenue between 25th and 26th Streets (Ordinance S-49817)	District 6 - Page 178
47	Acquisition of Real Property for Roadway Improvements Along South 28th Avenue between Mohave and Pima Streets (Ordinance S-49832)	District 7 - Page 179
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52	Furniture, Products and Services - ADSO18-00008152 - Amendment (Ordinance S-49893)	Citywide - Page 185
53	Authorization to Adopt Proposed Update to Pension Funding Policies (Ordinance S-49826)	Citywide - Page 187
54	Background Screening and In-Processing/Onboarding Services Contract (Ordinance S-49865)	Citywide - Page 208
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57	Fujitsu Maintenance and Service Level Agreement - RFA 17-125 - Amendment (Ordinance S-49877)	Citywide - Page 214
58	Telecommunication Supplies and Accessories - MA-IS-1540125 - Amendment (Ordinance S-49840)	Citywide - Page 216
59	Oracle Software, Hardware, Support and Maintenance Contract (Ordinance S-49815)	Citywide - Page 217
60	PeopleSoft Data Encryption Services Contract - ITS RFP 23-006 - Request for Award (Ordinance S-49890)	Citywide - Page 219
61	Authorization to Enter Into an Intergovernmental Agreement with Arizona State University to Conduct a Study of Prosecutorial Diversion Programs (Ordinance S-49828)	Citywide - Page 221
62	Amendment to the Intergovernmental Agreement with Maricopa County Sheriff's Office (Ordinance S-49855)	Citywide - Page 223
63	City Prosecutor's Office Domestic Violence Diversion, Positive Alternatives Program, and Cognitive Skills Program Diversion - RFP - LAW-23-0081-1 (Ordinance S-49882)	Citywide - Page 224
64	Administration of City Prosecutor's Office Prostitution Diversion Program (Ordinance S-49883)	Citywide - Page 226
65	Authorization to Enter into Agreements for Outside Counsel Legal Services (Ordinance S-49864)	Citywide - Page 228
66	Authorization for the Phoenix Municipal Court to Accept Grant Funds from the National Center for State Courts (Ordinance S-49899)	Citywide - Page 232
67	Fiscal Year 2023-24 Legal Representation Services Contracts (Ordinance S-49894)	Citywide - Page 233

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| 70 | American Rescue Plan Act Phoenix Resilient Food System Programs - Enter into Agreements for Food System Transformation Grant (Ordinance S-49902) | Citywide - Page 272 |
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| 72 | HOME Investment Partnerships American Rescue Plan Program Allocation Plan and Fiscal Year 2020-24 Consolidated Plan's Fiscal Year 2021-22 Annual Action Plan Amendment | Citywide - Page 278 |
| 73 | Loan Federal HOME Funds for Garfield III Affordable Housing Development (Ordinance S-49818) | District 8 - Page 280 |
| 74 | Loan Federal HOME Funds for Glendale Apartments Affordable Housing Development (Ordinance S-49819) | District 5 - Page 282 |
| 75 | Loan Federal HOME Funds for Residences at Falcon Park Affordable Housing Development (Ordinance S-49820) | District 4 - Page 285 |
| 76 | Loan Federal HOME Funds for Acacia Heights III Affordable Housing Development (Ordinance S-49821) | District 4 - Page 287 |
| 77 | Loan Federal HOME Funds for Phoenix Scholar House Affordable Housing Development (Ordinance S-49822) | District 4 - Page 290 |
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81	American Rescue Plan Act Community Land Trust Program - Request for Award (Ordinance S-49891)	Citywide - Page 301
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85	American Rescue Plan Act Affordable Housing Gap Financing Program - Request to Award Ulysses Development (Ordinance S-49897)	District 8 - Page 309
86	Authorization to Enter into Contract with Central Arizona Shelter Services, Inc. (Ordinance S-49849)	District 7 - Page 311
87	Authorization to Extend Contracts for Occupational Clothing and Accessories (Ordinance S-49863)	Citywide - Page 313
88	Envisionware Software - RFA 16-178 - Amendment (Ordinance S-49848)	Citywide - Page 315
89	Phoenix Public Library and Maricopa County Library District - Library Assistance Program Intergovernmental Agreement (Ordinance S-49869)	Citywide - Page 316
90	Authorization to Lease City-Owned Property Located at 1330 N. 29th Drive to Friends of the Library, Inc. (Ordinance S-49847)	District 4 - Page 317

- 91 **Authorization to Amend License Agreement 130665 with Outfront Media, LLC, to Extend the Term (Ordinance S-49811)** District 8 - Page 319
- 92 **Preserve Trail Maintenance - Contract 144999 - Amendment (Ordinance S-49901)** Citywide - Page 320
- 93 **Athletic In-Field Products and Supplies for Baseball/Softball - RFQ 20-026 - Amendment (Ordinance S-49856)** Citywide - Page 322
- 94 **Arts, Crafts, and Specialty Supplies - IFB 18-170 - Amendment (Ordinance S-49900)** Citywide - Page 323

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- *95 **Authorization to Amend the Intergovernmental Agreement with Arizona State University for the Development of Entrepreneurship and Innovation Programs in Downtown Phoenix (Ordinance S-49852)** Citywide - Page 324
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- 96 **Authorization to Enter into a Construction Staging License Agreement with Clayco Corporation (Ordinance S-49857)** District 7 - Page 326
- 97 **Authorization to Enter into a Development Agreement with Republic Services, Inc. and CN Associates A, LLC and CN Associates K, LLC (Ordinance S-49884)** District 2 - Page 327
- 98 **Enter into Sister Cities Agreement with Medellin, Colombia (Ordinance S-49880)** Citywide - Page 330

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- 99 **Class A Uniforms for the Fire Department - RFA 17-160 - Amendment (Ordinance S-49875)** Citywide - Page 332
- 100 **Extend Contract with Banner Occupational Health of Arizona and Allow Additional Expenditures for the** Citywide - Page 333
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**Medical/Occupational Health Staffing for the Fire
Department Agreement (Ordinance S-49829)**

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| 101 | Intergovernmental Agreement with Maricopa County
for Regional Emergency Operations Management and
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| 102 | Agreement with the State of Arizona Department of
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| 103 | Memorandum of Agreement with the Arizona
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| 104 | Adopt Fire Department Computer Aided Dispatch
Service Fees and Charges for Fiscal Year 2023-24
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| 105 | Donation from Royal Palm Women's Club for Phoenix
Fire Department Paramedic Restricted Fund
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| 106 | Aircraft Fuel - RFA 18-233 - Amendment (Ordinance
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| 107 | TLOxp Online Investigative Services Contract - EXC
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| 108 | AZ Automated Fingerprint Identification System
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| 109 | Authorization to Apply For, Accept and Enter Into an
Agreement for FY 2023 Paul Coverdell Forensic
Science Improvement Formula Grant Program
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| 110 | Approval of the 2023 Neighborhood Block Watch Grant
Program Oversight Committee's Recommendations for
the 2023 Grant Program Awards (Ordinance S-49888) | Citywide - Page 350 |
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| 111 | Phoenix Deer Valley Airport Blast Pads - Engineering Services Amendment 1 - AV31000094 FAA/ADOT (Ordinance S-49824) | District 1 - Page 364 |
| 112 | Phoenix Deer Valley Airport Relocate Taxiway Bravo and Construct High Speed Connectors B6 and B9 - Engineering Services Amendment 1 - AV31000092 FAA (Ordinance S-49830) | District 1 - Page 366 |
| 113 | AerSale, Inc. Amended and Restated Hangar Lease, New Ground Lease, and New Aircraft Storage Agreement at Phoenix Goodyear Airport (Ordinance S-49837) | Out of City - Page 368 |
| 114 | Ground Lease with Derek Engineering, Inc. (Ordinance S-49853) | District 8 - Page 370 |
| 115 | Trash Compactor and Baler Maintenance and Repair Contract - IFB 23-0117 - Request for Award (Ordinance S-49842) | District 7 - Page 372
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| 116 | Key Control Systems and Maintenance Contract - RFA 23-044 - Request for Award (Ordinance S-49844) | District 8 - Page 374 |
| 117 | Expedited Screening, Queuing, and Enrollment Services Contract - Request for Award (Ordinance S-49873) | District 8 - Page 376 |
| 118 | One-Time Purchase of Ambulance Chassis (Ordinance S-49846) | Citywide - Page 378 |
| 119 | Automotive Lifts Inspection, Maintenance and Repair Contract - IFB 24-FSD-008 - Request for Award (Ordinance S-49862) | Citywide - Page 379 |
| 120 | Evaporative Cooler Maintenance and Repair Services - IFB 20-FMD-012 - Amendment (Ordinance S-49868) | Citywide - Page 382 |
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| 121 | Welding Equipment and Supplies - IFB 18-244 - Amendment (Ordinance S-49876) | Citywide - Page 384 |
| 122 | Blade Techs Saw Blades - RFA 17-185 - Amendment (Ordinance S-49874) | Citywide - Page 385 |
| 123 | Protective Footwear - RFQu 18-184 - Amendment (Ordinance S-49858) | Citywide - Page 386 |
| 124 | Asphalt Binder Emulsion, Cold Mix and Hot Mix Asphalt Contract - RFQu 23-078 - Request for Award (Ordinance S-49835) | Citywide - Page 388 |
| 125 | Intergovernmental Agreements with the Board of Regents for Services Associated with Transportation Engineering Projects - Amendments (Ordinance S-49860) | Citywide - Page 390 |
| 126 | Intergovernmental Agreement with Maricopa County Department of Transportation to Design and Construct a Traffic Signal at 99th Avenue and Indian School Road (Ordinance S-49861) | District 5 - Page 392
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| 127 | Development Transportation Planning for Large High Growth Development - Engineering Services - ST85100454 (Ordinance S-49881) | Citywide - Page 394 |
| 128 | IT Programming and Consulting Services Contract - RFP 63-2324 - Request for Award (Ordinance S-49838) | Citywide - Page 396 |
| 129 | Traffic Signal Head Housing and LED Indication Components - IFB 18-164 - Amendment (Ordinance S-49879) | Citywide - Page 398 |
| 130 | Resolution to Conduct a Second Bid Process for Hedgepeth Waterline Improvement District - WS85503001, ID 1309 (Resolution 22130) | District 1 - Page 399 |
| 131 | Water and Wastewater Systems - Raftelis Consulting Services (Ordinance S-49843) | Citywide - Page 403 |
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| 132 | Agreement to Share Costs for the Feasibility Study of Proposed Salt River Project-Central Arizona Project Interconnect Facility Among Cost-Share Partners and Salt River Project Agricultural Improvement and Power District Doing Business as Salt River Project (Ordinance S-49859) | Out of City - Page 405 |
| 133 | Authorization to Amend Lease Agreement 131499 with Carver Mountain Enterprises to Extend Term and Increase Leased Premises (Ordinance S-49809) | District 8 - Page 407 |
| 134 | Authorization to Enter into an Intergovernmental Agreement between the City of Phoenix and U.S. Geological Survey to Create a Water Budget for Tres Rios Ecosystem Restoration Project (Ordinance S-49850) | District 7 - Page 409 |

PLANNING AND ZONING MATTERS

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| 135 | Final Plat - 10050 N. 25th Avenue - PLAT 230009 - Northeast Corner of 26th Drive and Mountain View Road | District 3 - Page 411 |
| 136 | Final Plat - Algodon Lot 17 Retail - PLAT 220114 - Northwest Corner of Thomas Road and 93rd Avenue | District 5 - Page 412 |
| 137 | Final Plat - Modern Industries - PLAT 220029 - Southeast Corner of 46th Street and Beautiful Lane | District 6 - Page 413 |
| 138 | Final Plat - Avance Highlands - PLAT 220082 - North of Mineral Road and West of 14th Street | District 8 - Page 414 |
| 139 | Final Plat - Trellis at the Park - PLAT 220088 - Northeast Corner of 19th Street and Polk Street | District 8 - Page 415 |
| 140 | Abandonment of Easement - ABND 220040 - Northeast Corner of Camelback Road and Phoenician Boulevard (Resolution 22132) | District 6 - Page 416 |
| 141 | Abandonment of Right-of-Way - ABND 210057 - | District 8 - Page 417 |
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**Chipman Road between 16th Street and 17th Street
(Resolution 22131)**

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| 142 | Planning, Zoning, Plan Review, Permitting and
Inspections Application - RFP 19-019 - Amendment
(Ordinance S-49834) | Citywide - Page 418 |
| 143 | Amend City Code - Ordinance Adoption - Rezoning
Application Z-SP-1-23-1 - Approximately 80 Feet West of
the Southwest Corner of 49th Drive and Cactus Road
(Ordinance G-7118) | District 1 - Page 420 |
| 144 | Amend City Code - Ordinance Adoption - Rezoning
Application Z-2-23-1 - Approximately 80 Feet West of the
Southwest Corner of 49th Drive and Cactus Road
(Ordinance G-7119) | District 1 - Page 430 |
| 145 | Amend City Code - Ordinance Adoption - Rezoning
Application Z-5-23-2 - Northwest Corner of the 38th
Street Alignment and Bell Road (Ordinance G-7122) | District 2 - Page 440 |
| 146 | Amend City Code - Ordinance Adoption - Rezoning
Application Z-21-22-2 (Alta Dove Valley PUD) -
Approximately 170 Feet West of the Southwest Corner
of North Valley Parkway and Dove Valley Road
(Ordinance G-7123) | District 2 - Page 448 |
| 147 | Amend City Code - Ordinance Adoption - Rezoning
Application Z-67-22-3 - Approximately 230 Feet South of
the Southwest Corner of 17th Avenue and Bell Road
(Ordinance G-7121) | District 3 - Page 458 |
| 148 | Amend City Code - Ordinance Adoption - Rezoning
Application Z-9-23-5 - Approximately 400 Feet East of
the Southeast Corner of 27th Avenue and McLellan
Boulevard (Ordinance G-7120) | District 5 - Page 465 |
| 149 | Public Hearing - Certificate of Appropriateness - Appeal
of Historic Preservation Commission's Decision on | District 4 - Page 472 |
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**Certificate of Appropriateness Application HPCA
2200311 - 711 West Glenrosa Avenue in the Woodlea
Historic District**

- *150 Public Hearing and Ordinance Adoption - Rezoning District 8 - Page 494
Application Z-74-22-8 - Approximately 340 Feet North of
the Northwest Corner of 27th Avenue and Baseline
Road (Ordinance G-7124) ***ADDITIONAL
INFORMATION*****

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

000 CITIZEN COMMENTS

ADJOURN



City of Phoenix

City Council Formal Meeting

Report

Agenda Date: 6/14/2023, Item No. 1

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.

Responsible Department

This item is submitted by the Mayor's Office.

ATTACHMENT A



City of Phoenix

To: City Council
From: Mayor Kate Gallego

Date: June 14, 2023

Subject: BOARDS AND COMMISSIONS – APPOINTEES

The purpose of this memo is to provide recommendations for appointments to the following Boards and Commissions:

Alhambra Village Planning Committee

I recommend the following for reappointment:

Tracey Adams

Ms. Adams is serving her second term to expire November 19, 2024.

Deer Valley Village Planning Committee

I recommend the following for appointment:

Sandra Hoffman

Ms. Hoffman is a Community Planner at Logan Simpson Design and a resident of District 1. She replaces Alexis Fergis for a term to expire November 19, 2024.

Laveen Village Planning Committee

I recommend the following for reappointment:

Linda Abegg

Ms. Abegg is serving her fourth term to expire November 19, 2024.

Plan Phoenix 2025 Leadership Committee

I recommend the following for appointment:

Billy Shields

Mr. Shields is a retired City of Phoenix Firefighter and a resident of District 4.



Swearing In of Chief Presiding Judge and Municipal Court Judge

Request to permit the swearing in of the Chief Presiding Judge and Municipal Court Judge.

Summary

Administer the oath of office for the Honorable B. Don Taylor III as Chief Presiding Judge of the Phoenix Municipal Court for an annual term to expire on June 30, 2024. Judge B. Don Taylor III is currently serving as a Judge of the Phoenix Municipal Court for a four-year term expiring on Feb. 9, 2025.

Administer the oath of office for the Honorable Wilbur Hudson III to a four-year term as Judge of the Phoenix Municipal Court expiring on May 24, 2027.

Concurrence/Previous Council Action

On May 5, 2023 the Judicial Selection Advisory Board recommended:

- Reappointment of Judge Wilbur Hudson III as a Judge of the Phoenix Municipal Court for a four-year term expiring May 24, 2027.
- Reappointment of Judge B. Don Taylor III as Chief Presiding Judge for an annual term expiring June 30, 2024.

On May 10, 2023, the Public Safety and Justice Subcommittee recommended approval by the City Council to reappoint Judge B. Don Taylor III as Chief Presiding Judge and Judge Wilbur Hudson III as a Municipal Court Judge.

Responsible Department

This item is submitted by Interim Deputy City Manager John Chan and the City Council Office.



Report

Agenda Date: 6/14/2023, Item No. 3

Liquor License - Copperhead Bistro

Request for a liquor license. Arizona State License Application 244013.

Summary

Applicant

Lauren Merrett, Agent

License Type

Series 12 - Restaurant

Location

4727 E. Bell Road, Ste. 59

Zoning Classification: PSC

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 June 30, 2023.

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:
"Applicant is committed to upholding the highest standards for this businesses.
Managers and staff will be trained in Title 4 and best practices for compliance with liquor laws and for the safety of the community."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Applicants business is a neighborhood restaurant, featuring a variety of food and beverage options. Providing continued alcoholic beverages for individuals 21 and older will be a convenience for the customer to enhance their dining experience."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Copperhead Bistro
Liquor License Map - Copperhead Bistro

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.

Liquor License Data: COPPERHEAD BISTRO

Liquor License

Description	Series	1 Mile	1/2 Mile
Bar	6	1	1
Liquor Store	9	7	4
Beer and Wine Store	10	2	0
Restaurant	12	9	5

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	59.36	57.4	123.24
Violent Crimes	11.38	4.24	10.08

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within ½ mile radius

Property Violation Data

Description	Average	1/2 Mile Average
Parcels w/Violations	50	23
Total Violations	88	28

Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1032151	1421	86	0	2
1032152	1418	91	18	4
1032163	1647	68	5	2
1032164	996	57	0	0
6198001	1043	95	8	2
6198002	1789	5	13	9
6198003	1556	82	0	5
6199002	1589	43	4	7
Average	0	61	13	19

4727 E BELL RD





Liquor License - Heart and Soul Cafe and Saloon

Request for a liquor license. Arizona State License Application 244489.

Summary

Applicant

Darcy Askegard, Agent

License Type

Series 12 - Restaurant

Location

4705 E. Carefree Highway #117

Zoning Classification: C-2

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. This location requires a Use Permit to allow patron dancing.

The 60-day limit for processing this application is June 19, 2023.

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:
"My husband and I have owned and operated a variety of several different businesses throughout a 23 year span. We take our responsibility for the clients, employees, customers, and staff very seriously. Safety and compliance are always number one on our list. The cafe and saloon do not intend to ever stay open past 12:00pm. Nothing good happens after midnight. We are at this time only open till 10:00pm and very often close at 9:00pm."

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

"Heart and Soul Cafe has been a local staple restaurant in Cave Creek for many years now. We would like to keep the same atmosphere and amenities that this wonderful town is used to. We support and hold a lot of local events (auctions, local real estate gatherings, recreational award ceremonies, and sponsor local schools). The cafe and Saloon also provide a stage for local artist to share their talent with their friend and family. We are excited to be apart of all of this and more with your support."

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 - Heart and Soul Cafe and Saloon

Liquor License Map - Heart and Soul Cafe and Saloon

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.

Liquor License Data: HEART AND SOUL CAFE AND SALOON

Liquor License

Description	Series	1 Mile	1/2 Mile
Wholesaler	4	2	2
Bar	6	1	0
Liquor Store	9	4	1
Beer and Wine Store	10	4	1
Restaurant	12	8	6

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	60.01	3.45	8.91
Violent Crimes	11.51	0.39	0.84

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

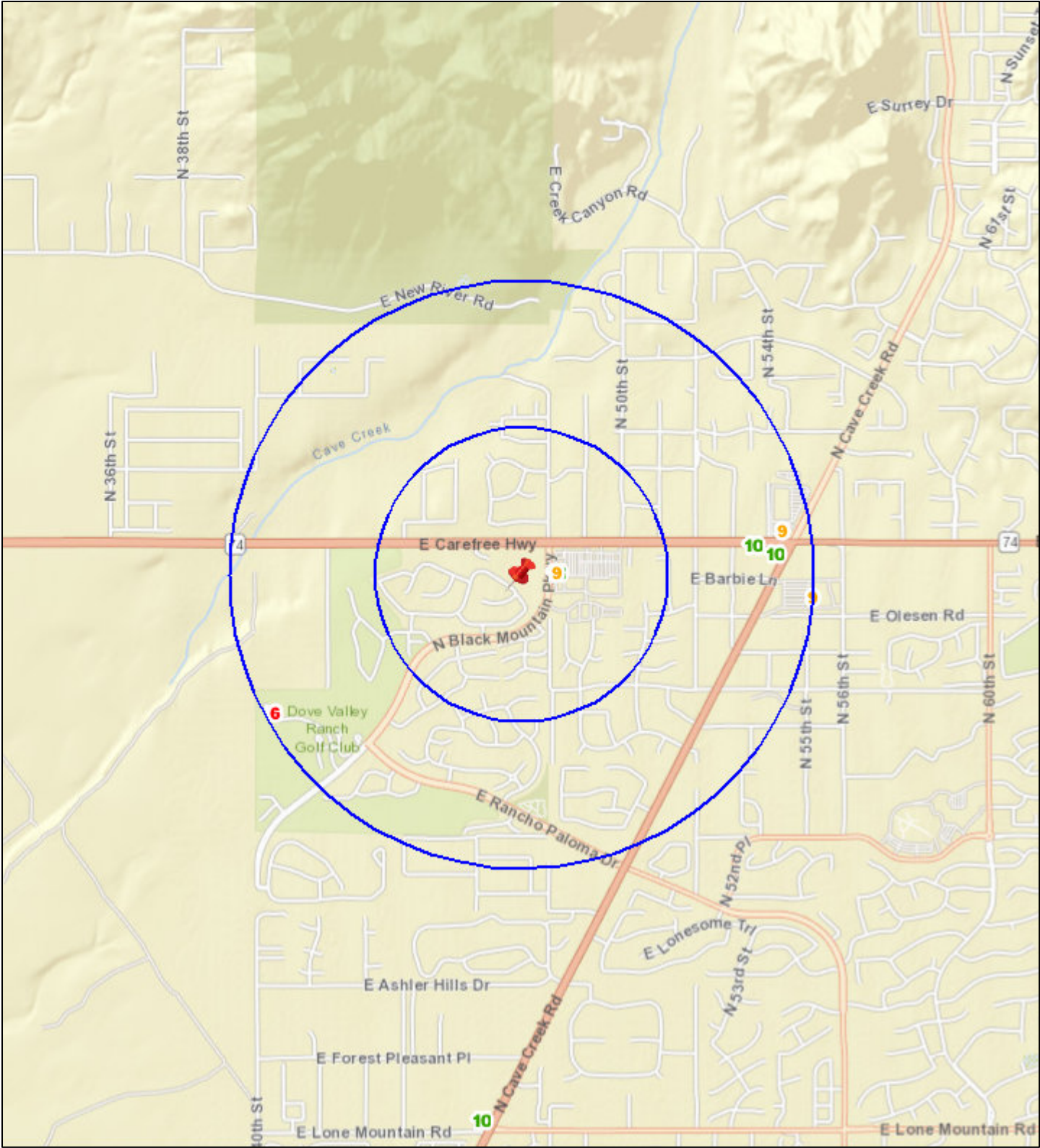
Description	Average	1/2 Mile Average
Parcels w/Violations	50	0
Total Violations	87	0

Census 2010 Data 1/2 Mile Radius

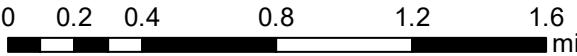
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
0304023	1955	68	18	2
6125002	1626	98	12	9
6125003	1204	78	11	6
Average	0	61	13	19

Liquor License Map: HEART AND SOUL CAFE AND SALOON

4705 E CAREFREE HWY



Date: 5/22/2023





Liquor License - Mamma Lucy LLC

Request for a liquor license. Arizona State License Application 239083.

Summary

Applicant

Fabio Berdicchia, Agent

License Type

Series 12 - Restaurant

Location

6245 E. Bell Road, Ste. 111-112

Zoning Classification: C-1

Council District: 2

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and does not have an interim permit. This business has plans to open in September 2023.

The 60-day limit for processing this application is June 24, 2023.

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 am a capable person, with ability to take on such serious responsibility. I have years of experience managing the restaurant industry with a liquor license in my home country, Italy."

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

"We will keep everyone safe in a controlled environment that will be known to not over serve people or let anyone leave into the community in a position to endanger themselves or anyone else."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Mamma Lucy LLC

Liquor License Map - Mamma Lucy LLC

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.

Liquor License Data: MAMMA LUCY LLC

Liquor License

Description	Series	1 Mile	1/2 Mile
Bar	6	1	0
Liquor Store	9	3	0
Beer and Wine Store	10	2	1
Restaurant	12	4	2

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	59.36	21.33	11.57
Violent Crimes	11.38	2.28	1.48

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

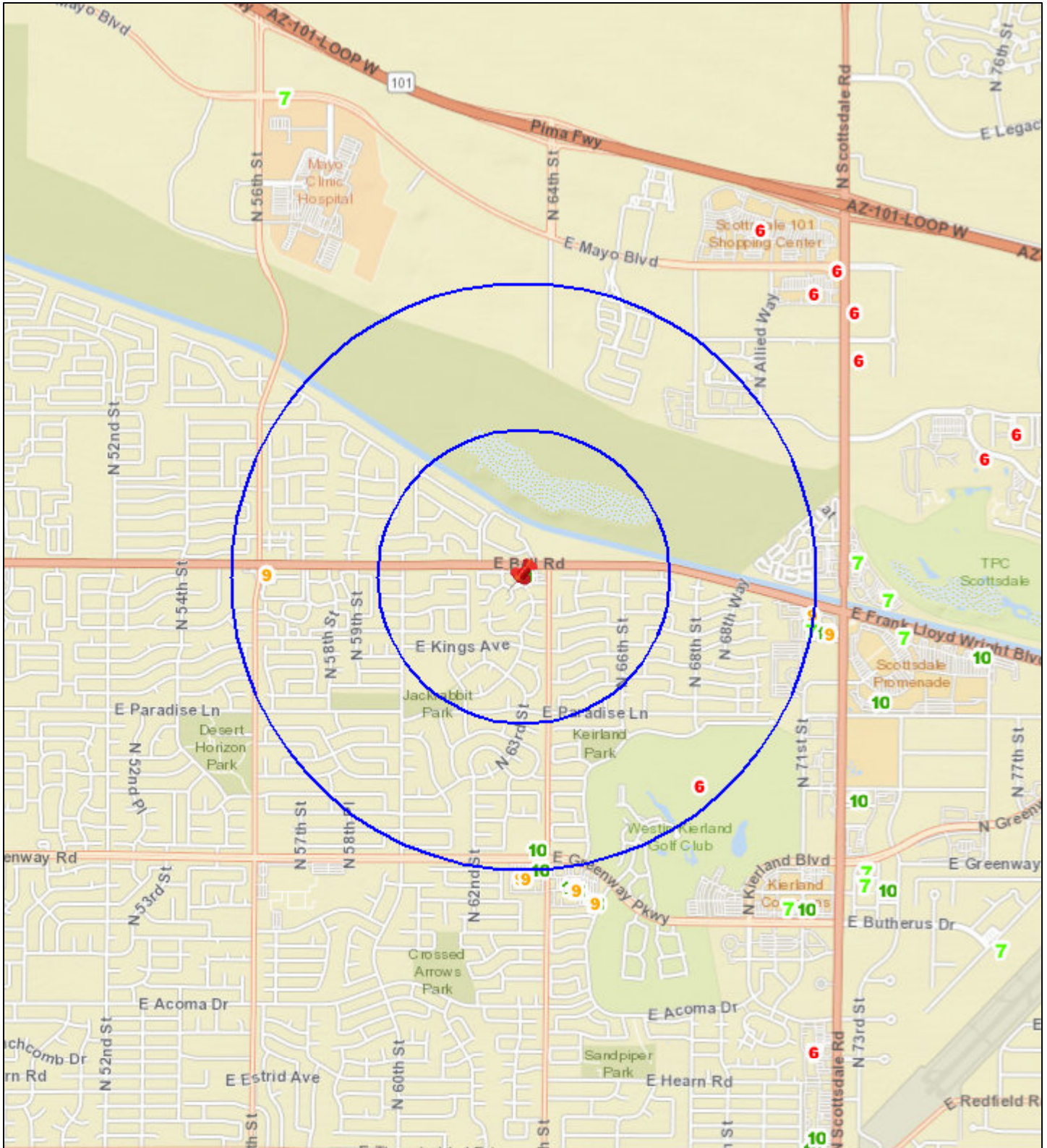
Description	Average	1/2 Mile Average
Parcels w/Violations	50	12
Total Violations	88	24

Census 2010 Data 1/2 Mile Radius

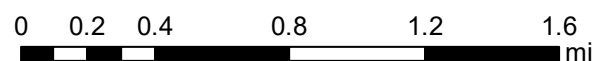
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1032171	1458	82	2	19
1032172	1618	82	9	11
1032192	1054	84	16	2
1032193	1262	88	14	8
6152001	1993	8	29	12
6199003	1818	89	0	6
Average	0	61	13	19

Liquor License Map: MAMMA LUCY LLC

6245 E BELL RD



Date: 4/26/2023



City Clerk Department



Liquor License - Manuel's Mexican Food Restaurant

Request for a liquor license. Arizona State License Application 244554.

Summary

Applicant

John Salazar, Agent

License Type

Series 12 - Restaurant

Location

3131 E. Shea Blvd.

Zoning Classification: C-2

Council District: 3

This request is for a new liquor license for a restaurant. This location was previously licensed for liquor sales and does not have an interim permit. This business is currently being remodeled with plans to open in August 2023.

The 60-day limit for processing this application is June 23, 2023.

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: information about any 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.

Manuel's Mexican Food Restaurant (Series 12)
12801 N. Cave Creek Road, Phoenix
Calls for police service: 13
Liquor license violations: None

Manuel's Mexican Food Restaurant (Series 12)
2820 E. Indian School Road, Phoenix
Calls for police service: 5
Liquor license violations: None

Manuel's Mexican Food Restaurant (Series 12)
8809 E. Mountain View Road, Scottsdale
Calls for police service: N/A - not in Phoenix
Liquor license violations: None

Manuel's Mexican Food Restaurant (Series 12)
13319 W. McDowell Road, Goodyear
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:
"I currently hold 4 active restaurant liquor licenses in good standing with the State of Arizona. We have been in business in the State of Arizona for 60 years. I have never had a license suspension and I always maintained the highest standards and have followed all laws to the best of my ability."

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

“Manuel's will be a good neighbor in the community we serve. We will provide Products and services to the neighborhood, add to the employment base, and we will pay our fair share of property and other taxes and fees for schools and police and Fire protection as well as other essential government services.”

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Manuel's Mexican Food Restaurant

Liquor License Map - Manuel's Mexican Food Restaurant

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.

Liquor License Data: MANUEL'S MEXICAN FOOD RESTAURANT

Liquor License

Description	Series	1 Mile	1/2 Mile
Bar	6	2	1
Beer and Wine Bar	7	1	1
Liquor Store	9	3	3
Beer and Wine Store	10	4	4
Restaurant	12	7	7

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	59.36	33.67	54.45
Violent Crimes	11.38	3.5	6.68

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

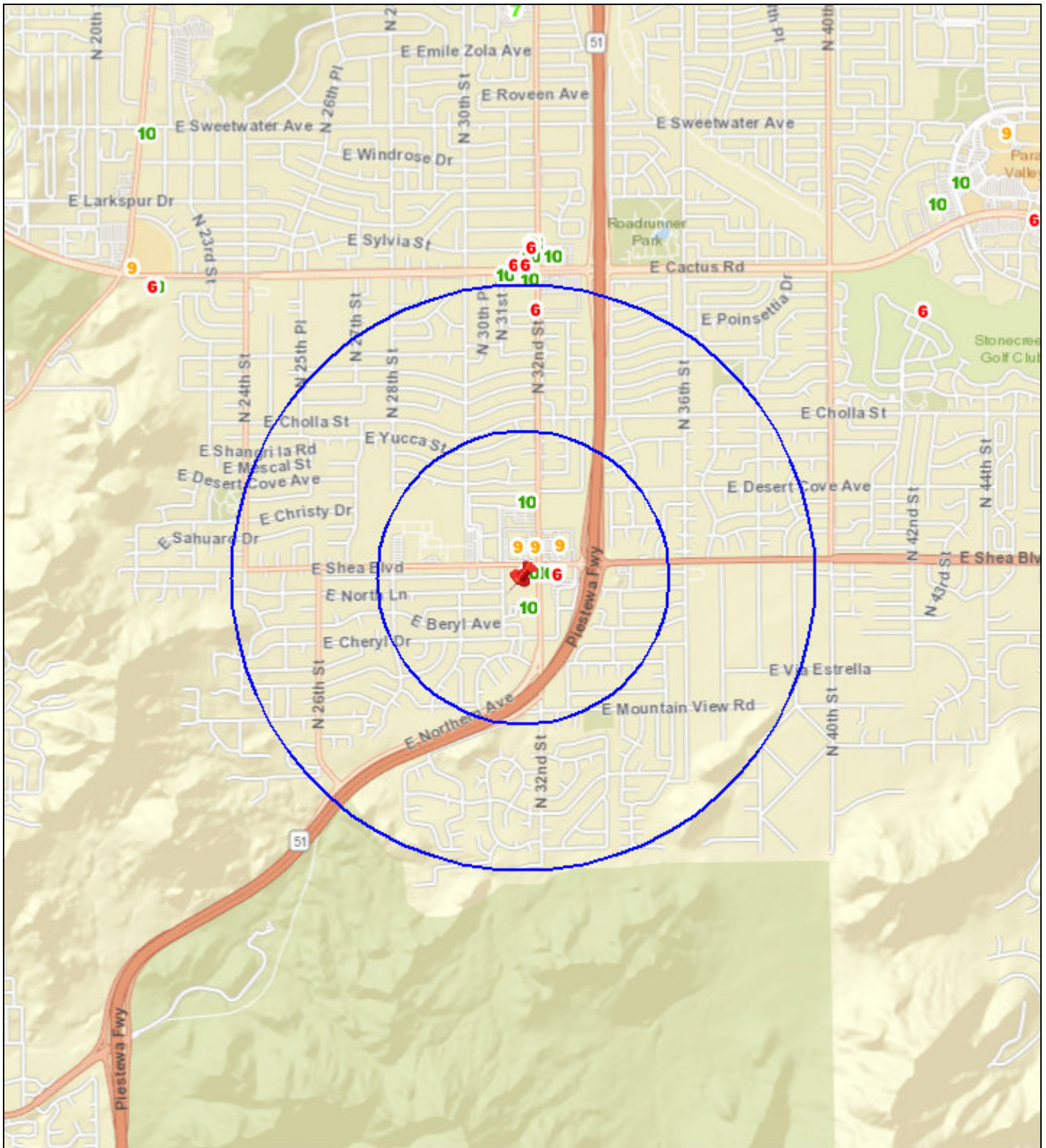
Description	Average	1/2 Mile Average
Parcels w/Violations	50	35
Total Violations	88	43

Census 2010 Data 1/2 Mile Radius

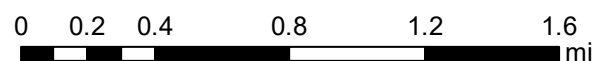
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1048011	1972	96	7	8
1048021	941	84	0	4
1048023	1419	89	14	1
1048025	888	4	7	24
1049003	2131	84	6	2
1051011	1042	100	7	7
1051013	1549	100	4	1
Average	0	61	13	19

Liquor License Map: MANUEL'S MEXICAN FOOD RESTAURANT

3131 E SHEA BLVD



Date: 4/26/2023



City Clerk Department



Liquor License - Special Event - Phoenix Pride Incorporated

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

Summary

Applicant

Aimee Meredith

Location

300 E. Indian School Road

Council District: 4

Function

Phoenix Pride Festival

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

Oct. 21, 2023 - 11:30 a.m. to 9 p.m. / 15,000 attendees

Oct. 22, 2023 - 11:30 a.m. to 9 p.m. / 10,000 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.



Liquor License - Bassh, Inc.

Request for a liquor license. Arizona State License Application 06070170.

Summary

Applicant

Jeffrey Miller, Agent

License Type

Series 6 - Bar

Location

5030 W. McDowell Road, Ste. 29-30

Zoning Classification: C-2

Council District: 4

This request is for an ownership transfer of a liquor license for a bar. 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 June 25, 2023.

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:
“We train all of our employees in responsible liquor service. We also conduct regular audits to ensure they comply.”

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

“This location was previously licensed, this is simply a change in ownership. We like to continue serving the surrounding community, of legal age, with a place to gather.”

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Bassh Inc.

Liquor License Map - Bassh Inc.

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.

Liquor License Data: BASSH INC.

Liquor License

Description	Series	1 Mile	1/2 Mile
Wholesaler	4	15	0
Bar	6	2	2
Beer and Wine Bar	7	2	1
Liquor Store	9	5	2
Beer and Wine Store	10	9	3
Hotel	11	1	1
Restaurant	12	4	2

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	59.36	189.64	215.71
Violent Crimes	11.38	48.32	75.79

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within ½ mile radius

Property Violation Data

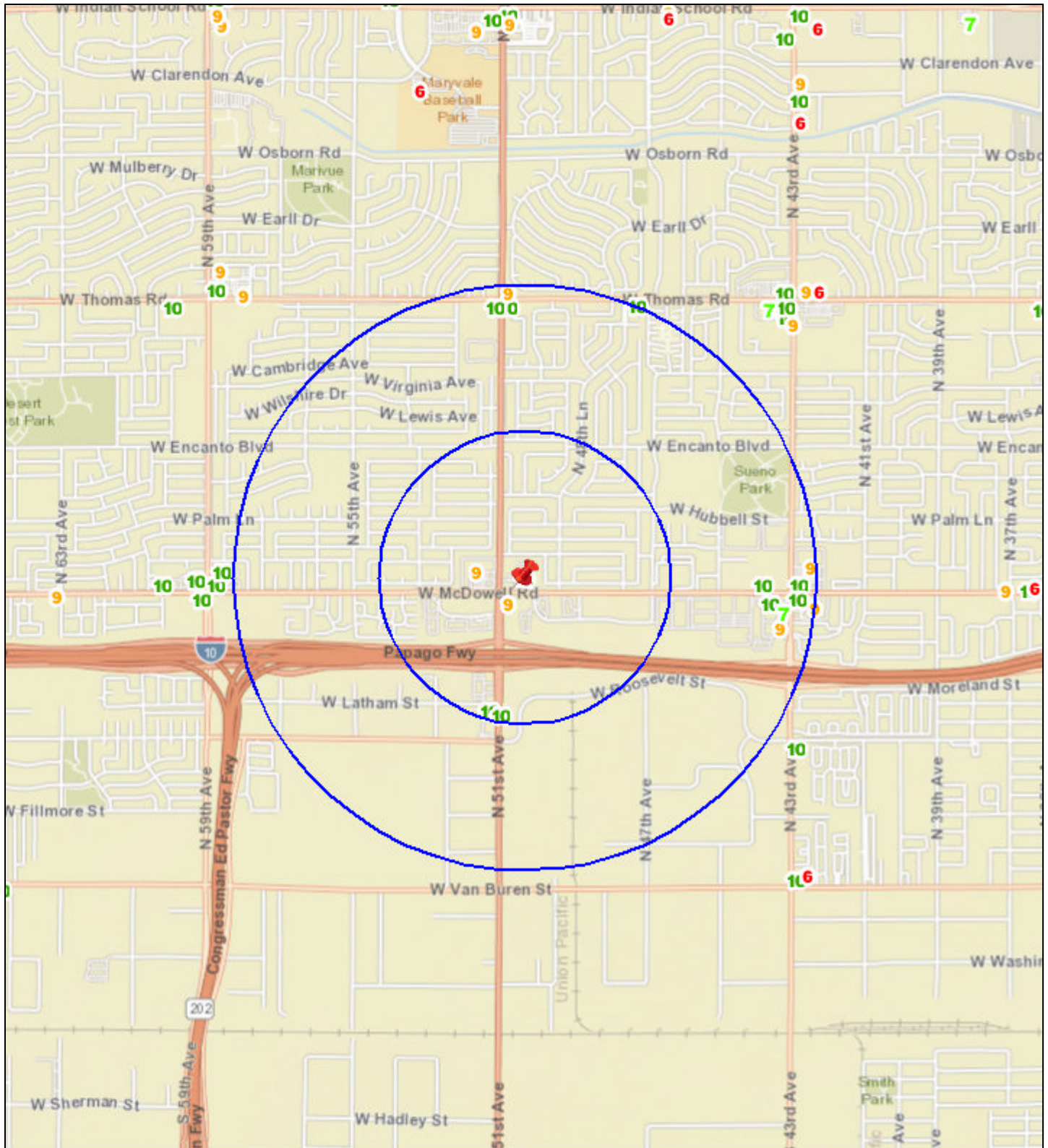
Description	Average	1/2 Mile Average
Parcels w/Violations	50	104
Total Violations	88	168

Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1123011	2466	11	19	42
1123012	2098	68	7	47
1123013	1748	71	0	13
1123021	1045	48	24	28
1123022	1551	48	25	28
1124013	1653	64	17	20
1124022	1531	76	21	27
1124023	1203	68	17	35
1125071	760	40	40	36
1125121	1518	14	36	22
Average	0	61	13	19

Liquor License Map: BASSH INC.

5030 W MCDOWELL RD



Date: 4/27/2023

0 0.2 0.4 0.8 1.2 1.6 mi

City Clerk Department



Liquor License - Carniceria Los Reyes #3

Request for a liquor license. Arizona State License Application 244827.

Summary

Applicant

Edel Alcaraz, Agent

License Type

Series 10 - Beer and Wine Store

Location

1925 W. Camelback Road

Zoning Classification: C-2 TOD-1

Council District: 4

This request is for a new liquor license for a convenience market. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow package liquor sales as an accessory use to a convenience market.

The 60-day limit for processing this application is June 25, 2023.

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: information about any 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.

Carniceria Los Reyes (Series 10)

1609 N. 16th St., Phoenix

Calls for police service: 12

Liquor license violations: None

Carniceria Los Reyes #2 (Series 10)

2647 W. Glendale Ave., Ste. 8, Phoenix

Calls for police service: 157

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 taken all the training classes required to properly follow all the liquor laws of Arizona. I am willing and planing on hiring trained, skilled and knowledgeable staff to help me with my new business."

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 offering the puublic a family friendly business that offers a grocery store that offers fresh vegetables and meat market in one convenient location. Offering variety of alcoholic and non-alcoholic beverages that will make it convenient for our clients to do their shopping in one family friendly location."

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 - Carniceria Los Reyes #3

Liquor License Map - Carniceria Los Reyes #3

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.

Liquor License Data: CARNICERIA LOS REYES #3

Liquor License

Description	Series	1 Mile	1/2 Mile
Bar	6	4	1
Liquor Store	9	9	4
Beer and Wine Store	10	10	2
Restaurant	12	12	5

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	59.36	300.07	283.86
Violent Crimes	11.38	78.26	93.63

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within ½ mile radius

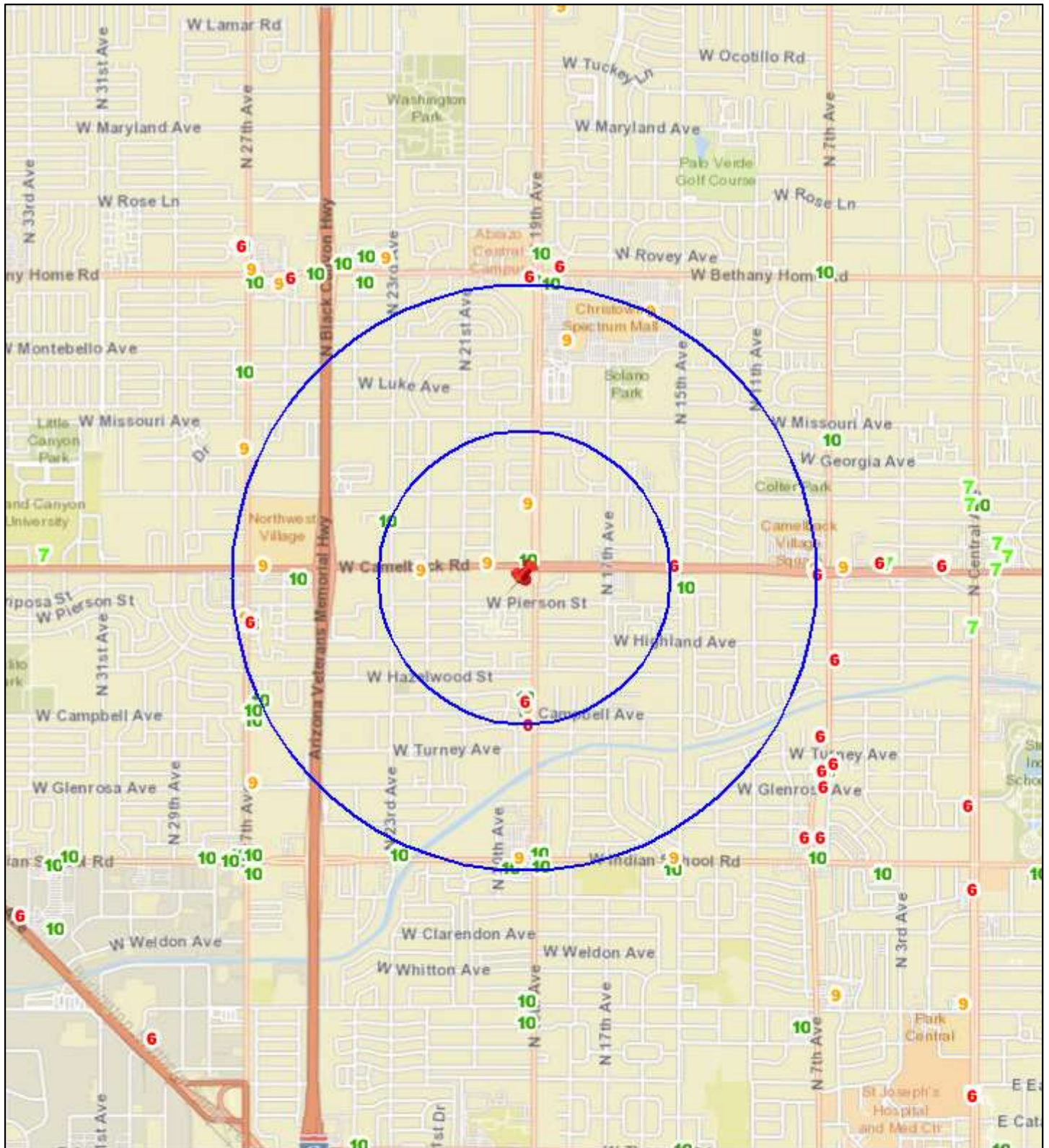
Property Violation Data

Description	Average	1/2 Mile Average
Parcels w/Violations	50	197
Total Violations	88	382

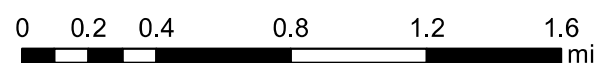
Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1073002	1165	57	16	22
1073003	737	75	37	24
1074004	1382	20	26	30
1074006	2186	16	13	53
1089021	1258	16	12	49
1089022	1250	42	26	22
1090021	1571	18	15	41
1090022	2291	15	18	63
1090023	622	62	39	4
1090032	1204	16	30	56
Average	0	61	13	19

1925 W CAMELBACK RD



Date: 4/27/2023





Liquor License - The Green Woodpecker

Request for a liquor license. Arizona State License Application 244994.

Summary

Applicant

Ryan Anderson, Agent

License Type

Series 7 - Beer and Wine Bar

Location

3110 N. Central Ave., Ste. 185

Zoning Classification: WU T6:HWR MT

Council District: 4

This request is for a new liquor license for a beer and wine bar. This location is currently licensed for liquor sales with a Series 7 - Beer and Wine Bar, liquor license.

The 60-day limit for processing this application is June 25, 2023.

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

Other Active Liquor License Interest in Arizona

This information is not provided due to the multiple ownership interests held by the applicant in the State of Arizona.

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Each of the management team of The Green Woodpecker have or do operate liquor licensed establishment. They are familiar with the industry and are knowledgeable in liquor laws. The employees are trained in liquor laws 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:
"This application is to place a lottery draw license at an existing licensed location under the same ownership. The owners are proven good neighbors and have the support of the Midtown Neighborhood Association."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - The Green Woodpecker
Liquor License Map - The Green Woodpecker

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.

Liquor License Data: THE GREEN WOODPECKER

Liquor License

Description	Series	1 Mile	1/2 Mile
Bar	6	9	2
Beer and Wine Bar	7	3	2
Liquor Store	9	5	2
Beer and Wine Store	10	12	4
Hotel	11	2	1
Restaurant	12	34	17
Club	14	1	0

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	59.36	168.52	203.29
Violent Crimes	11.38	32.85	37.79

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within ½ mile radius

Property Violation Data

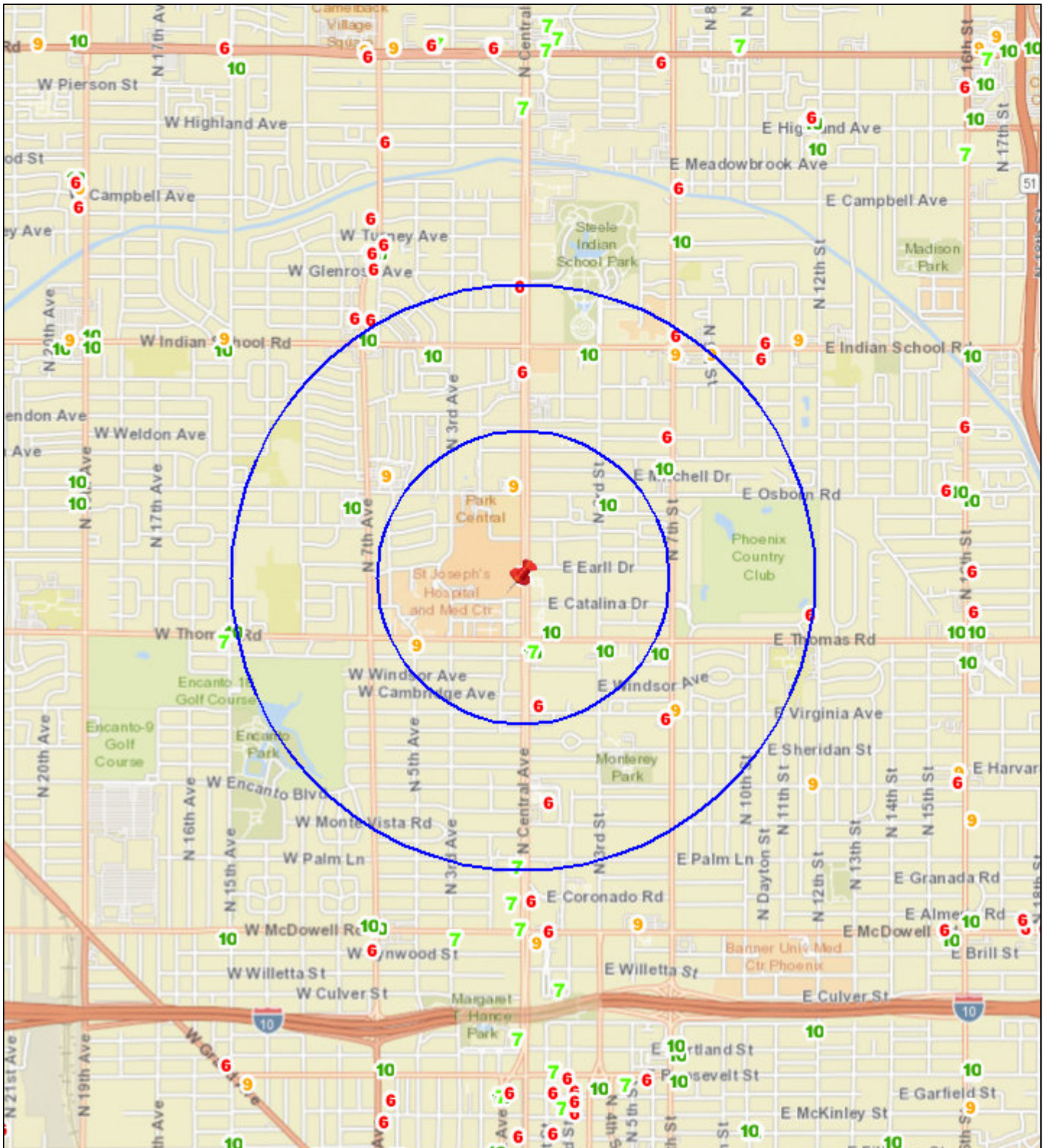
Description	Average	1/2 Mile Average
Parcels w/Violations	50	52
Total Violations	88	108

Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1105011	551	49	20	14
1105012	1249	13	23	11
1105013	824	16	17	40
1105021	1057	13	34	30
1105022	1216	28	19	23
1118001	742	44	28	5
1118003	996	65	15	4
Average	0	61	13	19

Liquor License Map: THE GREEN WOODPECKER

3110 N CENTRAL AVE



Date: 4/27/2023

0 0.2 0.4 0.8 1.2 1.6 mi

City Clerk Department



Liquor License - Yumbar

Request for a liquor license. Arizona State License Application 241543.

Summary

Applicant

Mark Howard, Agent

License Type

Series 12 - Restaurant

Location

635 W. Glenrosa Ave., Ste. 101

Zoning Classification: C-2 SAUMSO

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. This business is currently being remodeled with plans to open in July 2023.

The 60-day limit for processing this application is July 1, 2023.

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: information about any 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.

Fez (Series 12)
105 W. Portland St., 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 held several liquor licenses (#12 & #6) with the City of Phoenix for the past two decades including a current active license with FEZ Restaurant & Bar - license #10071365. I also hold basic and manager certifications."

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

"The immediate surrounding neighborhoods have been incredibly supportive of the project we are completing at 635 W. Glenrosa Ave. Known as The Royale, this redevelopment project will create a space that has a full service dining and drinking experience that serves daily use as well as events. The community has been requesting these services for quite some time as the previous use of the property was for auto body shops."

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 - Yumbar
Liquor License Map - Yumbar

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.

Liquor License Data: YUMBAR

Liquor License

Description	Series	1 Mile	1/2 Mile
Bar	6	13	8
Beer and Wine Bar	7	6	0
Liquor Store	9	5	0
Beer and Wine Store	10	10	4
Hotel	11	1	0
Restaurant	12	34	8

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	59.36	216.05	171.97
Violent Crimes	11.38	40.1	32.16

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

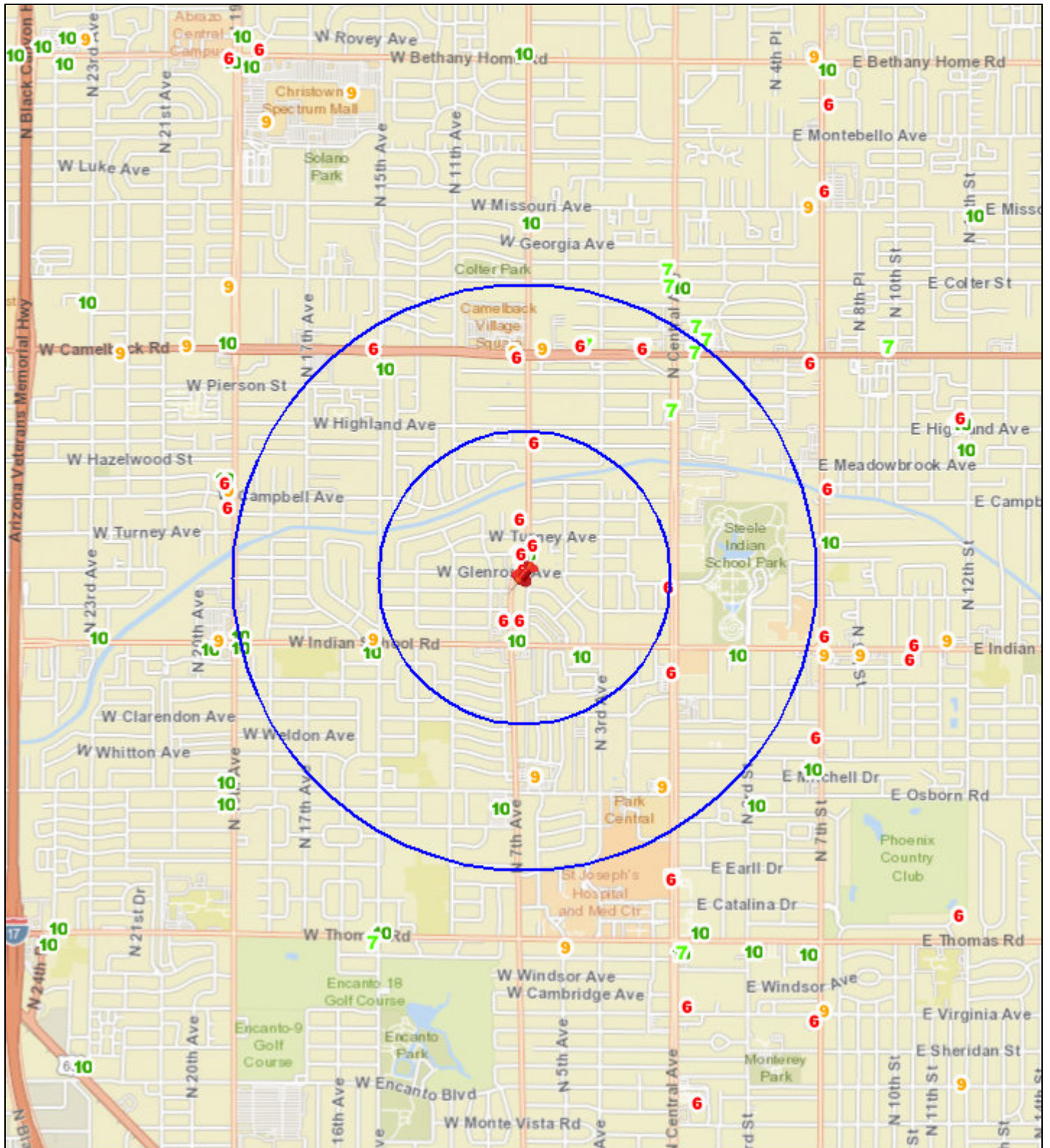
Description	Average	1/2 Mile Average
Parcels w/Violations	50	159
Total Violations	88	258

Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1088021	1456	23	32	31
1089011	988	36	15	30
1089012	1297	31	23	54
1089013	956	82	4	8
1089023	1072	28	3	47
1089024	1278	46	9	21
1104001	1724	53	6	33
1105011	551	49	20	14
1105012	1249	13	23	11
1171001	2126	10	15	10
1171002	703	57	27	12
Average	0	61	13	19

Liquor License Map: YUMBAR

635 W GLENROSA AVE



Date: 5/3/2023

0 0.2 0.4 0.8 1.2 1.6 mi

City Clerk Department



Liquor License - Special Event - Puppy Love Foundation

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

Summary

Applicant

Jeffrey Stotler

Location

2209 N. 99th Ave.

Council District: 5

Function

Concert

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

June 17, 2023 - 6 p.m. to 10 p.m. / 2,000 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.



Liquor License - Special Event - Puppy Love Foundation

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

Summary

Applicant

Jeffrey Stotler

Location

2209 N. 99th Ave.

Council District: 5

Function

Concert

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

June 24, 2023 - 6 p.m. to 10 p.m. / 2,000 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.



Liquor License - Little O's On Central

Request for a liquor license. Arizona State License Application 007070022990.

Summary

Applicant

Jeffrey Miller, Agent

License Type

Series 7 - Beer and Wine Bar

Location

8525 N. Central Ave.

Zoning Classification: R1-6 HCRO

Council District: 6

This request is for an ownership and location transfer of a liquor license for a beer and wine bar. This location was previously licensed for liquor sales and does not have an interim permit. This business is currently under construction with plans to open in September 2023.

The 60-day limit for processing this application is June 27, 2023.

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: information about any 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.

Little O's (Series 12)

521 W. McDowell Road, Phoenix

Calls for police service: 11

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:
"Currently own another successful location in Phoenix. Will continue to ensure our employees are Title 4 liquor law trained."

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

"Little O's is a laid back casual restaurant with flavorful food. This is a place to bring the neighborhood together."

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 - Little O's On Central

Liquor License Map - Little O's On Central

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.

Liquor License Data: LITTLE O'S ON CENTRAL

Liquor License

Description	Series	1 Mile	1/2 Mile
Microbrewery	3	1	0
Bar	6	3	0
Beer and Wine Bar	7	2	1
Liquor Store	9	3	1
Beer and Wine Store	10	8	3
Restaurant	12	9	4
Club	14	1	0

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	59.36	108.86	121.97
Violent Crimes	11.38	20.93	28.34

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

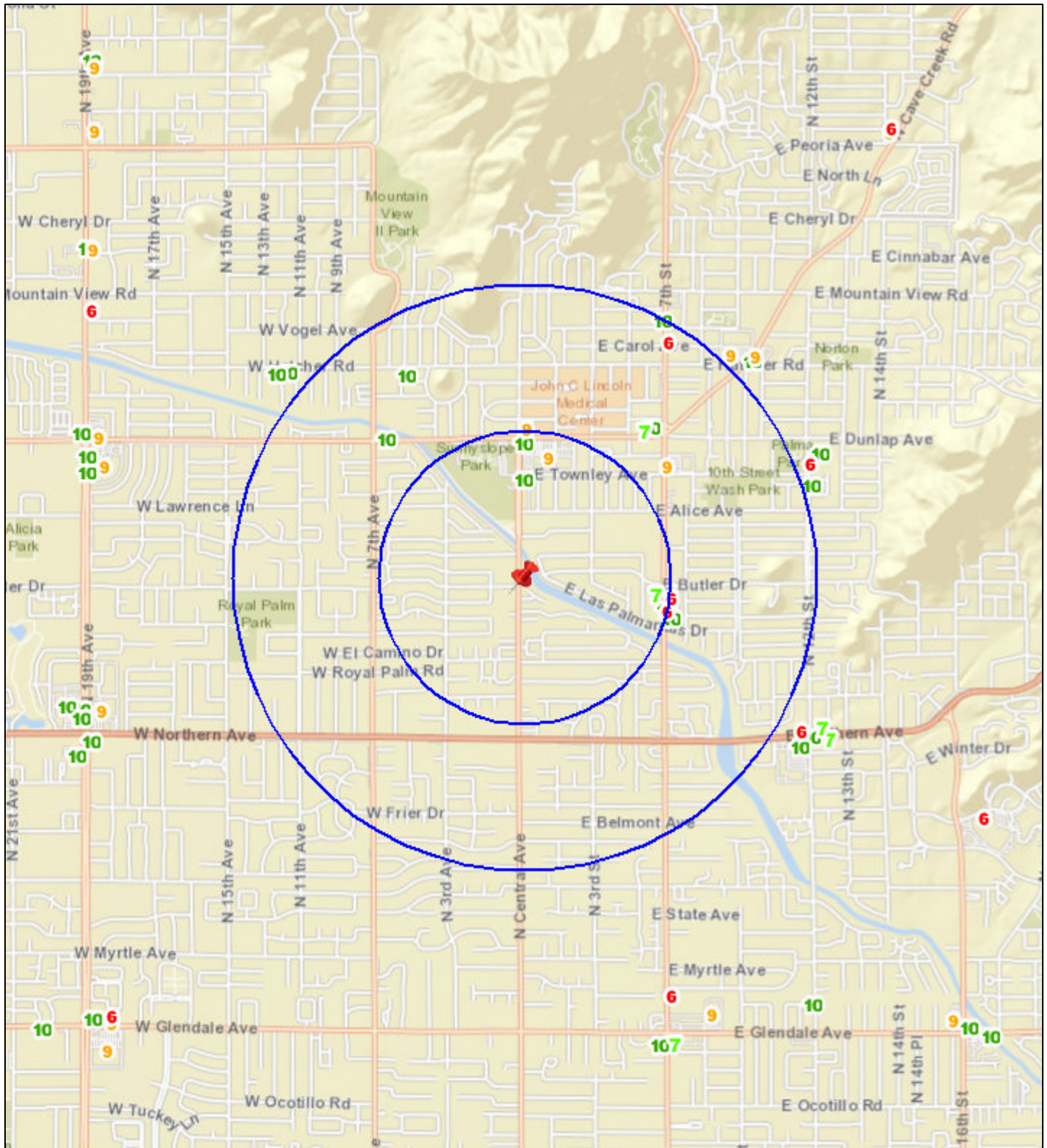
Description	Average	1/2 Mile Average
Parcels w/Violations	50	50
Total Violations	88	95

Census 2010 Data 1/2 Mile Radius

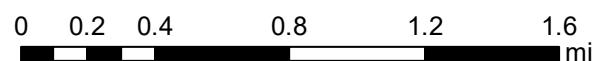
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1046002	1676	20	20	39
1046003	1165	68	20	35
1052002	1702	63	7	23
1052003	1140	66	15	17
1053001	1959	84	11	9
1053002	1704	34	25	42
1053003	1205	96	9	0
Average	0	61	13	19

Liquor License Map: LITTLE O'S ON CENTRAL

8525 N CENTRAL AVE



Date: 5/1/2023



City Clerk Department



Liquor License - Nu Towne Saloon

Request for a liquor license. Arizona State License Application 06070492.

Summary

Applicant

Amy Nations, Agent

License Type

Series 6 - Bar

Location

5002 E. Van Buren St.

Zoning Classification: C-3

Council District: 6

This request is for an ownership transfer of a liquor license for a bar. 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 June 30, 2023.

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:
“The ownership of Nu Towne Saloon has owned many different types of businesses in Arizona and other states. They have also held many important jobs in different business areas. They have proven to themselves to be capable, qualified, and reliable. They will be sending their employees through state certified liquor training to ensure compliance with all liquor laws.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“This bar has been open since 1971 and has earned landmark status in Phoenix. The bar is comfortable and easy going with a mixed crowd. They have many regular customers from in and outside Phoenix. Nu Towne Saloon remains a friendly, happy, neighborhood bar.”

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Nu Towne Saloon
Liquor License Map - Nu Towne Saloon

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.

Liquor License Data: NU TOWNE SALOON

Liquor License

Description	Series	1 Mile	1/2 Mile
Wholesaler	4	1	0
Government	5	1	0
Bar	6	3	2
Beer and Wine Bar	7	1	0
Liquor Store	9	2	1
Beer and Wine Store	10	5	1
Hotel	11	5	0
Restaurant	12	2	2

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	59.36	80.62	126.96
Violent Crimes	11.38	15.31	25.58

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

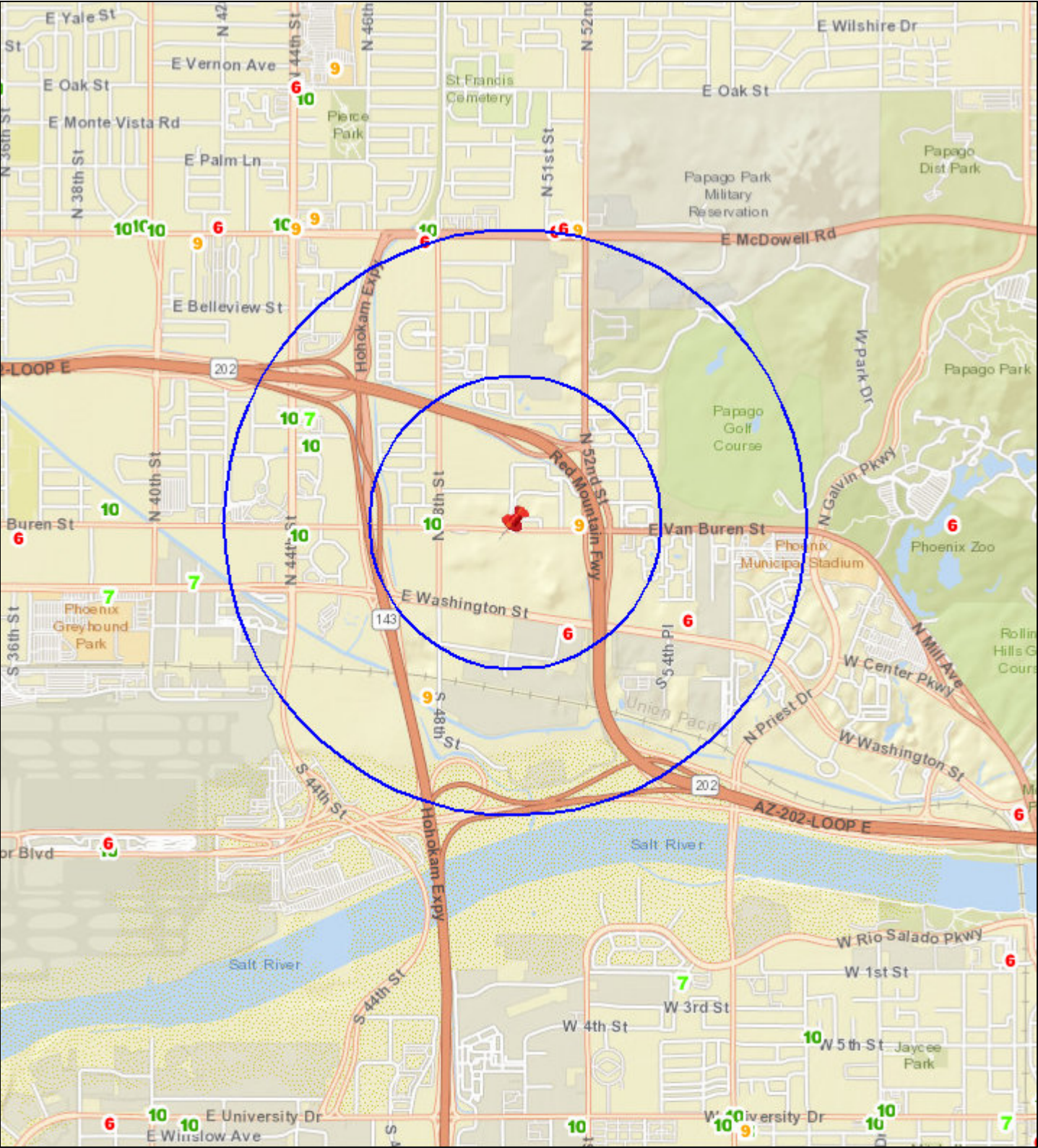
Description	Average	1/2 Mile Average
Parcels w/Violations	50	41
Total Violations	88	78

Census 2010 Data 1/2 Mile Radius

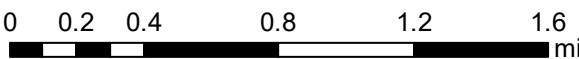
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1112021	1913	6	18	38
1112031	1003	0	24	37
1112041	1729	11	32	19
1137003	1101	31	18	11
1137005	1280	14	32	52
1138011	1007	13	30	31
Average	0	61	13	19

Liquor License Map: NU TOWNE SALOON

5002 E VAN BUREN ST



Date: 5/2/2023





Report

Agenda Date: 6/14/2023, Item No. 16

Liquor License - Trevor's

Request for a liquor license. Arizona State License Application 238929.

Summary

Applicant

Andrea Lewkowitz, Agent

License Type

Series 7 - Beer and Wine Bar

Location

3601 E. Indian School Road, #A

Zoning Classification: C-2

Council District: 6

This request is for a new liquor license for a beer and wine bar. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow a beer and wine bar. This business is currently being remodeled with plans to open in December 2023.

The 60-day limit for processing this application is June 19, 2023.

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

Other Active Liquor License Interest in Arizona

This information is not provided due to the multiple ownership interests held by the applicant in the State of Arizona.

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Applicant is an experienced licensee committed to upholding the highest standards to maintain compliance with applicable laws. Managers and staff will be trained in the techniques of legal and responsible alcohol sales and service."

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

"Trevor's will open its third valley location, and would like to offer guests the opportunity to consume beer and wine at the licensed premises."

Staff Recommendation

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

Attachments

Liquor License Data - Trevor's

Liquor License Map - Trevor's

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.

Liquor License Data: TREVOR'S

Liquor License

Description	Series	1 Mile	1/2 Mile
Wholesaler	4	1	0
Bar	6	6	3
Beer and Wine Bar	7	6	0
Liquor Store	9	2	1
Beer and Wine Store	10	9	2
Restaurant	12	39	14

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	59.36	170.59	109.34
Violent Crimes	11.38	19.29	10.19

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

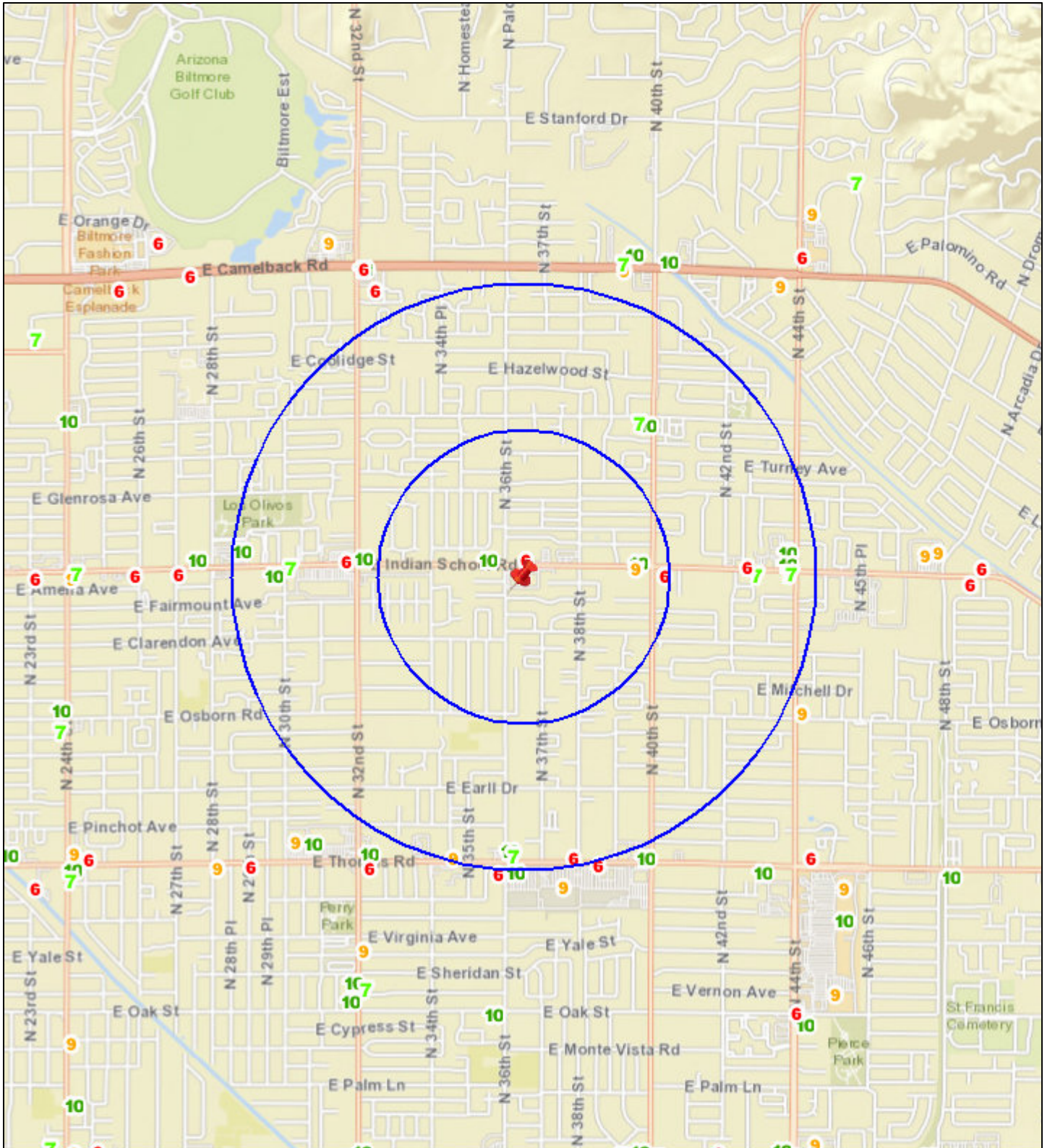
Description	Average	1/2 Mile Average
Parcels w/Violations	50	60
Total Violations	88	91

Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1082003	1225	76	13	17
1083021	1229	70	16	3
1083022	1824	50	13	4
1109011	665	96	10	13
1109012	2669	23	19	27
1109021	2609	33	21	40
1109022	2224	39	7	18
1110001	781	25	11	3
1110002	1105	63	8	19
Average	0	61	13	19

Liquor License Map: TREVOR'S

3601 E INDIAN SCHOOL RD



Date: 4/21/2023

0 0.2 0.4 0.8 1.2 1.6 mi

City Clerk Department



Liquor License - Trevor's

Request for a liquor license. Arizona State License Application 239627.

Summary

Applicant

Andrea Lewkowitz, Agent

License Type

Series 9 - Liquor Store

Location

3601 E. Indian School Road, #A

Zoning Classification: C-2

Council District: 6

This request is for a new liquor license for a liquor store. 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 December 2023.

The 60-day limit for processing this application is June 19, 2023.

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

Other Active Liquor License Interest in Arizona

This information is not provided due to the multiple ownership interests held by the

applicant in the State of Arizona.

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Applicant is an experienced licensee committed to upholding the highest standards to maintain compliance with applicable laws. Managers and staff will be trained in the techniques of legal and responsible alcohol sales and service."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Trevor's will open its third valley retail store, and would like to offer a wide-range of beer, wine and spirits. Applicant was awarded two series 9 lottery licenses; only one series 9 will be active."

Staff Recommendation

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

Attachments

Liquor License Data - Trevor's
Liquor License Map - Trevor's

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.

Liquor License Data: TREVOR'S

Liquor License

Description	Series	1 Mile	1/2 Mile
Wholesaler	4	1	0
Bar	6	6	3
Beer and Wine Bar	7	6	0
Liquor Store	9	2	1
Beer and Wine Store	10	9	2
Restaurant	12	39	14

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	59.36	170.59	109.34
Violent Crimes	11.38	19.29	10.19

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

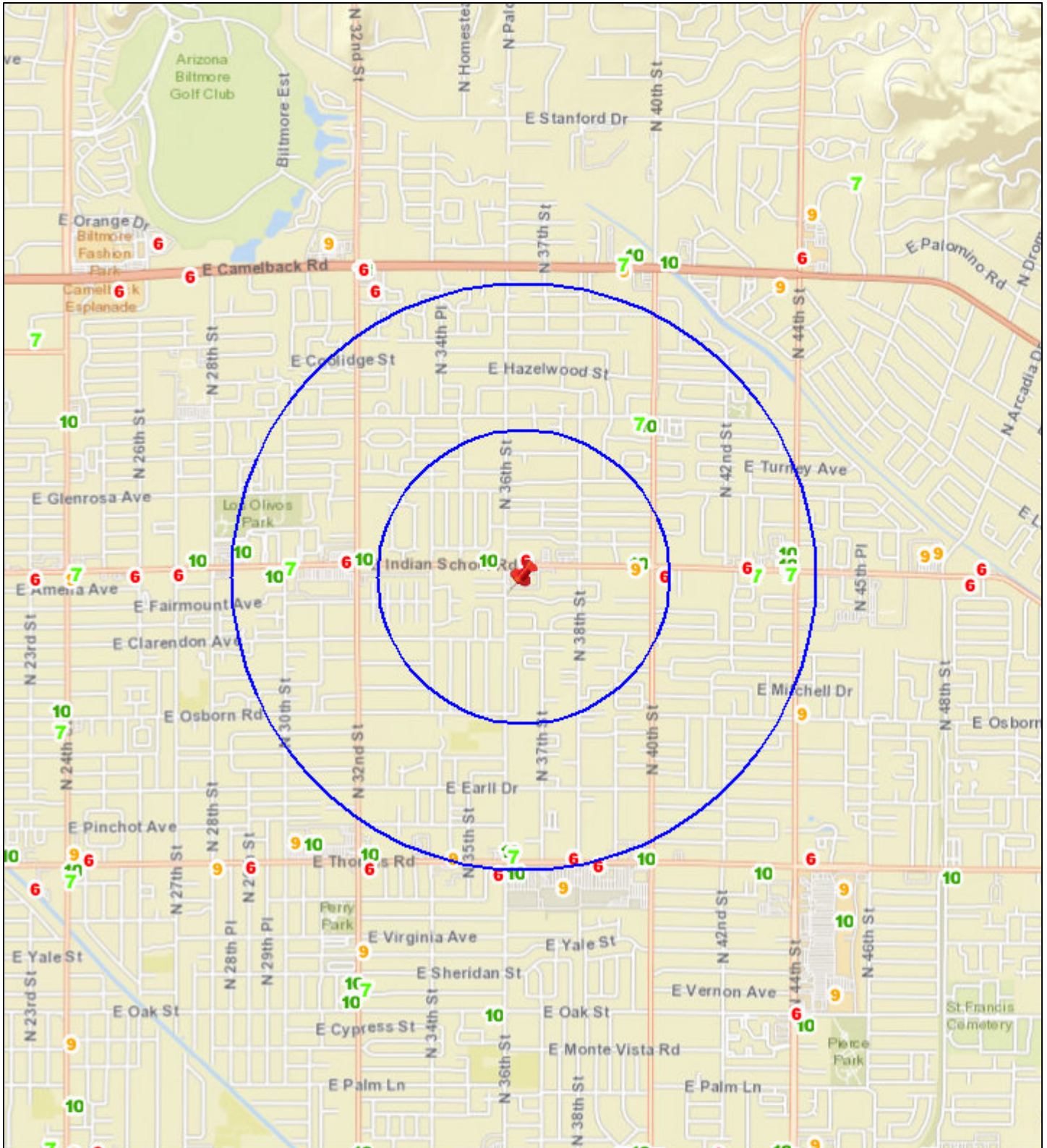
Description	Average	1/2 Mile Average
Parcels w/Violations	50	60
Total Violations	88	91

Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1082003	1225	76	13	17
1083021	1229	70	16	3
1083022	1824	50	13	4
1109011	665	96	10	13
1109012	2669	23	19	27
1109021	2609	33	21	40
1109022	2224	39	7	18
1110001	781	25	11	3
1110002	1105	63	8	19
Average	0	61	13	19

Liquor License Map: TREVOR'S

3601 E INDIAN SCHOOL RD



Date: 4/21/2023

0 0.2 0.4 0.8 1.2 1.6 mi

City Clerk Department



Liquor License - Trevor's

Request for a liquor license. Arizona State License Application 239630.

Summary

Applicant

Andrea Lewkowitz, Agent

License Type

Series 9 - Liquor Store

Location

3601 E. Indian School Road, #A

Zoning Classification: C-2

Council District: 6

This request is for a new liquor license for a liquor store. 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 December 2023.

The 60-day limit for processing this application is June 19, 2023.

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

Other Active Liquor License Interest in Arizona

This information is not provided due to the multiple ownership interests held by the

applicant in the State of Arizona.

Public Opinion

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

Applicant's Statement

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

I have the capability, reliability and qualifications to hold a liquor license because:
"Applicant is an experienced licensee committed to upholding the highest standards to maintain compliance with applicable laws. Managers and staff will be trained in the techniques of legal and responsible alcohol sales and service."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Trevor's will open its third valley retail store, and would like to offer a wide-range of beer, wine and spirits. Applicant was awarded two series 9 lottery licenses; only one series 9 will be active."

Staff Recommendation

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

Attachments

Liquor License Data - Trevor's
Liquor License Map - Trevor's

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.

Liquor License Data: TREVOR'S

Liquor License

Description	Series	1 Mile	1/2 Mile
Wholesaler	4	1	0
Bar	6	6	3
Beer and Wine Bar	7	6	0
Liquor Store	9	2	1
Beer and Wine Store	10	9	2
Restaurant	12	39	14

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	59.36	170.59	109.34
Violent Crimes	11.38	19.29	10.19

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within 1/2 mile radius

Property Violation Data

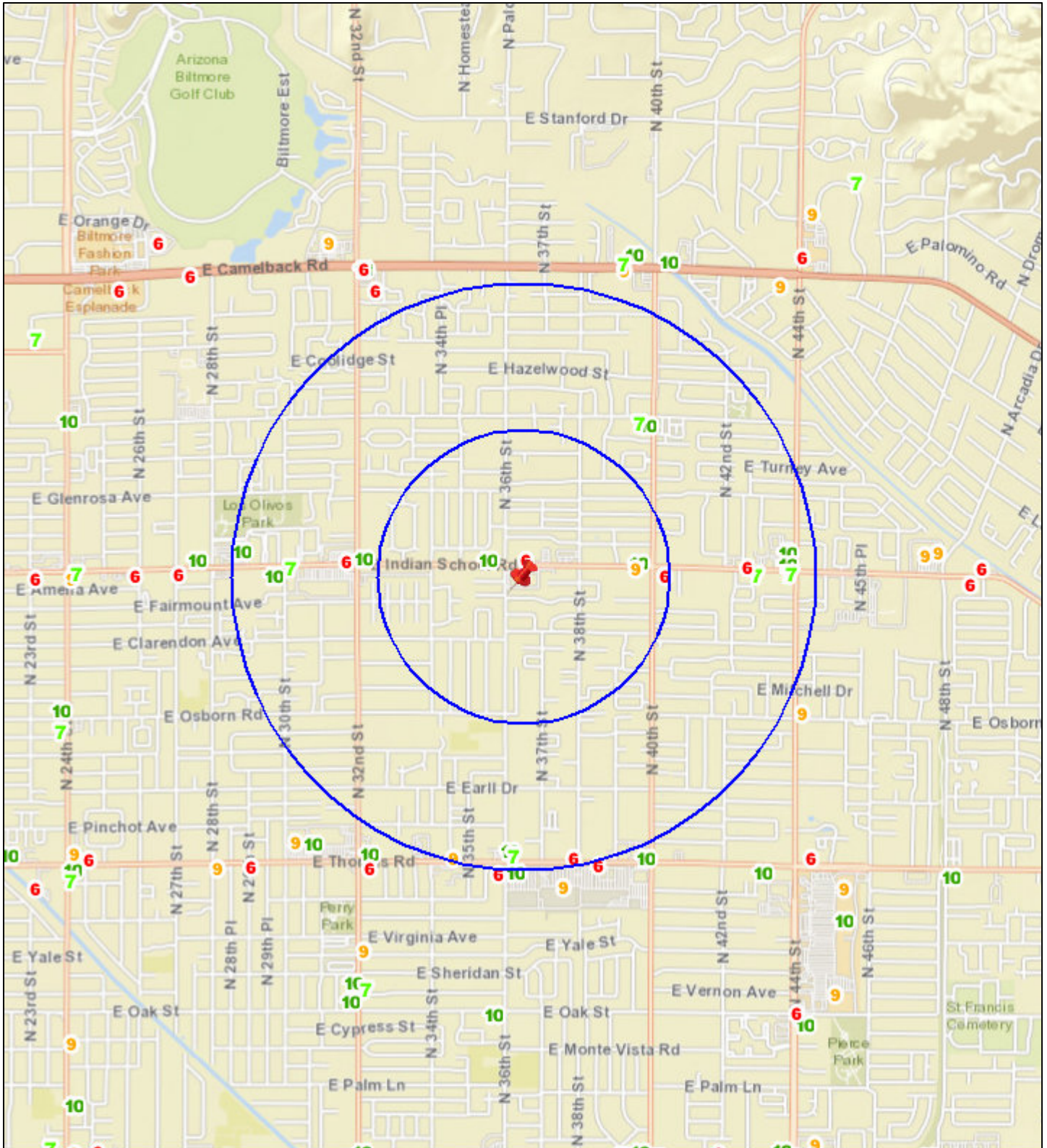
Description	Average	1/2 Mile Average
Parcels w/Violations	50	60
Total Violations	88	91

Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1082003	1225	76	13	17
1083021	1229	70	16	3
1083022	1824	50	13	4
1109011	665	96	10	13
1109012	2669	23	19	27
1109021	2609	33	21	40
1109022	2224	39	7	18
1110001	781	25	11	3
1110002	1105	63	8	19
Average	0	61	13	19

Liquor License Map: TREVOR'S

3601 E INDIAN SCHOOL RD



Date: 4/21/2023

0 0.2 0.4 0.8 1.2 1.6 mi

City Clerk Department



Liquor License - Latitude Wines

Request for a liquor license. Arizona State License Application 004070021459.

Summary

Applicant

Camila Alarcon, Agent

License Type

Series 4 - Wholesaler

Location

625 S. 27th Ave., Ste. 130B

Zoning Classification: A-2

Council District: 7

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

The 60-day limit for processing this application is June 30, 2023.

Pursuant to A.R.S. 4-203, consideration may 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: information about any 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.

Latitude Wines Inc (Series 2)

551 Hartz Ave., Ste. B, Danville

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's members have interests in importer and wholesaler licenses throughout the United States. Latitude Wines has held a wholesaler license in Phoenix since 2016, and an out-of-state producer license in Arizona since 2005. The applicant will continue its commitment to adhering to all applicable liquor laws."

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.



Liquor License - Sr. Ozzy's Tacos Y Mariscos

Request for a liquor license. Arizona State License Application 244015.

Summary

Applicant

Karel Sangster, Agent

License Type

Series 12 - Restaurant

Location

1717 W. Southern Ave., Ste. 100

Zoning Classification: C-2

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 June 25, 2023.

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:
"Because I worked in the restaurant industry, have military experience and worked for fortune 500 companies."

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
"Sr. Ozzy's has been serving the community with good food and great customer service, it also brings jobs to the community."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Sr. Ozzy's Tacos Y Mariscos

Liquor License Map - Sr. Ozzy's Tacos Y Mariscos

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.

Liquor License Data: SR. OZZYS TACOS Y MARISCOS

Liquor License

Description	Series	1 Mile	1/2 Mile
Liquor Store	9	4	1
Beer and Wine Store	10	9	4
Restaurant	12	2	1

Crime Data

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within ½ mile radius

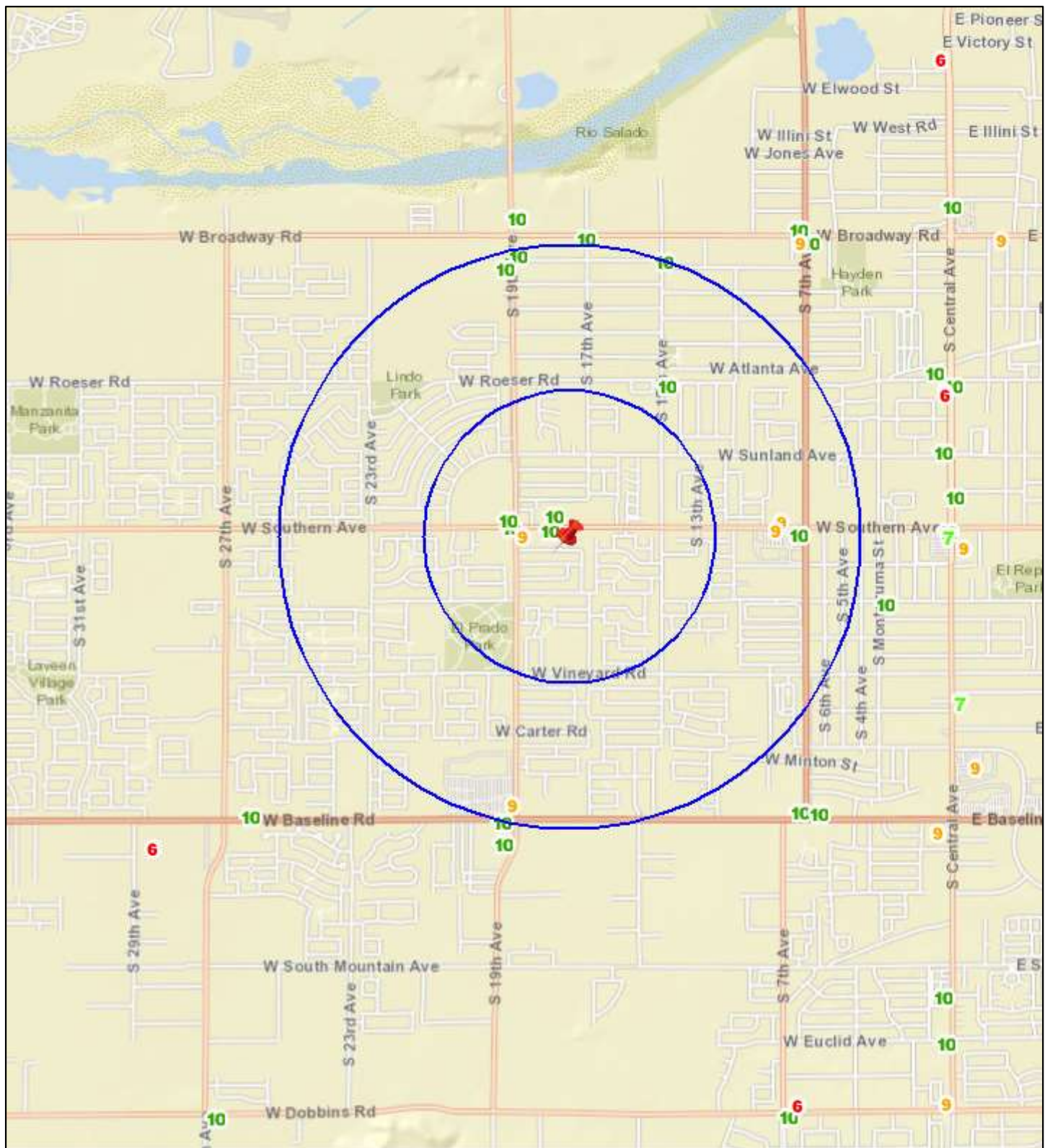
Property Violation Data

Description	Average	1/2 Mile Average
Parcels w/Violations	50	51
Total Violations	88	104

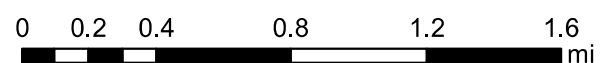
Census 2010 Data 1/2 Mile Radius

BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
1156001	3702	68	8	27
1157001	2689	65	7	23
1157003	2039	51	20	33
1166021	4695	66	10	35
1166022	3218	73	6	10
1166132	1388	49	0	31
Average	0	61	13	19

1717 W SOUTHERN AVE



Date: 4/27/2023





Liquor License - Special Event - Million Dollar Teacher Project

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

Summary

Applicant

Lloyd Edward Hopkins II

Location

215 N. 7th St.

Council District: 8

Function

Annual Celebration

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

July 14, 2023 - 6 p.m. to 9 p.m. / 200 attendees

Staff Recommendation

Staff recommends approval of this application.

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.



Liquor License - Biryani N Bytes

Request for a liquor license. Arizona State License Application 244896.

Summary

Applicant

Roopesh Kantala, Agent

License Type

Series 12 - Restaurant

Location

3130 E. Union Hills Dr., Ste.101

Zoning Classification: C-2

Council District: 2

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

The 60-day limit for processing this application is June 24, 2023.

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 established and successfully run the business. I have successfully completed Arizona Title 4 Basic training online alcohol certification course. We will maintain quality and high standards serving.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:
“It will complement food we serve and as long as consumed responsibly will keep best interest of the community. Will be serving after reviewing every customer and will be having protocol on serving in place at the location.”

Staff Recommendation

Staff recommends disapproval of this application based on a Finance Department recommendation for disapproval. The applicant has not demonstrated the capability, qualifications and reliability to hold and control a liquor license.

Attachments

Liquor License Data - Biryani N Bytes

Liquor License Map - Biryani N Bytes

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.

Liquor License Data: BIRYANI N BYTES

Liquor License

Description	Series	1 Mile	1/2 Mile
Bar	6	2	1
Beer and Wine Bar	7	1	1
Liquor Store	9	3	1
Beer and Wine Store	10	3	1
Restaurant	12	1	0

Crime Data

Description	Average *	1 Mile Average **	1/2 Mile Average***
Property Crimes	59.36	49.7	39.8
Violent Crimes	11.38	7.35	6.05

*Citywide average per square mile **Average per square mile within 1 mile radius ***Average per square mile within ½ mile radius

Property Violation Data

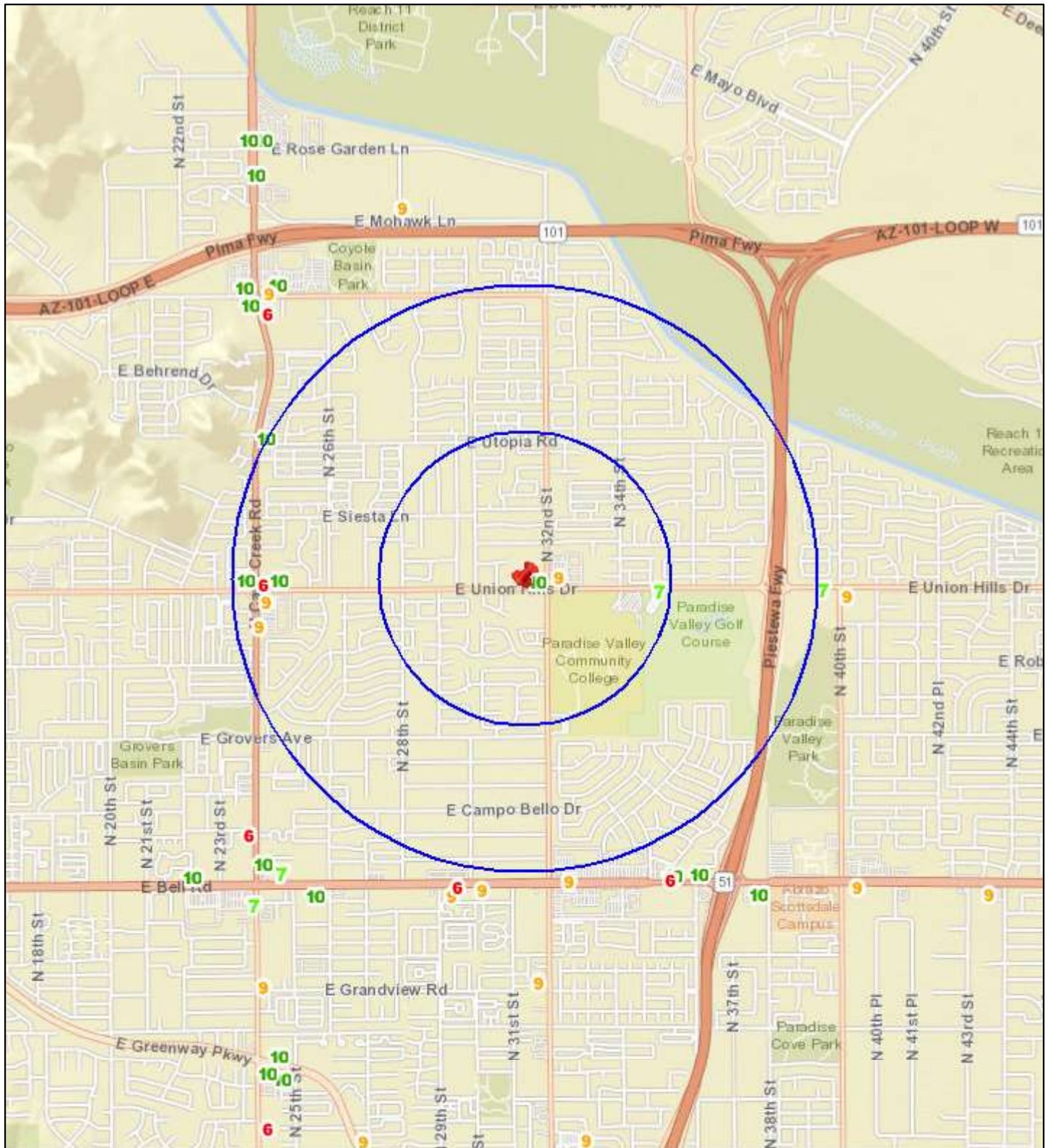
Description	Average	1/2 Mile Average
Parcels w/Violations	50	38
Total Violations	88	67

Census 2010 Data 1/2 Mile Radius

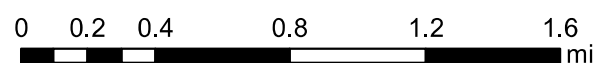
BlockGroup	2010 Population	Owner Occupied	Residential Vacancy	Persons in Poverty
6170001	1028	73	21	3
6170002	1459	71	21	10
6170005	817	83	14	18
6171002	775	88	0	0
6172001	1243	85	0	2
6172002	1119	98	13	2
6195001	1413	95	0	16
6195002	1716	73	4	23
6196001	2094	72	11	3
Average	0	61	13	19

Liquor License Map: BIRYANI N BYTES

3130 E UNION HILLS DR



Date: 4/25/2023





City Council Formal Meeting

Agenda Date: 6/14/2023, **Item Nos.** 23-33

PAYMENT ORDINANCE (Ordinance S-49808) (Items 23-33)

Ordinance S-49808 is a request to authorize the City Controller to disburse funds, up to amounts indicated below, for the purpose of paying vendors, contractors, claimants and others, and providing additional payment authority under certain existing city contracts. This section also requests 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.

23 SunPower Corporation dba Solar Star Arizona II, LLC

For \$754,880 in payment authority for solar power services for Phoenix Sky Harbor International Airport paid to SunPower Corporation Systems, doing business as Solar Star Arizona II, LLC, from July 1, 2022, through June 30, 2023, as provided in the Aviation Department Facilities and Services annual operating budget. The power produced is purchased by the City at a fixed, reduced rate and used to offset energy expenses from Arizona Public Services (APS).

24 American Association of Airport Executives

For \$290,000 in payment authority for the Aviation Department's Fiscal Year 2023-24 American Association of Airport Executives (AAAE) enterprise membership. AAAE membership provides industry-specific professional development training and certification programs for employees to ensure Aviation staff are proficient on issues impacting the industry. AAAE provides important information, alerts, updates and insight on legislation and proposed regulations, security policy, and congressional hearing reports that position the Aviation Department to proactively represent issues important to the City of Phoenix and our region.

25 Graffiti Protective Coatings, Inc.

For \$65,000 in payment authority for a new contract, entered on or about July 14, 2023, for a term of five years to provide routine maintenance to 25 trashcan locations throughout downtown Phoenix for the Community and Economic Development Department. Each location has one 65-gallon bin that requires basic cleaning and maintenance once a month. In addition, the Contractor will report any damage to the bin or artwork wraps that will be installed.

26 United States Postal Service - Annual Payment Authority

For \$4,116,117 in payment authority to the United States Postal Service for metered and non-metered mail charges of City departments for the period July 1, 2023, through June 30, 2024, as provided in the proposed annual operating budget.

27 Blue Ridge Fire District

For \$80,000 for annual payment authority for Blue Ridge Fire District for five years to provide fire protection and/or EMS services to City-owned property in Coconino County for the Fire Department. The City-owned property, known as Camp Colley, is identified by Coconino County Assessor Parcel Number 40312001.

28 The Diocesan of St. Vincent De Paul

For \$22,160 in payment authority for the Human Services Department to pay for one-time services provided by St. Vincent De Paul. Security Services were provided for the Office of Homeless Solutions Heat Respite program around the Human Services Campus.

29 QCM Technologiesm, Inc.

For \$15,000 in payment authority to renew hardware maintenance and support for essential hardware used by the case management system (CMS) for the Municipal Court. This system is the primary business application for the Court and is essential for reducing operational risk.

30 Arizona Parks and Recreation Association (APRA)

For \$250,000 in payment authority to reimburse the Arizona Parks and Recreation Association (APRA) for providing financial coordination services over a three-year period for the Phoenix Summit Challenge and

National Trail Trek for the Parks and Recreation Department. The City's non-profit partner, APRA, is responsible as the lead financial coordinator for the event for the facilitation of all financial transactions. The source of funding for this event is from revenue generated through participant entry fee, which are collected through the event registration process. No General Funds are used for this event.

31 Arizona Public Service Company Doing Business as APS

For \$11,940 in payment authority to APS for first quarter (January through April 2023) trip charges to disconnect or reconnect service to the street lighting system for maintenance or non-maintenance purposes for the Street Transportation Department.

32 Various Vendors - Annual Utility Charges

For \$86,822,589 in payment authority for Arizona Public Service, Salt River Project and Southwest Gas for electricity and gas charges of City departments for the period of July 1, 2023, through June 30, 2024, as provided in the proposed annual operating budget.

33 City Treasurer - Annual Payment Authority

For \$19,783,553 in payment authority on behalf of the Water Services Department for water charges of City departments for the period of July 1, 2023, through June 30, 2024, as provided in the proposed annual operating budget.



**(CONTINUED FROM MAY 31, 2023) - Police Employment Marketing Services RFP
HR 22-009 - Request for Award (Ordinance S-49790)**

Request to authorize the City Manager, or his designee, to enter into contracts with ON Advertising, Inc., and Lincoln Strategy Group, LLC, to provide employment marketing services for the Human Resources Department and the Police Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed \$1,700,000.

Summary

The Phoenix Police Department faces significant challenges to fill hundreds of vacant positions and maintain necessary staffing levels. These contracts will provide marketing services and advertising using digital and traditional media to promote the Phoenix Police Department as a premier employer for law enforcement careers, attract a diverse pool of qualified applicants, and generate a continuous pipeline of applicants for the next five years. The contracts also include the design and hosting of a new employment website.

Procurement Information

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

Four vendors submitted proposals deemed responsive and responsible. An evaluation committee of City staff evaluated those offers based on the following criteria with a maximum possible point total of 1,000:

- Qualifications and Experience (0-300 points)
- Method of Approach (0-450 points)
- Price (0-250 points)

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

- ON Advertising, Inc., 782.5 points
- Lincoln Strategy Group, LLC, 762 points

Contract Term

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

Financial Impact

The aggregate value of the two contracts will not exceed \$1,700,000. Funding is available in the Police Department operating budget.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Human Resources Department.



*****ITEM REVISED (SEE ATTACHED MEMO AND ATTACHMENT)*** (CONTINUED FROM MAY 31, 2023) - Form of the Ballot for Nov. 7, 2023 Special Bond Election (Ordinance S-49806)**

This report requests City Council approval of an ordinance establishing the form of the ballot for the City of Phoenix Special Bond Election to be held on Tuesday, Nov. 7, 2023.

Summary

This ordinance establishes the language that will be printed on the ballot. In this election registered voters who reside in the City of Phoenix will vote to approve or reject certain questions related to the selling and issuance of general obligation bonds. Four bond questions, if approved, would establish the authorization to sell up to \$214,000,000 general obligation bonds for fire, police, roadway and pedestrian infrastructure projects; up to \$108,615,000 general obligation bonds for library, parks and historic preservation projects; up to \$114,385,000 general obligation bonds for workforce and job creation, education, economic development, environment, sustainability, arts, and culture projects; and up to \$63,000,000 general obligation bonds for affordable housing and senior center projects.

At the May 3, 2023 Formal Council Meeting, the City Council ordered the Special Bond Election and approved the election to be a ballot by mail election conducted by Maricopa County. The form of the ballot for this election is consistent with the requirements of applicable State law, as Maricopa County will be conducting the election.

Public Outreach

All eligible registered voters in Phoenix will receive notification of the election and will automatically be sent a ballot by mail. Households with one or more registered voters will receive an Informational Pamphlet, which contains general information about the election, including key dates related to when ballots will be mailed and when ballot replacement sites will be open. Arguments supporting or opposing any of the bond questions must be filed with the City Clerk no later than ninety days prior to the election, at 5 p.m. on Aug. 9, 2023. Arguments are limited to 300 words

and are printed in the Informational Pamphlet. Several publications and news releases will be provided throughout the election process and shared on a variety of platforms, including print and social media. All election information will be provided in English and Spanish and will be available on phoenix.gov/elections.

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.



City of Phoenix

To: Ginger Spencer
Deputy City Manager

Date: May 31, 2023

From: Denise Archibald
City Clerk

A handwritten signature in black ink, appearing to be 'DA', written over the name Denise Archibald.

Subject: REQUEST TO CONTINUE ITEM NO. 46 ON THE MAY 31, 2023, FORMAL COUNCIL MEETING AGENDA

This memo requests to continue item No. 46 on the May 31, 2023, Formal Council meeting agenda. Item No. 46 is a request to establish the form of the ballot for the City of Phoenix Special Bond Election to be held on Tuesday, Nov. 7, 2023. This continuance request will allow staff time to provide additional briefings and answer any further questions from City Council.

Staff recommends continuing this item to June 14, 2023, Formal Council meeting agenda.

Approval:

A handwritten signature in black ink, appearing to be 'Ginger', written over a horizontal line.
Ginger Spencer
Deputy City Manager

Date:

5/31/2023



City of Phoenix

To: Ginger Spencer
Deputy City Manager

Date: June 6, 2023

From: Denise Archibald
City Clerk

Subject: REQUEST TO REVISE ITEM 35, FORM OF THE BALLOT FOR NOV. 7, 2023 SPECIAL BOND ELECTION, ON THE JUNE 14, 2023 FORMAL AGENDA.

The City Clerk Department requests approval to revise the Form of the Ballot for Nov. 7, 2023 Special Bond Election (S-49806) item, on the June 14, 2023 formal agenda, to change the third bond question to authorization to sell up to \$114,385,000 general obligation bonds for education, economic development, reducing waste, resource management, and arts and culture projects, and other related changes. The full text of the proposed draft form of the ballot is attached.

Approved by:

Ginger Spencer
Deputy City Manager

6/6/23
Date

**THIS IS A DRAFT ORDINANCE AND
MAY BE SUBJECT TO FURTHER CHANGE**

ORDINANCE S-49806

AN ORDINANCE ESTABLISHING THE FORM OF THE
BALLOT FOR THE CITY OF PHOENIX SPECIAL BOND
ELECTION TO BE HELD ON NOVEMBER 7, 2023.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX, as
follows:

SECTION 1. That the form of the ballot for the City of Phoenix Special
Bond Election on November 7, 2023, be and the same is hereby established to read
substantially as follows:

GENERAL PROVISIONS

The following are general provisions that apply to the bond questions. Specific
information for the authorized purpose is set out in the bond questions.

- In addition to the authorized purposes, bond proceeds may be used to pay for bond insurance or other credit support for the bonds, all legal, accounting, financial, consulting, architectural, design, engineering and construction management costs, if applicable, and all other costs incurred in connection with the issuance of the bonds and the purpose set forth in the question. The City may contract for letters of credit, surety bonds, lines of credit or other credit or liquidity support in connection with any one or more series of bonds.
- The bonds may be issued in one or more series, as tax-exempt or taxable bonds.
- The bonds may be issued in the denomination of \$5,000 each or multiples thereof.

- Interest rates may be fixed or variable but shall not exceed 10% per annum.
- Interest may be evidenced by separate certificates and will be paid on July 1 and January 1 or more frequently.
- The bonds, and any bonds issued to refund the City's bonds, may be sold at prices that include premiums not greater than permitted by law.
- Each series of bonds will mature over a period not to exceed twenty-five (25) years from their date of issuance.
- Bonds will mature on July 1 or the days of each year determined by City Council.

QUESTIONS SUBMITTED TO THE VOTERS

QUESTION NUMBER 1

Enhance Community Safety through Fire, Police, Roadway and Pedestrian Infrastructure

Shall the City of Phoenix, Arizona be authorized to issue and sell general obligation bonds in the principal amount of up to \$214,000,000 to provide funding for fire, police, roadway and pedestrian infrastructure projects, including, but not limited to projects intended to:

- Reduce response times and improve service delivery by modernizing public safety infrastructure
- Construct, improve, repair, and renovate local fire and police stations
- Repair streets and enhance safety conditions for drivers and pedestrians, including resurfacing, lighting, crosswalks and sidewalks
- Improve roadway mobility and reduce congestion for commuters
- Expand and enhance transportation connectivity options for the disabled community and in areas where access to safe transportation is limited
- Mitigate the impact of floods and storms through infrastructure improvements, including sewers, detention basins, and flood control projects
- Create facilities for city residents struggling with mental and behavioral health, including unhoused residents

Generated funds will be used to pay for all necessary design, construction, reconstruction, improvement, repair, renovation, equipment and associated costs, including the acquisition of land or interests necessary for such purposes, all legal, financial, consulting, and other costs and fees in connection therewith. Such bonds to be issued in one or more series as tax-exempt or taxable bonds, and may be sold at prices that include premiums not greater than permitted by law. Such bonds may bear fixed or

variable interest not exceeding 10% per annum, and may have principal payable not later than 25 years from the date of issuance of each series. Such bonds will be issued as general obligations bonds and the issuance of these bonds will result in a property tax increase sufficient to pay the annual debt service on the bonds.

BOND APPROVAL, YES	<input type="checkbox"/>
--------------------	--------------------------

BOND APPROVAL, NO	<input type="checkbox"/>
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A “yes” vote shall authorize the City of Phoenix governing body to issue and sell up to \$214,000,000 of general obligation bonds of the City of Phoenix to be repaid with secondary property taxes.

A “no” vote shall not authorize the City of Phoenix governing body to issue and sell such bonds of the City of Phoenix.

QUESTION NUMBER 2

Improve Quality of Life in Phoenix Neighborhoods

Shall the City of Phoenix, Arizona be authorized to issue and sell general obligation bonds in the principal amount of up to \$108,615,000 to provide funding for library, parks and historic preservation projects, including, but not limited to:

- Build or improve new and existing libraries
- Enhance existing parks and add additional park space across the city
- Construct and renovate playgrounds and recreational facilities
- Increase accessibility and improve ADA compliance in publicly owned spaces and facilities

Generated funds will be used to pay for all necessary design, construction, reconstruction, improvement, repair, renovation, equipment and associated costs, including the acquisition of land or interests necessary for such purposes, all legal, financial, consulting, and other costs and fees in connection therewith. Such bonds to be issued in one or more series as tax-exempt or taxable bonds, and may be sold at prices that include premiums not greater than permitted by law. Such bonds may bear fixed or variable interest not exceeding 10% per annum, and may have principal payable not later than 25 years from the date of issuance of each series. Such bonds will be issued as general obligations bonds and the issuance of these bonds will result in a property tax increase sufficient to pay the annual debt service on the bonds.

BOND APPROVAL, YES	<input type="checkbox"/>
--------------------	--------------------------

BOND APPROVAL, NO	<input type="checkbox"/>
-------------------	--------------------------

A “yes” vote shall authorize the City of Phoenix governing body to issue and sell up to \$108,615,000 of general obligation bonds of the City of Phoenix to be repaid with secondary property taxes.

A “no” vote shall not authorize the City of Phoenix governing body to issue and sell such bonds of the City of Phoenix.

QUESTION NUMBER 3

Create an Efficient, Modern Phoenix to Live and Work

Shall the City of Phoenix, Arizona be authorized to issue and sell general obligation bonds in the principal amount of up to \$114,385,000 to provide funding for education, economic development, reducing waste, resource management, arts and culture projects, including, but not limited to:

- Drive healthcare workforce development with an educational facility
- Develop land parcels to encourage new business/industry investment and recruitment
- Establish heat resiliency projects to cool public spaces and high-density urban areas
- Upgrade city facilities to be energy and water efficient and/or use renewable energy
- Renovate and enhance arts and cultural facilities and museums

Generated funds will be used to pay for all necessary design, construction, reconstruction, improvement, repair, renovation, equipment and associated costs, including the acquisition of land or interests necessary for such purposes, all legal, financial, consulting, and other costs and fees in connection therewith. Such bonds to be issued in one or more series as tax-exempt or taxable bonds, and may be sold at prices that include premiums not greater than permitted by law. Such bonds may bear fixed or variable interest not exceeding 10% per annum, and may have principal payable not later than 25 years from the date of issuance of each series. Such bonds will be issued as general obligations bonds and the issuance of these bonds will result in a property tax increase sufficient to pay the annual debt service on the bonds.

BOND APPROVAL, YES	<input type="checkbox"/>
BOND APPROVAL, NO	<input type="checkbox"/>

A “yes” vote shall authorize the City of Phoenix governing body to issue and sell up to \$114,385,000 of general obligation bonds of the City of Phoenix to be repaid with secondary property taxes.

A “no” vote shall not authorize the City of Phoenix governing body to issue and sell such bonds of the City of Phoenix.

QUESTION NUMBER 4

Enhance, Preserve and Increase the Supply of Affordable Housing and Senior Centers

Shall the City of Phoenix, Arizona be authorized to issue and sell general obligation bonds in the principal amount of up to \$63,000,000 to provide funding for affordable housing and senior center projects, including, but not limited to:

- Construct new affordable housing units throughout the city to support low to moderate income residents and address homelessness
- Repair and refurbish existing affordable housing units
- Build and renovate new and existing senior centers

Generated funds will be used to pay for all necessary design, construction, reconstruction, improvement, repair, renovation, equipment and associated costs, including the acquisition of land or interests necessary for such purposes, all legal, financial, consulting, and other costs and fees in connection therewith. Such bonds to be issued in one or more series as tax-exempt or taxable bonds, and may be sold at prices that include premiums not greater than permitted by law. Such bonds may bear fixed or variable interest not exceeding 10% per annum, and may have principal payable not later than 25 years from the date of issuance of each series. Such bonds will be issued as general obligations bonds and the issuance of these bonds will result in a property tax increase sufficient to pay the annual debt service on the bonds.

BOND APPROVAL, YES	<input type="checkbox"/>
BOND APPROVAL, NO	<input type="checkbox"/>

A “yes” vote shall authorize the City of Phoenix governing body to issue and sell up to \$63,000,000 of general obligation bonds of the City of Phoenix to be repaid with secondary property taxes.

A “no” vote shall not authorize the City of Phoenix governing body to issue and sell such bonds of the City of Phoenix.

PASSED by the Council of the City of Phoenix this 14th day of June, 2023.

MAYOR

ATTEST:

Denise Archibald, City Clerk

APPROVED AS TO FORM:
Julie M. Kriegh, City Attorney

Deryck R. Lavelle, Chief Counsel

REVIEWED BY:

Jeffrey Barton, City Manager

DRL:efl: (LF23-1604):6-14-23;2380414_1.doc



Report

Agenda Date: 6/14/2023, Item No. 36

Public Hearing on Proposed Property Tax Levy, Truth in Taxation and Adoption of the Final 2023-24 Annual Budget

As required by State statute, this item requests the City Council hold a public hearing on the City's proposed Property Tax Levy and Truth in Taxation and the adoption of the final 2023-24 City of Phoenix Annual Budget (see **Attachment A** for State Budget Forms and Truth in Taxation Notice).

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Budget and Research Department.

Attachment A - State Forms A through G and Truth in Taxation Notice

CITY OF PHOENIX, ARIZONA Summary Schedule of Estimated Revenues and Expenditures/Expenses Fiscal Year 2023-24 (In Thousands)

Fiscal Year	S c h	FUNDS							Total All Funds
		General Fund	Special Revenue Fund	Debt Service Fund	Capital Projects Fund	Enterprise Funds Available	Reappropriation Funds		
2023	Adopted/Adjusted Budgeted Expenditures/Expenses*	E	1,779,781	2,192,105	208,911	1,820,794	1,797,044	2,246,442	10,045,077
2023	Actual Expenditures/Expenses**	E	1,627,796	1,576,861	206,818	513,596	1,500,239	1,352,821	6,778,131
2024	Fund Balance/Net Position at July 1***		204,065	1,060,297	100	967,327	1,166,797	2,237,406	5,635,992
2024	Primary Property Tax Levy	B	206,935						206,935
2024	Secondary Property Tax Levy	B			131,092				131,092
2024	Estimated Revenues Other than Property Taxes	C	237,358	3,356,813	3,846	1,559,803	1,668,897		6,826,717
2024	Other Financing Sources	D	2,457	2,483		600,000	6,507		611,447
2024	Other Financing (Uses)	D							
2024	Interfund Transfers In	D	1,561,419	770,741		16,281	104,925		2,453,366
2024	Interfund Transfers (Out)	D	183,565	2,182,977	47	19,594	83,919		2,470,102
2024	Reduction for Amounts Not Available:								
LESS:	Amounts for Future Debt Retirement:								
	Future Capital Projects								
	Maintained Fund Balance for Financial Stability								
2024	Total Financial Resources Available		2,028,668	3,007,357	134,991	3,123,817	2,863,207	2,237,406	13,395,446
2024	Budgeted Expenditures/Expenses	F	2,028,668	2,534,591	134,892	2,635,916	2,051,886	2,237,406	11,623,359

EXPENDITURE LIMITATION COMPARISON

	2023	2024
1. Budgeted expenditures/expenses	\$ 7,798,635	\$ 9,385,953
2. Add/subtract: estimated net reconciling items	(748,587)	(969,972)
3. Budgeted expenditures/expenses adjusted for reconciling items	7,050,048	8,415,981
4. Less: estimated exclusions		
5. Amount subject to the expenditure limitation	\$ 7,050,048	\$ 8,415,981
6. EEC expenditure limitation	\$ 10,045,077	\$ 11,623,359

* Includes Expenditure/Expense Adjustments Approved in the current year from Schedule E.

** Includes actual amounts as of the date the proposed budget was prepared, adjusted for estimated activity for the remainder of the fiscal year.

*** Amounts on this line represent Fund Balance/Net Position amounts except for amounts not in spendable form (e.g., prepaids and inventories) or legally or contractually required to be maintained intact (e.g., principal of a permanent fund).

CITY OF PHOENIX, ARIZONA
Tax Levy and Tax Rate Information
Fiscal Year 2023-24
(In Thousands)

	<u>2022-23</u>	<u>2023-24</u>
1. Maximum allowable primary property tax levy. A.R.S. §42-17051(A)	\$ <u>201,207</u>	\$ <u>209,026</u>
2. Amount received from primary property taxation in the current year in excess of the sum of that year's maximum allowable primary property tax levy. A.R.S. §42-17102(A)(18)	\$ _____	
3. Property tax levy amounts		
A. Primary property taxes	\$ <u>201,207</u>	\$ <u>209,026</u>
B. Secondary property taxes	<u>126,108</u>	<u>132,416</u>
C. Total property tax levy amounts	\$ <u><u>327,315</u></u>	\$ <u><u>341,442</u></u>
4. Property taxes collected*		
A. Primary property taxes		
(1) Current year's levy	\$ <u>200,199</u>	
(2) Prior years' levies	<u>1,716</u>	
(3) Total primary property taxes	\$ <u><u>201,915</u></u>	
B. Secondary property taxes		
(1) Current year's levy	\$ <u>125,477</u>	
(2) Prior years' levies	<u>1,069</u>	
(3) Total secondary property taxes	\$ <u><u>126,546</u></u>	
C. Total property taxes collected	\$ <u><u>328,461</u></u>	
5. Property tax rates		
A. City/Town tax rate		
(1) Primary property tax rate	<u>1.2989</u>	<u>1.2851</u>
(2) Secondary property tax rate	<u>0.8141</u>	<u>0.8141</u>
(3) Total city/town tax rate	<u><u>2.1130</u></u>	<u><u>2.0992</u></u>
B. Special assessment district tax rates		
Secondary property tax rates - As of the date the proposed budget was prepared, the city/town was operating <u>zero</u> special assessment districts for which secondary property taxes are levied. For information pertaining to these special assessment districts and their tax rates, please contact the city/town.		

* The 2023-24 planned primary and secondary levies are \$209,025,792 and \$132,416,075, respectively. Historically, actual property tax collections have been slightly lower than the amount levied. For 2023-24, actual collections for primary and secondary property taxes are estimated to be \$206,935,000 and \$131,092,075, or 99% of the levy amount.

** Includes actual property taxes collected as of the date the proposed budget was prepared, plus estimated property tax collections for the remainder of the fiscal year.

CITY OF PHOENIX, ARIZONA
Revenues Other Than Property Taxes
Fiscal Year 2023-24
(In Thousands)

SOURCE OF REVENUES	ESTIMATED REVENUES 2022-23	ACTUAL REVENUES * 2022-23	ESTIMATED REVENUES 2023-24
GENERAL FUND			
Intergovernmental			
County Vehicle License Tax	\$ 83,100	\$ 79,065	\$ 85,627
Charges for services			
Fire Emergency Transportation Services	\$ 44,313	\$ 49,739	\$ 51,332
Hazardous Materials Inspection Fee	1,500	1,500	1,700
Planning	1,828	1,811	1,811
Police	14,154	13,592	14,511
Street Transportation	6,831	6,264	6,976
Other Service Charges	25,258	27,981	27,592
Fines and forfeits			
Moving Violations	\$ 4,760	\$ 4,099	\$ 4,099
Parking Violations	465	693	693
Driving While Intoxicated	612	586	586
Defensive Driving Program	1,405	1,648	1,648
Other Receipts	1,863	1,759	1,739
Interest on investments			
Interest on investments	\$ 5,550	\$ 14,540	\$ 14,540
Contributions			
SRP In-Lieu Taxes	\$ 2,203	\$ 2,126	\$ 2,126
Miscellaneous			
Miscellaneous	\$ 6,475	\$ 7,639	\$ 7,569
Parks and Recreation	5,722	6,322	6,371
Libraries	399	435	439
Cable Communications	9,000	8,200	8,000
Total General Fund	\$ 215,437	\$ 227,998	\$ 237,358
SPECIAL REVENUE FUNDS			
Highway User Revenue Fund			
Incorporated Cities Share	\$ 123,025	\$ 120,438	\$ 125,272
300,000 Population Share	31,474	31,422	32,683
Interest/Other	500	1,979	520
	\$ 154,999	\$ 153,839	\$ 158,475

CITY OF PHOENIX, ARIZONA
Revenues Other Than Property Taxes
Fiscal Year 2023-24
(In Thousands)

SOURCE OF REVENUES	ESTIMATED REVENUES 2022-23	ACTUAL REVENUES * 2022-23	ESTIMATED REVENUES 2023-24
Excise Tax Fund			
Local Taxes	\$ 629,254	\$ 676,397	\$ 696,224
Stormwater	5,148	5,143	5,194
Jet Fuel	929	811	823
Marijuana Sales Tax Earmarked for Public Safety Pension	12,248	14,159	14,691
License & Permits	5,878	6,025	6,075
State Sales Tax	227,155	241,628	248,655
State Income Tax	310,387	308,183	435,656
Neighborhood Protection	47,843	51,705	53,422
2007 Public Safety Expansion	95,686	103,412	106,843
Public Safety Enhancement	25,821	29,624	29,845
Parks and Preserves	47,844	51,707	53,420
Transportation 2050	326,455	353,178	364,773
Capital Construction	6,179	5,880	5,623
Sports Facilities	24,577	28,114	28,488
Convention Center	73,883	84,625	86,163
	\$ 1,839,289	\$ 1,960,592	\$ 2,135,896
Other Special Revenue Funds			
Neighborhood Protection	\$ 292	\$ 539	\$ 366
2007 Public Safety Expansion	119	346	278
Parks and Preserves	891	4,274	2,777
Transportation 2050	38,157	37,651	37,491
Capital Construction	120	534	534
Sports Facilities	3,878	4,591	3,964
Development Services	81,725	91,614	84,311
Regional Transit	45,672	43,172	82,429
Community Reinvestment	6,045	8,888	11,905
Impact Fee Administration	761	674	628
Regional Wireless Cooperative	5,632	5,993	7,156
Golf	9,562	10,784	10,130
Court Awards	4,533	5,651	4,673
	\$ 197,386	\$ 214,708	\$ 246,642
Other Restricted Funds			
Court Special Fees	\$ 814	\$ 781	\$ 764
Vehicle Impound Program	1,993	2,402	2,471
Other Restricted Funds	23,085	20,645	22,351
Affordable Housing Program	4,774	9,130	7,889
	\$ 30,666	\$ 32,958	\$ 33,475
Federal Funds			
Public Housing	\$ 137,673	\$ 130,335	\$ 194,819
Human Services	76,011	119,208	69,662
Federal Transit Administration	96,562	44,045	136,908
Community Development	54,729	37,061	44,010
Criminal Justice/Public Safety	10,296	14,585	11,703
Other Federal & State Grants	391,284	177,421	325,223
	\$ 766,554	\$ 522,655	\$ 782,325
Total Special Revenue Funds	\$ 2,988,893	\$ 2,884,752	\$ 3,356,813

CITY OF PHOENIX, ARIZONA
Revenues Other Than Property Taxes
Fiscal Year 2023-24
(In Thousands)

SOURCE OF REVENUES	ESTIMATED REVENUES 2022-23	ACTUAL REVENUES * 2022-23	ESTIMATED REVENUES 2023-24
DEBT SERVICE FUNDS			
Secondary Property Tax	\$ 4,130	\$ 4,131	\$ 3,846
Total Debt Service Funds	\$ 4,130	\$ 4,131	\$ 3,846
CAPITAL PROJECTS FUNDS			
Bond Funds	\$	\$ 17,811	\$
Capital Grants	614,685	294,759	817,368
Capital Reserves		1,086	950
Customer Facility Charges	53,380	45,000	55,902
Federal, State and Other Participation	122,028	92,610	551,312
Impact Fees		31,525	
Joint Ventures	35,670	41,494	42,931
Passenger Facility Charges	90,732	90,142	91,340
Solid Waste Remediation		86	
Other Capital Funds		75,500	
		\$	
Total Capital Projects Funds	\$ 916,495	\$ 690,013	\$ 1,559,803
ENTERPRISE FUNDS			
Convention Center	\$ 17,802	\$ 25,823	\$ 26,834
Solid Waste	196,668	198,103	197,194
Aviation	508,516	576,271	528,508
Water System	525,269	539,529	627,172
Wastewater System	268,890	263,303	289,188
Total Enterprise Funds	\$ 1,517,146	\$ 1,603,029	\$ 1,668,897
TOTAL ALL FUNDS	\$ 5,642,101	\$ 5,409,924	\$ 6,826,717

* Includes actual revenues recognized on the modified accrual or accrual basis as of the date the proposed budget was prepared, plus estimated revenues for the remainder of the fiscal year.

CITY OF PHOENIX, ARIZONA
Other Financing Sources/<Uses> and Interfund Transfers
Fiscal Year 2023-24
(In Thousands)

FUND	OTHER FINANCING 2023-24		INTERFUND TRANSFERS 2023-24	
	SOURCES	<USES>	IN	<OUT>
GENERAL FUND				
General Fund	\$ 2,457	\$	\$ 1,438,041	\$ 176,683
Library			8,972	3,676
Parks			114,407	
Cable Communications				3,206
Total General Fund	\$ 2,457	\$	\$ 1,561,419	\$ 183,565
SPECIAL REVENUE FUNDS				
Excise	\$	\$	\$	\$ 2,135,896
Arizona Highway User Revenue	901			4,475
Capital Construction	143		5,623	
City Improvement			79,994	1,022
Community Reinvestment	1			2,064
Court Awards	19			
Development Services	21			6,528
Golf	1			
Neighborhood Protection			53,421	1,004
Parks and Preserves			53,420	278
Public Safety Enhancement			29,845	535
Public Safety Expansion			106,843	2,192
Regional Wireless Cooperative	6			
Sports Facilities			29,510	15,759
Transportation 2050	1,274		364,773	11,366
Other Restricted	49		47,311	1,087
Grant Funds	68			771
Total Special Revenue Funds	\$ 2,483	\$	\$ 770,741	\$ 2,182,977
DEBT SERVICE FUNDS				
Secondary Property Tax	\$	\$	\$	\$ 47
Total Debt Service Funds	\$	\$	\$	\$ 47
CAPITAL PROJECTS FUNDS				
Aviation Bonds	\$ 200,000	\$	\$	\$
Other Bonds			1,022	1,022
Wastewater Bonds	400,000			
Capital Reserves			9,250	
Customer Facility Charges				18,572
Federal, State and Other Participation			6,009	
Total Capital Projects Funds	\$ 600,000	\$	\$ 16,281	\$ 19,594
ENTERPRISE FUNDS				
Aviation	\$ 1,795	\$	\$ 18,761	\$ 14,727
Convention Center	560		86,163	4,394
Solid Waste	322			14,043
Wastewater	1,619			19,748
Water	2,211			31,007
Total Enterprise Funds	\$ 6,507	\$	\$ 104,925	\$ 83,919
TOTAL ALL FUNDS	\$ 611,447	\$	\$ 2,453,366	\$ 2,470,102

CITY OF PHOENIX, ARIZONA
Expenditures/Expenses by Fund
Fiscal Year 2023-24
(In Thousands)

FUND/DEPARTMENT	ADOPTED BUDGETED EXPENDITURES/ EXPENSES 2022-23	EXPENDITURE/ EXPENSE ADJUSTMENTS APPROVED 2022-23	ACTUAL EXPENDITURES/ EXPENSES* 2022-23	BUDGETED EXPENDITURES/ EXPENSES 2023-24
GENERAL FUND				
<i>General:</i>	\$	\$	\$	\$
General Government	204,617		196,498	229,683
Criminal Justice	43,390		42,766	45,265
Public Safety	1,088,575		1,084,184	1,222,556
Transportation	26,085		26,011	25,473
Community Development	36,748		34,203	39,424
Community Enrichment	35,006		33,487	50,179
Environmental Services	29,534		28,506	38,527
Contingencies/Non-Departmental**	100,788		(15,760)	73,247
Capital Budget	46,973		34,548	114,217
Parks and Recreation				
Operating	117,261		113,429	128,060
Contingencies				
Capital				5,600
Library				
Operating	45,841		45,833	49,528
Capital	1,193		377	2,115
Cable Communications	3,420	350	3,714	4,794
Total General Fund	\$ 1,779,431	\$ 350	\$ 1,627,796	\$ 2,028,668
SPECIAL REVENUE FUNDS				
	\$	\$	\$	\$
Arizona Highway User Revenue				
Operating	95,818		88,886	94,493
Capital	91,598		78,365	114,864
Capital Construction				
Operating	140		139	140
Capital	25,398		5,974	24,792
City Improvement	70,114	3,450	72,110	78,972
Community Reinvestment				
Operating	2,302	650	2,891	2,292
Capital	7,968	(650)	6,402	7,924
Court Awards				
Operating	7,071		5,620	4,671
Capital				
Development Services				
Operating	82,400		77,206	87,446
Contingencies	8,000			8,000
Capital	15,755		2,618	29,165
Federal Community Development				
Operating	47,109	(3,800)	26,323	47,691
Capital	7,619	3,800	10,868	10,888
Federal & State Grants				
Operating	315,306	(120,446)	152,961	225,709
Capital	71,724		39,717	63,761
Federal Transit				
Operating	17,552	13,350	30,257	21,578

CITY OF PHOENIX, ARIZONA
Expenditures/Expenses by Fund
Fiscal Year 2023-24
(In Thousands)

FUND/DEPARTMENT	ADOPTED BUDGETED EXPENDITURES/ EXPENSES 2022-23	EXPENDITURE/ EXPENSE ADJUSTMENTS APPROVED 2022-23	ACTUAL EXPENDITURES/ EXPENSES* 2022-23	BUDGETED EXPENDITURES/ EXPENSES 2023-24
Capital	79,009	(13,350)	14,168	115,329
Golf Course				
Operating	7,074	2,926	8,104	9,288
Capital	2,000	(1,200)	560	1,440
HOPE VI Grant				
Operating	3,743	920	4,564	5,678
Capital	10,807	(920)	901	27,244
Human Services Grants	76,011	47,350	120,936	69,671
Neighborhood Protection				
Operating	51,591	7,100	53,617	60,547
Capital				
Other Restricted Funds				
Fees and Contributions	60,396	17,740	76,598	101,883
Capital	12,862		5,361	17,059
Parks and Preserves				
Operating	7,137	240	7,227	7,923
Capital	80,643	(240)	32,067	120,293
Public Housing				
Operating	108,837	5,540	112,132	171,354
Capital	44,411	(5,540)	15,084	38,400
Public Safety Enhancement				
Operating	32,115		31,533	37,112
Capital				
Public Safety Expansion				
Operating	106,664	9,320	110,473	125,877
Capital				
Public Transit (RPTA)				
Operating	41,378		39,221	61,925
Capital	13,002		2,393	17,839
Regional Wireless Cooperative	5,791	560	6,224	6,881
Sports Facilities				
Operating	3,066		2,744	2,805
Contingencies	5,000			2,500
Capital	4,424		4,413	2,127
Transportation 2050				
Operating	231,238		226,549	250,370
Contingencies	4,000			4,000
Capital	368,232		101,654	454,661
	\$	\$	\$	\$
Total Special Revenue Funds	\$ 2,225,305	\$ (33,200)	\$ 1,576,861	\$ 2,534,591
DEBT SERVICE FUNDS				
	\$	\$	\$	\$
Secondary Property Tax and G.O.	196,061	12,850	206,818	134,892
	\$	\$	\$	\$
Total Debt Service Funds	\$ 196,061	\$ 12,850	\$ 206,818	\$ 134,892
CAPITAL PROJECTS FUNDS				
	\$	\$	\$	\$

CITY OF PHOENIX, ARIZONA
Expenditures/Expenses by Fund
Fiscal Year 2023-24
(In Thousands)

FUND/DEPARTMENT	ADOPTED BUDGETED EXPENDITURES/ EXPENSES 2022-23	EXPENDITURE/ EXPENSE ADJUSTMENTS APPROVED 2022-23	ACTUAL EXPENDITURES/ EXPENSES* 2022-23	BUDGETED EXPENDITURES/ EXPENSES 2023-24
Arts and Cultural Facilities	902			902
Aviation	378,631		67,975	959,959
Facilities Management	16,697		6,388	21,026
Finance	4,700		1,500	1,031
Fire Protection	22,944		4,271	32,669
Housing	13,134		13,251	13,165
Human Services	600			600
Information Technology	8,137			8,137
Libraries	4,839			5,295
Non-Departmental Capital	203,223		103,294	631,407
Parks, Recreation and Mtn Preserves	25,033		4,789	26,723
Phoenix Convention Center	158,600		108,590	36,770
Police Protection	20,982		12,454	17,759
Public Art Program	5,745		1,557	5,244
Public Transit	144,311		182	257
Regional Wireless Cooperative	6,001			6,001
Solid Waste Disposal	10,500		8,597	23,761
Street Transportation and Drainage	142,155		38,801	163,659
Wastewater	421,122		105,326	246,887
Water	232,538		36,620	434,663
Total Capital Projects Funds	\$ 1,820,794	\$	\$ 513,596	\$ 2,635,916
ENTERPRISE FUNDS				
	\$	\$	\$	\$
Aviation				
Operating	403,851		401,156	443,121
Contingencies	20,000			25,000
Capital	187,920		37,296	237,893
Convention Center				
Operating	72,452		69,144	79,340
Contingencies	3,000			3,000
Capital	2,781		2,171	10,617
Solid Waste				
Operating	180,798		180,391	183,403
Contingencies	1,000			1,000
Capital	20,478		14,877	17,631
Wastewater				
Operating	202,742		202,372	226,634
Contingencies	12,500			10,000
Capital	90,162		45,614	145,256
Water				
Operating	414,872	20,000	425,909	476,884
Contingencies	12,000			22,000
Capital	152,489		121,309	170,106
Total Enterprise Funds	\$ 1,777,044	\$ 20,000	\$ 1,500,239	\$ 2,051,886
REAPPROPRIATION FUNDS				
	\$	\$	\$	\$
General				
General Government	25,946		23,814	27,043
Criminal Justice	5,207		1,269	4,242
Public Safety	70,087		46,170	70,211
Transportation	5,586		382	4,754

CITY OF PHOENIX, ARIZONA
Expenditures/Expenses by Fund
Fiscal Year 2023-24
(In Thousands)

FUND/DEPARTMENT	ADOPTED BUDGETED EXPENDITURES/ EXPENSES 2022-23	EXPENDITURE/ EXPENSE ADJUSTMENTS APPROVED 2022-23	ACTUAL EXPENDITURES/ EXPENSES* 2022-23	BUDGETED EXPENDITURES/ EXPENSES 2023-24
Environmental Services	29,356		18,217	32,233
Community Development	3,656		2,459	6,926
Community Enrichment	6,437		3,699	7,224
Capital Improvements	24,467		14,133	30,969
Library				
Community Enrichment	8,136		4,206	6,958
Parks and Recreation				
Community Enrichment	19,653		11,989	22,472
Cable Communications				
General Government	308		152	458
Arizona Highway User Revenue				
Street and Highway purposes	90,030		70,872	109,091
Aviation				
Transportation	90,463		47,571	117,198
Capital Construction				
Capital Improvements	7,564		2,923	5,164
City Improvement Operating				
Debt Service	252			247
Community Reinvestment				
Community Development	2,454		840	5,543
Court Awards				
Criminal Justice	2,234		631	3,728
Development Services				
Community Development	26,733		15,988	17,736
Federal and State Grants				
Operating grants	53,079		22,241	79,092
Federal Community Development				
Community Development	21,038		4,502	9,702
Federal Transit				
Transportation	96,323		44,840	41,953
Golf				
Community Enrichment	4,389		2,416	1,370
HOPE Grant				
Community Development	4,989		404	3,778
Human Services				
Community Enrichment	44,842		7,153	32,769
Neighborhood Protection				
Public Safety	4,643		2,903	5,694
Other Restricted				
Community Development	43,980		11,314	45,526
Parks and Preserves				
Capital Improvements	34,019		29,119	39,851
Phoenix Convention Center				
Community Enrichment	11,767		4,307	15,050
Public Housing				
Community Development	29,067		366	30,001
Public Safety Enhancement Funds				
Public Safety	34		23	35
Public Safety Expansion Funds				
Public Safety	3,690		2,031	2,465
Regional Transit Authority				
Transportation	36,066		18,292	18,307
Regional Wireless Cooperative				
General Government	3,095		1,063	1,903
Secondary Property Tax				
Debt Service	285			933
Solid Waste				
Environmental Services	70,829		35,004	60,787
Sports Facilities				
Community Enrichment	3,488		2,079	4,554

CITY OF PHOENIX, ARIZONA
Expenditures/Expenses by Fund
Fiscal Year 2023-24
(In Thousands)

FUND/DEPARTMENT	ADOPTED BUDGETED EXPENDITURES/ EXPENSES 2022-23	EXPENDITURE/ EXPENSE ADJUSTMENTS APPROVED 2022-23	ACTUAL EXPENDITURES/ EXPENSES* 2022-23	BUDGETED EXPENDITURES/ EXPENSES 2023-24
<i>Transportation 2050</i>				
Transportation	205,817		99,044	219,456
<i>Wastewater</i>				
Environmental Services	111,921		72,729	116,093
<i>Water</i>				
Environmental Services	190,455		126,309	203,367
<i>Capital</i>				
1988 Parks, Recreation, Facilities, Library Bonds	2,202		1,993	1,763
2001 Educational, Youth and Cultural Facility Bonds	10		9	15
2001 Neighborhood Protection & Senior Center Bonds				12
2006 Affordable Housing & Neighborhood Bonds	82		82	35
2006 Parks & Recreation Bonds	1,927		1,617	
2006 Police and Fire Protection Bonds	3,527		3,455	32
Aviation Capital	186,018		97,090	121,495
Capital Reserves	8,607		7,879	19,926
City Improvement	40,330		20,778	126,946
CPBC - Senior Lien Excise Tax	4,099		5	4,167
Development Impact Fees	23,241		20,460	31,250
Multi-City Wastewater Capital	50,207		41,552	82,055
Public Housing Capital	1,949		188	13,732
Regional Wireless Cooperative Capital	1			
Solid Waste Capital	16,002		14,510	26,021
Streets Capital	48,154		30,562	46,895
Wastewater Capital	92,143		60,803	80,767
Water Capital	375,558		300,383	277,412
Total Reappropriation Funds	\$ 2,246,442	\$	\$ 1,352,821	\$ 2,237,406
TOTAL ALL FUNDS	\$ 10,045,077	\$	\$ 6,778,131	\$ 11,623,359

* Includes actual expenditures/expenses recognized on the modified accrual or accrual basis as of the date the proposed budget was prepared, plus estimated expenditures/expenses for the remainder of the fiscal year.

** Non-Departmental includes Unassigned Vacancy Savings, which was previously reported as its own line item.

CITY OF PHOENIX, ARIZONA
Expenditures/Expenses by Department
Fiscal Year 2023-24
(In Thousands)

DEPARTMENT/FUND	ADOPTED BUDGETED EXPENDITURES/ EXPENSES 2022-23	EXPENDITURE/ EXPENSE ADJUSTMENTS APPROVED 2022-23	ACTUAL EXPENDITURES/ EXPENSES* 2022-23	BUDGETED EXPENDITURES/ EXPENSES 2023-24
<i>Community Development:</i>	\$	\$	\$	\$
Arizona Highway Users Revenue	15			15
Aviation	75		74	74
Community Development	53,115	(3,800)	33,773	56,527
Community Reinvestment	10,271	(650)	8,794	10,216
Convention Center	597	100	605	642
Development Services	97,903		79,649	114,009
Federal and State Grants	61,546		33,275	81,991
General	36,748		34,203	39,424
HOPE VI	14,515	(920)	5,296	32,737
Neighborhood Protection	300	2,100	331	
Other Restricted	17,199	40	16,339	25,356
Public Housing	153,218		127,205	209,753
Sports Facilities	2,763		2,593	2,294
Water	30		30	30
Department Total	\$ 448,294	\$ (3,130)	\$ 342,167	\$ 573,067
<i>Community Enrichment:</i>	\$	\$	\$	\$
Arizona Highway Users Revenue	837		116	892
Aviation	40		22	29
Capital Construction	76		11	103
Community Development	1,373	3,000	3,147	1,752
Community Reinvestment		650	500	
Convention Center	57,090	(100)	53,204	70,145
Federal and State Grants	111,286		88,914	70,066
General	35,010	500	35,487	52,179
Golf Course	9,074	1,726	8,664	10,728
HOPE VI	34	920	170	185
Human Services Grants	76,011	47,350	120,936	69,671
Library	47,033		46,211	51,643
Other Restricted	3,398	1,700	4,069	8,490
Parks and Preserves	87,780		39,294	128,216
Parks and Recreation	117,261		113,429	133,660
Public Housing	31		11	2
Solid Waste	57		22	31
Sports Facilities	2,800		2,687	623
Transportation 2050	430		195	276
Wastewater	155	50	197	1,120
Water	535		381	1,826
Department Total	\$ 550,310	\$ 55,796	\$ 517,665	\$ 601,636
<i>Criminal Justice:</i>	\$	\$	\$	\$
General	43,390		42,766	52,265
Other Restricted	2,988		2,686	2,703
Department Total	\$ 46,378	\$	\$ 45,452	\$ 54,968
<i>Contingencies/Non-Departmental:</i>	\$	\$	\$	\$

CITY OF PHOENIX, ARIZONA
Expenditures/Expenses by Department
Fiscal Year 2023-24
(In Thousands)

DEPARTMENT/FUND	ADOPTED BUDGETED EXPENDITURES/ EXPENSES 2022-23	EXPENDITURE/ EXPENSE ADJUSTMENTS APPROVED 2022-23	ACTUAL EXPENDITURES/ EXPENSES* 2022-23	BUDGETED EXPENDITURES/ EXPENSES 2023-24
Aviation	20,000			25,000
Convention Center	3,000			3,000
Development Services	8,000			8,000
Federal and State Grants**	152,576	(148,946)		76,000
General **	100,788		(15,760)	103,247
Solid Waste	1,000			1,000
Sports Facilities	5,000			2,500
Transportation 2050	4,000			4,000
Wastewater	12,500			10,000
Water	12,000			22,000
Department Total	\$ 318,864	\$ (148,946)	\$ (15,760)	\$ 254,747
Environmental Services:	\$	\$	\$	\$
Aviation				2,000
Capital Construction	70		70	70
Convention Center				1,000
Development Services	63		61	
Federal and State Grants	13,909		6,090	3,388
General	50,174		49,145	65,302
Other Restricted	5,499		4,020	6,840
Solid Waste	185,603	(10)	179,685	190,303
Wastewater	217,604	(2,060)	170,762	281,850
Water	427,873	3,500	397,968	493,599
Department Total	\$ 900,795	\$ 1,430	\$ 807,801	\$ 1,044,352
General Government:	\$	\$	\$	\$
Arizona Highway Users Revenue	270		135	1,995
Aviation	838		706	4,826
Cable	3,420	350	3,714	4,794
Community Development	240	800	271	300
Convention Center	81		41	690
Court Awards	58		46	52
Development Services	189		114	2,602
Federal and State Grants	2,570	22,500	24,804	17,715
General	225,767	(2,100)	205,152	256,100
Other Restricted	2,201		1,751	3,433
Regional Wireless Cooperative	5,791	560	6,224	6,881
Solid Waste	442		386	1,119
Sports Facilities	159		109	159
Transportation 2050	98		90	2,596
Wastewater	750		631	2,526
Water	1,403		1,311	3,997
Department Total	\$ 244,277	\$ 22,110	\$ 245,485	\$ 309,783

CITY OF PHOENIX, ARIZONA
Expenditures/Expenses by Department
Fiscal Year 2023-24
(In Thousands)

DEPARTMENT/FUND	ADOPTED BUDGETED EXPENDITURES/ EXPENSES 2022-23	EXPENDITURE/ EXPENSE ADJUSTMENTS APPROVED 2022-23	ACTUAL EXPENDITURES/ EXPENSES* 2022-23	BUDGETED EXPENDITURES/ EXPENSES 2023-24
Public Safety:	\$	\$		\$
Court Awards	7,013		5,574	4,619
Federal and State Grants	29,525	6,000	35,207	29,469
General	1,092,155		1,084,189	1,238,132
Neighborhood Protection	51,291	5,000	53,285	60,547
Other Restricted	36,210	16,000	47,669	66,098
Public Safety Enhancement	32,115		31,533	37,112
Public Safety Expansion	106,664	9,320	110,473	125,877
Sports Facilities	1,769		1,769	1,857
Department Total	\$ 1,356,741	\$ 36,320	\$ 1,369,699	\$ 1,563,710
Transportation:	\$	\$		\$
Arizona Highway Users Revenue	186,294		167,000	206,455
Aviation	489,625		338,313	569,733
Capital Construction	25,392		6,032	24,759
Federal and State Grants	15,618		4,387	10,841
Federal Transit Authority	96,561		44,425	136,908
General	27,685	1,600	29,261	31,923
Other Restricted	5,763		5,424	6,023
Transit - RPTA	54,380		41,614	79,764
Transportation 2050	598,942		327,919	702,158
Department Total	\$ 1,500,261	\$ 1,600	\$ 964,377	\$ 1,768,564
Debt:	\$	\$		
Aviation	101,192		99,337	104,352
City Improvement	70,114	3,450	72,110	78,972
Convention Center	17,465		17,465	17,481
Secondary Property Tax	196,061	12,850	206,818	134,892
Solid Waste	15,174	10	15,174	9,581
Wastewater	74,395	2,010	76,396	86,395
Water	137,519	16,500	147,528	147,538
Department Total	\$ 611,920	\$ 34,820	\$ 634,828	\$ 579,210
Capital:	\$ 1,820,794	\$	\$ 513,596	\$ 2,635,916
Department Total	\$ 1,820,794	\$	\$ 513,596	\$ 2,635,916
Reappropriation:	\$ 2,246,442	\$	\$ 1,352,821	\$ 2,237,406

CITY OF PHOENIX, ARIZONA
Expenditures/Expenses by Department
Fiscal Year 2023-24
(In Thousands)

DEPARTMENT/FUND	ADOPTED BUDGETED EXPENDITURES/ EXPENSES 2022-23	EXPENDITURE/ EXPENSE ADJUSTMENTS APPROVED 2022-23	ACTUAL EXPENDITURES/ EXPENSES* 2022-23	BUDGETED EXPENDITURES/ EXPENSES 2023-24
Department Total	\$ <u>2,246,442</u>	\$ <u></u>	\$ <u>1,352,821</u>	\$ <u>2,237,406</u>
Total All Departments	\$ <u>10,045,077</u>	\$ <u></u>	\$ <u>6,778,130</u>	\$ <u>11,623,359</u>

* Includes actual expenditures/expenses recognized on the modified accrual or accrual basis as of the date the proposed budget was prepared, plus estimated expenditures/expenses for the remainder of the fiscal year.

** These funds include Non-Departmental expenditures, which were listed separately as its own category and now reported under Contingencies/Non-Departmental .

CITY OF PHOENIX, ARIZONA
Full-Time Employees and Personnel Compensation
Fiscal Year 2023-24
(In Thousands)

FUND	Full-Time Equivalent (FTE) 2023-24	Employee Salaries and Hourly Costs 2023-24	Retirement Costs 2023-24	Healthcare Costs 2023-24	Other Benefit Costs 2023-24	Total Estimated Personnel Compensation 2023-24
GENERAL FUND						
General	7,973	\$ 759,685	\$ 415,033	\$ 115,173	\$ 116,417	= 1,406,308
Library	392	21,440	5,323	3,361	3,840	33,965
Parks and Recreation	966	49,266	11,688	7,919	7,747	76,619
Cable Communications	23	2,164	683	315	435	3,598
Total General Fund	9,354	\$ 832,554	\$ 432,728	\$ 126,768	\$ 128,439	= 1,520,490
SPECIAL REVENUE FUNDS						
Arizona Highway User Revenue	689	\$ 40,075	\$ 16,195	\$ 9,631	\$ 8,852	= 74,753
Community Reinvestment	3	340	107	18	59	523
Court Awards					1	1
Development Services	489	38,626	12,620	7,010	7,094	65,350
Federal Community Development	76	6,242	1,928	1,082	1,110	10,362
Federal and State Grants	193	14,107	6,036	2,550	7,023	29,717
Golf Course	32	1,667	256	120	220	2,263
HOPE VI	20	1,358	403	273	248	2,282
Human Services	167	10,484	3,027	2,290	1,793	17,594
Neighborhood Protection	281	27,621	21,859	3,518	3,044	56,043
Other Restricted	114	10,471	32,124	1,700	1,963	46,258
Parks and Preserves	78	4,200	1,014	691	746	6,651
Public Safety Enhancement	264	21,017	11,828	3,002	2,930	38,777
Public Safety Expansion	684	70,950	53,078	9,350	7,939	141,317
Public Housing	66	4,530	1,514	945	860	7,848
Regional Wireless Cooperative	5	465	110	74	89	738
Transportation 2050	127	10,942	3,656	1,627	2,193	18,417
Total Special Revenue Funds	3,287	\$ 263,094	\$ 165,755	\$ 43,881	\$ 46,164	= 518,894
ENTERPRISE FUNDS						
Aviation	924	\$ 65,806	\$ 5,866	\$ 13,305	\$ 12,752	= 97,729
Convention Center	218	14,717	4,500	2,801	2,779	24,797
Solid Waste	629	43,759	13,681	8,980	6,960	73,380
Wastewater	341	24,870	2,134	5,094	4,525	36,622
Water	1,195	81,744	27,999	16,772	16,114	142,629
Total Enterprise Funds	3,306	\$ 230,896	\$ 54,180	\$ 46,952	\$ 43,130	= 375,158
TOTAL ALL FUNDS	15,947	\$ 1,326,544	\$ 652,662	\$ 217,601	\$ 217,734	= 2,414,541

Tax Notice Explained

The accompanying Truth in Taxation notice is required by state law. The required notice addresses the city's primary property tax, which supports the General Fund services such as police and fire, parks and recreation, libraries and senior and community centers.

The city of Phoenix's proposed primary property tax rate for 2023-24 of \$1.2851 per \$100 of assessed valuation is reduced from its 2022-23 rate of \$1.2989 per \$100 of assessed valuation. However, overall increases in assessed valuation result in a 2% increase in primary property taxes for the average city of Phoenix property owner. Individual experiences may differ based on unique property variances.

State law requires the notice below any time the average primary property tax bill increases, even if the primary property tax rate is reduced.

The Truth in Taxation notice prescribed by state law does not address the city's secondary property tax. The city's secondary property tax rate for 2023-24 will be unchanged from its 2022-23 rate of \$0.8141 per \$100 of assessed valuation. Secondary property taxes pay the bonded debt service for facilities like libraries, police and fire stations, storm drains and parks.

For more information, call 602-262-4800, or visit phoenix.gov/budget.

Truth in Taxation notice publication dates and locations:
The Record Reporter – May 26, 2023 and June 5, 2023.

Additionally included in published estimates of revenues and expenses:
The Record Reporter – June 12, 2023.

TRUTH IN TAXATION HEARING NOTICE OF TAX INCREASE

In compliance with section 42-17107, Arizona Revised Statutes, the city of Phoenix is notifying its property taxpayers of the city of Phoenix's intention to raise its primary property taxes over last year's level. The city of Phoenix is proposing an increase in primary property taxes of \$4,098,863 or 2.00%.

For example, the proposed tax increase will cause the city of Phoenix's primary property taxes on a \$100,000 home to be \$128.51 (total proposed taxes including the tax increase). Without the proposed tax increase, the total taxes that would be owed on a \$100,000 home would have been \$125.99.

The proposed increase is exclusive of increased primary property taxes received from new construction. The increase is also exclusive of any changes that may occur from property tax levies for voter approved bonded indebtedness or budget and tax overrides.

All interested citizens are invited to attend the public hearing on the tax increase that is scheduled to be held June 14, 2023 at 2:30 p.m. at the city of Phoenix Council Chambers, 200 W. Jefferson St.



City of Phoenix

City Council Formal Meeting

Report

Agenda Date: 6/14/2023, **Item No.** 37

Convening of Special Meeting of the City Council

In accordance with State statute, this item requests the City Council formally convene a special meeting for the purpose of considering adoption of the final 2023-24 budget.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Budget and Research Department.



Adoption of the Final 2023-24 Operating Funds Budget (Ordinance S-49813)

In compliance with requirements of the City Charter and Code and State statutes, this item requests to adopt an ordinance (**Attachment A**) determining and adopting final estimates of proposed expenditures by the City of Phoenix for the fiscal year beginning July 1, 2023 and ending June 30, 2024 declaring that such shall constitute a budget of the City of Phoenix for such fiscal year.

Summary

The final operating funds budget ordinance reflects extensive public review through phone, email, information posted on the City website and actions taken by the Council on the budget at the May 16, 2023 Policy meeting and at the May 31, 2023 Formal meeting to adopt the tentative Fiscal Year 2023-24 operating budget ordinance.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Budget and Research Department.

Attachment A

**THIS IS A DRAFT COPY ONLY AND IS NOT AN OFFICIAL COPY OF THE FINAL,
ADOPTED ORDINANCE**

ORDINANCE S-

AN ORDINANCE DETERMINING AND ADOPTING FINAL ESTIMATES OF PROPOSED EXPENDITURES BY THE CITY OF PHOENIX FOR THE FISCAL YEAR BEGINNING JULY 1, 2023, AND ENDING JUNE 30, 2024; DECLARING THAT SUCH SHALL CONSTITUTE A BUDGET FOR THE CITY OF PHOENIX FOR SUCH FISCAL YEAR.

WHEREAS, pursuant to the provisions of the laws of Arizona, the Charter and Ordinances of the City of Phoenix, the City Council is required to adopt a budget for the fiscal year beginning July 1, 2023, and ending June 30, 2024; and

WHEREAS, by the provisions of the City Charter and in compliance with the provisions of A.R.S. §§ 42-17101, 17102, 17103, 17104, 17105, 17106, 17107, and 17108, the City Council did on the 31st day of May, 2023, adopt and file with the City Clerk its tentative budget including an estimate of the different amounts required to meet the public expense for the ensuing year, also an estimate of revenues from sources other than direct taxation, and the amount to be raised by taxation upon real and personal property within the City of Phoenix; and

WHEREAS, due notice has been given by the City Clerk as required by law, the said tentative budget is on file and open to inspection by anyone interested; and

WHEREAS, in accordance with law and following due public notice the Council met on the 14th day of June, 2023, at which meeting any taxpayer was privileged to appear and be heard in favor of or against any of the proposed expenditures or tax levies; and

WHEREAS, publication has been duly made as required by law, of said estimates together with a notice that the City Council will meet on the 3rd day of July, 2023, at the hour of 10:00 a.m. in the City Council Chambers of the City of Phoenix, 200 West Jefferson St., Phoenix, Arizona for the purpose of making tax levies as set forth in said estimates; and

WHEREAS, the sums to be raised by primary taxation, as specified herein, do not in the aggregate amount exceed that amount as computed pursuant to A.R.S. § 42-17102;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX as follows:

SECTION 1. The City Council has determined and adopted the following estimates of the proposed expenditures therein named and set forth for the conduct of the business of the City government of the City of Phoenix for the fiscal year beginning July 1, 2023, and ending June 30, 2024, and that the same shall constitute the official annual budget of the City for said fiscal year.

CITY OF PHOENIX, ARIZONA
PURPOSES OF PROPOSED PUBLIC EXPENSE

<u>Purpose</u>	<u>Amount of Appropriation</u> <u>2023-2024</u>
<u>GENERAL FUNDS</u>	
General Government	\$229,683,332
Public Safety	1,222,556,202
Criminal Justice	45,265,113
Transportation	25,472,913
Community Development	39,424,168
Community Enrichment	50,179,313
Environmental Services	38,527,479
Contingencies/Non-Departmental	73,247,000
Capital Improvements	<u>114,216,712</u>
<u>Total General Funds</u>	<u>\$1,838,572,232</u>
<u>PARKS AND RECREATION FUNDS</u>	
Parks and Recreation Operations and Maintenance, and Capital Improvements.	<u>\$133,659,931</u>
<u>LIBRARY FUNDS</u>	
Library Operations and Maintenance, and Capital Improvements.	<u>\$51,642,689</u>
<u>CABLE COMMUNICATION FUNDS</u>	
Cable Communication Operations and Maintenance.	<u>\$4,793,603</u>
<u>ARIZONA HIGHWAY USER REVENUE FUNDS</u>	
Street Maintenance, Major Street Improvements, Traffic Improvements and other Street Improvements.	<u>\$209,357,463</u>
<u>AVIATION FUNDS</u>	
Aviation Operations and Maintenance, Debt Service and Capital Improvements.	\$681,014,039
Contingencies	<u>25,000,000</u>
Total Aviation Funds	<u>\$706,014,039</u>

<u>Purpose</u>	<u>Amount of Appropriation 2023-2024</u>
<u>CAPITAL CONSTRUCTION FUNDS</u>	
Capital Improvements in the Street Transportation and Environmental Programs, and related Operations and Maintenance.	<u>\$24,931,951</u>
<u>CITY IMPROVEMENT FUND</u>	
Debt Service Payments for Excise Tax Bond-Funded Projects Including Information Technology Improvements; Vehicle and Equipment Replacements; Facility Construction and Improvements; Street Improvements; and Other Capital Projects.	<u>\$78,971,564</u>
<u>COMMUNITY REINVESTMENT FUNDS</u>	
Community Reinvestment Operations and Maintenance, and Capital Improvements.	<u>\$10,215,720</u>
<u>COURT AWARD FUNDS</u>	
Criminal Justice Programs.	<u>\$4,671,236</u>
<u>DEVELOPMENT SERVICES FUNDS</u>	
Development Services Operations and Maintenance, and Capital Improvements.	\$116,610,402
Contingencies	<u>8,000,000</u>
Total Development Services Funds	<u>\$124,610,402</u>
<u>FEDERAL COMMUNITY DEVELOPMENT FUNDS</u>	
Community Development Program.	<u>\$58,578,515</u>
<u>FEDERAL OPERATING TRUST FUNDS</u>	
Federal and State Grant Programs.	<u>\$289,469,587</u>
<u>FEDERAL TRANSIT FUND</u>	
Transit Operations and Maintenance, and Capital Improvements.	<u>\$136,907,541</u>
<u>GOLF COURSE FUNDS</u>	
Golf Course Operations and Maintenance, and Capital Improvements.	<u>\$10,727,741</u>

<u>Purpose</u>	<u>Amount of Appropriation 2023-2024</u>
<u>HOPE VI FEDERAL GRANT FUNDS</u>	
HOPE VI Program.	<u>\$32,921,680</u>
<u>HUMAN SERVICES FEDERAL TRUST FUNDS</u>	
Human Services Program.	<u>\$69,670,897</u>
<u>NEIGHBORHOOD PROTECTION FUNDS</u>	
Eligible Police, Fire, and Block Watch Operations and Maintenance Expenditures Funded with Privilege License and Excise Taxes in accordance with Ordinance G-3696.	<u>\$60,546,737</u>
<u>OTHER RESTRICTED FUNDS</u>	
Other Restricted Funds Operations and Maintenance, and Capital Improvements.	<u>\$118,941,679</u>
<u>PARKS AND PRESERVES FUNDS</u>	
Parks and Preserves Operations and Maintenance, and Capital Improvement Expenditures Funded with Privilege License and Excise Taxes in accordance with the Phoenix Parks and Preserves initiative approved by the Phoenix voters in a ballot measure on May 20, 2008.	<u>\$128,216,093</u>
<u>PHOENIX CONVENTION CENTER FUNDS</u>	
Phoenix Convention Center Operations and Maintenance, Debt Service, and Capital Improvements.	<u>\$89,957,533</u>
Contingencies	<u>3,000,000</u>
Total Phoenix Convention Center Funds	<u>\$92,957,533</u>
<u>PUBLIC HOUSING FUNDS</u>	
Public Housing Operations and Maintenance, and Capital Improvements.	<u>\$209,754,393</u>
<u>PUBLIC SAFETY ENHANCEMENT FUNDS</u>	
Police, Fire, and Emergency Management Operations and Maintenance Expenditures Funded with Privilege License and Excise Taxes in accordance with Ordinance S-31877.	<u>\$37,111,641</u>

<u>Purpose</u>	<u>Amount of Appropriation 2023-2024</u>
<u>PUBLIC SAFETY EXPANSION FUNDS</u>	
Police and Fire Personnel and Service Expansion Funded with Privilege License and Excise Taxes in accordance with Ordinance G-4987.	<u>\$125,877,441</u>
<u>REGIONAL TRANSIT FUNDS</u>	
Regional Transportation Operations and Maintenance, and Capital Improvements.	<u>\$79,764,386</u>
<u>REGIONAL WIRELESS COOPERATIVE FUNDS</u>	
Operations and Maintenance of the Regional Wireless Cooperative.	<u>\$6,881,164</u>
<u>SECONDARY PROPERTY TAX FUNDS</u>	
Debt Service on and Early Redemption of Outstanding Bonds and Long-Term Obligations.	<u>\$134,891,525</u>
<u>SOLID WASTE FUNDS</u>	
Solid Waste Operations and Maintenance, Debt Service and Capital Improvements.	<u>\$201,033,741</u>
Contingencies	<u>1,000,000</u>
Total Solid Waste Funds	<u>\$202,033,741</u>
<u>SPORTS FACILITIES FUNDS</u>	
Sports Facilities Operations and Maintenance, and Capital Improvements.	<u>\$4,932,656</u>
Contingencies	<u>2,500,000</u>
Total Sports Facilities Funds	<u>\$7,432,656</u>
<u>TRANSPORTATION 2050 FUNDS</u>	
Transit and Streets Operations and Maintenance, and Capital Improvement Expenditures Funded with Privilege License and Excise Taxes in accordance with Ordinance G-6051.	<u>\$705,030,673</u>
Contingencies	<u>4,000,000</u>

<u>Purpose</u>	<u>Amount of Appropriation 2023-2024</u>
Total Transportation 2050 Funds	<u>\$709,030,673</u>
Wastewater System Operations and Maintenance, Debt Service and Capital Improvements.	\$371,890,796
Contingencies	<u>10,000,000</u>
Total Wastewater Funds	<u>\$381,890,796</u>
<u>WATER FUNDS</u>	
Water System Operations and Maintenance, Debt Service and Capital Improvements.	\$646,989,778
Contingencies	<u>22,000,000</u>
Total Water Funds	<u>\$668,989,778</u>
<u>TOTAL APPROPRIATIONS 2023-2024</u>	<u>\$6,750,037,027</u>

SECTION 2. Upon the approval of the City Manager, funds may be transferred within purposes set forth in Section 1, or within the purposes of separately adopted portions of this budget.

SECTION 3. Upon recommendation by the City Manager and with the approval of the City Council, expenditures may be made from the appropriation for contingencies.

SECTION 4. In the case of an emergency, the City Council may authorize the transfer of funds between purposes set forth in Section 1, if funds are available and the transfer does not conflict with the limitations provided by law (A.R.S. § 42-17106).

SECTION 5. The City Council may authorize appropriation increases, if funds are available, for purpose of expenditures that are exempt from the limitation provided in Article IX, Section 20, Constitution of Arizona.

SECTION 6. Money from any fund may be used for any of these purposes set forth in Section 1, except money specifically restricted by State law or by City Charter or City ordinances and resolutions.

PASSED by the Council of the City of Phoenix on this 14th day of June, 2023.

MAYOR

ATTEST:

_____, City Clerk

APPROVED AS TO FORM:

_____, Acting City Attorney

REVIEWED BY:

_____, City Manager



Adoption of the Final 2023-24 Capital Funds Budget (Ordinance S-49851)

In compliance with requirements of the City Charter and Code and State statutes, this item requests to adopt an ordinance (**Attachment A**) adopting the final Capital Funds Budget for the City of Phoenix for the fiscal year 2023-24.

Summary

This adopts the final 2023-24 Capital Funds Budget for the fiscal year beginning July 1, 2023, and ending June 30, 2024. This capital funds appropriation will be funded by property tax and revenue supported bond proceeds, federal, state and other participation funds, passenger facility charges, customer facility charges, participation by other governmental entities in certain projects, development impact fees, capital grants, capital reserves, solid waste remediation funds and other capital funding sources.

Concurrence/Previous Council Action

The final Capital Funds Budget ordinance reflects actions taken by Council at the May 31, 2023, Formal meeting to adopt the tentative budget ordinances and is consistent with the Five-Year Capital Improvement Program resolution approved by Council at the May 31, 2023, Formal meeting.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Budget and Research Department.

ATTACHMENT A

THIS IS A DRAFT COPY ONLY AND IS NOT AN OFFICIAL COPY OF THE
FINAL, ADOPTED ORDINANCE

ORDINANCE S-#####

AN ORDINANCE ADOPTING THE FINAL
CAPITAL FUNDS BUDGET FOR THE CITY
OF PHOENIX FOR THE FISCAL YEAR
BEGINNING JULY 1, 2023, AND ENDING
JUNE 30, 2024; DECLARING THAT SUCH
SHALL CONSTITUTE THE CAPITAL FUNDS
BUDGET FOR THE CITY OF PHOENIX FOR
SUCH FISCAL YEAR.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX as

follows:

SECTION 1. The schedule set forth as Section 2 below is hereby adopted as the final 2023-24 Capital Funds Budget for capital improvements to be made from authorized property tax and revenue supported bond proceeds, nonprofit corporation bond financing, federal and state participation funds, passenger facility charges, customer facility charges, participation by other governmental entities in certain projects, development impact fees, capital grants, capital reserves, solid waste remediation funds and other capital funding sources, for the year beginning July 1, 2023 and ending June 30, 2024.

SECTION 2. This Council has determined and adopted the following estimates of proposed Capital expenditure improvements for the various purposes therein named for the fiscal year beginning July 1, 2023, and ending June 30, 2024.

Purpose	Appropriation Amount 2023-24
<u>ARTS AND CULTURAL FACILITIES</u>	
2001 General Obligation Bonds	<u>\$902,484</u>
<u>AVIATION</u>	
Aviation Bonds, Capital Grants, Passenger Facility Charges	<u>\$959,958,507</u>
<u>FACILITIES MANAGEMENT</u>	
Capital Grants, Other Bonds, Other Capital	<u>\$21,026,254</u>
<u>FINANCE</u>	
Other Bonds	<u>\$1,030,894</u>
<u>FIRE PROTECTION</u>	
Impact Fees, Other Bonds	<u>\$32,669,354</u>
<u>HOUSING</u>	
Capital Grants	<u>\$13,164,881</u>
<u>HUMAN SERVICES</u>	
2006 General Obligation Bonds	<u>\$600,000</u>
<u>INFORMATION TECHNOLOGY</u>	
Other Bonds	<u>\$8,137,175</u>
<u>LIBRARIES</u>	
Impact Fees	<u>\$5,295,100</u>
<u>NON-DEPARTMENTAL CAPITAL</u>	
Aviation Bonds, Capital Grants, Customer Facility Charges, Federal, State and Other Participation, Other Bonds, Passenger Facility Charges, Wastewater Bonds	<u>\$631,406,841</u>

Purpose	Appropriation Amount 2023-24
<u>PARKS, RECREATION & MOUNTAIN PRESERVES</u>	
Capital Grants, Capital Reserves, Impact Fees	<u>\$26,723,063</u>
<u>PHOENIX CONVENTION CENTER</u>	
Other Bonds	<u>\$36,770,000</u>
<u>POLICE PROTECTION</u>	
Capital Reserves, Impact Fees	<u>\$17,759,000</u>
<u>PUBLIC ART PROGRAM</u>	
Aviation Bonds, Other Bonds, Solid Waste Bonds, Water Bonds	<u>\$5,243,714</u>
<u>PUBLIC TRANSIT</u>	
Capital Grants	<u>\$257,006</u>
<u>REGIONAL WIRELESS COOPERATIVE</u>	
Other Cities' Share in Joint Ventures	<u>\$6,001,000</u>
<u>SOLID WASTE DISPOSAL</u>	
Capital Grants, Capital Reserves, Solid Waste Bonds, Solid Waste Remediation	<u>\$23,761,418</u>
<u>STREET TRANSPORTATION & DRAINAGE</u>	
Capital Reserves, Federal, State and Other Participation, Impact Fees	<u>\$163,658,749</u>
<u>WASTEWATER</u>	
Capital Grants, Impact Fees, Other Cities' Share in Joint Ventures, Wastewater Bonds	<u>\$246,886,868</u>

Purpose	Appropriation Amount 2023-24
<u>WATER</u>	
Capital Grants, Impact Fees, Other Cities' Share in Joint Ventures, Water Bonds	<u>\$434,663,311</u>
<u>TOTAL</u>	<u>\$2,635,915,619</u>

SECTION 3. Upon the approval of the City Manager, funds may be transferred within purposes set forth in Section 2.

SECTION 4. The City Council may authorize appropriation increases, if funds are available, for purpose of expenditures that are exempt from the limitation provided in Article IX, Section 20, Constitution of Arizona.

PASSED by the Council of the City of Phoenix this 14th day of June, 2023.

MAYOR

ATTEST:

City Clerk

APPROVED AS TO FORM:

Acting City Attorney

REVIEWED BY:

City Manager



Adoption of the Final 2023-24 Reappropriated Funds Budget (Ordinance S-49814)

In compliance with requirements of the City Charter and Code and State statutes, this item requests to adopt an ordinance (**Attachment A**) adopting the final reappropriation budget for items of expenditure previously adopted as part of the 2022-23 fiscal year operating and capital fund budgets of the City of Phoenix but remaining as unexpended funds as of June 30, 2023.

Concurrence/Previous Council Action

The reappropriated funds budget ordinance reflects the action taken at the May 31, 2023 Formal meeting to adopt the tentative 2023-24 reappropriated funds budget ordinance.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Budget and Research Department.

Attachment A

**THIS IS A DRAFT COPY ONLY AND IS NOT AN OFFICIAL COPY OF THE FINAL,
ADOPTED ORDINANCE**

ORDINANCE S-

**AN ORDINANCE ADOPTING THE FINAL
REAPPROPRIATION BUDGET FOR ITEMS OF
EXPENDITURE PREVIOUSLY ADOPTED AS PART OF
THE 2022-2023 FISCAL YEAR OPERATING AND CAPITAL
FUND BUDGETS OF THE CITY OF PHOENIX BUT
REMAINING AS UNEXPENDED FUNDS AS OF
JUNE 30, 2023.**

WHEREAS, the City of Phoenix adopts, pursuant to state law, an annual budget consisting of operating funds and capital funds for expenditure in each fiscal year, and did so for the fiscal year 2022-2023; and

WHEREAS, the requirements of planning and contracting for the acquisition of goods and services requires in many instances that the contracts for such goods and services cannot be immediately executed; and

WHEREAS, there remains from said items budgeted for the fiscal year 2022-2023 substantial amounts represented by executed but unfulfilled contracts; and

WHEREAS, the City Charter directs that amounts may be expended by the City only for goods and services actually received, and may not be expended in advance of the acquisition of such goods and services; and

WHEREAS, State Budget Law, A.R.S. § 42-17106, and as interpreted by the Attorney General, demands that no expenditures be made for a purpose not included in the budget, and no expenditure be made for any debt, obligation or liability incurred or created in any fiscal year in excess of the amount specified for each purpose in the budget for such fiscal year as finally adopted; and

WHEREAS, it has become necessary to adopt a reappropriation and supplemental budget for sums to be expended in the fiscal year 2023-2024 from funds budgeted for the fiscal year 2022-2023 but remaining unexpended as of the close of the fiscal year on June 30, 2023.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX as follows:

SECTION 1. This Council has determined and adopted the following estimates of proposed capital and operating fund expenditures as hereinafter set forth presenting a reappropriation of items previously budgeted for the fiscal year 2022-2023 but remaining unexpended at the close of said fiscal year, and representing amounts encumbered by means of outstanding contracts as of the close of said fiscal year. That said amounts and the purposes therefore are set forth in the schedule below as follows:

2023-2024 REAPPROPRIATED FUNDS

Fund	Amount
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OPERATING FUNDS:

General Funds

General Government	\$27,043,000
Criminal Justice	4,242,000
Public Safety	70,211,000
Transportation	4,754,000
Environmental Services	32,233,000
Community Development	6,926,000
Community Enrichment	7,224,000
Capital Improvements	<u>30,969,000</u>

Total General Funds	<u>\$183,602,000</u>
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Parks and Recreation Funds

Parks and Recreation Operations and Maintenance, and Capital Improvements.	<u>\$22,472,000</u>
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Library Funds

Library Operations and Maintenance, and Capital Improvements.	<u>\$6,958,000</u>
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Cable Communication Funds

Cable Communication Operations and Maintenance.	<u>\$458,000</u>
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Arizona Highway User Revenue Funds

Street Maintenance, Major Street Improvements, Traffic Improvements and Other Street Improvements.	<u>\$109,091,000</u>
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Fund	Amount
<u>Aviation Funds</u>	
Aviation Operations and Maintenance, and Capital Improvements.	<u>\$117,198,000</u>
<u>Capital Construction Funds</u>	
Capital Improvements in Street Transportation and Drainage.	<u>\$5,164,000</u>
<u>City Improvement Operating Funds</u>	
Debt Service Related Costs associated with City Improvement.	<u>\$247,000</u>
<u>Community Reinvestment Funds</u>	
Community Reinvestment Program.	<u>\$5,543,000</u>
<u>Court Award Funds</u>	
Criminal Justice Program.	<u>\$3,728,000</u>
<u>Development Services Funds</u>	
Development Services Operations and Maintenance, and Capital Improvements.	<u>\$17,736,000</u>
<u>Federal Community Development Funds</u>	
Community Development Program.	<u>\$9,702,000</u>
<u>Federal Operating Trust Funds</u>	
Federal and State Grants.	<u>\$79,092,000</u>

Fund	Amount
<u>Federal Transit Funds</u>	
Federal Transit Grant Program.	<u>\$41,953,000</u>
<u>Golf Course Funds</u>	
Golf Course Operations and Maintenance, and Capital Improvements.	<u>\$1,370,000</u>
<u>HOPE VI Federal Grant Funds</u>	
HOPE VI Program.	<u>\$3,778,000</u>
<u>Human Services Federal Trust Funds</u>	
Human Services Program.	<u>\$32,769,000</u>
<u>Neighborhood Protection Funds</u>	
Eligible Police, Fire and Blockwatch Operations and Maintenance Expenditures Funded with Privilege License and Excise Taxes in accordance with Ordinance G-3696.	<u>\$5,694,000</u>
<u>Other Restricted Funds</u>	
Other Restricted Funds Operations and Maintenance, and Capital Improvements.	<u>\$45,526,000</u>
<u>Parks and Preserves Funds</u>	
Parks and Preserves Operations and Maintenance, and Capital Improvement Expenditures Funded with Privilege License and Excise Taxes in accordance with the Phoenix Parks and Preserves initiative approved by the Phoenix voters in a ballot measure on May 20, 2008.	<u>\$39,851,000</u>

Fund	Amount
<u>Phoenix Convention Center Funds</u>	
Phoenix Convention Center Operations and Maintenance, and Capital Improvements.	<u>\$15,050,000</u>
<u>Public Housing Funds</u>	
Public Housing Operations and Maintenance, and Capital Improvements.	<u>\$30,001,000</u>
<u>Public Safety Enhancement Funds</u>	
Police, Fire, and Emergency Management Operations and Maintenance Expenditures Funded with Privilege License and Excise Taxes in accordance with Ordinance S-31877.	<u>\$35,000</u>
<u>Public Safety Expansion Funds</u>	
Police and Fire Personnel and Service Expansion Funded with Privilege License and Excise Taxes in accordance with Ordinance G-4987.	<u>\$2,465,000</u>
<u>Regional Transit Authority Funds</u>	
Regional Transit Operations and Maintenance, and Capital Improvements.	<u>\$18,307,000</u>
<u>Regional Wireless Cooperative Funds</u>	
Regional Wireless Cooperative Operations and Maintenance, and Capital Improvements.	<u>\$1,903,000</u>
<u>Secondary Property Tax Funds</u>	
Debt Service on and Early Redemption of Outstanding Bonds and Long-Term Obligations.	<u>\$933,000</u>

Fund	Amount
<u>Solid Waste Funds</u>	
Solid Waste Operations and Maintenance, and Capital Improvements.	<u>\$60,787,000</u>
<u>Sports Facilities Funds</u>	
Sports Facilities Operations and Maintenance, and Capital Improvements.	<u>\$4,554,000</u>
<u>Transportation 2050 Funds</u>	
Transit and Streets Operations and Maintenance, and Capital Improvement Expenditures Funded with Privilege License and Excise Taxes in accordance with Ordinance G-6051.	<u>\$219,456,000</u>
<u>Wastewater System and Multi-City Wastewater Funds</u>	
Wastewater System Operations and Maintenance, and Capital Improvements.	<u>\$116,093,000</u>
<u>Water Funds</u>	
Water System Operations and Maintenance, and Capital Improvements.	<u>\$203,367,000</u>
<u>CAPITAL PROJECTS FUNDS:</u>	
<u>1988 Parks, Recreation, Facilities, Library Bonds Funds</u>	<u>\$1,763,000</u>
<u>2001 Educational, Youth and Cultural Facilities Bonds Funds</u>	<u>\$15,000</u>
<u>2001 Neighborhood Protection & Senior Center Bond Funds</u>	<u>\$12,000</u>
<u>2006 Affordable Housing & Neighborhood Bond Funds</u>	<u>\$35,000</u>

Fund	Amount
<u>2006 Police and Fire Protection Bond Funds</u>	<u>\$32,000</u>
<u>Aviation Capital Funds</u>	<u>\$121,495,000</u>
<u>Capital Reserve Funds</u>	<u>\$19,926,000</u>
<u>City Improvement Capital Funds</u>	<u>\$126,946,000</u>
<u>Civic Plaza Building Corporation Funds</u>	<u>\$4,167,000</u>
<u>Development Impact Fee Funds</u>	<u>\$31,250,000</u>
<u>Multi-City Wastewater Capital Funds</u>	<u>\$82,055,000</u>
<u>Public Housing Capital Funds</u>	<u>\$13,732,000</u>
<u>Solid Waste Capital Funds</u>	<u>\$26,021,000</u>
<u>Streets Capital Funds</u>	<u>\$46,895,000</u>
<u>Wastewater Capital Funds</u>	<u>\$80,767,000</u>
<u>Water Capital Funds</u>	<u>\$277,412,000</u>
TOTAL	<u>\$2,237,406,000</u>

SECTION 2. In case of an emergency, the City Council may authorize the transfer of funds between the purposes set forth in Section 1 above if the funds are available and the transfer does not conflict with the limitations provided by law under A.R.S. § 42-17106.

SECTION 3. Money from any fund may be used for any of these

purposes set forth hereinabove, except money specifically restricted by state law or by City Charter or City ordinances and resolutions.

PASSED by the Council of the City of Phoenix this 14th day of June 2023.

MAYOR

ATTEST:

, City Clerk

APPROVED AS TO FORM:

, Acting City Attorney

REVIEWED BY:

City Manager



Amend Ordinance S-48719 Adopting the 2022-23 Annual Budget for Operating Funds (Ordinance S-49812)

An ordinance (**Attachment A**) amending Ordinance S-48719 adopting the 2022-23 Annual Budget to authorize reallocating appropriations among lawfully available appropriations to ensure the continued operation of the City of Phoenix in the payment of necessary expenses.

Summary

This legally required amendment to the 2022-23 Operating Budget will allow the City to close out the current fiscal year's budgetary accounts and proceed with the annual independent audit. This is a standard end-of-year process required to close the books.

State law precludes any expenditure not included in the budget even if additional funds become available. This means all expenditures require an appropriation. An appropriation is the formal recognition in the City's official accounting records that the City Council has approved spending authority. State law allows the City Council to transfer spending authority between line items in the adopted budget. This does not represent an actual transfer of funds, but rather, only transfers of spending authority between specific areas. As a result, the total bottom line budget amount for 2022-23 does not change.

To make sure all planned expenditures have appropriate spending authority, each year the Budget and Research Department brings to the City Council a request to amend the original budget amounts between specific areas at the end of each fiscal year. This is a normal part of the annual budget close-out process. Variances between estimated and actual expenditures that trigger the need to do these reallocated appropriations are usually caused by timing differences, such as expenditures originally planned for the early part of the 2023-24 fiscal year that actually occurred during the 2022-23 fiscal year. These timing variances can be quite large, especially when dealing with construction contracts. Allowing for these timing differences in our request for year-end budget amendments allows for bid awards and payments to vendors to proceed.

The amendments to the 2022-23 Operating Budget require City Council approval to move spending authority from areas where excess authority is available to other areas where insufficient authority was originally provided due to normal changes during the year.

Decreases in 2022-23 appropriation authority are requested in the following:

- Federal and State Grant Funds due to the carryover of various grant awards to 2023-24, including Coronavirus State and Local Fiscal Recovery Funds (SLFRF) projects that are still in process.

Increases in 2022-23 appropriation authority are requested in the following:

- City Improvement Funds due to actual interest costs exceeding budgeted interest costs for Transportation 2050 revolver loan.
- Golf Course Funds as a result of increased usage of City golf courses, which increased operating and maintenance costs.
- Human Services Grant Funds for additional Emergency Rental Assistance (ERA) and other grant award receipts and the reallocation of ERA funds previously budgeted in Federal and State Grants.
- Neighborhood Protection Funds due to a significant increase in Police overtime costs compared to prior years.
- Other Restricted Funds as a result of payments to the Public Safety Personnel Retirement System. These payments, which are funded by Proposition 207 revenues, are part of the Council-approved pension funding policy.
- Public Safety Expansion Funds due to a significant increase in Police overtime costs compared to prior years.
- Regional Wireless Cooperative Funds as a result of less credits received because of an adjustment to operating and maintenance charges.
- Secondary Property Tax Funds for defeasance of outstanding General Obligation Bond debt, consistent with financial planning for the 2023 General Obligation Bond program.
- Water Funds due to significant price inflation on the cost of chemicals required for water treatment.
- The following fund to provide for minor year-end variances: Cable Communications.

These are balancing measures with a net impact of \$0. The total appropriation remains unchanged.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Budget and Research Department.

ATTACHMENT A

**THIS IS A DRAFT COPY ONLY AND IS NOT AN OFFICIAL COPY OF THE FINAL,
ADOPTED ORDINANCE**

ORDINANCE S-

**AN ORDINANCE AMENDING ORDINANCE NO. S-48719
DETERMINING AND ADOPTING ESTIMATES AND
PROPOSED EXPENDITURES BY THE CITY OF PHOENIX
FOR THE FISCAL YEAR BEGINNING JULY 1, 2022 AND
ENDING JUNE 30, 2023, BY REALLOCATING CERTAIN
EXPENDITURES AND APPROPRIATIONS.**

WHEREAS, during the fiscal year 2022-2023, the resources in certain funds will be more than originally anticipated in the 2022-2023 budget, and

WHEREAS, further reallocations of certain expenditures from available funds are required to ensure the continuing operation of the City of Phoenix and the payment of necessary expenses;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX as follows:

SECTION 1: That pursuant to the provisions of Section 4 and Section 6 of Ordinance No. S-48719 the City Manager is hereby authorized and empowered to allocate, and there is hereby appropriated and authorized to be expended, from other lawfully available funds of the City of Phoenix, the following sums to be included in the appropriations of the following listed funds by increasing or decreasing the amount

previously appropriated from said funds as follows:

- (a) Reallocating and increasing the appropriation for Cable Communications Funds from \$3,420,274 to \$3,770,274;
- (b) Reallocating and increasing the appropriation for City Improvement Funds from \$70,113,585 to \$73,563,585;
- (c) Reallocating and decreasing the appropriation for Federal Operating Trust Funds from \$387,030,508 to \$266,584,508;
- (d) Reallocating and increasing the appropriation for Golf Course Funds from \$9,074,020 to \$10,800,020;
- (e) Reallocating and increasing the appropriation for Human Services Federal Trust Funds from \$76,011,213 to \$123,361,213;
- (f) Reallocating and increasing the appropriation for Neighborhood Protection Funds from \$51,591,250 to \$58,691,250;
- (g) Reallocating and increasing the appropriation for Other Restricted Funds from \$73,258,075 to \$90,998,075;
- (h) Reallocating and increasing the appropriation for Public Safety Expansion Funds from \$106,663,681 to \$115,983,681;
- (i) Reallocating and increasing the appropriation for Regional Wireless Cooperative Funds from \$5,790,783 to \$6,350,783;
- (j) Reallocating and increasing the appropriation for Secondary Property Tax Funds from \$196,061,471 to \$208,911,471;
- (k) Reallocating and increasing the appropriation for Water Funds from \$579,360,081 to \$599,360,081;

(l) Leaving the total appropriation adopted for 2022-2023 unchanged at \$5,977,841,025.

PASSED by the Council of the City of Phoenix this 14th day of June 2023.

MAYOR

ATTEST:

_____, City Clerk

APPROVED AS TO FORM:

_____, Acting City Attorney

REVIEWED BY:

_____, City Manager



Proposed 67th Avenue and Broadway Road Right of Way De-Annexation (Ordinance S-49903)

Request City Council authorization to de-annex and decrease the corporate limits of the City of Phoenix, Maricopa County, State of Arizona, pursuant to the provisions of Arizona Revised Statutes, Title 9, Chapter 4, Article 7 (Section 9-471.03), by de-annexing a certain tract of land within the present corporate limits of the City of Phoenix, contingent upon that same tract of land being received by Maricopa County and declaring as County right-of-way, and the approval by the Maricopa County Board of Supervisors.

Summary

Maricopa County Department of Transportation is requiring dedication of right-of-way and roadway improvements for development along 67th Avenue. The City of Phoenix Street Transportation Department has requested the City of Phoenix de-annex a certain portion of right-of-way currently located within the limits of the City of Phoenix in connection with the Maricopa County Department of Transportation's requirement.

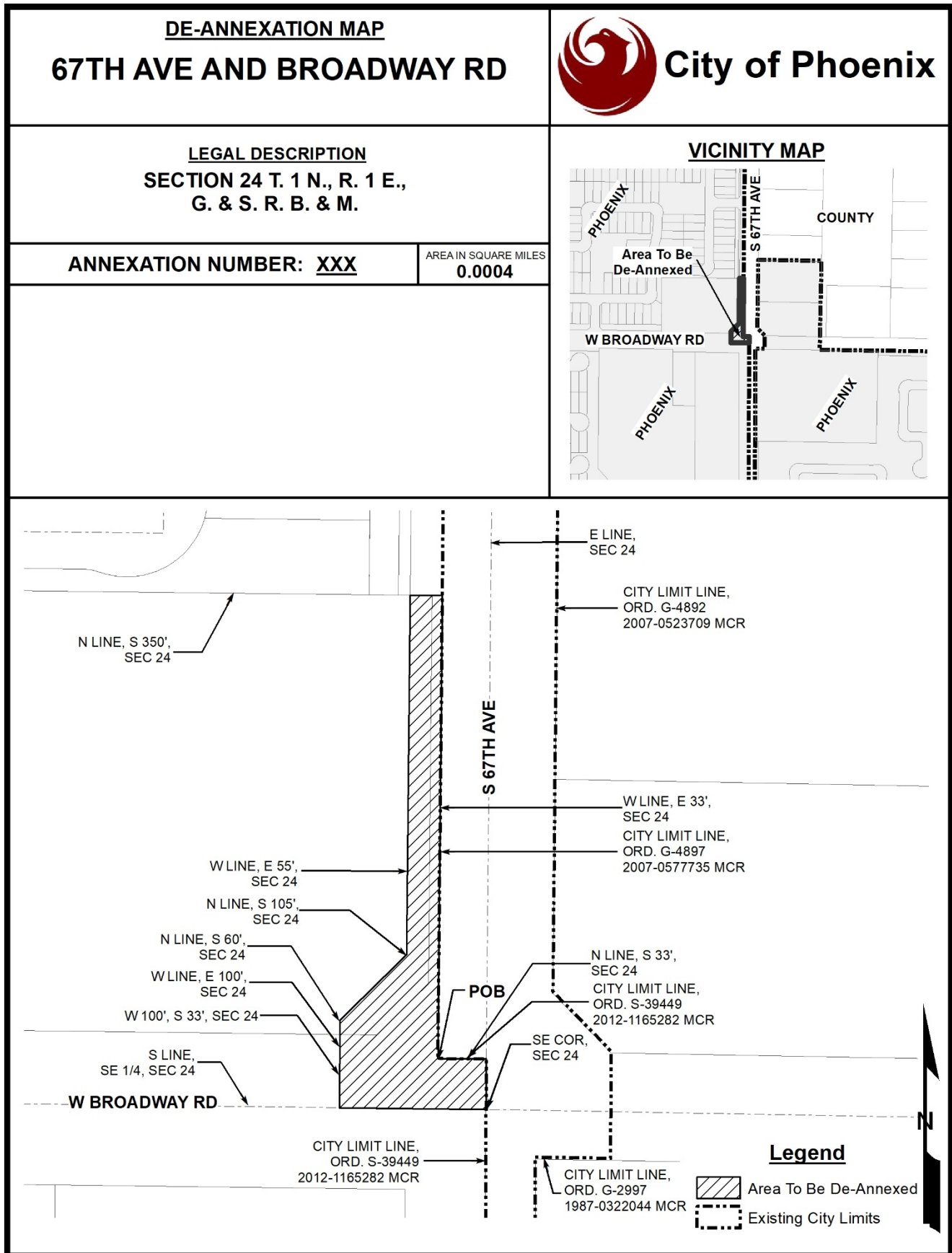
Location

The proposed de-annexation area includes 22 feet along the western side of 67th Avenue and Broadway Road adjacent to the proposed development along the west side of 67th Avenue. Also the intersection of 67th Avenue and Broadway Road to include the signal maintained by Maricopa County Department of Transportation. **(Attachment A)**. The de-annexation area is approximately 0.287 acres (0.0004 sq. mi.), decreasing the area of the City of Phoenix by approximately 0.287 acres.

Council District: 7

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the City Clerk Department.





Authorization to Sell a Strip of City-Owned Land along South 43rd Avenue to Maricopa County Department of Transportation for the Widening of Southern Avenue between 51st to 37th Avenue (Ordinance S-49810)

Request to authorize the City Manager, or his designee, to sell a strip of City-owned land, along South 43rd Avenue, to the Maricopa County Department of Transportation for the widening of Southern Avenue from 51st to 37th Avenue. Further request to authorize the City Treasurer to accept all funds related to this item.

Summary

Maricopa County Department of Transportation (MCDOT) is seeking to acquire an approximate 15-foot strip of City-owned land along South 43rd Avenue for right-of-way purposes for the widening of Southern Avenue from 51st to 37th Avenue. The County project will include additional travel lanes and several improvements with safety features for the public.

The 15-foot strip of land, located along east side of the 43rd Avenue roadway, is approximately 5,882 square feet and is part of an 18.7-acre site used for retention purposes by the Street Transportation Department. The property was originally conveyed to the City by the Flood Control District of Maricopa County for the 43rd Avenue Basin through Intergovernmental Agreement FCD2000A021B. The disposition to MCDOT for their roadway project has no negative impact on the City-owned property and retention.

Financial Impact

Revenue will be reflective of the market value of the property rights sold to Maricopa County.

Location

Along 43rd Avenue, south of Southern Avenue, within Maricopa County Assessor parcel number 105-89-939.

Council District: 7

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Street Transportation and Finance departments.



Purchase of Property and Casualty Insurance Policies for the City of Phoenix (Ordinance S-49825)

Request to authorize the City Manager, or his designee, to purchase various property and casualty insurance policies on behalf of the City from July 2023 through June 2024. Further request authorization for the City Controller to disburse funds, not to exceed \$23,708,000.

Summary

Competitive quotes are sought from all viable commercial insurance markets to assure the best coverage and cost available. The total estimated cost for all insurance is approximately \$23,708,000 for Fiscal Year 2023-24, up from \$18,667,867 in the current year. The increase of \$5,040,133 is due to: (1) high demand for property and excess liability insurance coverages and a reduced supply of capacity in the commercial insurance market throughout the country; (2) the City experienced a large property loss over the last 10 years that exceeded \$10 million; (3) the City experienced its first loss that pierced the excess liability insurance; (4) claims are increasing in frequency and severity throughout the country; (5) insurers are hesitant to underwrite public entity insurance programs; and (6) ransomware and other cyber attacks globally are driving unprecedented increases in the cyber liability market.

Citywide insurance policies are purchased from the Risk Management Self-Insurance Fund or the Workers' Compensation Self-Insurance Fund and are then allocated to each department's budget. Funds for special policies purchased are available from those departments' budgets. The insurance quote process is ongoing, and staff will continue to gather bids through mid-June. The amount requested is based on estimated rate increases as advised by the City's contracted insurance broker, Marsh USA, Inc. Depending on final quotes, staff may need to return to Council for a retroactive increase in spending authority.

Insurance Policy Overview

Blanket Property and Boiler and Machinery Insurance

- Department: Citywide
- Estimated Cost: \$9,726,000

Excess Liability Insurance (Multiple Layers)

- Department: Citywide
- Estimated Cost: \$9,448,000

Excess Workers' Compensation

- Department: Citywide
- Estimated Cost: \$406,000

Network Security and Cyber

- Department: Citywide
- Estimated Cost: \$2,630,000

Police Aircraft Liability and Hull Insurance

- Department: Police
- Estimated Cost: \$205,000

Aviation Airport Liability Insurance

- Department: Aviation
- Estimated Cost: \$804,000

Miscellaneous Property and Casualty Insurance

- Department: Citywide
- Estimated Cost: \$489,000

Financial Impact

The amount will not exceed \$23,708,000, comprised of funds from the Risk Management Self-Insurance Fund, and are included in the Fiscal Year 2023-24 budget.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Finance Department.



Acquisition of Real Property for Roadway Improvements Along Van Buren Street from 7th to 24th Streets (Ordinance S-49816)

Request to authorize the City Manager, or his designee, to acquire all real property and related property interests required by donation, purchase within the City's appraised value, or by the power of eminent domain for roadway improvements along East Van Buren Street from 7th to 24th streets. Further request to authorize dedication of land with roadway and/or public improvements to public use for right-of-way purposes via a separate recording instrument. Additionally, request to authorize the City Controller to disburse all funds related to this item.

Summary

Acquisition of real property is required to accommodate roadway improvements along East Van Buren Street from 7th to 24th streets. Improvements will include traffic signal upgrades, medians, landscape, and Americans with Disabilities Act compliant sidewalks and ramps.

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

Financial Impact

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

Location

Along East Van Buren Street from 7th to 24th streets
Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Street Transportation and Finance departments.

ATTACHMENT A
Property Identification

City of Phoenix Roadway Improvement Project: ST89320161 - Acquisition of Real Property for Roadway Improvements Along Van Buren Street from 7th to 24th Streets

The following improved and/or unimproved parcels affected by acquisition and included in this request are identified by the Maricopa County Assessor's parcel number (APN) and the address or location.

APN	Address / Location
115-01-001A	2221 E. Van Buren St.
115-01-004A	2211 E. Van Buren St.
115-01-006A	2205 E. Van Buren St.
115-01-008A	2201 E. Van Buren St.
115-02-083A	2145 E. Van Buren St.
115-02-101	2001 E. Van Buren St.
115-03-001A	1875 E. Van Buren St.
115-03-007B	1937 E. Van Buren St.
115-03-008A	1925 E. Van Buren St.
115-03-010B	1918 E. Monroe
115-03-010C	1917 E. Van Buren St.
115-03-011	1913 E. Van Buren St.
115-03-012G	1911 E. Van Buren St.
115-03-100	1801 E. Van Buren St.
115-04-023	1725 E. Van Buren St.
115-04-025A	1717 E. Van Buren St.
115-04-153	1705 E. Van Buren St.
116-01-002	2246 E. Van Buren St.
116-02-039C	2350 E. Van Buren St.
116-02-039E	330 N. 24th St.
116-10-001A	1934 E. Van Buren St.
116-10-007A	1930 E. Van Buren St.
116-10-009	1922 E. Van Buren St.
116-10-010A	1916 E. Van Buren St.
116-10-013A	1906 E. Van Buren St.
116-17-011	1626 E. Van Buren St.
116-17-012	1630 E. Van Buren St.
116-17-014A	1634 E. Van Buren St.
116-17-015	1642 E. Van Buren St.
116-17-016	1646 E. Van Buren St.
116-17-031	1702 E. Van Buren St.
116-17-032	1706 E. Van Buren St.
116-17-034A	1716 E. Van Buren St.
116-17-035	1718 E. Van Buren St.
116-17-050A	1726 E. Van Buren St.
116-17-132A	1620 E. Van Buren St.
116-17-156B	300 N. 18th St.

APN	Address / Location
116-18-024	1514 E. Van Buren St.
116-18-025	1510 E. Van Buren St.
116-18-026	1506 E. Van Buren St.
116-18-027	1502 E. Van Buren St.
116-18-056	1476 E. Van Buren St.
116-18-086	1402 E. Van Buren St.
116-18-087	1410 E. Van Buren St.
116-18-088	1418 E. Van Buren St.
116-18-089	1430 E. Van Buren St.
116-18-090	1432 E. Van Buren St.
116-18-091	1436 E. Van Buren St.
116-18-092A	1442 E. Van Buren St.
116-18-093	1450 E. Van Buren St.
116-18-094	1458 E. Van Buren St.
116-25-007	310 N. 14th St.
116-25-008A	1374 E. Van Buren St.
116-25-036A	1326 E. Van Buren St.
116-25-060	302 N. 13th Pl.
116-25-077	1210 E. Van Buren St.
116-25-078	1202 E. Van Buren St.
116-25-079	1200 E. Van Buren St.
116-25-080	1170 E. Van Buren St.
116-25-081	1170 E. Van Buren St.
116-25-082	1162 E. Van Buren St.
116-25-116A	1222 E. Van Buren St.
116-25-171A	1334 E. Van Buren St.
116-25-172	1340 E. Van Buren St.
116-25-173A	1364 E. Van Buren St.
116-25-173B	1342 E. Van Buren St.
116-26-006	1130 E. Van Buren St.
116-26-015	1122 E. Van Buren St.
116-26-129	1134 E. Van Buren St.
116-34-253A	901 E. Van Buren St.
116-42-018A	959 E. Van Buren St.
116-42-018B	965 E. Van Buren St.
116-42-019	949 E. Van Buren St.
116-43-006A	1121 E. Van Buren St.
116-43-007B	1125 E. Van Buren St.
116-43-010A	1137 E. Van Buren St.
116-43-011A	1153 E. Van Buren St.
116-45-001A	1349 E. Van Buren St.
116-45-003	1337 E. Van Buren St.
116-45-004A	1333 E. Van Buren St.
116-45-006A	1321 E. Van Buren St.
116-45-029	1229 E. Van Buren St.
116-46-011A	1505 E. Van Buren St.
116-46-028A	1441 E. Van Buren St.
116-46-030	1437 E. Van Buren St.

APN	Address / Location
116-46-031A	1433 E. Van Buren St.
116-46-038C	1401 E. Van Buren St.
116-57-016	1102 E. Van Buren St.
116-57-017	1112 E. Van Buren St.
116-57-019	1108 E. Van Buren St.
116-57-025	966 E. Van Buren St.
116-57-026	962 E. Van Buren St.
116-57-027	968 E. Van Buren St.
116-57-029	938 E. Van Buren St.
116-57-030	1010 E. Van Buren St.
116-57-031	1020 E. Van Buren St.



Acquisition of a Sign Easement for Roadway Safety on Glenrosa Avenue between 25th and 26th Streets (Ordinance S-49817)

Request to authorize the City Manager, or his designee, to acquire a sign easement by donation, purchase within the City's appraised value, or by the power of eminent domain for roadway safety on Glenrosa Avenue between 25th and 26th streets. Additionally, request to authorize the City Controller to disburse all funds related to this item.

Summary

Acquisition of a sign easement is required for the installation of a dip warning sign to enhance roadway safety on Glenrosa Avenue between 25th and 26th streets. The parcel affected by this easement and included in this request is identified by Maricopa County Assessor's parcel number 163-06-005 located at 2523 E. Glenrosa Ave.

Financial Impact

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

Location

Glenrosa Avenue between 25th and 26th streets
Council District: 6

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Street Transportation and Finance departments.



Acquisition of Real Property for Roadway Improvements Along South 28th Avenue between Mohave and Pima Streets (Ordinance S-49832)

Request to authorize the City Manager, or his designee, to acquire real property and related property interests required by donation, purchase within the City's appraised value, or by the power of eminent domain for roadway improvements along South 28th Avenue between Mohave and Pima streets. Further request authorization to dedicate land with roadway and/or public improvements to public use for right-of-way purposes via separate recording instrument. Additionally request to authorize the City Controller to disburse all funds related to this item.

Summary

Acquisition of real property is required for the construction of roadway improvements along South 28th Avenue between Mohave and Pima streets to enhance roadway and sidewalk conditions for pedestrians, bicyclists, and vehicular traffic. Improvements include Americans with Disabilities Act compliant sidewalks, street lighting, curbs and gutters.

The parcel affected by this project and included in this request is identified by Maricopa County Assessor's parcel number 105-20-049, located at 1701 S. 28th Ave.

Financial Impact

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

Location

Along South 28th Avenue between Mohave and Pima streets.
Council District: 7

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Street Transportation and Finance departments.



Report

Agenda Date: 6/14/2023, Item No. 48

Acceptance of Easements for Water Purposes (Ordinance S-49836)

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

Summary

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

Easement (a)

Applicant: PHX Buckeye Partners, LLC; HP Buckeye, LLC, its successor and assigns

Purpose: Water

Location: 3836 W. Buckeye Road

File: FN 230063

Council District: 7

Easement (b)

Applicant: CH DOF I-JLB MF Phoenix Runway, L.L.C., its successor and assigns

Purpose: Water

Location: 1000 N. 44th St.

File: FN 230020

Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development and Finance departments.



Acceptance and Dedication of Easements for Public Utility Purposes (Ordinance S-49841)

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

Summary

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

Easement (a)

Applicant: Mitchell and Kayla Wolfe Family Trust, its successor and assigns

Purpose: Public Utility

Location: 1609 E. Palo Verde Drive and 5811 S. 16th St.

File: FN 230030

Council District: 6

Easement (b)

Applicant: Yun Jin Kim, its successor and assigns

Purpose: Public Utility

Location: 2542 N. 28th Place

File: FN 230034

Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development and Finance departments.



Foreign Language Interpretation and Translation Services - COOP 21-029 - Amendment (Ordinance S-49845)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 154557 with Language Line Services, Inc., to extend the contract term. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$250,000.

Summary

This contract will provide City departments access to certified interpreters and/or translators. The as-needed services that are provided include in-person interpretation services, telephone interpretation services, and document translation services. Interpretation and translation services are needed to allow the public the ability to communicate in more than 70 languages with public safety personnel during emergency and non-emergency scenarios. The extension will allow additional time for completion of a full procurement process.

Contract Term

Upon approval the contract will be extended through June 1, 2024, with an option to extend through June 1, 2025.

Financial Impact

Upon approval of \$250,000 in additional funds, the revised aggregate value of the contract will not exceed \$1,000,000. Funds are available in the various department budgets.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Foreign Language Interpretation and Translation Services 154557 (Ordinance S-47614) on June 2, 2021;
- Foreign Language Interpretation and Translation Services 154557 (Ordinance S-48749) on June 15, 2022.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Finance Department.



**Document Scanning Services Contract RFP 22-068 - Request for Award
(Ordinance S-49839)**

Request to authorize the City Manager, or his designee, to enter into contracts with ICM Document Solutions and Spectrum Document Scanning, LLC to provide document scanning services to various departments throughout the City. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed \$157,500.

Summary

These contracts will provide qualified contractors who will provide document scanning services on an as-needed basis. The City of Phoenix has imaging needs that include imaging services for a large variety of source documents and records in a variety of conditions, sizes and formats. The services provided will include imaging project consultation including development of a job plan, secure transportation of source materials, preparation and imaging of source materials, and indexing of imaged data. These contracts will increase operational efficiency through constant innovation that positively impact customer service delivery.

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

Procurement Information

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

Four vendors submitted proposals deemed responsive and responsible. An evaluation committee of City staff evaluated those offers based on the following criteria with a maximum possible point total of 1,000:

- Company History, Experience, and Qualifications (0-200 points)
- Method of Approach (0-350 points)
- Capacity (0-300 points)
- Pricing (0-150 points)

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

- ICM Document Solutions (653.59 points)
- Spectrum Document Scanning, LLC (787.50 points)

Contract Term

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

Financial Impact

The aggregate contracts value will not exceed \$157,500. Funding is available in the various departments' budgets.

Responsible Department

This item is submitted by City Manager Jeffery Barton and the Finance Department.



Furniture, Products and Services - ADSO18-00008152 - Amendment (Ordinance S-49893)

Request to authorize the City Manager, or his designee, to allow additional expenditures under Contracts 149806 with Elontec, LLC; 149807 with Tucson Business Interiors, Inc.; 149809 with Tab Office Resources, LLC; 149810 with Vari Sales Corporation; 149811 with Hertz Furniture Systems, LLC; 149812 with Goodmans Interior Structures; 149815 with Educational Furnishings of Arizona, LLC, dba Arizona Furnishings; 149816 with Office Depot, Inc.; 149817 with Lakeshore Learning Materials, LLC; 149818 with The Manning Group, LLC; 149819 with Arconas Corporation; 149820 with Workrite Ergonomics, LLC; 149821 with Kaplan Early Learning Company; 149822 with Interior Solutions of Arizona, LLC; 149823 with Corporate Interior Systems, Inc.; 149824 with Staples Contract & Commercial, LLC; 149825 with Wist Supply & Equipment Co.; and 149826 with Atmosphere Commercial Interiors, LLC, for the purchase of furniture products and services Citywide. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$8,285,000.

Summary

These contracts will provide Citywide departments the ability to replace furniture that has surpassed its end of life or is beyond repair and broken or damaged furniture used by the public and employees. Departments also purchase ergonomic furniture to create a safer employee workplace and to comply with the Americans with Disabilities Act.

The services offered on the furniture contracts are used to reconfigure and optimize existing workspaces to promote collaboration, improve customer service, accommodate staff augmentation and increase productivity. Furniture products are reused to replace existing furniture inventory when possible.

A portion of the additional funds will be used to furnish the recently acquired 100 West Washington building which will house the future Police headquarters.

Funds will also be used for the Convention Center pre-function furniture replacement project, a capital outlay initiative aimed at replacing the current pre-function soft

seating, benches, tables, and lounge-style chairs. This furniture is predominantly located in the West Atrium, North Lobby, and adjoining pre-function areas across the campus, serving as comfortable seating options for convention center guests.

Contract Term

The contract term remains unchanged, ending on April 30, 2024.

Financial Impact

Upon approval of \$8,285,000 in additional funds, the revised aggregate value of the contracts will not exceed \$20,085,000. Funds are available in various department budgets.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Furniture, Products and Services Contracts 149806, 149807, 149809, 149810, 149811, 149812, 149815, 149816, 149817, 149818, 149819, 149820, 149821, 149822, 149823, 149824, 149825, 149826 (Ordinance S-45589) on May 1, 2019;
- Furniture, Products and Services Contracts 149806, 149807, 149809, 149810, 149811, 149812, 149815, 149816, 149817, 149818, 149819, 149820, 149821, 149822, 149823, 149824, 149825, 149826 (Ordinance S-47265) on Feb. 3, 2021.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Finance Department.



Authorization to Adopt Proposed Update to Pension Funding Policies (Ordinance S-49826)

Request to adopt a Pension Funding Policy applicable to City of Phoenix Employee Retirement System (COPERS) and Public Safety Personnel Retirement System (PSPRS). A Pension Funding Policy to clearly communicate the City's funding objectives is a requirement adopted by the State Legislature in 2018 as Arizona Revised Statutes Section 38-863.01 (**Attachment A**) to be implemented on an annual basis by June 30. While the State law only applies to PSPRS, for the fifth year in a row City staff recommends also adopting a Pension Funding Policy for COPERS as a transparent sound financial practice.

Summary

The State law requires the City to:

1. Annually adopt a Pension Funding Policy.
2. Formally accept the Employer's share of the assets and liabilities under each pension system.
3. Post the Policy on the City's website.

For review and discussion purposes, a proposed Pension Funding Policy for both COPERS and PSPRS can be found in **Attachments B and C**. A final City Pension Funding Policy must be adopted and posted on the City's website by July 1 each year.

Over the last several years the Phoenix City Council and voters have taken responsible actions to ensure the pension systems are financially stable while maintaining services to the public. Fluctuations in unfunded pension liabilities (**Attachment D**) and annual costs (**Attachment E**) have placed significant budgetary constraints on the City's ability to provide employee wage and non-pension benefit increases, public services and infrastructure maintenance. While currently manageable, this pressure will continue into the foreseeable future. Further, credit rating agencies and lenders place strong consideration on the funding plan and funding levels of the City's pension systems when determining their view of the overall financial health of the City.

The Phoenix City Council has requested staff provide various pension funding options,

which has resulted in the following actions:

1. Adopted a balanced budget based on a 25-year amortization schedule for PSPRS, which is more aggressive than the 30-year amortization adopted through State Law. However, the 25-year amortization schedule still allows budgetary capacity to continue providing quality services and fair compensation for employees.
2. Established a Pension Reserve Fund to stabilize annual PSPRS payments.
3. Advanced \$70 million in Wastewater enterprise funds to pay down the COPERS liability in Fiscal Year 2017-18. Advanced \$170 million in Aviation enterprise funds to pay down the COPERS liability in Fiscal Year 2020-21.
4. Authorized a portion of recreational (non-medical) marijuana tax revenue to directly pay down the PSPRS pension liability.

These actions are in addition to the COPERS pension reform that the City Council and voters have implemented since 2013 and the statewide PSPRS pension reform passed by the voters in 2016.

Results to Date

Implementation of the City Council's direction has resulted in improvements to the funded position and stabilization of COPERS, including the current funded ratio for COPERS to 68.65 percent for fiscal year ending 2022, down from 75.70 percent in fiscal year ending 2021 (**Attachment F**).

The funded ratio for PSPRS was 42.44 and 45.20 percent for Police and Fire, respectively, for fiscal year ending 2022 and was 37.22 and 38.05 percent for Police and Fire, respectively, for fiscal year ending 2021 (**Attachment F**). This is an indication that ongoing attention to the funded position of PSPRS and strategies to increase payments over a sustained period is necessary in conjunction with balancing the current needs of the community and employees.

In November 2020, voters approved Proposition 207 legalizing the sale of recreational marijuana in the State of Arizona beginning in January 2021. Towards the end of Fiscal Year 2020-21, the City of Phoenix started receiving recreational marijuana revenues from four sources, including:

1. City of Phoenix regular general fund sales tax.
2. Public Safety proportional allocation based on PSPRS membership.
3. Highway User Revenue Fund (HURF) proportional allocation.
4. State-shared sales tax revenue.

As part of the PSPRS Pension Funding Policy for Fiscal Year 2022-23, City Council

adopted a policy to annually direct revenues from 1 and 2 above (the general fund portion of the City's sales tax of recreational marijuana and the City's Public Safety allocation) to paying down PSPRS pension liability. To date, \$16.2 million has been used to pay towards PSPRS, above the Actuarially Determined Contribution (ADC). Revenues in the current fiscal year from 1 and 2 above are estimated to be approximately \$10.0 million.

City Council Considerations

In accordance with State law, the City Council must formally accept the assets and liabilities of the City's pension funds for the City of Phoenix (**Attachments G and H**) and must approve Pension Funding Policies (**Attachments B and C**) by July 1, 2022.

Pension Obligation Bonds (POBs) are bonds issued to pay pension plan liabilities. This type of bond issuance is very complex and as such, has many critical considerations. As part of the PSPRS Pension Funding Policy for fiscal year 2023, City Council adopted a framework establishing parameters around issuing POBs to mitigate risks. This framework is included as part of the proposed PSPRS Pension Funding Policy for Fiscal Year 2023-24. The policy establishes a framework only. Additional City Council authorization would be required for issuance of POBs.

The City has allowed the Deferred Retirement Option Plan (DROP) Tier 1 members (who entered prior to July 6, 2022) to be eligible to extend their DROP service from 5 to 7 years in accordance with the statutory guidelines when in the best interest of the City; this will be evaluated annually and, on a case-by-case basis.

While the pension systems are not currently fully funded, the strategy to pay the ADC and pay down the liability over a set period (18 years remaining for PSPRS and 15 years remaining for COPERS) allows flexibility in improving services to the public while spreading the liability over a period of time.

Under current actuarial calculations and amortization periods, PSPRS will be 100 percent funded by June 30, 2042 (**Attachment I**) and COPERS will be 100 percent funded by June 30, 2039 (**Attachment I**). Under the leadership of the City Council, the City can continue to take steps to ensure current funding expectations are achieved on this schedule, or even reach 100 percent funded within a shorter time frame.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and Chief Financial Officer Kathleen Gitkin.

38-863.01. Pension funding policies; employers

A. Each governing body of an employer shall annually:

1. Adopt a pension funding policy for the system for employees who were hired before July 1, 2017. The pension funding policy shall include funding objectives that address at least the following:

- (a) How to maintain stability of the governing body's contributions to the system.
- (b) How and when the governing body's funding requirements of the system will be met.
- (c) Defining the governing body's funded ratio target under the system and the timeline for reaching the targeted funded ratio.

2. Formally accept the employer's share of the assets and liabilities under the system based on the system's actuarial valuation report.

B. The governing body shall post the pension funding policy on the governing body's public website and transmit the pension funding policy to the board.

Attachment B

City of Phoenix

City of Phoenix Employee Retirement System Pension Funding Policy

The intent of this policy is to clearly communicate the Council's pension funding objectives and its commitment to our employees and the sound financial management of the City and to comply with statutory requirements of Arizona Revised Statute §38-863.01.

Several terms are used throughout this policy:

Unfunded Actuarial Accrued Liability (UAAL) – Is the difference between trust assets and the estimated future cost of pensions earned by employees. This UAAL results from actual results (interest earnings, member mortality, disability rates, etc.) being different from the assumptions used in previous actuarial valuations.

Actuarially Determined Contribution (ADC) – Is the annual amount determined to pay into the pension funds, as calculated through annual actuarial valuations. It is comprised of two primary components: normal pension cost – which is the estimated cost of pension benefits earned by employees in the current year; and, amortization of UAAL – which is the cost needed to cover the unfunded portion of pensions earned by employees in previous years. The UAAL is collected over a period of time referred to as the amortization period. The ADC is a percentage of the current payroll.

Funded Ratio – Is a ratio of fund assets to actuarial accrued liability. The higher the ratio the better funded the pension is with 100% being fully funded.

CITY OF PHOENIX EMPLOYEE RETIREMENT SYSTEM (COPERS)

COPERS is a single-employer defined benefit pension plan, covering all full-time general employees of the City except sworn police and fire employees. COPERS is governed by a separate Board, established in the City Charter.

Council formally accepts the assets and liabilities of the City's COPERS trust funds from the June 30, 2022 actuarial report, which are detailed below.

Trust Fund	Assets	Liabilities	Unfunded Liability	Funded Ratio
Phoenix	<u>\$3,242,686,938</u>	<u>\$4,723,290,827</u>	<u>\$1,480,603,889</u>	<u>68.65%</u>

For comparative purposes, the City of Phoenix total Unfunded Liability for the prior fiscal year ending June 30, 2021 was \$1.1 billion and the funded ratio was 75.70%.

COPERS Funding Goal

Fully funded pension plans are the best way to achieve taxpayer equity. However, COPERS is currently underfunded due to historical low returns on plan assets, people in general living longer and decreases in governmental workforces. As shown above, the UAAL for the City is \$1.5 billion which should be paid over time to avoid a huge burden to current taxpayers by either significantly decreasing services or an increase in taxes. This taxpayer burden must be balanced with being fiscally responsible and committed in providing pensions to retirees.

The Council's COPERS funding ratio goal is 100% (fully funded) by June 30, 2039.

Council has taken the following actions to achieve the June 30, 2039 goal:

- Maintain ADC payment from operating revenues – Council is committed to maintaining the full ADC payment (normal cost and UAAL amortization) from operating funds. The budget for the ADC for FY 23 is \$208.0 million.

To achieve this goal, the City's funding policy is as follows:

1. Maintain the City's legal commitment to employees and retirees by paying 100% of the ADC
2. Continue to seek opportunities to advance payments from enterprise and/or specialty funds
3. Evaluate COPERS current year total actual expenditures, if less than the total budget, make an additional payment directly to COPERS
4. Review investment rate of returns on pension assets, monitor actuarial assumption changes and analyze the impact on future actuarially determined contributions
5. Compile sensitivity and scenario analyses on proposed COPERS Board changes to the pension plan
6. 100% funded by 2039

Attachment C

City of Phoenix

Public Safety Personnel Retirement System

Pension Funding Policy

The intent of this policy is to clearly communicate the Council's pension funding objectives and its commitment to our employees and the sound financial management of the City and to comply with statutory requirements of Arizona Revised Statute §38-863.01.

Several terms are used throughout this policy:

Unfunded Actuarial Accrued Liability (UAAL) – Is the difference between trust assets and the estimated future cost of pensions earned by employees. This UAAL results from actual results (interest earnings, member mortality, disability rates, etc.) being different from the assumptions used in previous actuarial valuations.

Actuarially Determined Contribution (ADC) – Is the annual amount determined to pay into the pension funds, as calculated through annual actuarial valuations. It is comprised of two primary components: normal pension cost – which is the estimated cost of pension benefits earned by employees in the current year; and, amortization of UAAL – which is the cost needed to cover the unfunded portion of pensions earned by employees in previous years. The UAAL is collected over a period of time referred to as the amortization period. The ADC is a percentage of the current payroll.

Funded Ratio – Is a ratio of fund assets to actuarial accrued liability. The higher the ratio the better funded the pension is with 100% being fully funded.

The City's police and fire employees who are regularly assigned hazardous duty participate in the Public Safety Personnel Retirement System (PSPRS).

Public Safety Personnel Retirement System (PSPRS)

PSPRS is administered as an agent multiple-employer pension plan. An agent multiple-employer plan has two main functions: 1) to commingle assets of all plans under its administration, thus achieving economy of scale for more cost-efficient investments and invest those assets for the benefit of all members under its administration and 2) serve as the statewide uniform administrator for the distribution of benefits.

Under an agent multiple-employer plan each agency participating in the plan has an individual trust fund reflecting that agency's assets and liabilities. Under this plan all contributions are deposited to and distributions are made from that fund's assets, each fund has its own funded ratio and contribution rate, and each fund has a unique annual actuarial valuation. The City of Phoenix has two trust funds, one for police employees and one for fire employees.

Council formally accepts the assets and liabilities of the City's PSPRS trust funds from the June 30, 2022 actuarial report, which are detailed below:

Trust Fund	Assets	Liabilities	Unfunded Liability	Funded Ratio
Phoenix Police	\$1,696,868,815	\$3,998,129,425	\$2,301,260,610	42.44%
Phoenix Fire	982,415,283	2,173,381,889	1,190,966,606	45.20%
City of Phoenix Totals	\$2,679,284,098	\$6,171,511,314	\$3,492,227,216	43.41%

For comparative purposes, the City of Phoenix total Unfunded Liability for the prior fiscal year ending June 30, 2021 was \$3.54 billion and the funded ratio was 37.50%.

PSPRS Funding Goal

Fully funded pension plans are the best way to achieve taxpayer equity. However, most funds in PSPRS are significantly underfunded due to historical low returns on plan assets, people in general living longer and decreases in governmental workforces. As shown above, the UAAL for the City is \$3.5 billion which should be paid over time to avoid a huge burden to current taxpayers by either significantly decreasing services or an increase in taxes. This taxpayer burden must be balanced with being fiscally responsible and committed in providing pensions to retirees.

The Council's PSPRS funding ratio goal is 100% (fully funded) by June 30, 2042.

Council has taken the following actions to achieve the June 30, 2042 goal:

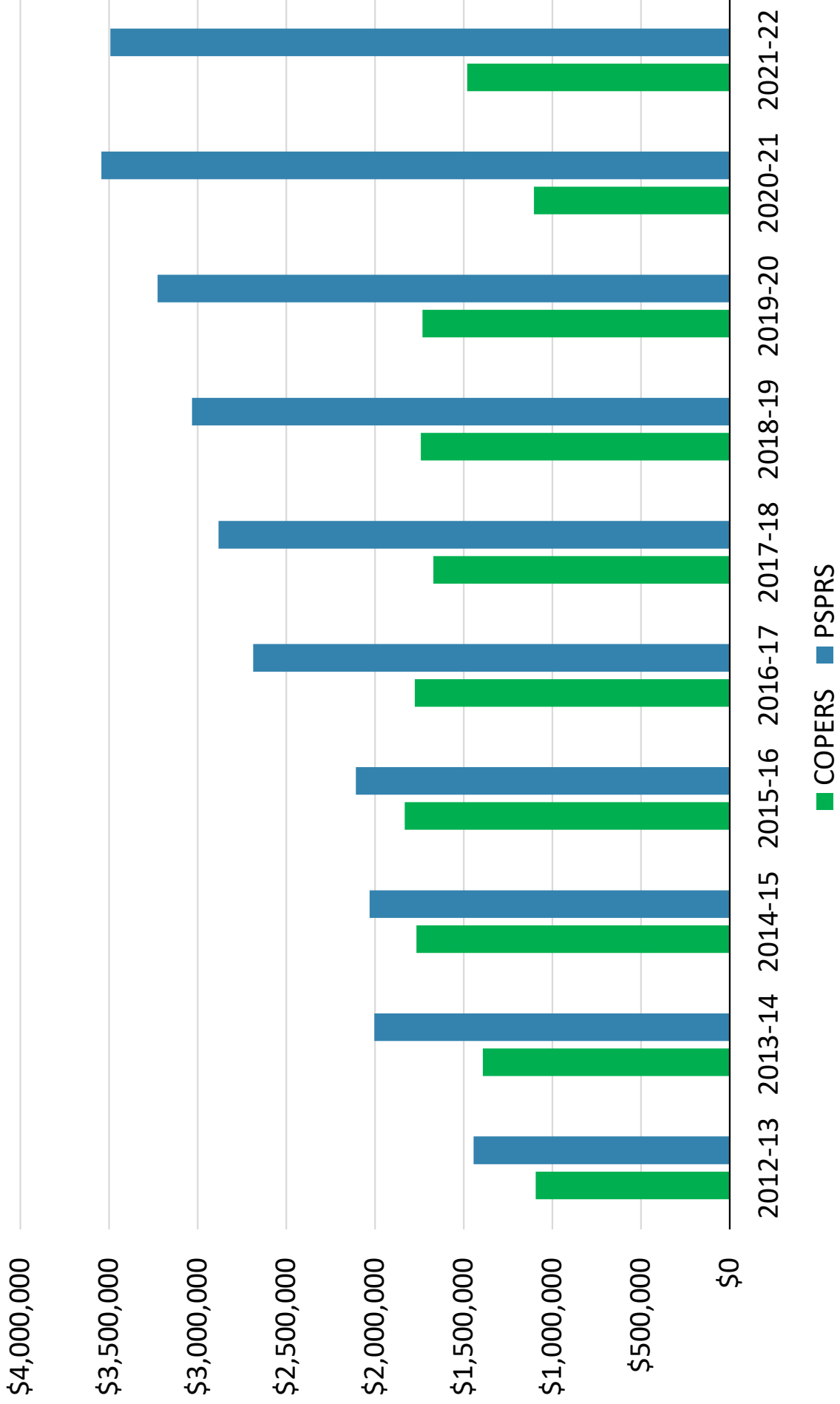
- Maintain ADC payment from operating revenues – Council is committed to maintaining the full ADC payment (normal cost and UAAL amortization) from operating funds.
- Additional payments above the ADC
 - City Council has approved paying the ADC based on a 18-year remaining amortization schedule. The budget for the ADC for FY 23 is \$322.5 million, which is \$59.1 million more than the actuarial amount.
 - Council adopted a policy to annually direct revenues from the general fund portion of the City's sales tax of recreational marijuana and a portion of the City's Public Safety allocation from the State of Arizona related to marijuana revenue collections and use these revenues to pay down the PSPRS pension liability. Since Fiscal Year 2020-21, these revenues totaled \$24.1 million. Revenues in the current fiscal year from these two components total \$7.9 million through March 2023. To date, \$16.2 million has been used to pay towards PSPRS, above the ADC.
 - Established the Pension Stabilization Reserve Fund to ensure annual payment during downturns in the economy. As of fiscal year ended June 30, 2022, there was \$44.8 million in the reserve fund.

To achieve this goal, the City's funding policy is as follows:

1. Maintain the City's legal commitment to employees and retirees by paying 100% of the ADC
2. Evaluate Police and Fire current year total actual expenditures, if less than the total budget, make an additional payment either directly to PSPRS or to the Pension Stabilization Reserve
3. Use recreational (non-medical) marijuana tax revenue (general fund portion of City's direct sales tax and public safety allocation only) to directly pay down the pension liability
4. Monitor market conditions for feasibility of issuing Pension Obligation Bonds (POBs). Seek bond ordinance approval if market conditions are favorable and the following conditions are met:
 - a) Interest rate is under 3.5%
 - b) Sufficient assets are available to sell (if applicable)
 - c) Apply all savings from issuing POBs to PSPRS pension liability
 - d) Rating indications are neutral
5. Review investment rate of returns on pension assets, monitor actuarial assumption changes and analyze the impact on future actuarially determined contributions
6. Form sensitivity and scenario analyses for proposed PSPRS Board changes to the pension plan
7. Allow the Deferred Retirement Option Plan (DROP) Tier 1 members (who entered prior to July 6, 2022) to be eligible to extend their DROP service from 5 to 7 years in accordance with the statutory guidelines when in the best interest of the City; this will be evaluated annually and, on a case-by-case basis
8. 100% funded by 2042

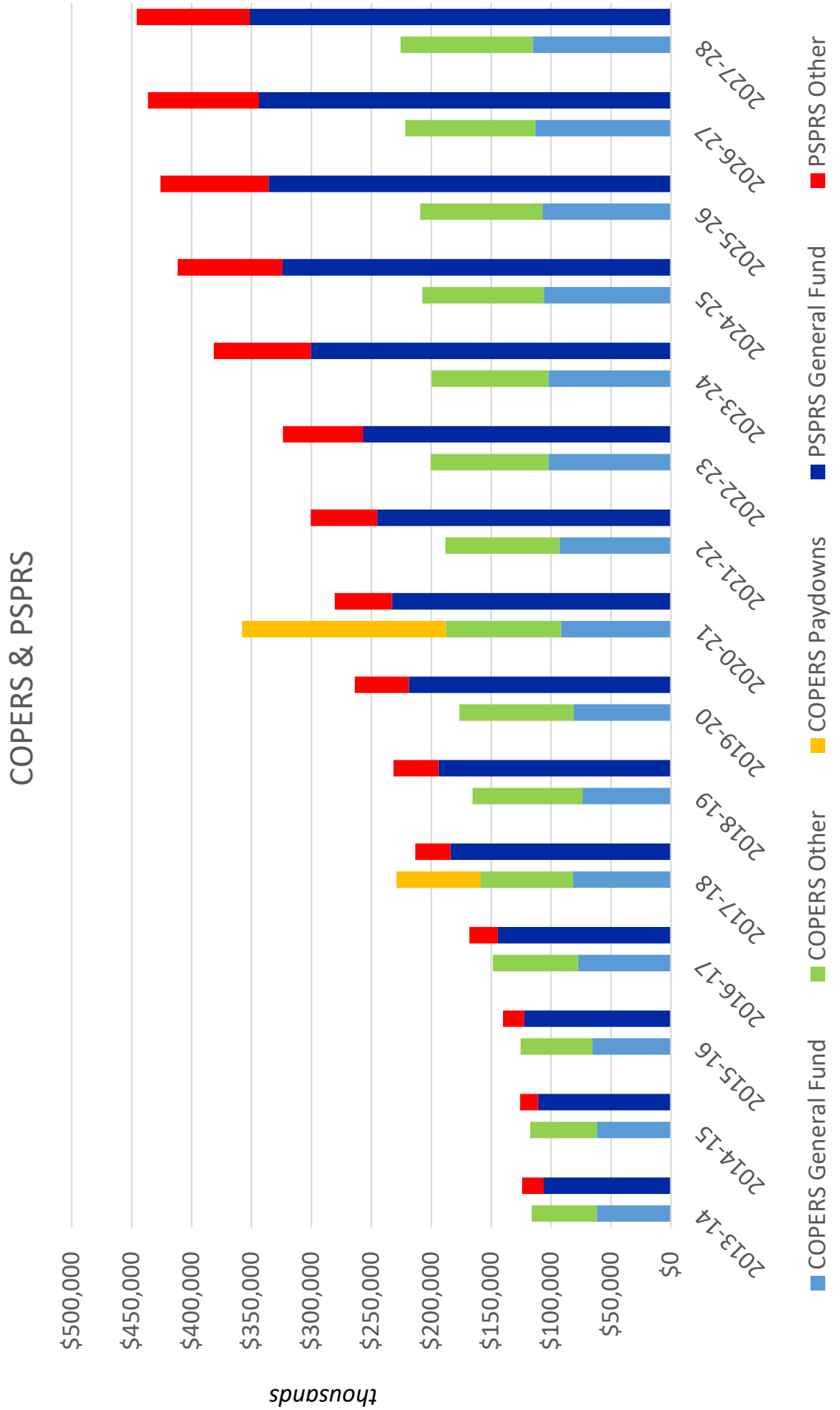


Attachment D: Total Unfunded Pension Liability





Attachment E: Total Pension ADC by Plan and Payment Source





Attachment F: Historical Total Funding Percentage of Pension Plans



City of Phoenix Employees' Retirement System

ACTUARIAL VALUATION REPORT AS OF
June 30, 2022



Financial Position and Summary of Results

The funded ratio increased on an actuarial value of assets basis and decreased on a market value of assets basis from June 30, 2021 to June 30, 2022.

Exhibit A.1 City of Phoenix Employees' Retirement System Executive Summary		
	June 30, 2022	June 30, 2021
1. Total Actuarially Determined Contribution		
a. Dollar Amount	\$ 215,036,318	\$ 203,110,931
b. As a % of Payroll	35.24%	34.14%
2. Funded Status		
a. Actuarial Accrued Liability	\$ 4,723,290,827	\$ 4,541,798,567
b. Actuarial Value of Assets (AVA)	3,361,409,190	3,211,142,294
c. Unfunded Liability (AVA-basis)	1,361,881,637	1,330,656,273
d. Funded Ratio (AVA-basis)	71.17%	70.70%
e. Market Value of Assets (MVA)	\$ 3,242,686,938	\$ 3,438,026,681
f. Unfunded Liability (MVA-basis)	1,480,603,889	1,103,771,886
g. Funded Ratio (MVA-basis)	68.65%	75.70%
3. Summary of Census Data		
a. Actives		
i.(a) Tier 1 Count	4,110	4,522
i.(b) Tier 2 Count	541	587
i.(c) Tier 3 Count	3,287	2,860
i.(d) Total Active Count	7,938	7,969
ii. Total Annual Compensation	\$ 595,761,181	\$ 580,866,220
iii. Average Projected Compensation	75,052	72,891
iv. Average Age	46.7	46.8
v. Average Service	11.8	12.2
b. Deferred Vested Member Counts	1,109	1,053
c. Retiree Counts	6,363	6,183
d. Beneficiary and Alternate Payee Counts	1,195	1,171
e. Disability Counts	222	233
f. Total Members Included in Valuation	16,827	16,609

The funded ratio may not be appropriate for assessing the need for future contributions. The funded ratio is not appropriate for assessing the sufficiency of plan assets to cover the estimated cost of settling the plan's benefit obligations.



ATTACHMENT H

ARIZONA PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM

PHOENIX POLICE DEPT. (022)

ACTUARIAL VALUATION
AS OF JUNE 30, 2022

CONTRIBUTIONS APPLICABLE TO THE
PLAN/FISCAL YEAR ENDING JUNE 30, 2024



FOSTER & FOSTER
ACTUARIES AND CONSULTANTS

III. LIABILITY SUPPORT

Liabilities and Funded Ratios by Benefit - Tiers 1 & 2

	June 30, 2022	June 30, 2021
Pension		
Actuarial Present Value of Benefits (PVB)		
Retirees and Beneficiaries	\$ 2,479,004,213	\$ 2,254,283,675
DROP Members	529,097,058	535,459,212
Vested Members	10,051,229	6,782,698
Active Members	<u>1,250,630,624</u>	<u>1,327,660,640</u>
Total Actuarial Present Value of Benefits	4,268,783,124	4,124,186,225
Actuarial Accrued Liability (AAL)		
All Inactive Members	3,018,152,500	2,796,525,585
Active Members	<u>957,381,236</u>	<u>1,005,962,605</u>
Total Actuarial Accrued Liability	3,975,533,736	3,802,488,190
Actuarial Value of Assets (AVA)	1,671,512,140	1,573,595,759
Unfunded Actuarial Accrued Liability	2,304,021,596	2,228,892,431
PVB Funded Ratio (AVA / PVB)	39.2%	38.2%
AAL Funded Ratio (AVA / AAL)	42.0%	41.4%
Health		
Actuarial Present Value of Benefits (PVB)		
Retirees and Beneficiaries	\$ 25,287,707	\$ 23,032,558
DROP Members	7,405,775	7,714,960
Active Members	<u>21,142,368</u>	<u>22,426,920</u>
Total Present Value of Benefits	53,835,850	53,174,438
Actuarial Accrued Liability (AAL)		
All Inactive Members	32,693,482	30,747,518
Active Members	<u>16,244,444</u>	<u>16,994,764</u>
Total Actuarial Accrued Liability	48,937,926	47,742,282
Actuarial Value of Assets (AVA)	72,606,016	71,305,101
Unfunded Actuarial Accrued Liability	(23,668,090)	(23,562,819)
PVB Funded Ratio (AVA / PVB)	134.9%	134.1%
AAL Funded Ratio (AVA / AAL)	148.4%	149.4%

See next page
for combined totals
for Tiers 1, 2, 3

Health liabilities were increased by \$13,692 under the lateral transfer methodology. Pension liabilities were not impacted.

Liabilities and Funded Ratios by Benefit - Tier 3

	June 30, 2022	June 30, 2021
Pension		
Actuarial Present Value of Benefits (PVB)		
Retirees and Beneficiaries	\$ 1,029,102	\$ 1,755,887
Vested Members	1,125,417	552,693
Active Members	<u>113,986,050</u>	<u>103,433,722</u>
Total Actuarial Present Value of Benefits	116,140,569	105,742,302
Actuarial Accrued Liability (AAL)		
All Inactive Members	2,154,519	2,308,580
Active Members	<u>20,441,170</u>	<u>14,496,279</u>
Total Actuarial Accrued Liability	<u>22,595,689</u>	16,804,859
Actuarial Value of Assets (AVA)		
	<u>25,356,675</u>	16,429,295
Unfunded Actuarial Accrued Liability		
	<u>(2,760,986)</u>	375,564
PVB Funded Ratio (AVA / PVB)	21.8%	15.5%
AAL Funded Ratio (AVA / AAL)	112.2%	97.8%
Health		
Actuarial Present Value of Benefits (PVB)		
Retirees and Beneficiaries	25,363	0
Active Members	<u>1,357,463</u>	<u>1,178,754</u>
Total Present Value of Benefits	1,382,826	1,178,754
Actuarial Accrued Liability (AAL)		
All Inactive Members	25,363	0
Active Members	<u>275,487</u>	<u>186,631</u>
Total Actuarial Accrued Liability	300,850	186,631
Actuarial Value of Assets (AVA)	606,537	392,026
Unfunded Actuarial Accrued Liability	(305,687)	(205,395)
PVB Funded Ratio (AVA / PVB)	43.9%	33.3%
AAL Funded Ratio (AVA / AAL)	201.6%	210.1%

The liabilities shown on this page are the liabilities for Phoenix Police Dept. Tier 3 members.

All Police Tiers, Combined Totals

Total Actuarial Accrued Liability (AAL)	\$3,998,129,425
Total Actuarial Value of Assets (AVA)	1,696,868,815
Total Unfunded Actuarial Accrued Liability	2,301,260,610
AAL Funded Ratio (AVA / AAL)	42.44%

ARIZONA PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM

PHOENIX FIRE DEPT. (021)

ACTUARIAL VALUATION
AS OF JUNE 30, 2022

CONTRIBUTIONS APPLICABLE TO THE
PLAN/FISCAL YEAR ENDING JUNE 30, 2024



FOSTER & FOSTER
ACTUARIES AND CONSULTANTS

III. LIABILITY SUPPORT

Liabilities and Funded Ratios by Benefit - Tiers 1 & 2

	June 30, 2022	June 30, 2021
Pension		
Actuarial Present Value of Benefits (PVB)		
Retirees and Beneficiaries	\$ 1,159,113,928	\$ 1,085,250,356
DROP Members	331,120,886	306,933,470
Vested Members	2,689,622	2,023,619
Active Members	<u>955,949,937</u>	<u>933,223,215</u>
Total Actuarial Present Value of Benefits	2,448,874,373	2,327,430,660
Actuarial Accrued Liability (AAL)		
All Inactive Members	1,492,924,436	1,394,207,445
Active Members	<u>670,461,541</u>	<u>663,269,939</u>
Total Actuarial Accrued Liability	2,163,385,977	2,057,477,384
Actuarial Value of Assets (AVA)	971,671,898	893,915,879
Unfunded Actuarial Accrued Liability	1,191,714,079	1,163,561,505
PVB Funded Ratio (AVA / PVB)	39.7%	38.4%
AAL Funded Ratio (AVA / AAL)	44.9%	43.4%
Health		
Actuarial Present Value of Benefits (PVB)		
Retirees and Beneficiaries	\$ 13,719,400	\$ 13,072,668
DROP Members	3,920,048	3,632,292
Active Members	<u>12,860,741</u>	<u>12,810,544</u>
Total Present Value of Benefits	30,500,189	29,515,504
Actuarial Accrued Liability (AAL)		
All Inactive Members	17,639,448	16,704,960
Active Members	<u>9,054,898</u>	<u>9,090,665</u>
Total Actuarial Accrued Liability	26,694,346	25,795,625
Actuarial Value of Assets (AVA)	41,337,162	40,439,107
Unfunded Actuarial Accrued Liability	(14,642,816)	(14,643,482)
PVB Funded Ratio (AVA / PVB)	135.5%	137.0%
AAL Funded Ratio (AVA / AAL)	154.9%	156.8%

See next page
for combined totals
for Tiers 1, 2, 3

Health liabilities were increased by \$23,454 under the lateral transfer methodology. Pension liabilities were not impacted.

Liabilities and Funded Ratios by Benefit - Tier 3

	June 30, 2022	June 30, 2021
Pension		
Actuarial Present Value of Benefits (PVB)		
Retirees and Beneficiaries	\$ 163,872	\$ 0
Vested Members	60,367	4,331
Active Members	<u>78,265,428</u>	<u>56,045,010</u>
Total Actuarial Present Value of Benefits	78,489,667	56,049,341
Actuarial Accrued Liability (AAL)		
All Inactive Members	224,239	4,331
Active Members	<u>9,771,673</u>	<u>6,065,465</u>
Total Actuarial Accrued Liability	<u>9,995,912</u>	6,069,796
Actuarial Value of Assets (AVA)		
	<u>10,743,385</u>	6,324,616
Unfunded Actuarial Accrued Liability		
	<u>(747,473)</u>	(254,820)
PVB Funded Ratio (AVA / PVB)	13.7%	11.3%
AAL Funded Ratio (AVA / AAL)	107.5%	104.2%
Health		
Actuarial Present Value of Benefits (PVB)		
Retirees and Beneficiaries	0	0
Active Members	<u>1,080,762</u>	<u>681,676</u>
Total Present Value of Benefits	1,080,762	681,676
Actuarial Accrued Liability (AAL)		
All Inactive Members	0	0
Active Members	<u>142,304</u>	<u>78,359</u>
Total Actuarial Accrued Liability	142,304	78,359
Actuarial Value of Assets (AVA)	190,109	112,038
Unfunded Actuarial Accrued Liability	(47,805)	(33,679)
PVB Funded Ratio (AVA / PVB)	17.6%	16.4%
AAL Funded Ratio (AVA / AAL)	133.6%	143.0%

The liabilities shown on this page are the liabilities for Phoenix Fire Dept. Tier 3 members.

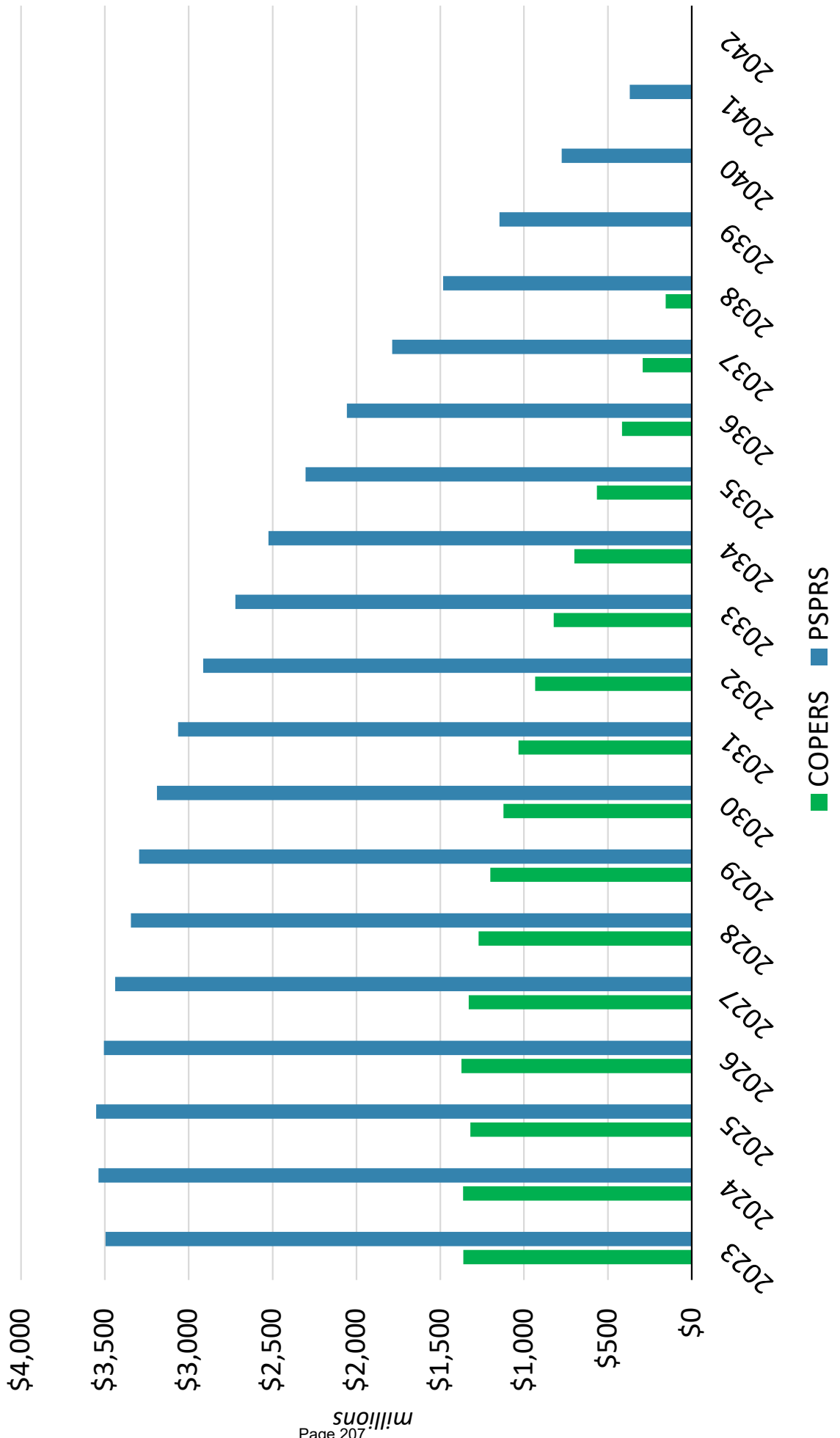
All Fire Tiers, Combined Total

Total Actuarial Accrued Liability (AAL)	\$2,173,381,889
Total Actuarial Value of Assets (AVA)	982,415,283
Total Unfunded Actuarial Accrued Liability	1,190,966,606
AAL Funded Ratio (AVA / AAL)	45.20%



Attachment I:

Total Unfunded Pension Liability





Background Screening and In-Processing/Onboarding Services Contract (Ordinance S-49865)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 146656 with Sterling Infosystems, Inc., dba Sterling to extend the contract term through calendar year 2023. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$60,000.

Summary

This contract provides background screening and in-processing/onboarding services for employees and volunteers. The costs for employee and volunteer background services are paid by the departments utilizing these services. This extension is necessary to provide time for a new solicitation to be completed.

Contract Term

Upon approval, the contract will be extended through Dec. 31, 2023.

Financial Impact

Upon approval of \$60,000 in additional funds, the revised aggregate value of the contract will not exceed \$614,000. Funds are available in various departments' budgets.

Concurrence/Previous Council Action

The City Council previously approved this request:

- Background Screening and In-Processing/Onboarding Services (Ordinance S-43751) on June 28, 2017.
- Additional payment authority: Sterling Infosystems, Inc. dba Sterling Contract 146656 (Ordinance S-48392-0018) on March 23, 2022.
- Background Screening and In-Processing/Onboarding Services contract extension (Ordinance S-49219) on Dec. 7, 2022.
- Background Screening and In-Processing/Onboarding Services contract extension (Ordinance S-49523) on March 22, 2023.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Human Resources Department.



Bloodborne Pathogen, Cardiopulmonary Resuscitation, Automated External Defibrillation, and Basic First Aid Training Services (Ordinance S-49854)

Request to authorize the City Manager, or his designee, to enter into contracts with Arizona Emergency Response Training, Arizona Chapter National Safety Council, and ETC Compliance Solutions for Bloodborne Pathogen, Cardiopulmonary Resuscitation, Automated External Defibrillation, and Basic First Aid Training Services for all City of Phoenix employees. Further request authorization for the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed \$60,000.

Summary

The Human Resources Department Safety and Workers Compensation Division's mission is to ensure all City of Phoenix employees receive quality training required to ensure successful completion of their daily duties and reduce workplace injuries. The three vendors will be placed on a Qualified Vendors List to provide Bloodborne Pathogen, Cardiopulmonary Resuscitation, Automated External Defibrillation and Basic First Aid Training Services on an as-needed basis.

Procurement Information

A Request for Qualifications (RFQu) procurement, RFQu HR 22-014, was processed in accordance with Administrative Regulation 3.10 to establish a Qualified Vendors List.

Three offerors submitted qualifications, which were deemed to be responsive and responsible. Procurement and Safety and Workers Compensation Division staff evaluated those offers based on the following minimum qualifications:

- Offeror must have been in operation a minimum of five years.
- Instructors must have a minimum of five years of documented Bloodborne Pathogen, Cardiopulmonary Resuscitation, Automated External Defibrillation and Basic First Aid Training.
- Offeror must have a minimum of two years of experience providing the training services to government agencies.
- Offeror must have a minimum of two years of experience providing the training services to an organization with over 15,000 employees.

Procurement recommends award to the following offerors:

- American Emergency Response Training
- ETC Compliance Solutions
- National Safety Council Arizona Chapter

Contract Term

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

Financial Impact

The aggregate contracts value will not exceed \$60,000.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Human Resources Department.



Learning Management System (Ordinance S-49823)

Request to authorize the City Manager, or his designee, to execute amendments to Contract 152831 with eSkillz Corp. to provide the Human Resources Department with Cornerstone Content Anytime (CCA) libraries and extend the duration of professional services for the City's Learning Management System (LMS), which is also known as PHXYou. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$1,559,895.

Summary

PHXYou was implemented during the COVID-19 pandemic to provide remote learning and other critical employee training and development services virtually. It now serves as the administration, scheduling, enrollment, and record-keeping system for City training in both traditional and virtual formats. The CCA libraries will provide thousands of on-demand training courses for City employees in the areas of professional skills, leadership development, and compliance. The subscription to CCA libraries will integrate seamlessly into PHXYou, which is built on the Cornerstone LMS platform. Extending professional services will support implementation, migration, and integration efforts which will reduce the number of other learning tools used throughout the City by various departments.

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

Contract Term

The contract terms remain unchanged, ending on Aug. 25, 2025.

Financial Impact

Upon approval of \$1,559,895 in additional funds, the revised aggregate value of the contract will not exceed \$4,413,830. Funds are available in the Human Resources Department's budget.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Learning Management System - RFP HR 20-122 (Ordinance S-46893) on Aug. 26, 2020.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Human Resources Department.



Fujitsu Maintenance and Service Level Agreement - RFA 17-125 - Amendment (Ordinance S-49877)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 145958 with Fujitsu Networks Communications, Inc. to extend contract term. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$250,000.

Summary

This contract will provide maintenance for 52 Fujitsu Multiplexers throughout the radio communications network, which serves the Regional Wireless Cooperative public safety radio communications partners. The equipment provides fiber optic platform proven to perform for the wireless microwave network, integrating services for public safety agencies in the Phoenix region to ensure the delivery in the form of voice and data traffic. Fujitsu Networks Communications, Inc. is the manufacturer of this hardware and is the only provider for maintenance and support.

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

Contract Term

Upon approval, the contract will be extended through Aug. 31, 2028.

Financial Impact

Upon approval of \$250,000 in additional funds, the revised aggregate value of the contract will not exceed \$457,000. Funds are available in the Information Technology Services Department's budget.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Fujitsu Maintenance and Service Level Agreement Contract 145958 (Ordinance S-43828) on Aug. 30, 2017.
- Fujitsu Maintenance and Service Level Agreement Contract 145958 (Ordinance S-49040) on Oct. 10, 2022.

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Information Technology Services Department.



Telecommunication Supplies and Accessories - MA-IS-1540125 - Amendment (Ordinance S-49840)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 143116 with Graybar Electric Company, Inc. to extend contract term. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed, request to continue using Ordinance S-42688.

Summary

This contract will provide voice and data materials to maintain the City's public safety communications networks. These supplies and accessories are used regularly to support and repair radios and equipment for the Regional Wireless Cooperative network, Fire VHF system, and the microwave network. Extension of this contract will ensure continued access to these supplies.

Contract Term

Upon approval the contract will be extended through June 30, 2024.

Financial Impact

The aggregate value of the contract will not exceed \$375,000 and no additional funds are needed.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Telecommunication Supplies and Accessories - Contract 143116 (Ordinance S-42688) on June 22, 2016.

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Information Technology Services Department.



Oracle Software, Hardware, Support and Maintenance Contract (Ordinance S-49815)

Request to authorize the City Manager, or his designee, to authorize additional expenditures under the Master Services Agreement 142562AR 2021 with Oracle America, Inc. for the purchase of citywide products, services, software licensing, support and maintenance for the Information Technology Services (ITS) Department and in support of multiple departments' applications, databases, computing hardware, maintenance agreements and technologies. The additional expenditures will be for one year and will not exceed \$6.8 million including taxes. Further request to authorize the City Controller to disburse all funds related to this item.

Summary

The City uses Oracle applications and technologies in multiple departments for various technology systems that are an integral part of the daily operations of the City. Oracle applications and technologies are used in several citywide critical systems, such as the Police Department's Records Management System, the Water Services Department's Customer Care and Billing system used for water and solid waste billing, the Human Capital Management system used for human resources and payroll functions, and the citywide Business Intelligence infrastructure. ITS has consolidated the management of agreements under the Master Services Agreement and works closely with departments on payments and to evaluate licensing, support, and maintenance for Oracle software in use by the City. ITS requests funding for continued utilization of Oracle products, services, software licensing, support and maintenance on behalf of all City departments.

Contract Term

The Master Services Agreement is valid for a five-year term, which will end on or about April 21, 2026. This funding is for multiple license and support agreements under the Master Services Agreement and is projected to cover one year of various renewals. Due to various end dates of agreements, and potential savings from license consolidations, this funding would be valid through the term of the Master Services Agreement.

Financial Impact

Upon approval of \$6.8 million in additional funds, the revised aggregate value of the contract will not exceed \$23,304,000. Funds are available in various departments' budgets.

Concurrence/Previous Council Action

The Master Services Agreement was originally approved by City Council on Feb. 17, 2021, through Ordinance S-47326.

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Information Technology Services Department.



PeopleSoft Data Encryption Services Contract - ITS RFP 23-006 - Request for Award (Ordinance S-49890)

Request to authorize the City Manager, or his designee, to enter into a contract with CherryRoad Technologies, Inc. to provide PeopleSoft Data Encryption Services for the Information Technology Services Department and in support of the Human Resources and Finance departments. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$100,000.

Summary

This contract will provide PeopleSoft Data Encryption consulting services pertaining to the City's on-premises PeopleSoft Human Resources Information System (eChris). The consultant will review the various database encryption techniques and ensure we maintain security standards due to the sensitive nature of the data housed in eChris. The consultant will perform an as-is assessment of the current state of the eChris architecture from a data security and encryption standpoint; will develop a set of prioritized actionable recommendations to ensure that the eChris system exceeds the security recommendations that will follow National Institute of Standards and Technology 800-53 moderate controls; assist City staff as needed to implement the security and encryption recommendations; review and validate that all security and encryption recommendations have been successfully implemented.

Procurement Information

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

One vendor submitted a proposal deemed responsive and responsible. An evaluation committee of City staff evaluated the offer based on the following criteria with a maximum possible point total of 1,000:

Qualifications and Experience 0-300 points
Scope of Work Objectives and Deliverables 0-250 points
Biographies 0-175 points
Previous Engagements 0-125 points
References 0-100 points

Pricing 0-50 points

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

CherryRoad Technologies, Inc. - 655 points

Contract Term

The contract will begin on or about June 14, 2023, for a one-year term.

Financial Impact

The aggregate contract value will not exceed \$100,000.

Funding is available in the Information Technology Services Department's budget.

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Information Technology Services Department.



Authorization to Enter Into an Intergovernmental Agreement with Arizona State University to Conduct a Study of Prosecutorial Diversion Programs (Ordinance S-49828)

Request to authorize the City Manager, or his designee, to enter an Intergovernmental Agreement (IGA) with Arizona State University (ASU) to conduct a study of the Prosecutor's Office Diversion Programs. Further request authorization for the City Controller to disburse all funds related to the IGA.

Summary

The City Prosecutor's Office seeks to pursue a study of the Prostitution and Prostitution Solicitation Diversion programs. The Diversion Unit of the Prosecutor's Office sought proposals from qualified institutions of higher education across the nation for a comprehensive study of all current Diversion programs. Based on responses, ASU's School of Criminology was selected as the consultant for the Diversion Programs Study project.

The results of the study will be used to identify best practices, identify necessary changes or improvements, and address the impact of the program on participants. It will further assist the City in the solicitation of private and non-profit partnerships to solicit for Request for Proposals and address the impact of the diversion programs.

Financial Impact

The total cost for all studies is \$700,000. The funds will be used to pay the salary, expenses, and supplies for the ASU consultants. The upfront costs of \$175,000 are designated for the Prostitution and Prostitution Solicitation programs for Fiscal Year (FY) 2023-24. The remaining \$525,000 are to be allocated to the remaining five diversion programs that will be studied. These programs include Domestic Violence, Positive Alternatives (Anger Management), Underage Drinking, Shoplifting and Cognitive Skills over the course of the next six and a half years. Each study period is estimated to take approximately 18 months.

Funding for these services is available in the Law Department's General Fund budget. Contract payments may be made up to the contract limits for all rendered contract services, which may extend past the contract termination.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Law Department.



Amendment to the Intergovernmental Agreement with Maricopa County Sheriff's Office (Ordinance S-49855)

Request to authorize the City Manager, or his designee, to extend the Intergovernmental Agreement (IGA) with the Maricopa County Sheriff's Office (MCSO) to conduct an investigation for the Phoenix Police Department (PPD) due to a conflict of interest for the PPD that prevents PPD from conducting the investigation. The amount of the agreement is not to exceed \$250,000. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse all funds related to this item.

Summary

On July 1, 2022, Phoenix City Council approved Ordinance S-48887 and entered into Contract 156906 for contracted investigative services on July 27, 2022. The parties want to extend the term and funding period of this agreement concerning independent investigator service to assist with conflict cases for the City of Phoenix for which an external prosecuting agency has also been designated through June 30, 2024.

MCSO agreed to act as an investigative body on the City's behalf in a case where PPD has a conflict. MCSO needed to hire an outside investigator to assist with the investigation. The City agreed to pay the invoices for the outside investigator hired by MCSO, after MCSO reviews and approves the charges for the investigation. MCSO will hire and supervise the investigator to maintain the separation from Phoenix, as required for the assignment of the conflict.

Contract Term

The agreement term is extended an additional year through June 30, 2024.

Financial Impact

Funds are available in the Law Department budget for legal services; no additional funds are added.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Law Department.



City Prosecutor's Office Domestic Violence Diversion, Positive Alternatives Program, and Cognitive Skills Program Diversion - RFP - LAW-23-0081-1 (Ordinance S-49882)

Request to authorize the City Manager, or his designee, to enter a contract with SAGE Counseling, Inc., to operate and administer the City's Domestic Violence Diversion (DVD), Positive Alternatives Program (PAP), and Cognitive Skills Program (CSP) diversion programs. These programs do not require funding.

Summary

The Prosecutor's Office Domestic Violence Diversion (DVD), Positive Alternatives Program (PAP), and Cognitive Skills Program (CSP) are rehabilitative diversion programs serving to redirect the behavior of offenders. DVD provides a counseling and education program for domestic violence offenders to stop the cycle of violence. PAP provides anger management counseling to provide offenders in non-domestic violence cases with the tools to avoid future assaultive and threatening behavior. Finally, CSP offers cognitive behavioral therapy and opportunities to explore thinking patterns that are intended to help offenders make better decisions. Both the offender and the community benefit when the offender is rehabilitated.

The programs seek to educate offenders about the origin of their criminal behavior and to deter offenders from criminal behavior after the completion of the program. Once proceeding into the criminal justice system the offenders are considered defendants. A defendant who is eligible for a program must accept and enter the City Prosecutor's Office post-plea diversion plea agreement. The defendant is responsible for the costs of the program, though a reduced fee schedule is available for indigent defendants. If a defendant completes the program and meets all conditions, the City Prosecutor's Office may file a motion to dismiss the eligible charge(s) without prejudice. The contracted agency remits \$30 to the City of Phoenix for each defendant who pays a full program fee and successfully completes the program. These monies are utilized for diversion program evaluations and technology enhancements in the City Prosecutor's Office.

In March 2023, the City issued a Request for Proposals (RFP) to seek offers from

outside organizations to operate the City Prosecutor's Office DVD/PAP/CSP diversion programs. SAGE Counseling, Inc., was the sole organization to respond to the RFP. SAGE's proposal was reviewed by an evaluation committee. The evaluation panel consisted of members from the City Prosecutor's Office.

The committee determined that SAGE's proposal satisfies all the RFP requirements. Furthermore, as the incumbent provider, SAGE is already known to be highly qualified to continue to provide these program services.

Contract Term

Three years beginning on July 1, 2023, through June 30, 2026, with two one-year renewal options.

Financial Impact

The programs are fee-based and will not require City funds.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Law Department.



Administration of City Prosecutor's Office Prostitution Diversion Program (Ordinance S-49883)

Request to authorize the City Manager, or his designee, to enter a contract with Catholic Charities to operate and administer the City's Prostitution Diversion Program (PDP), with funding not to exceed \$286,141.19 per year over the life of the contract. Further request authorization for the City Controller to disburse funds related to this item.

Summary

The Prosecutor's Office Prostitution Diversion Program provides and monitors rehabilitation services that focus on support, education, and treatment for participants. This program was established to provide support to offender and benefit the community. The Diversion Program provides cost savings to the City by avoiding costs associated with prosecuting and incarcerating offenders. From July 2022 to March 2023, the City saved \$257,309 in jail costs alone. Under the new contract, these savings will help fund offenders' rehabilitation. These savings do not include the costs that would have been incurred by the Prosecutor's Office, the Municipal Court, and the Police Department to prosecute these cases.

Procurement Information

In March 2023, the City issued a Request for Proposals (RFP) to seek offers from outside organizations to operate the City's PDP. Three proposals were received by the Law Department. One received by Journey Solutions was classified as non-responsive.

All proposals were reviewed by an evaluation committee. Catholic Charities was determined to satisfy all requirements and deemed highly qualified to provide the required program services.

Contract Term

The contract will be for a three-year term beginning July 1, 2023, through June 30, 2026, with two one-year renewal options.

Financial Impact

Funding is in the amount of \$286,141.19 for each fiscal year of the contract. The funds have already been allocated in the Law Department budget. The contract would be contingent on the appropriation of funding each fiscal year.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Law Department.



Authorization to Enter into Agreements for Outside Counsel Legal Services (Ordinance S-49864)

Request to authorize the City Manager, or his designee, to enter into legal services agreements with various law firms and lawyers to provide outside counsel services to the City on an as-needed basis as determined by the City Attorney. Further request to authorize the City Controller to disburse funds in an amount not to exceed \$19,000,000 over the two-year period of Fiscal Year (FY) 2023-24 and FY 2024-25 for purposes of this ordinance and to continue using funds authorized under Ordinance S-47701 for ongoing matters started under the legal services agreements covering FY 2021-22 and FY 2022-23.

Summary

The existing list of qualified firms and attorneys that currently provide legal services to the City on an as-needed basis is set to expire on June 30, 2023. The Law Department issued a Request for Qualifications (RFQu) for law firms and lawyers to submit qualifications to be on the list of qualified legal counsel for the City in a variety of areas of legal practice over the next two years. The Law Department received 59 offer submittals to the RFQu and determined that 59 offerors met the requirements and have been approved to be placed on the attached list to be engaged to represent the City on a case-by-case basis (**Attachment A**). In addition, five law firms from the existing attorney list did not offer submittals to the most recent RFQu but will continue to provide legal services on the matters started under the prior legal services agreements. These five law firms are specially designated on **Attachment A**.

The City Code authorizes the City Attorney to enter into agreements to provide legal services for the City of Phoenix. Upon approval of this request by the City Council, the City Attorney will enter into agreements, as needed, with firms from the attached list of approved respondents to the RFQu. As needed, the City Attorney may also contract for other legal services, including services of attorneys, expert witnesses, and other legal advisors or consultants consistent with the authority granted in the Phoenix City Code. Should the City Attorney contract with additional law firms and lawyers over the two-year period for FY 2023-24 and FY 2024-25, funds will be disbursed under the authority of this ordinance, and such additional contracts are authorized by this approval.

Contract Term

The contract term will be from July 1, 2023, through June 30, 2025.

Financial Impact

The requested amount of \$19,000,000 represents the same amount requested during the current two-year period of FY 2021-22 and FY 2022-23.

The individual agreements with outside counsel set forth specific rates and fees for legal services in accordance with proposals submitted during the RFQ or otherwise agreed to between the City Attorney and applicable law firms and lawyers.

Funds are available in various department budgets, including the Law Department, and Self-Insured Retention Fund. Payments will be made from affected funding sources, primarily from the Self-Insured Retention Fund or the General Fund on an individual case or legal assignment basis.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Law Department.

Attachment A
CITY OF PHOENIX
LAW DEPARTMENT
REQUEST FOR QUALIFICATION (RFQ_u)
OUTSIDE COUNSEL LEGAL SERVICES
RFQ_u-LAW-23-0084
AWARD RECOMMENDATION

The City of Phoenix Law Department would like to thank all participants for submitting proposals for the above-mentioned RFQ.

The City Attorney's Office issued a request for qualifications from lawyers, law firms and consultants to provide outside counsel services to the City in numerous, selected legal areas on an as-needed basis as determined by the City Attorney.

The City has selected the proposals from the following law firms to advance for negotiation of contract terms on an as-needed basis:

Anderson & Krieger, LLP	Lamb & Lerch
Andrew M. Ellis Law, PLLC	Lewis Brisbois Bisgaard & Smith LLP
Apperson Crump, PLC	Lieff Cobraser Heimann & Bernstein, LLP
Berke Law Firm, PLLC	McKay Law
Brennan, Manna, & Diamond, LLC	Miller, Pitt, Feldman & McAnally, PC
Broening, Oberg, Woods, & Wilson, PC	Morgan Lewis & Bockius, LLP
Burch & Cracchiolo, PA	Nossaman, LLP
BurnsBarton, PLC	O'Connor & Dyet, PC
Calderon Law Offices PLC	Ogletree Deakins Nash Smoak & Stewart, PC
Culp & Kennedy LLP	Osborn Maledon
Elardo, Bragg, Rossi, & Palumbo PC	Perkins Coie
Engelman Berger, PC	Peshkin & Kotalik, PC
Fisher & Phillips, LLP	Pierce Coleman, PLLC
Fox Rothschild, LLP	Richards & Moskowitz, PLC
Gabriel & Ashworth, PLLC	Robbins Gellar Rudman & Dowd, LLP
Greenberg Traurig, LLP	Sanders & Parks, PC
Gurstel Law Firm, PC	Scharff & Parks, PC
Gust Rosenfeld, PLC	Sherman & Howard, LLC
Hawkins Delafield & Wood, LLP	Stinson, LLP
Herrera Arellano, LLP	Struck Love Bojanowski & Acedo, PLC
Holloway Odegard & Kelly, PC	Suffecool Las, PLLC
Ice Miller, LLP	The Cavanagh Law Firm, PA
Jackson Lewis, PC	Thomas W Galvani, PC
Jackson Walker LLP	Thompson Coburn, LLP
Jardine Baker Hickman & Houston, PLLC	Thorpe Swer, PC
Jones, Skelton & Hochuli, PLC	Udall Shumway, PLC
Kaplan Fox & Kilsheimer LLP	Wieneke Law Group
Kaplan Kirsch & Rockwell LLP	Wood Smith Henning & Berman, LLP
Kutak Rock LLP	Wright Welker & Paule, PLC

Attachment A

The following firms did not offer submittals to RFQu-LAW-23-0084 but will continue to provide legal services on the matters started under the prior attorney list and legal services agreements:

Ballard Spahr, LLP

Harvey Law PLLC

Jennings, Strouss & Salmon, PLC

Squire Patton Boggs LLP

Warner Angle Hallam Jackson & Formanek, PLC



Authorization for the Phoenix Municipal Court to Accept Grant Funds from the National Center for State Courts (Ordinance S-49899)

Request to authorize the Phoenix Municipal Court to accept up to \$13,000 in grant funds from the National Center for State Courts. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary

The National Center for State Courts (NCSC) is awarding grants to state and local courts that were selected to participate in the Hybrid Hearings Improvement Initiative Pilot Program over the last year. The Phoenix Municipal Court was selected for this program and, as a result of this participation, the NCSC has provided some guidance on technical and operational solutions that may improve the hybrid hearing experience. Recommendations include, for example, the utilization of microphones with increased range and ability to pick up sound. The NCSC will award up to \$13,000 in grant funds to reimburse the Court's costs to upgrade courtrooms with recommended equipment.

Financial Impact

The Court will need to purchase the technical equipment using general funds but will be reimbursed up to \$13,000 by the NCSC.

Concurrence/Previous Council Action

The City Council authorized the Court's application, acceptance and agreement to participate in the Hybrid Hearings Improvement Initiative Pilot Program from the NCSC on October 12, 2022. (Ordinance S-49077)

Responsible Department

The item is submitted by Chief Presiding Judge B. Don Taylor and the Phoenix Municipal Court.



Fiscal Year 2023-24 Legal Representation Services Contracts (Ordinance S-49894)

Request to authorize the City Manager, or his designee, to enter into agreements with legal services providers to provide representation services to indigent defendants in Phoenix Municipal Court for Fiscal Year 2023-24. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the agreements will not exceed \$3,949,000.

Summary

The Public Defender's Office, through its contract holders, provides legal representation services to indigent individuals charged with criminal offenses in Phoenix Municipal Court. These services are provided in Phoenix Municipal Court courtrooms, and 365 days a year at Maricopa County's Intake, Transfer and Release (ITR) facility.

Procurement Information

On May 3, 2023 the City of Phoenix Public Defender Review Committee met to review resumes and applications of attorneys and legal support service providers for provision of legal defense services in Phoenix Municipal Court. The review process included applications from current contract holders as well as individuals seeking to obtain a contract for the first time. The Committee approved a list of those who meet the minimum qualification requirements and who would be eligible for consideration for a contract. The approved list in **Attachment A** contains more names than available contracts due to the necessity of having attorneys available should an unexpected opening occur during the course of the contract year. The procedure facilitates continuity in providing legal services and minimizes delay in processing and resolution of cases.

Contract Term

The contract will begin on or about July 1, 2023 for a one-year contract term.

Financial Impact

These assignments will have a financial impact of up to \$3,949,000. Funding is available in the Public Defender's Office operating budget.

Responsible Department

This item is submitted by Interim Deputy City Manager John Chan and the Public Defender's Office.

**CITY OF PHOENIX OFFICE OF THE PUBLIC DEFENDER
APPROVED LEGAL REPRESENTATION SERVICES LIST
FISCAL YEAR 2023 – 2024**

Updated 5/2/2023

Bold - indicates current contract holders with the City of Phoenix

Italics – indicates non-attorney services

Underline - indicates new addition to list

Available to Contract

Appeals

Booth, Jennifer (Appeals)
Heath, Mark A. (Appeals)
Lauritano, Sheri (Appeals)

PDC or Specialty

Miller, Damien
Teel, David
Burroughs, Aaron
Gross, Adam
Alfred, Corey
Lelli, Debora
Sparling, Timothy
Tamou, Michael
Thornley, Zachary
Dale, Giancarlo

Investigators

McGrath, Jeff

Current CAA's

Adelayo, Bami
Aeed, Caroline
Allen, Jared
Anderson, David
Anderson, Taylor
Bala, Adethia
Ballecer, Daniel

Beller, Mark
Bernard, Gillmore B.
Braaten, Diana
Bradley, Percival
Buesing, Matt
Butler, Robert
Califano, Kristopher
Carey, Kathleen
Casey, Robert Ian
Collins, Courtney
Cooke, Reginald
Countryman, Ken
Dalton, Jennifer
De La Torre, Daniela
Dean, Kamille
Dove, Shawn Haven
Ehrbright, Stephanie Lee
Ellison, Keilembo D.
Fry, Joshua
Gosselin, Carmen
Green, Kyle T. (Appeals)
Hassen, Gabe
Herd, Samantha J.
Herman, Laurie
Hogard, Brittney
Iacob, Anca
Lawson, Slade

Leal, Michael
Leathers, Matthew
Litwak, Jack
Lopez-Ortiz, Amy
Lyons, Chris
Maerowitz, Matt
Marner, Matthew
Mendelson, Wendy
Mendoza, Jose
Miller, Katelyn
Mussman, Logan
Naum, Taras
Nermyr, Mark
Neufeld, Michael
Palestini, James
Parascandola, Tara Egita
Parzych, Greg
Peters, Shannon
Primera, Tamara
Rascon, Noel
Ricard, Michael
Richard II, Gerald
Riddle, Joy
Schreck, Jerald
Segal, Natalee (Appeals)
Sellers, Eric
Shell, Chad
Silva, Scott
Stewart, Kristin
Sullivan, Eileen
Tinker, James
Traher, Ashley

Traher, Michael
Verdura, Kaitlin
Wicks, Mike
Wilhite, Monique
Wilson, Daniel R.
Zhivago, Kerrie (Appeals)
Zimmerman, Alan

Contracted Investigators

Hergert, Ron (investigator)
Jarrett, Damian (investigator)

Contracted Toxicologist

Grommes, Michael



*****ITEM REVISED (SEE ATTACHED MEMO AND ATTACHMENT)*** (CONTINUED FROM MAY 31, 2023) - Annual Review and Updates to the Neighborhood Services Department's Code Enforcement Policy**

Request City Council approval of changes to the Neighborhood Services Department's (NSD) Code Enforcement Policy (CEP), based on the annual review.

Summary

The CEP provides guidelines for enforcement of the Neighborhood Preservation Ordinance, Zoning Ordinance, and portions of other city codes/ordinances enforced by NSD. Each year, staff present a review of the policy with any recommended updates to the City Council, as stated in the policy, which was last updated June 15, 2022.

The CEP is comprised of five sections. Sections I through III of the CEP establish the purpose of standard code enforcement and the notification and enforcement options available to inspection staff; define recidivist person/properties and the possible consequences for repeat offenders; and describe the inspection and enforcement protocols for resident complaints, with exceptions for proactive code enforcement in the immediate area of a complaint and in strategic initiative areas. Section IV includes information encouraging the use of hardship assistance programs for low- and moderate-income households where funding is available. Section V provides guidance for NSD to work cooperatively with other departments and agencies to resolve complex and hazardous cases.

In March 2023, staff provided a presentation to the Community and Cultural Investment Subcommittee on the required annual review of the CEP. The presentation included the following possible updates identified by staff, City Council and the community to clarify and clean up current language and propose additional language to allow deviations from the standard enforcement process to address specific violations:

- Additional language addressing hardships related to homelessness and modification of the enforcement process to include increased communication about available resources to support compliance.

- Clarification of exceptions regarding health, safety, episodic and egregious violations.
- Additional language about enforcement limitations in private communities.
- Simplification of the pre-notification requirement regarding confusing recidivist language more appropriately provided in the Notices of Ordinance Violation (NOV).
- Revision of the definition of recidivist to 12 months to be consistent with NSD's strategic enforcement process.

During the presentation, a member of the subcommittee also recommended NSD include a statement of intent in the policy.

Public Outreach

Following the Subcommittee presentation, NSD held three community outreach meetings: two virtual and one in-person. Outreach included social media (FaceBook, Twitter, Next Door, NSD Internet website), Neighborhood Associations listed with the Department, Arizona Multihousing Association and Arizona Association of Realtors. Approximately 56 residents attended the meetings and provided feedback on the proposed changes. Overall, staff received positive feedback and support for the proposed changes, with one resident expressing concern about the proposed language addressing hardships related to homelessness. Additionally, the community provided input specific to short term rental properties and the length of time for NOV's. Based on the feedback, staff added the following recommended changes:

- Statement of Intent.
- Language to address Short Term Rentals as part of the episodic violations.
- Standard timelines for NOV re-inspections, which are part of NSD's existing standard code enforcement practice.

All staff recommended updates to the CEP are highlighted in **Attachment B**, with the current CEP provided as **Attachment A** for reference.

Concurrence/Previous Council Action

On May 3, 2023, the Community and Cultural Investment Subcommittee unanimously recommended City Council approval of the CEP updates by a vote of 4-0.

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Neighborhood Services Department.



NEIGHBORHOOD SERVICES DEPARTMENT

CODE ENFORCEMENT POLICY

The Code Enforcement Policy, adopted by the Phoenix City Council, provides guidelines for enforcement of the Neighborhood Preservation Ordinance, Zoning Ordinance and portions of other codes and ordinances.



Effective June 15, 2022

Neighborhood Services Department Mission

To Preserve, Enhance and Engage Phoenix Neighborhoods

Contact Us

Report a code violation:

phoenix.gov/myPHX311

(602) 534-4444

Check the status of a code enforcement case:

nsdonline.phoenix.gov/CodeEnforcement

(602) 534-4444

For information about the Neighborhood
Preservation Code Compliance program:

phoenix.gov/nsd/programs/compliance

For a copy of this publication in an alternate format or for reasonable accommodations contact:

Neighborhood Services Department ADA Liaison,
200 W. Washington St., Phoenix, AZ 85003.

Voice (602) 534-4444. TTY 711.

Esta información está disponible en español.

Effective June 15, 2022

Code Enforcement Policy

I. Standard Code Enforcement

A. Purpose

It is the intent of the city of Phoenix to promote the health, safety, and welfare of the residents of Phoenix, Arizona. Part of this responsibility includes protecting neighborhoods from blighting and deteriorating conditions that have a negative impact on area property values and encourage social disorder and crime. This is achieved through ordinances and by establishing a policy to guide enforcement of the ordinances.

B. Standard Enforcement Policy

City of Phoenix residents are encouraged and supported in their efforts to maintain the physical environment of their neighborhoods through standards set in local ordinances. To assist in this endeavor, the following code enforcement policy has been established to guide the city in addressing properties with code violations.

The following actions will be taken on properties where there has been no case history or history of violations and/or previous enforcement action:

1. Inspection/Pre-notification

When a property complaint is received, the city will respond in the following manner:

a. Immediate Inspections

If the alleged violation concerns a potential health or safety hazard to the neighborhood or neighbors, inclusive of open/vacant buildings, fire and/or health hazards, unsecured pools or other health and safety hazards, the city will respond with an immediate inspection.

b. Pre-Notification Letter

If the alleged violation is not a potential health or safety hazard, if the property is occupied and if a mailing address is available, the city will issue a pre-notification letter to the owner/responsible parties notifying them that specific complaints have been received and that an inspection will be conducted within 10 days.

Included with the pre-notification letter will be an explanation that recidivists will receive only one official notice of ordinance violation for a violation and that future offenses of city ordinances may result in legal action without issuance of further notices of ordinance violation. Information on the most common blighting violations will also be included with the pre-notification letter.

2. Formal Notice of Ordinance Violation (NOV)

Except in cases involving health and safety violations, cases with previous history of code violations, violations of a transient nature such as commercial business violations, home occupation violations and violations involving vendors, the responsible party or parties will be officially notified that a violation has been discovered through an inspection and will be advised of specific corrective action required. They will also be advised through this process of what further action

Code Enforcement Policy

will be taken by the city if they do not comply. In addition, owners/responsible parties will be advised of available appropriate assistance as enumerated in Section IV.B. of this policy.

Also included with the NOV to owners/responsible parties who have not previously received the information with a pre-notification letter will be an explanation that recidivists will receive only one official notice of ordinance violation for a violation and that future offenses of city ordinances may result in legal action without issuance of further notices of ordinance violation. Information on the most common blighting violations will also be included with the NOV.

3. Civil Citation

Owners/responsible parties who fail to comply will be subject to the issuance of a civil citation that will be adjudicated by a hearing officer/judge. In the case of properties that are not owner occupied the following general guidelines will apply:

- In general, tenants/occupants will be held responsible for items concerning routine maintenance and for personal property items.
- In situations where tenants/occupants have failed to fulfill their responsibility for compliance with city ordinances, owners/responsible parties may also be held accountable.
- In cases involving unoccupied properties, owners/ responsible parties will be held accountable for all property conditions.

4. Criminal Complaint

Failure to comply with any of the preceding actions will be cause to proceed with a criminal complaint.

5. City Abatement

The city, at its own discretion, may choose to directly abate and assess (lien) for any and all violations that remain in non-compliance with city ordinances or regulations.

II. Recidivists Persons/Properties

A. Purpose

The recidivist process is designed to provide relief via an expedited enforcement process for neighborhoods experiencing problems with residents who repeatedly violate city ordinances and who have demonstrated an inability or unwillingness to remain a good neighbor by maintaining their property.

B. Definition

A recidivist case is a newly opened case on a property involving the same responsible party for the same violation or any of the common blight violations as specified in Section III (B) (4) (a), where within the last 24 months, the responsible party has been issued a Notice of Ordinance Violation and/or civil citation, and/or had criminal charges filed for, and/or contractual abatement initiated.

Code Enforcement Policy

A chronic recidivist case is a case on a property where within the last 24 months the property has had unresolved notice(s) of violation of the City codes for six months or more, excluding time for administrative appeals or hardship assistance processes. A chronic recidivist designation shall apply until the property has remained in compliance for past violation(s) and any of the common blight violations, as specified in Section III

(B) (4) (a) for a period of 90 days following the date the prior case was closed.

If unusual or mitigating circumstances warrant, the City Manager or designee may exempt a responsible party from the recidivist designation. In such cases, the City Manager or designee will seek input from the complainant, neighborhood associations or block watches in the area, area residents or other staff, as appropriate, to assist in making a determination.

C. Notification Policy

Cases with violation which have been determined to be recidivist or chronic recidivist will not be issued a pre-notification letter or standard NOV, and will proceed immediately to one of the following code enforcement actions based on the unique facts of the case:

- issue a NOV requiring the abatement of the violations
- issue a civil citation
- issue a criminal summons

III. Inspection/Enforcement

A. Purpose

The Neighborhood Preservation Ordinance, Zoning Ordinance and other ordinances and codes enforced by the Neighborhood Services Department are enforced on a complaint basis. This is designed to encourage resident, neighborhood association, block watch or other city department participation in the enforcement process. The graffiti supplies non-access regulations (Section 39-10 D) of the Neighborhood Preservation Ordinance and mobile vending regulations are enforced proactively.

Anonymous complaints will be accepted with the following exceptions: illegal commercial business complaints; when past complaints for the same alleged violation on the same property have been found to be invalid on three or more occasions; and in situations when a street address is not provided. Complaints in these categories will require that the complainant provide a name and contact phone number.

B. Exceptions

Exceptions to the complaint-based enforcement policy are as follows:

1. Active Neighborhood Fight Back Areas

The Neighborhood Fight Back Program is a resident mobilization effort that provides a temporary increase in city services to assist in community revitalization efforts. The increased services are targeted to reduce crime, eliminate, or prevent blight and help restore or stabilize neighborhoods. Deviation from the complaint-

Code Enforcement Policy

based enforcement process will take place at the request of, and with the active support and cooperation of, area residents.

2. **Neighborhood Initiative Areas**
Combined with the city's long-standing commitment to improve distressed areas, the Neighborhood Services Department is focusing resources for concentrated and comprehensive revitalization in five Neighborhood Initiative Areas. The concept is to concentrate resources, complete revitalization, then move to other areas of need. The neighborhoods identified and selected require a comprehensive approach for restoration and revitalization. Staff works with residents so that success can be defined, and a strategy developed to achieve it.
These and future designated NIAs will allow for non-complaint-based inspections and enforcement.
3. **Redevelopment Areas, Neighborhood Revitalization Areas or other Target Areas**
the Neighborhood Services Department works with resident advisory committees and neighborhood organizations in the city's designated Redevelopment Areas and other Target Areas to eliminate blight and to promote residential and commercial redevelopment and revitalization. In order to support and complement redevelopment and revitalization efforts within the designated redevelopment and Target Areas, systematic and non-complaint-based code enforcement may be required.

At the request of Phoenix City Council members, certain Neighborhood Revitalization Areas are designated by the Neighborhood Services Department for neighborhood organization and revitalization activities. Based upon the request of, and in partnership with, the neighborhood organization, non-complaint-based code enforcement may be implemented in these areas.

4. **Properties in the Immediate Area which are an Obvious Detriment or Blight**
When an initial inspection is conducted, based on a complaint, the inspector may:
 - a. Expand upon the initial complaint on the same property and determine whether violations exist on the following items identified by City Council:
 - High weeds/grass or dead/dry bushes, trees, weeds and/or other vegetation
 - Inoperable vehicles
 - Junk, litter and/or debris
 - Open/vacant buildings and structures
 - Outside storage
 - Fences in disrepair
 - Vehicles parked on non-dustproofed surfaces or in non-permitted areas of residential front or side yards
 - Graffiti

Code Enforcement Policy

- b. Inspect additional properties in the immediate area of the initial reported violation; and
- c. Limit the inspection to those items, which appeared as violations on the initial property on which the complaint was received; and the items listed in III (B)(4)(a).
- d. Initiate appropriate enforcement action.

5. Environmental, Imminent Hazard and/or Fire Safety Conditions

In order to maintain and protect neighborhoods from imminent hazards, environmental hazards, fire hazards and other types of similar conditions that may immediately endanger or place residents in peril, the city will summarily inspect/abate any and all conditions which are discovered without benefit of complaint.

6. Seamless Service Efforts

The Neighborhood Services Department may be called upon by other departments or governmental agencies to partner on issues of community concern in areas outside of the city's designated Target Areas. It is the department's goal to provide seamless and coordinated service in such circumstances to facilitate the resolution of an identified community problem. In order to support and complement these interagency/interdepartmental efforts, systematic and non-complaint-based code enforcement may be implemented with the approval of the City Manager or designee.

7. City-designated Slum Properties

In an effort to comprehensively and effectively address multiple violations at city- designated slum properties, the Neighborhood Services Department may implement non-complaint-based code enforcement.

8. Recidivist/Chronic Recidivist Properties

To address frequently recurring violations on recidivist properties, the Neighborhood Services Department may initiate non-complaint-based inspections/ code enforcement on recidivist properties after case resolution to check for a recurrence of the same violation(s) and/or any of the common blight violations as identified in Section III. (B) (4) (a).

To assure lasting compliance on chronic recidivist properties, the Neighborhood Services Department shall initiate non-complaint based exterior inspections/ code enforcement on designated chronic recidivist properties after case resolution, to check for a recurrence of the same violation(s) and/or any of the common blight violations as identified in Section III. B. (4) (a).

IV. Hardship Assistance

A. Purpose

It is the intent of the city to provide assistance to all low- and moderate-income households that are eligible for financial assistance. Assistance will be provided in the

Code Enforcement Policy

form of information, referral, counseling, the provision of volunteer labor and/or the provision of direct financial assistance.

B. Available Resources

Based upon funding availability and in some cases participant eligibility the Neighborhood Services Department will provide or coordinate the following types of assistance:

- Information

- Housing, financial, landlord/tenant counseling

- Referral to public, private, or nonprofit sources of assistance

- Tool lending

- Volunteer labor assistance

- Graffiti abatement supplies and assistance

- Financial assistance to bring violations into compliance

- Housing rehabilitation/reconstruction (limited geographic areas only)

V. Interdepartmental/Interagency Cooperation

A. Purpose

The Neighborhood Services Department will cooperate with other departments and agencies when appropriate to further the mutual goals of nuisance abatement and neighborhood maintenance for the benefit of the entire community.

B. Cooperation From Other Departments

Upon the request of the director or designee, the Police Department and any other department of the city will assist and cooperate with the director in the performance of duties related to the enforcement of ordinances. This cooperation may include assistance in enforcement or abatement actions, including removal of persons from buildings or structures to be demolished.

C. Hazardous Conditions

The city manager or designee may order immediate abatement of a hazard without notice. The Neighborhood Services Department may also request official concurrence from other departments as to whether immediate abatement action is necessary. These departments or agencies include, but are not limited to, Police, Fire, Public Works, Development Services, and the Maricopa County Environmental Services departments.

VI. Annual Review by City Council

This Code Enforcement Policy will be reviewed and evaluated annually by the City Council.



City of Phoenix

NEIGHBORHOOD SERVICES DEPARTMENT

CODE ENFORCEMENT POLICY

The Code Enforcement Policy, adopted by the Phoenix City Council, provides guidelines for enforcement of the Neighborhood Preservation Ordinance, Zoning Ordinance and portions of other codes and ordinances.



Code Enforcement Policy

Neighborhood Services Department Mission

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For a copy of this publication in an alternate format or for reasonable accommodations contact:
Neighborhood Services Department ADA Liaison,
200 W. Washington St., Phoenix, AZ 85003. Voice (602) 534-4444. TTY 711.
Esta información está disponible en español.

Code Enforcement Policy

Statement of Intent

The Code Enforcement Policy is to be used to guide the efforts of the Neighborhood Services Department to address violations of the City Code. To achieve compliance, it is the intent of the department to lead with education, provide resources when hardships exist, and enforce when necessary. Code enforcement is intended to be used to foster partnership with residents to support the overall health, safety, and welfare of the City, and to protect neighborhoods against hazardous, blighting, and deteriorating influences or conditions. Neighborhood Preservation Inspectors provide excellent customer service and will operate with fairness, integrity, transparency, and consistent professionalism while working to meet the department's intent.

I. Standard Code Enforcement

A. Purpose

It is the intent of the city of Phoenix to promote the health, safety, and welfare of the residents of Phoenix, Arizona. Part of this responsibility includes protecting neighborhoods from blighting and deteriorating conditions that have a negative impact on area property values and encourage social disorder and crime. This is achieved through ordinances and by establishing a policy to guide enforcement of the ordinances.

B. Standard Enforcement Policy

City of Phoenix residents are encouraged and supported in their efforts to maintain the physical environment of their neighborhoods through standards set in local ordinances. To assist in this endeavor, the following code enforcement policy has been established to guide the city in addressing properties with code violations.

The following actions will be taken on properties where there has been no case history or history of violations and/or previous enforcement action:

1. Inspection/Pre-notification

When a property complaint is received, the city will respond in the following manner:

a. Immediate Inspections

If the alleged violation concerns a potential health or safety hazard to the neighborhood or neighbors, inclusive of open/vacant buildings, fire and/or health hazards, unsecured pools or other health and safety hazards, the city will respond with an immediate inspection.

b. Pre-Notification Letter

If the alleged violation is not a potential health or safety hazard, if the property is occupied and if a mailing address is available, the city will issue a pre-notification letter to the owner/responsible parties notifying them that specific complaints have been received and that an inspection will be conducted within

Code Enforcement Policy

ten days. Information on the most common blighting violations will also be included with the pre-notification letter.

2. Formal Notice of Ordinance Violation (NOV)

Except in cases involving health and safety violations, cases with previous history of code violations, violations of a transient nature such as commercial business violations, home occupation violations and violations involving vendors, the responsible party or parties will be officially notified that a violation has been discovered through an inspection and will be advised of specific corrective action required. They will also be advised through this process of what further action will be taken by the city if they do not comply. In addition, owners/responsible parties will be advised of available appropriate assistance as enumerated in Section IV.B. of this policy.

a. Timelines for NOV Reinspection

- i. Standard – 15 days (minor violations)
- ii. Standard – 35 days (significant cost to correct)
- iii. Abatement – 35 days
- iv. Hazard – 0 to 24 hours
- v. Graffiti – 10 days
- vi. Rental Registration – 10 days
- vii. Illegal Signs - 5 days
- viii. Mobile Vending – 0 to 15 days

The NOV will include an explanation that recidivists will receive only one official notice for a violation and that future offenses of city ordinances may result in legal action without issuance of further notices of ordinance violation. Information on the most common blighting violations will also be included with the NOV.

3. Civil Citation

Owners/responsible parties who fail to comply will be subject to the issuance of a civil citation that will be adjudicated by a hearing officer/judge. In the case of properties that are not owner occupied the following general guidelines will apply:

- In general, tenants/occupants will be held responsible for items concerning routine maintenance and for personal property items.
- In situations where tenants/occupants have failed to fulfill their responsibility for compliance with city ordinances, owners/responsible parties may also be held accountable.
- In cases involving unoccupied properties, owners/ responsible parties will be held accountable for all property conditions.

Code Enforcement Policy

4. Criminal Complaint

Failure to comply with any of the preceding actions will be cause to proceed with a criminal complaint.

5. City Abatement

The city, at its own discretion, may choose to directly abate and assess (lien) for any and all violations that remain in non-compliance with city ordinances or regulations.

6. Exceptions

Exceptions to the standard code enforcement policy are as follows:

Episodic Violations

- a. An episodic violation is one that occurs intermittently, including violations at Short Term Rentals. To effectively address episodic violations in an expediated manner, the Neighborhood Services Department will deviate from the standard enforcement process and proceed to an immediate citation.

II. Recidivists Persons/Properties and Egregious Violations

A. Purpose

The recidivist process is designed to provide relief via an expedited enforcement process for neighborhoods experiencing problems with residents who repeatedly violate city ordinances and who have demonstrated an inability or unwillingness to remain a good neighbor by maintaining their property.

B. Definition

A recidivist case is a newly opened case on a property involving the same responsible party for the same violation or any of the common blight violations as specified in Section III (B) (4) (a), where within the last 12 months, the responsible party has been issued a Notice of Ordinance Violation and/or civil citation, and/or had criminal charges filed for, and/or contractual abatement initiated.

An egregious violation is when the condition or state of a property is in an extreme state of violation, which could present health and safety issues, or is beyond the reasonable scenario where the owner may not be aware there is a violation.

If unusual or mitigating circumstances warrant, the City Manager or designee exempt a responsible party from the recidivist designation. In such cases, the City Manager or designee will seek input from the complainant, neighborhood associations or block

Code Enforcement Policy

watches in the area, area residents or other staff, as appropriate, to assist in making a determination.

C. Notification Policy

Cases with violation which have been determined to be recidivist or chronic recidivist will not be issued a pre-notification letter or standard NOV, and will proceed immediately to one of the following code enforcement actions based on the unique facts of the case:

- issue a NOV requiring the abatement of the violations
- issue a civil citation
- issue a criminal summons

III. Inspection/Enforcement

A. Purpose

The Neighborhood Preservation Ordinance, Zoning Ordinance and other ordinances and codes enforced by the Neighborhood Services Department are enforced on a complaint basis. This is designed to encourage resident, neighborhood association, block watch or other city department participation in the enforcement process. The graffiti supplies non-access regulations (Section 39-10 D) of the Neighborhood Preservation Ordinance and mobile vending regulations are enforced proactively.

Anonymous complaints will be accepted with the following exceptions: illegal commercial business complaints; when past complaints for the same alleged violation on the same property have been found to be invalid on three or more occasions; and in situations when a street address is not provided. Complaints in these categories will require that the complainant provide a name and contact phone number.

B. Exceptions

Exceptions to the complaint-based enforcement policy are as follows:

1. Active Neighborhood Fight Back Areas

The Neighborhood Fight Back Program is a resident mobilization effort that provides a temporary increase in city services to assist in community revitalization efforts. The increased services are targeted to reduce crime, eliminate, or prevent blight and help restore or stabilize neighborhoods.

Deviation from the complaint-based enforcement process will take place at the request of, and with the active support and cooperation of, area residents.

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2. Neighborhood Initiative Areas

Combined with the city's long-standing commitment to improve distressed areas, the Neighborhood Services Department is focusing resources for concentrated and comprehensive revitalization in five Neighborhood Initiative Areas. The concept is to concentrate resources, complete revitalization, then move to other areas of need. The neighborhoods identified and selected require a comprehensive approach for restoration and revitalization. Staff works with residents so that success can be defined, and a strategy developed to achieve it.

These and future designated NIAs will allow for non-complaint-based inspections and enforcement.

3. Redevelopment Areas, Neighborhood Revitalization Areas, or other Target Areas

The Neighborhood Services Department works with resident advisory committees and neighborhood organizations in the city's designated Redevelopment Areas and other Target Areas to eliminate blight and to promote residential and commercial redevelopment and revitalization. In order to support and complement redevelopment and revitalization efforts within the designated redevelopment and Target Areas, systematic and non-complaint-based code enforcement may be required.

At the request of Phoenix City Council members, certain Neighborhood Revitalization Areas are designated by the Neighborhood Services Department for neighborhood organization and revitalization activities. Based upon the request of, and in partnership with, the neighborhood organization, non-complaint-based code enforcement may be implemented in these areas.

4. Properties in the Immediate Area which are an Obvious Detriment or Blight

When an initial inspection is conducted, based on a complaint, the inspector may:

- a. Expand upon the initial complaint on the same property and determine whether violations exist on the following items identified by City Council:
 - High weeds/grass or dead/dry bushes, trees, weeds and/or other vegetation
 - Inoperable vehicles
 - Junk, litter and/or debris
 - Open/vacant buildings and structures
 - Outside storage
 - Fences in disrepair
 - Vehicles parked on a non-dust proofed surface or in non-permitted areas of residential front or side yards

Code Enforcement Policy

- Graffiti
- b. Inspect additional properties in the immediate area of the initial reported violation
- c. Limit the inspection to those items, which appeared as violations on the initial property on which the complaint was received; and the items listed in III (B)(4)(a).
- d. Initiate appropriate enforcement action

5. Environmental, Imminent Hazard and/or Fire Safety Conditions

In order to maintain and protect neighborhoods from imminent hazards, environmental hazards, fire hazards and other types of similar conditions that may immediately endanger or place residents in peril, the city will summarily inspect/abate any and all conditions which are discovered without benefit of complaint.

6. Seamless Service Efforts

The Neighborhood Services Department may be called upon by other departments or governmental agencies to partner on issues of community concern in areas outside of the city's designated Target Areas. It is the department's goal to provide seamless and coordinated service in such circumstances to facilitate the resolution of an identified community problem. In order to support and complement these interagency/interdepartmental efforts, systematic and non-complaint-based code enforcement may be implemented with the approval of the City Manager or designee.

7. City-designated Slum Properties

In an effort to comprehensively and effectively address multiple violations at city-designated slum properties, the Neighborhood Services Department may implement non-complaint-based code enforcement.

8. Recidivist/Chronic Recidivist Properties

To address frequently recurring violations on recidivist properties, the Neighborhood Services Department may initiate non-complaint-based inspections/ code enforcement on recidivist properties after case resolution to check for a recurrence of the same violation(s) and/or any of the common blight violations as identified in Section III. (B) (4) (a).

To assure lasting compliance on chronic recidivist properties, the Neighborhood Services Department shall initiate non-complaint based exterior inspections/ code enforcement on designated chronic recidivist properties after case resolution, to check for a recurrence of the same violation(s) and/or any of the common blight violations as identified in Section III. B. (4) (a).

Code Enforcement Policy

9. Private Communities

Enforcement of violations within private communities with private roads and/or limited public access are generally the responsibility of the owner(s), responsible party, property manager, and/or park managers. NSD will enforce violations visible from the property boundaries and health and safety violations reported by residents within the community.

IV. Hardship Assistance

A. Purpose

It is the intent of the city to provide assistance to all low- and moderate-income households that are eligible for financial assistance, and support for owners/responsible parties who are impacted by homelessness. Assistance and support will be provided in the form of information, referral, counseling, outreach, the provision of volunteer labor and/or the provision of direct financial assistance. Additional time to achieve compliance may also be necessary due to the resources offered.

B. Available Resources

Based upon funding availability and in some cases participant eligibility the Neighborhood Services Department will provide or coordinate the following types of assistance:

- Information
- Housing, financial, landlord/tenant counseling
- Referral to public, private, or nonprofit sources of assistance
- Tool lending
- Volunteer labor assistance
- Graffiti abatement supplies and assistance
- Financial assistance to bring violations into compliance
- Housing rehabilitation/reconstruction (limited geographic areas only)

V. Interdepartmental/Interagency Cooperation

A. Purpose

The Neighborhood Services Department will cooperate with other departments and agencies when appropriate to further the mutual goals of nuisance abatement and neighborhood maintenance for the benefit of the entire community.

B. Cooperation From Other Departments

Upon the request of the director or designee, the Police Department and any other department of the city will assist and cooperate with the director in the performance of duties related to the enforcement of ordinances. This cooperation may include assistance in enforcement or abatement actions,

Code Enforcement Policy

including removal of persons from buildings or structures to be demolished.

C. **Hazardous Conditions**

The city manager or designee may order immediate abatement of a hazard without notice. The Neighborhood Services Department may also request official concurrence from other departments as to whether immediate abatement action is necessary. These departments or agencies include, but are not limited to, Police, Fire, Public Works, Development Services, and the Maricopa County Environmental Services departments.

VI. Annual Review by City Council


This Code Enforcement Policy will be reviewed and evaluated annually by the City Council.



City of Phoenix

To: Gina Montes
Deputy City Manager

Date: June 8, 2023

From: Spencer J. Self 
Neighborhood Services Director

Subject: REQUEST TO REVISE ITEM 68, ANNUAL REVIEW AND UPDATES TO THE NEIGHBORHOOD SERVICES DEPARTMENT'S CODE ENFORCEMENT POLICY, FROM THE JUNE 14, 2023 FORMAL AGENDA

FOR REVISION: The Neighborhood Services Department requests approval to revise Item 68, Annual Review and Updates to the Neighborhood Services Department's Code Enforcement Policy, from the June 14, 2023 formal agenda. Request to add the following language to section I. 6. of Attachment B, titled Exceptions:

"Violations include, but are not limited to, non-permitted events where the owner has been notified but activity continues, such as unauthorized parties that occur on commercial properties and events with outdoor entertainment without the appropriate use permit."

See the added language highlighted in green in the Revised Attachment B attached.

Approved by:


Gina Montes
Deputy City Manager

6/8/23
Date



City of Phoenix

NEIGHBORHOOD SERVICES DEPARTMENT

CODE ENFORCEMENT POLICY

The Code Enforcement Policy, adopted by the Phoenix City Council, provides guidelines for enforcement of the Neighborhood Preservation Ordinance, Zoning Ordinance and portions of other codes and ordinances.



Neighborhood Services Department Mission

To Preserve, Enhance and Engage Phoenix Neighborhoods

Contact Us

Report a code violation:

phoenix.gov/myPHX311

(602) 534-4444

Check the status of a code enforcement case:

nsdonline.phoenix.gov/CodeEnforcement

(602) 534-4444

For information about the Neighborhood
Preservation Code Compliance program:

phoenix.gov/nsd/programs/compliance

For a copy of this publication in an alternate format or for reasonable accommodations contact:

Neighborhood Services Department ADA Liaison,
200 W. Washington St., Phoenix, AZ 85003. Voice (602) 534-4444. TTY 711.
Esta información está disponible en español.

Code Enforcement Policy

Statement of Intent

The Code Enforcement Policy is to be used to guide the efforts of the Neighborhood Services Department to address violations of the City Code. To achieve compliance, it is the intent of the department to lead with education, provide resources when hardships exist, and enforce when necessary. Code enforcement is intended to be used to foster partnership with residents to support the overall health, safety, and welfare of the City, and to protect neighborhoods against hazardous, blighting, and deteriorating influences or conditions. Neighborhood Preservation Inspectors provide excellent customer service and will operate with fairness, integrity, transparency, and consistent professionalism while working to meet the department's intent.

I. Standard Code Enforcement

A. Purpose

It is the intent of the city of Phoenix to promote the health, safety, and welfare of the residents of Phoenix, Arizona. Part of this responsibility includes protecting neighborhoods from blighting and deteriorating conditions that have a negative impact on area property values and encourage social disorder and crime. This is achieved through ordinances and by establishing a policy to guide enforcement of the ordinances.

B. Standard Enforcement Policy

City of Phoenix residents are encouraged and supported in their efforts to maintain the physical environment of their neighborhoods through standards set in local ordinances. To assist in this endeavor, the following code enforcement policy has been established to guide the city in addressing properties with code violations.

The following actions will be taken on properties where there has been no case history or history of violations and/or previous enforcement action:

1. Inspection/Pre-notification

When a property complaint is received, the city will respond in the following manner:

a. Immediate Inspections

If the alleged violation concerns a potential health or safety hazard to the neighborhood or neighbors, inclusive of open/vacant buildings, fire and/or health hazards, unsecured pools or other health and safety hazards, the city will respond with an immediate inspection.

b. Pre-Notification Letter

If the alleged violation is not a potential health or safety hazard, if the property is occupied and if a mailing address is available, the city will issue a pre-notification letter to the owner/responsible parties notifying them that specific complaints have been received and that an inspection will be conducted within

Code Enforcement Policy

ten days. Information on the most common blighting violations will also be included with the pre-notification letter.

2. Formal Notice of Ordinance Violation (NOV)

Except in cases involving health and safety violations, cases with previous history of code violations, violations of a transient nature such as commercial business violations, home occupation violations and violations involving vendors, the responsible party or parties will be officially notified that a violation has been discovered through an inspection and will be advised of specific corrective action required. They will also be advised through this process of what further action will be taken by the city if they do not comply. In addition, owners/responsible parties will be advised of available appropriate assistance as enumerated in Section IV.B. of this policy.

a. Timelines for NOV Reinspection

- i. Standard – 15 days (minor violations)
- ii. Standard – 35 days (significant cost to correct)
- iii. Abatement – 35 days
- iv. Hazard – 0 to 24 hours
- v. Graffiti – 10 days
- vi. Rental Registration – 10 days
- vii. Illegal Signs - 5 days
- viii. Mobile Vending – 0 to 15 days

The NOV will include an explanation that recidivists will receive only one official notice for a violation and that future offenses of city ordinances may result in legal action without issuance of further notices of ordinance violation. Information on the most common blighting violations will also be included with the NOV.

3. Civil Citation

Owners/responsible parties who fail to comply will be subject to the issuance of a civil citation that will be adjudicated by a hearing officer/judge. In the case of properties that are not owner occupied the following general guidelines will apply:

- In general, tenants/occupants will be held responsible for items concerning routine maintenance and for personal property items.
- In situations where tenants/occupants have failed to fulfill their responsibility for compliance with city ordinances, owners/responsible parties may also be held accountable.
- In cases involving unoccupied properties, owners/ responsible parties will be held accountable for all property conditions.

Code Enforcement Policy

4. Criminal Complaint

Failure to comply with any of the preceding actions will be cause to proceed with a criminal complaint.

5. City Abatement

The city, at its own discretion, may choose to directly abate and assess (lien) for any and all violations that remain in non-compliance with city ordinances or regulations.

6. Exceptions

Exceptions to the standard code enforcement policy are as follows:

Episodic Violations

- a. An episodic violation is one that occurs intermittently, including violations at Short Term Rentals. To effectively address episodic violations in an expedited manner, the Neighborhood Services Department will deviate from the standard enforcement process and proceed to an immediate citation.

Violations include, but are not limited to, non-permitted events where the owner has been notified but activity continues, such as unauthorized parties that occur on commercial properties and events with outdoor entertainment without the appropriate use permit.

II. Recidivists Persons/Properties and Egregious Violations

A. Purpose

The recidivist process is designed to provide relief via an expedited enforcement process for neighborhoods experiencing problems with residents who repeatedly violate city ordinances and who have demonstrated an inability or unwillingness to remain a good neighbor by maintaining their property.

B. Definition

A recidivist case is a newly opened case on a property involving the same responsible party for the same violation or any of the common blight violations as specified in Section III (B) (4) (a), where within the last 12 months, the responsible party has been issued a Notice of Ordinance Violation and/or civil citation, and/or had criminal charges filed for, and/or contractual abatement initiated.

An egregious violation is when the condition or state of a property is in an extreme state of violation, which could present health and safety issues, or is beyond the reasonable scenario where the owner may not be aware there is a violation.

Code Enforcement Policy

If unusual or mitigating circumstances warrant, the City Manager or designee exempt a responsible party from the recidivist designation. In such cases, the City Manager or designee will seek input from the complainant, neighborhood associations or block watches in the area, area residents or other staff, as appropriate, to assist in making a determination.

C. Notification Policy

Cases with violation which have been determined to be recidivist or chronic recidivist will not be issued a pre-notification letter or standard NOV, and will proceed immediately to one of the following code enforcement actions based on the unique facts of the case:

- issue a NOV requiring the abatement of the violations
- issue a civil citation
- issue a criminal summons

III. Inspection/Enforcement

A. Purpose

The Neighborhood Preservation Ordinance, Zoning Ordinance and other ordinances and codes enforced by the Neighborhood Services Department are enforced on a complaint basis. This is designed to encourage resident, neighborhood association, block watch or other city department participation in the enforcement process. The graffiti supplies non-access regulations (Section 39-10 D) of the Neighborhood Preservation Ordinance and mobile vending regulations are enforced proactively.

Anonymous complaints will be accepted with the following exceptions: illegal commercial business complaints; when past complaints for the same alleged violation on the same property have been found to be invalid on three or more occasions; and in situations when a street address is not provided. Complaints in these categories will require that the complainant provide a name and contact phone number.

B. Exceptions

Exceptions to the complaint-based enforcement policy are as follows:

1. Active Neighborhood Fight Back Areas

The Neighborhood Fight Back Program is a resident mobilization effort that provides a temporary increase in city services to assist in community revitalization efforts. The increased services are targeted to reduce crime, eliminate, or prevent blight and help restore or stabilize neighborhoods.

Deviation from the complaint-based enforcement process will take place at the request of, and with the active support and cooperation of, area residents.

Code Enforcement Policy

2. Neighborhood Initiative Areas

Combined with the city's long-standing commitment to improve distressed areas, the Neighborhood Services Department is focusing resources for concentrated and comprehensive revitalization in five Neighborhood Initiative Areas. The concept is to concentrate resources, complete revitalization, then move to other areas of need. The neighborhoods identified and selected require a comprehensive approach for restoration and revitalization. Staff works with residents so that success can be defined, and a strategy developed to achieve it.

These and future designated NIAs will allow for non-complaint-based inspections and enforcement.

3. Redevelopment Areas, Neighborhood Revitalization Areas, or other Target Areas

The Neighborhood Services Department works with resident advisory committees and neighborhood organizations in the city's designated Redevelopment Areas and other Target Areas to eliminate blight and to promote residential and commercial redevelopment and revitalization. In order to support and complement redevelopment and revitalization efforts within the designated redevelopment and Target Areas, systematic and non-complaint-based code enforcement may be required.

At the request of Phoenix City Council members, certain Neighborhood Revitalization Areas are designated by the Neighborhood Services Department for neighborhood organization and revitalization activities. Based upon the request of, and in partnership with, the neighborhood organization, non-complaint-based code enforcement may be implemented in these areas.

4. Properties in the Immediate Area which are an Obvious Detriment or Blight

When an initial inspection is conducted, based on a complaint, the inspector may:

- a. Expand upon the initial complaint on the same property and determine whether violations exist on the following items identified by City Council:
 - High weeds/grass or dead/dry bushes, trees, weeds and/or other vegetation
 - Inoperable vehicles
 - Junk, litter and/or debris
 - Open/vacant buildings and structures

Code Enforcement Policy

- Outside storage
 - Fences in disrepair
 - Vehicles parked on a non-dust proofed surface or in non-permitted areas of residential front or side yards
 - Graffiti
- b. Inspect additional properties in the immediate area of the initial reported violation
 - c. Limit the inspection to those items, which appeared as violations on the initial property on which the complaint was received; and the items listed in III (B)(4)(a).
 - d. Initiate appropriate enforcement action

5. Environmental, Imminent Hazard and/or Fire Safety Conditions

In order to maintain and protect neighborhoods from imminent hazards, environmental hazards, fire hazards and other types of similar conditions that may immediately endanger or place residents in peril, the city will summarily inspect/abate any and all conditions which are discovered without benefit of complaint.

6. Seamless Service Efforts

The Neighborhood Services Department may be called upon by other departments or governmental agencies to partner on issues of community concern in areas outside of the city's designated Target Areas. It is the department's goal to provide seamless and coordinated service in such circumstances to facilitate the resolution of an identified community problem. In order to support and complement these interagency/interdepartmental efforts, systematic and non-complaint-based code enforcement may be implemented with the approval of the City Manager or designee.

7. City-designated Slum Properties

In an effort to comprehensively and effectively address multiple violations at city- designated slum properties, the Neighborhood Services Department may implement non-complaint-based code enforcement.

8. Recidivist/Chronic Recidivist Properties

To address frequently recurring violations on recidivist properties, the Neighborhood Services Department may initiate non-complaint-based inspections/ code enforcement on recidivist properties after case resolution to check for a recurrence of the same violation(s) and/or any of the common blight violations as identified in Section III. (B) (4) (a).

To assure lasting compliance on chronic recidivist properties, the Neighborhood Services Department shall initiate non-complaint based exterior

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inspections/ code enforcement on designated chronic recidivist properties after case resolution, to check for a recurrence of the same violation(s) and/or any of the common blight violations as identified in Section III. B. (4) (a).

9. Private Communities

Enforcement of violations within private communities with private roads and/or limited public access are generally the responsibility of the owner(s), responsible party, property manager, and/or park managers. NSD will enforce violations visible from the property boundaries and health and safety violations reported by residents within the community.

IV. Hardship Assistance

A. Purpose

It is the intent of the city to provide assistance to all low- and moderate-income households that are eligible for financial assistance, and support for owners/responsible parties who are impacted by homelessness. Assistance and support will be provided in the form of information, referral, counseling, outreach, the provision of volunteer labor and/or the provision of direct financial assistance. Additional time to achieve compliance may also be necessary due to the resources offered.

B. Available Resources

Based upon funding availability and in some cases participant eligibility the Neighborhood Services Department will provide or coordinate the following types of assistance:

- Information
- Housing, financial, landlord/tenant counseling
- Referral to public, private, or nonprofit sources of assistance
- Tool lending
- Volunteer labor assistance
- Graffiti abatement supplies and assistance
- Financial assistance to bring violations into compliance
- Housing rehabilitation/reconstruction (limited geographic areas only)

V. Interdepartmental/Interagency Cooperation

A. Purpose

The Neighborhood Services Department will cooperate with other departments and agencies when appropriate to further the mutual goals of nuisance abatement and neighborhood maintenance for the benefit of the entire community.

B. Cooperation From Other Departments

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Upon the request of the director or designee, the Police Department and any other department of the city will assist and cooperate with the director in the performance of duties related to the enforcement of ordinances. This cooperation may include assistance in enforcement or abatement actions, including removal of persons from buildings or structures to be demolished.

C. **Hazardous Conditions**

The city manager or designee may order immediate abatement of a hazard without notice. The Neighborhood Services Department may also request official concurrence from other departments as to whether immediate abatement action is necessary. These departments or agencies include, but are not limited to, Police, Fire, Public Works, Development Services, and the Maricopa County Environmental Services departments.

VI. Annual Review by City Council

This Code Enforcement Policy will be reviewed and evaluated annually by the City Council.



American Rescue Plan Act Phoenix Resilient Food Systems Program - Phoenix Backyard Garden Program Agreements - Amendments (Ordinance S-49889)

Request to authorize the City Manager, or his designee, to execute amendments to Agreements 155310-002 with TigerMountain Foundation, 155313-003 with NxT Horizon LLC, and 155314-002 with Lehr Innovations, LLC to increase grant funding. Further request to authorize City Controller to disburse all funds related to these items. Funding is available from the Gila River Indian Community grant. There is no impact to the General Fund.

Summary

In 2021, the Office of Environmental Programs (OEP) received a three-year, \$289,356 grant from the Gila River Indian Community (GRIC). The Seeding Abundance and Growing Our Food project provides equipment and training for up to 36 residents experiencing food insecurity and living in food deserts to grow their own food. The three organizations that partnered with the City in the GRIC grant submittal have also been providing the same services with American Rescue Plan Act (ARPA) funds through the Phoenix Backyard Garden Program. OEP requests amending the existing ARPA agreement to include up to 36 additional gardens to be funded by the GRIC grant.

TigerMountain Foundation (TMF), NxT Horizon LLC (NxT), and Lehr Innovations, LLC (Lehr) will install the GRIC backyard gardens using aquaponics, growing produce and protein (fish and shrimp), and raised beds. The garden systems include all materials, supplies, equipment, labor, and 12 months of on-call training, maintenance and repair services.

Procurement Information

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

Contract Term

The contract terms for TMF, NxT and Lehr will be extended from May 31, 2024, to Dec. 31, 2024.

Financial Impact

There is no impact to the General Fund. Funding is available through the GRIC grant.

The funding breakdown is as follows:

- TMF - The last authorization for Agreement 155310-002 was for a not-to-exceed agreement value of \$498,300. This amendment will increase the authorization by \$74,592 using GRIC funds for a new total cost not to exceed value of \$572,892.
- NxT - The last authorization for Agreement 155313-003 was for a not-to-exceed agreement value of \$555,505. This amendment will increase the authorization by \$99,246 using GRIC funds for a new total cost not to exceed value of \$654,751.
- Lehr - The last authorization for Agreement 155314-002 was for total not-to-exceed \$351,150. This amendment will increase the authorization for the agreement by \$27,000 using GRIC funds for a new total not-to-exceed agreement value of \$378,150.

Concurrence/Previous Council Action

Council approved the GRIC Gaming Grants (Ordinance S-47639) on June 16, 2021, and on April 19, 2023, Council approved disbursement of GRIC funds via Ordinance S-49628. Council approved Phoenix Backyard Garden Program within the ARPA Phoenix Resilient Food Systems Programs Second Tranche Amendments for Continuing Programs (Ordinance S-48884) on July 1, 2022.

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Office of Environmental Programs.



American Rescue Plan Act Phoenix Resilient Food System Programs - Enter into Agreements for Food System Transformation Grant (Ordinance S-49902)

Request to authorize the City Manager, or his designee, to enter into individual agreements with the Arizona Fresh LLC, Cihuapactli Collective, Creighton Community Foundation, Food Forest Cooperative, Local First Arizona, Machokoto Family Farms, Phoenix Local Organizing Committee, Spaces of Opportunity, Sun Produce Cooperative, and The Orchard Community Learning Center to disburse funds for the Food System Transformation Grant program. 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) federal funding and is in the Phoenix Resilient Food System category of the strategic plan and through City of Phoenix General Funds. The additional aggregate expenditures included will not exceed \$860,300.

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.

Economic Development and Innovation

Food System Transformation Grant Program

The Food System Transformation Grant program is designed to encourage small businesses across the food system to implement projects with the potential to transform the City's food system into a more resilient, sustainable, equitable, healthy and thriving system.

OEP had an open grant application process for 30 days and received 16 eligible applications for a total request of \$1,288,953. The grant awards were selected following criteria identified in the grant application and were evaluated by a panel consisting of city staff and external stakeholders. OEP is recommending award of Food

System Transformation grant funds to 10 food system businesses and non-profits that were impacted by COVID and/or are providing food to COVID-impacted individuals/households. The projects also accelerate the transition and transformation of the local food system.

The following are recommended for funding:

- Arizona Fresh LLC will use grant funds to establish an outdoor Farmer's Market in South Phoenix, serving food desert communities and benefiting underserved farmers. It will increase access to healthy food in COVID-impacted areas and boost sales for local food producers. The grant funds will be used for the costs to initiate the farmer's market.
- Cihuapactli Collective will use the grant to build a Wellness Center and Food Forest on seven acres in South Phoenix. The project aims to enhance access to fresh local foods, culturally sensitive health services and products, and safe outdoor spaces for residents.
- Creighton Community Foundation will use the grant to develop a food retail project at Fresca Zona, providing low-income Phoenix residents with access to affordable, fresh, and healthy SNAP-eligible produce. The grant funded project will improve food security, accessibility, affordability, and promote healthy eating in the community while enhancing local market options and strengthening the resilience of the local food system.
- Food Forest Cooperative will use grant funds to establish security and food prep/storage infrastructure. The project includes storage containers, tools, shade structures, water tanks, solar pumps and plants. Additionally, fencing, a refrigerated trailer, water trailer, mobile outdoor kitchen and labor stipends will be provided.
- Local First Arizona will use grant funds to scale up the Heart & Soil People's Garden's capacity by installing a portable restroom, creating new educational and training materials for children, installing a misting system and hiring staff to coordinate project execution.
- Machokoto Family Farms will use grant funding to scale up food waste diversion and carbon farming efforts along with training for Black, Indigenous, and People of Color farmers in Phoenix.
- Phoenix Local Organizing Committee will use grant funds to promote sustainable and resilient food production by reducing water use, mitigating extreme heat with shade structures, empowering the community through food production education, and training at three community garden and urban farm sites within Phoenix.
- Spaces of Opportunity will allocate grant funding to provide training to local farmers, implement water efficiencies saving 13 million gallons per year, and build shade structures to mitigate extreme heat on food production and farmers.

- Sun Produce Cooperative Project will use grant funds to increase food distribution by 25-30 percent per year. Funding will support Sun Produce to expand sales and reduce distribution costs for farmers. Additionally, the project will enhance service to those in need, resulting in increased sales for local food producers and improved accessibility for consumers living in food deserts.
- The Orchard Community Learning Center will utilize the grant to expand regenerative food production of fruit trees and native adapted edible foods and plants, install a gravity irrigation system to save five million gallons of water annually, enhance local market access, upgrade cold storage facilities, expand composting operations and create four positions. This will result in increased access to local markets, water and labor savings, reduced food loss and waste, and improved operations.

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 term of the agreements will begin on or about July 1, 2023, through June 30, 2024. Agreements may be extended based on continuous need and available funding, which may be exercised by the City Manager, or his designee.

Financial Impact

Funds are available from a combination of ARPA and City of Phoenix General Funds. ARPA funds represent \$750,000 and General Fund dollars from OEP's Food Systems Program will cover the remaining amount.

The funding breakdown is as follows:

- Arizona Fresh LLC - \$99,000
- Cihuapactli Collective - \$99,000
- Creighton Community Foundation - \$94,571
- Food Forest Cooperative - \$95,000
- Local First Arizona - \$15,000
- Machokoto Family Farms - \$78,390
- Phoenix Local Organizing Committee - \$98,914
- Spaces of Opportunity - \$99,000
- Sun Produce Cooperative - \$99,000
- The Orchard Community Learning Center - \$82,425

Concurrence/Previous Council Action

The City Council approved the ARPA Strategic Plan on June 8, 2021, and the ARPA Phoenix Resilient Food System allocation for the second tranche on June 7, 2022.

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Office of Environmental Programs.



Authorization to Apply, Accept, Disburse Funds and Enter into Agreements for the Walmart Local Community Grant (Ordinance S-49898)

Request approval for the City Manager, or his designee, for the City of Phoenix Office of Environmental Programs (OEP) to submit a grant application to the Walmart Local Community Grants program for a \$5,000 grant for the Phoenix Food Day & Healthfest 2023 community event. If awarded, request approval to execute all contracts necessary to accept and disburse the grant funds. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, grant funds in accordance with the terms of the aforementioned grant.

Summary

The Walmart Local Community Grants program is available to nonprofit and local government organizations that provide benefits directly to those within the impacted service area. Areas of funding include community and economic development, diversity and inclusion, education, environmental sustainability, health and human services, hunger relief and healthy eating, public safety and quality of life. Grant funding is available from a minimum of \$250 to a maximum of \$5,000. Grant applications are accepted on a quarterly basis.

The requested grant funding is for the implementation of the annual Phoenix Food Day & Healthfest (Food Day) event to be held in October 2023 in the South Phoenix community. This event fits within the grant program's focus area of hunger relief and healthy eating, as well as education, environmental sustainability, and diversity and inclusion. Food Day is hosted by OEP with volunteer support from several city departments. Historically, OEP funds the event with financial support from a variety of business and nonprofit entities that provide sponsorship dollars. The community event is held in food desert areas that are also low income and communities of color, and the event offers food, health and wellness resources to residents impacted by food insecurity and hunger. The event includes exhibitors, a farmers' market, kids zone area, music and entertainment, education, cooking and gardening demos, food trucks, free baby shots and vaccine stations, the Apple Crunch and prize giveaways.

Funding from this grant would be used for the following activities: giveaways (tote bags and water bottles), prizes (children's bikes and grocery store gift cards), free produce

from local farmers, advertising, entertainment, rental equipment (restrooms, water stations and canopies), and cooking and gardening demonstration supplies.

The grant will be managed by the OEP. The grant proposal deadline is July 15, 2023. Award announcements are made prior to Oct. 15, 2023.

Contract Term

The grant term is for one year.

Financial Impact

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

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Office of Environmental Programs.



HOME Investment Partnerships American Rescue Plan Program Allocation Plan and Fiscal Year 2020-24 Consolidated Plan's Fiscal Year 2021-22 Annual Action Plan Amendment

Request City Council approval of an Amendment to the Fiscal Year (FY) 2020-24 Consolidated Plan's FY 2021-22 Annual Action Plan to modify the U.S. Department of Housing and Urban Development (HUD) HOME Investment Partnerships Program (HOME) American Rescue Plan (ARP) Act of 2021 Allocation Plan authorized under Section 3205 of the American Rescue Plan Act of 2021, Public Law 117-2, enacted on March 11, 2021, for the purposes of providing homelessness assistance and supportive services due to the continued impact of the COVID-19 pandemic on the economy, public health, state and local governments, individuals and businesses.

Summary

The City of Phoenix Annual Action Plan details the funding strategy for the Community Development Block Grant, Emergency Solutions Grant, HOME, and Housing Opportunities for Persons with AIDS programs. Additionally, the Annual Action Plan describes how funds will be used to address the priorities and goals outlined in the FY 2020-24 Consolidated Plan.

On Nov. 16, 2022, the City approved a substantial amendment to the Annual Action Plan in the form of the HOME-ARP Allocation Plan. This amendment added HUD's allocation of \$21,354,777 in HOME-ARP funds for the City and detailed the City's plan on programming this funding.

HOME-ARP funds are restricted to serving the following populations: homeless, at-risk of homelessness, fleeing/attempting to flee domestic violence, dating violence, sexual assault, stalking or human trafficking; or other populations where assistance would prevent the families from experiencing homelessness; or serve those with the greatest risk of housing instability.

The City of Phoenix plans on using HOME-ARP funds for the following activities: production or preservation of affordable housing, purchase and development of non-congregate shelter, supportive services, and operating costs for non-profit organizations undertaking HOME-ARP activities.

Given the critical need for these programs in the community, the City is proposing modifying the existing HOME-ARP Allocation Plan to prioritize projects which have a more immediate impact on the community. The proposed amendment would expand the procurement language in the HOME-ARP Allocation Plan to allow more flexibility in administering programs and dedicating funding to projects.

Further City Council action will be required to enter into any new contracts, or to modify any existing contracts, with developers and/or service providers for services funded under these eligible activities.

Financial Impact

These programs are federally funded by HUD. There is no impact to the General Fund.

Public Outreach

The City of Phoenix published a 30-day comment period in the Arizona Republic on March 22, 2023. The public comment period was open from March 27, 2023, to April 25, 2023.

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Housing and Neighborhood Services departments.



Loan Federal HOME Funds for Garfield III Affordable Housing Development (Ordinance S-49818)

Request to authorize the City Manager, or his designee, to enter into an Affordable Housing Loan Program agreement for up to \$2 million in federal U.S. Department of Housing and Urban Development (HUD) HOME Investment Partnerships Program (HOME) funds with Garfield Veterans Housing III MM, LLC, or a City-approved nominee, for the Garfield 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 contract. There is no impact to the General Fund.

Summary

On Nov. 21, 2022, 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. 16, 2022. The Community Priorities are:

1. 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
2. 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 III, located at 1510 E. Portland St., consists of the new construction of a 60-unit permanent housing community. Pennrose, LLC, a for-profit developer, requested \$2 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 22 HOME units serving households at or below 40 percent AMI who are frail elderly. Supportive services directed towards residents with disabilities will include financial planning, money management, budgeting and debt management tools. Other proposed funding for this project includes permanent debt financing, nine percent Low Income Housing Tax Credit Program (LIHTC) equity, and deferred developer fee. Total development cost is estimated at \$26,909,738.

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

Five 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 five projects were recommended for funding, as follows:

- Garfield III (Pennrose, LLC/Garfield Veterans Housing III MM, LLC)
- Glendale Apartments (The Richman Group/Richman Glendale Apartments, LLC)
- Residences at Falcon Park (Palindrome Properties Group/Urban Housing Partners VII, LLC)
- Acacia Heights III (Trinity Housing Development, LLC/Catholic Charities/Acacia Heights III, LLC)
- Phoenix Scholar House (Affordable Rental Movement of Save the Family Foundation of Arizona/Brinshore Development)

Financial Impact

There is no impact to the General Fund. HOME is a federally funded program. Funding for this CFI is made available from FY 2022 HOME funds and a forward allocation of FY 2023 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 FY 2023-24, and the loan will be paid to the developer over an estimated four-year period based on HUD's project completion deadline.

Location

1510 E. Portland St.
Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Housing Department.



Loan Federal HOME Funds for Glendale Apartments Affordable Housing Development (Ordinance S-49819)

Request to authorize the City Manager, or his designee, to enter into an Affordable Housing Loan Program agreement for up to \$1.9 million in federal U.S. Department of Housing and Urban Development (HUD) HOME Investment Partnerships Program (HOME) funds with Richman Glendale Apartments, LLC, or a City-approved nominee, for the Glendale 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. 21, 2022, 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. 16, 2022. The Community Priorities are:

1. 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
2. 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.

Glendale Apartments, located at 6819 N. 27th Ave., consists of the new construction of a 45-unit permanent housing community. Richman Glendale Apartments, LLC, and TRG Arizona Development, LLC, both for-profit developers, requested \$1.9 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 50 percent AMI that are experiencing homelessness or at risk of homelessness. Supportive services will include a resident services coordinator who will serve in a case management capacity developing individualized 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 deferred developer fee. Total development cost is estimated at \$19,849,394.

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

Five 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 five projects were recommended for funding, as follows:

- Garfield III (Pennrose Holding LLC/Garfield Veterans Housing III MM, LLC)
- Glendale Apartments (The Richman Group/Richman Glendale Apartments, LLC)
- Residences at Falcon Park (Palindrome Properties Group, Urban Housing Partners VII, LLC)
- Acacia Heights III (Trinity Housing Development, LLC/Catholic Charities/Acacia Heights III, LLC)
- Phoenix Scholar House (The Affordable Rental Movement of Save the Family Foundation of Arizona/Brinshore Development)

Financial Impact

There is no impact to the General Fund. HOME is a federally funded program. Funding for this CFI is made available from Fiscal Year (FY) 2022 HOME funds and a forward allocation of FY 2023 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 FY 2023-24, and the loan will be paid to the developer over an estimated four-year period based on HUD's project completion deadline.

Location

6819 N. 27th Ave.
Council District: 5

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Housing Department.



Loan Federal HOME Funds for Residences at Falcon Park Affordable Housing Development (Ordinance S-49820)

Request to authorize the City Manager, or his designee, to enter into an Affordable Housing Loan Program agreement for up to \$1,034,346 in federal U.S. Department of Housing and Urban Development (HUD) HOME Investment Partnerships Program (HOME) funds with Falcon Park, LLC, Palindrome Properties Group and Urban Housing Partners, or a City-approved nominee, for the Residences at Falcon Park 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. 21, 2022, 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. 16, 2022. The Community Priorities are:

1. 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
2. Acquisition, rehabilitation and/or new construction of properties where the developer qualifies as a Community Housing Development Organization as defined by the HOME Program.

Residences at Falcon Park, located at 1220 N. 34th Ave., consists of the new construction of a 192-unit permanent housing community for low-income households at 30 percent, 50 percent and 60 percent Area Medium Income (AMI) with five HOME units serving Veterans. Palindrome Properties Group and Urban Housing Partners, for-profit developers, requested \$1,034,346 to assist with the development of this project. Supportive services include, but are not limited to: financial literacy training, food services, physical and behavioral health referrals, job search assistance and reentry assistance. Other proposed funding for this project includes permanent debt financing, Low Income Housing Tax Credit (LIHTC) equity and deferred developer fee. Total development cost is estimated at \$44,134,315.

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

Five 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 five projects were recommended for funding, as follows:

- Garfield III (Pennrose Holding, LLC/Garfield Veterans Housing III MM, LLC)
- Glendale Apartments (The Richman Group/Richman Glendale Apartments, LLC)
- Residences at Falcon Park (Palindrome Properties Group/Urban Housing Partners, VII)
- Acacia Heights III (Trinity Housing Development, LLC/Catholic Charities/Acacia Heights III, LLC)
- Phoenix Scholar House (The Affordable Rental Movement of Save the Family Foundation of Arizona/Brinshore Development)

Financial Impact

There is no impact to the General Fund. HOME is a federally funded program. Funding for this CFI is made available from Fiscal Year (FY) 2022 HOME funds and a forward allocation of FY 2023 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 FY 2023-24, and the loan will be paid to the developer over an estimated four-year period based on HUD's project completion deadline.

Location

1220 N. 34th Ave.
Council District: 4

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Housing Department.



Loan Federal HOME Funds for Acacia Heights III Affordable Housing Development (Ordinance S-49821)

Request to authorize the City Manager, or his designee, to enter into an Affordable Housing Loan Program agreement for up to \$2 million in federal U.S. Department of Housing and Urban Development (HUD) HOME Investment Partnerships Program (HOME) funds with Acacia Heights III, LLC, Trinity Housing Development, LLC, Catholic Charities Community Services, 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 contract. There is no impact to the General Fund.

Summary

On Nov. 21, 2022, 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. 16, 2022. The Community Priorities are:

1. 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
2. Acquisition, rehabilitation and/or new construction of properties where the developer qualifies as a Community Housing Development Organization 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 \$2 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 HOME units serving households at or below 40 percent AMI. Supportive services will include resident services 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, 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

Five 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 five projects were recommended for funding, as follows:

- Garfield III (/Pennrose Holding, LLC/Garfield Veterans Housing III MM, LLC)
- Glendale Apartments, LLC (The Richman Group/Richman Glendale Apartments, LLC)
- Residences at Falcon Park (Palindrome Properties Group/Urban Housing Partners VII, LLC)
- Acacia Heights III (Trinity Housing Development LLC/Catholic Charities/ Acacia Heights III, LLC)
- Phoenix Scholar House (Affordable Rental Movement of Save the Family Foundation of Arizona/Brinshore Development)

Financial Impact

There is no impact to the General Fund. HOME is a federally funded program. Funding for this CFI is made available from Fiscal Year (FY) 2022 HOME funds, and a forward allocation of FY 2023 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 FY 2023-24 and, the loan will be paid to the developer over an estimated four-year period based on HUD's project completion deadline.

Location

Proposed Address: 4747 N. 7th Ave.
Council District: 4

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Housing Department.



Loan Federal HOME Funds for Phoenix Scholar House Affordable Housing Development (Ordinance S-49822)

Request to authorize the City Manager, or his designee, to enter into an Affordable Housing Loan Program agreement for up to \$1.5 million in federal U.S. Department of Housing and Urban Development (HUD) HOME Investment Partnerships Program (HOME) and/or HOME-American Rescue Plan (ARP) Act of 2021 funding with The Affordable Rental Movement (ARM) of Save the Family Foundation of Arizona/Brinshore Development, Phoenix Scholar House I, LLC, or a City-approved nominee, for the Phoenix Scholar House 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. 21, 2022, 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. 16, 2022. The Community Priorities are:

1. 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
2. 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.

Phoenix Scholar House will be located at a confidential address and consists of the new construction of a 56-unit permanent housing community. The partnership between The A.R.M. of Save the Family Foundation of Arizona, a non-profit CHDO, and Brinshore Development, a for-profit developer, requested \$1.5 million to assist with the development of this project. All units will serve households with incomes at or below 40 percent Area Median Income (AMI) with 9 HOME units serving victims of domestic violence. Services include comprehensive wrap around supportive services to assist residents in achieving educational, career, and family health and well-being goals.

Other proposed funding for this project includes permanent debt financing, Low Income Housing Tax Credit (LIHTC) equity and a deferred developer fee. Total development cost is estimated at \$24,510,380.

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

Five 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 five projects were recommended for funding, as follows:

- Garfield III (Pennrose Holding, LLC/Garfield Veterans Housing III MM, LLC)
- Glendale Apartments (The Richman Group/Richman Glendale Apartments, LLC)
- Residences at Falcon Park (Palindrome Properties Group/Urban Housing Partners VII, LLC)
- Acacia Heights III (Trinity Housing Development, LLC/Catholic Charities Community Services/Acacia Heights III, LLC)
- Phoenix Scholar House (The ARM of Save the Family Foundation of Arizona/Brinshore Development)

Financial Impact

There is no impact to the General Fund. HOME is a federally funded program. Funding for this CFI is made available from Fiscal Year (FY) 2022 HOME funds and a forward allocation of FY 2023 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 FY 2023-24, and the loan will be paid to the developer over an estimated four-year period based on HUD's project completion deadline.

Location

Confidential Address
Council District: 4

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Housing Department.



Affordable Housing Pilot Off-Site Infrastructure Program Project Award (Ordinance S-49871)

Request to authorize the City Manager, or his designee, to enter into necessary loan agreements with Chicanos Por La Causa, Inc. (CPLC) and other agreements as necessary, for the completion of construction activities under the Affordable Housing Pilot Off-Site Infrastructure Program at 316 W. Broadway Road. Community Development Block Grant (CDBG) funds are available for this award. Further request to authorize the City Controller to disburse funds up to \$300,000.

Summary

On June 16, 2020, the Phoenix City Council approved nine policy initiatives listed in the Housing Phoenix Plan with a goal of creating or preserving 50,000 homes by 2030. As outlined under the fifth initiative for building innovations and cost saving practices, the Housing Department, in partnership with the Neighborhood Services Department, developed the Pilot Off-Site Infrastructure Program to assist affordable housing developers with cost prohibitive and unanticipated off-site infrastructure costs.

Eligible projects include unanticipated off-site infrastructure improvements, undertaken on property in public ownership, that support the development of new affordable housing that will be rented or sold to low- and moderate-income households. Eligibility criteria for the program include the following:

- The improvement is required by zoning stipulation(s) and/or permit review;
- The improvement is off-site and within the public right-of-way or on publicly owned land;
- The improvement supports the construction of new affordable housing units, in either new or existing developments;
- The improvement meets a CDBG National Objective;
- The improvement costs are not supported by current financial assistance, grants or loans;
- The improvements can be completed within 18 months from Phoenix City Council approval; and
- The improvement was not anticipated as a result of typical zoning, site planning or

initial site permit review requirements.

The program will provide up to \$300,000 of CDBG funding as a deferred construction loan to an affordable housing developer to cover eligible costs. Applications for the program are provided on a referral basis, based upon recommendation from Housing, Neighborhood Services or Planning and Development department staff's review of proposed development projects meeting program criteria. Applications are accepted on a rolling basis and are evaluated based on the total percentage of new affordable housing units supported by the off-site improvement, description of the proposed unanticipated improvement scope, project feasibility and project cost.

After recommendation from the Neighborhood Services Department, application materials were provided to CPLC in July 2022 and submitted for evaluation in March 2023. CPLC's project will provide 235 units for families earning below 80 percent Area Median Income. CDBG funds will be used to improve Pueblo Avenue to the north of the project site. The existing street is approximately 25 feet in width. Per a rezoning stipulation, the developer of the property is required to provide a total of 32 feet of paving with curb, gutter, a minimum five-foot wide sidewalk and street lighting along Pueblo Avenue and facilitate the pavement along the "intervening parcel" (APN 113-05-045). These improvements were not anticipated by the developer nor included in project development costs as the improvements are located within the public right-of-way.

An evaluation committee from the City's Housing, Planning and Development, Community and Economic Development, and Neighborhood Services departments evaluated the CPLC application and gave it an average score of approximately 939 points out of the maximum 1,000 points. A minimum of 800 points is required to be considered for the funding opportunity.

Financial Impact

This program is funded by the CDBG. There is no impact to the General Fund.

Concurrence/Previous Council Action

On June 16, 2020, the Housing Phoenix Plan, and its nine policy initiatives, was adopted, including the fifth initiative which looked to create the Off-Site Infrastructure Program for affordable housing developers.

Location

316 W. Broadway Road

Council District: 7

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Housing and Neighborhood Services departments.



Helen Drake Senior Center Site Redevelopment - Request for Award (Ordinance S-49833)

Request to authorize the City Manager, or his designee, to award and enter into a development agreement with The Richman Group, for the development of the undeveloped portion of the Helen Drake Senior Center site to provide affordable rental housing for seniors, and to take all actions and execute all documents to effectuate all agreements required to complete the project. Further request authorization for the City Treasurer to accept and the City Controller to disburse all funds related to this item. There is no impact to the General Fund.

Summary

On June 16, 2020, the Phoenix City Council approved nine policy initiatives listed in the Housing Phoenix Plan with the goal of creating or preserving 50,000 homes by the year 2030. As part of the third initiative to redevelop City-owned land with mixed-income housing, the Housing Department identified City-owned parcels that would be ideal for affordable or mixed-income development.

On Aug. 31, 2022, the Housing Department received City Council approval to update the list of City-owned land, and to set aside the identified parcels for the development of affordable or mixed-income development. This update included the addition of the Helen Drake Senior Center parcel, located at 7600 N. 27th Ave., and is owned and operated by the Human Services Department.

The proposed project, Helen Drake Village, plans to develop an 80-unit senior affordable rental property, all below 80 percent Area Median Income, on the undeveloped portion of the site (approximately 1.8 acres).

The Housing Department, working with The Richman Group, seeks authorization to proceed with all actions necessary or appropriate to develop the Helen Drake site, which may include the following:

1. Form a new city-controlled non-profit corporation with the Housing Director to serve as sole incorporator, with names and governance documents as approved by the City Manager, or his designee.

2. Form a new corporate entity, or entities, of which the corporation will be a member and co-developer for the Project, to serve as the ownership entity(ies) for the site.
3. Procure and/or engage in funding transactions to finance the redevelopment, including submitting applications and accepting awards of Low Income Housing Tax Credits (LIHTC), seeking a LIHTC equity investor, and obtaining other grants and/or loans for the Project.
4. Provide financial guarantees to investors or lenders to assure completion and loan repayment if necessary to obtain financing, provided that any guaranty may only be paid from any developer fees to be paid to the new corporation.
5. Appropriate, expend and disburse funds, which may include Affordable Housing Funds, Project Based Vouchers and other sources.
6. Enter into agreements including easements, ground leases, licenses, and/or use agreements as necessary or appropriate to facilitate financing, construction, rehabilitation, operations and implementation of the development site.
7. Enter into a Memorandum of Understanding for non-profit services to be provided to the senior residents and members of the Helen Drake Senior Center.
8. Procure, execute, and submit or deliver all contracts, documents and instruments necessary for the financing, redevelopment and operations of the project.
9. Use and expend the proceeds of any grants, loans and other financing and funding sources to carry out the redevelopment, capital improvements and operations.
10. Take other action necessary or appropriate to develop, implement and operate all phases of the project.

Procurement Information

A Request For Proposals (RFP) was issued and posted on the City's solicitation website in accordance with the City of Phoenix Administrative Regulation 3.10 for Competitive Sealed Proposals on Dec. 12, 2022. Five proposals were submitted and deemed responsive and responsible. An evaluation committee from the City's Housing, Human Services, and Community and Economic Development departments evaluated the proposals based on the following evaluation criteria: Proposed Development; Proposer Qualifications, Experience and Finance Capacity; Project Integration with Helen Drake Senior Center; Proposed Project Timeline; and Proposed City Commitment and Benefit to the City. The maximum possible point total was 1,000.

- The Richman Group
- Douglaston Development
- Impact Residential Development LLC
- Mercy Housing Mountain Plains
- Urban Development Partners

After reaching consensus, the evaluation committee recommends to award The Richman Group.

Financial Impact

There is no impact to the General Fund.

Concurrence/Previous Council Action

- On June 16, 2020, the Housing Phoenix Plan, and its nine policy initiatives, was adopted, including the third initiative to redevelop City-owned land with mixed-income housing.
- On Aug. 31, 2022, City Council approved an update to the list of City-owned land, which included the addition of the Helen Drake Senior Center parcel.

Public Outreach

Staff held multiple meetings with residents to discuss the potential redevelopment of the undeveloped portion of the Helen Drake Senior Center site and the intent of issuing an RFP. On Sept. 23, 2022, an on-site meeting was held at the Helen Drake Senior Center to discuss the potential redevelopment with members of the senior center. Staff additionally met with The Haven Advisory Board on Sept. 27, 2022; the Violence Impact Project (VIP) Coalition on Oct. 24, 2022; the North Glen Square Neighborhood Association on Nov. 10, 2022; and various community members.

Location

7600 N. 27th Ave.
Council District: 5

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Housing Department.



Amend Funding for the Salvation Army to Expand Family Emergency Shelter Services (Ordinance S-49878)

Request to authorize the City Manager, or his designee, to amend Ordinance S-49186 in order to change the funding source for the Salvation Army to expand Family Emergency Shelter Services to HOME Investment Partnerships Program American Rescue Plan Act of 2021 (HOME-ARP) funds instead of the current funding sources of Community Development Block Grant (CDBG) entitlement and Community Development Block Grant Coronavirus Aid, Relief, and Economic Security Act (CDBG-CV). Further request authorization to enter into an agreement with the Salvation Army to expand family emergency shelter services utilizing HOME-ARP funds for the construction of non-congregate shelter and authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$6 million. There is no impact to the General Fund.

Summary

The Salvation Army currently operates an emergency family shelter which houses families experiencing homelessness for up to 120 days. The shelter provides housing, meals, case management, vocational counseling, crisis counseling, life skills classes and other activities for 24 families.

On Nov. 16, 2022, City Council approved entering into a contract with the Salvation Army for \$6 million to add an additional residential building to the Salvation Army emergency family shelter campus. The new building will expand the capacity of the shelter by 12 rooms, with beds for as many as 60 individuals, increasing the total number of families served at any one time to 36. It is expected that the additional rooms, over the course of a year, would serve approximately 173 families, including an estimated 267 children. Funding would cover the construction expenses associated with this project.

The initial funding source identified for this project was CDBG. This request to change the funding source to HOME-ARP is being made to better balance the City's resources in addressing homelessness. The change in funding for this project will have no impact on the project's schedule or budget.

Contract Term

The term of the contract will begin approximately November 2023 and run for a minimum of 15 years after completion of the expansion.

Financial Impact

The CDBG and HOME-ARP programs are federally funded by the U.S. Department of Housing and Urban Development. There is no impact to the General Fund.

Concurrence/Previous Council Action

On Nov. 16, 2022, City Council authorized action to enter into an agreement with the Salvation Army to expand family emergency shelter services (Ordinance S-49186). Also on Nov. 16, 2022, the City Council authorized a Substantial Amendment to the 2020-24 Consolidated Plan's Fiscal Year 2021-22 Annual Action Plan to include the HOME-ARP Allocation Plan.

Location

2707 E. Van Buren St.
Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Housing and Neighborhood Services departments.



American Rescue Plan Act Community Land Trust Program - Request for Award (Ordinance S-49891)

Request to authorize the City Manager, or his designee, to enter into an agreement to provide \$5 million in American Rescue Plan Act (ARPA) funds for Newtown Community Development Corporation to serve as a Community Land Trust (CLT) Administrator and to take all actions and execute all documents to complete the agreement. Further request to authorize the City Controller to disburse all funds for the life of the agreement. There is no impact to the General Fund.

Summary

On Feb. 13, 2023, the Housing Department issued a Request for Proposal (RFP) seeking proposals from qualified organizations to be the Administrator for a CLT Program. The CLT Administrator will acquire properties, rehabilitate homes, and then sell the homes to first-time, low-income homebuyers and serve as the long-term property steward.

In a typical CLT model, the administrator acquires a property, rehabilitates the home, and then sells the home to income-eligible homebuyers. The land remains in a trust to ensure long-term affordability. A land use restriction agreement outlines the affordability requirements, and any future sales of the home must adhere to those requirements.

The following CLT requirements will be met:

1. All homes will be made available to first-time homebuyers at or below 80 percent Area Median Income, as defined by HUD annually.
2. The Declaration of Affirmative Land Use Restrictive Covenants will have a term of 99 years and list the City as the beneficiary.
3. A maximum subsidy of \$200,000 per home is allowed through this grant.

Procurement Information

On April 4, 2023, one proposal was received and determined to be responsive and responsible. The proposal was reviewed by the evaluation committee comprised of two City staff members and one staff member from a local municipality. The proposal was

evaluated on a 1,000-point scale based on the following criteria: Experience; Proposed Budget, Approach and Timeline; Current and Future Capacity; and Plan for Providing Support Services.

The evaluation committee recommends to award Newtown Community Development Corporation.

Financial Impact

This program is funded by the ARPA, and there is no impact to the General Fund.

Concurrence/Previous Council Action

On June 16, 2020, the Phoenix City Council approved the Housing Phoenix Plan, which included Initiative 7 - Expand Efforts to Preserve Existing Affordable Housing Stock and implement a CLT Program.

On June 7, 2022, the Phoenix City Council approved the City's ARPA Strategic Plan for the second tranche, which included an allocation of \$5 million for a CLT Program.

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Housing Department.



American Rescue Plan Act Affordable Housing Gap Financing Program - Request to Award Chicanos Por La Causa (Ordinance S-49892)

Request to authorize the City Manager, or his designee, to award up to \$896,564 in American Rescue Plan Act (ARPA) funds for gap funding, enter into ARPA Affordable Housing Loan Program agreement, and take all actions and execute all documents to complete the loan with Chicanos Por La Causa. Further request the City Controller to disburse all funds for the life of the contract.

Summary

The ARPA Affordable Housing Gap Financing program will provide the developer, Chicanos Por La Causa, a low-interest loan to subsidize the creation of affordable units serving households at or below 65 percent of the Area Median Income for a minimum period of 20 years. The ownership entity for this project is 25th & Bell LIHTC, LLC. The 25@Bell Apartments project is located at 16801 N. 25th St. and plans to provide 53 affordable units, 11 of which will be ARPA funded units.

Procurement Information

On Feb. 7, 2023, the Housing Department issued a Call for Interest (CFI) seeking proposals for developments in need of gap financing for the creation, rehabilitation or acquisition of affordable rental housing based on the Housing Phoenix Plan. Eight proposals were received and four were deemed unresponsive. An evaluation committee, comprised of two City staff members and one representative from a state agency, evaluated the proposals based on a 1,000-point scale on the following criteria: Project Feasibility; Project Readiness; Efficiency/Resiliency; Affordability; Cost Effectiveness; and Developer Experience. All four projects were recommended for funding, as follows:

- | | |
|---|-------------|
| • Chicanos Por La Causa - 25th@Bell Apartments: | \$896,564 |
| • Morgan and Associates - Acacia Heights III: | \$2 million |
| • Partners for Housing Solutions - Mesquite Terrace Apartments: | \$2 million |
| • Ulysses Development - 12th Street Apartments: | \$1 million |

Financial Impact

This program is funded by ARPA, and there is no impact to the General Fund.

Loan execution is anticipated for Fiscal Year 2023-24.

Concurrence/Previous Council Action

On June 16, 2020, the Phoenix City Council approved the Housing Phoenix Plan, which set the goal of creating or preserving 50,000 homes by 2030.

On June 7, 2022, the Phoenix City Council approved the City's ARPA Strategic Plan for the second tranche of funds and included an allocation of \$12 million for the Affordable Housing Program, \$6 million of which would be used towards gap financing.

Location

16801 N. 25th St.
Council District: 2

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Housing Department.



American Rescue Plan Act Affordable Housing Gap Financing Program - Request to Award Morgan and Associates (Ordinance S-49895)

Request to authorize the City Manager, or his designee, to award up to \$2 million in American Rescue Plan Act (ARPA) funds for gap funding, enter into ARPA Affordable Housing Loan Program agreements, and take all actions and execute all documents to complete the loan with Morgan and Associates. Further request the City Controller to disburse all funds for the life of the contract.

Summary

The ARPA Affordable Housing Gap Financing program will provide the developer, Morgan and Associates, with a low-interest loan to subsidize the creation of affordable units serving households at or below 65 percent of the Area Median Income for a minimum period of 20 years. The ownership entity for this project is Acacia Heights III, LLC. The Acacia Heights III project is located at 615 W. Pierson St. and plans to provide a total of 68 affordable units, 41 of which will be ARPA funded units.

Procurement Information

On Feb. 7, 2023, the Housing Department issued a Call for Interest (CFI) seeking proposals for developments in need of gap financing for the creation, rehabilitation or acquisition of affordable rental housing based on the Housing Phoenix Plan. Eight proposals were received, and four were deemed unresponsive. An evaluation committee, comprised of two City staff members and one representative from a state agency, evaluated the proposals based on a 1,000-point scale on the following criteria: Project Feasibility; Project Readiness; Efficiency/Resiliency; Affordability; Cost Effectiveness; and Developer Experience. All four projects were recommended for funding, as follows:

- | | |
|---|-------------|
| • Chicanos Por La Causa - 25th@Bell Apartments: | \$896,564 |
| • Morgan and Associates - Acacia Heights III: | \$2 million |
| • Partners for Housing Solutions - Mesquite Terrace Apartments: | \$2 million |
| • Ulysses Development - 12th Street Apartments: | \$1 million |

Financial Impact

This program is funded by ARPA, and there is no impact to the General Fund.

Loan execution is anticipated for Fiscal Year 2023-24.

Concurrence/Previous Council Action

On June 16, 2020, the Phoenix City Council approved the Housing Phoenix Plan which set the goal of creating or preserving 50,000 homes by 2030.

On June 7, 2022, the Phoenix City Council approved the City's ARPA Strategic Plan for the second tranche of funds, and included an allocation of \$12 million for the Affordable Housing Program, \$6 million of which would be used towards gap financing.

Location

615 W. Pierson St.

Council District: 4

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Housing Department.



American Rescue Plan Act Affordable Housing Gap Financing Program - Request to Award Partners for Housing Solutions (Ordinance S-49896)

Request to authorize the City Manager, or his designee, to award up to \$2 million in American Rescue Plan Act (ARPA) funds for gap funding, enter into ARPA Affordable Housing Loan Program agreements, and take all actions and execute all documents to complete the loan with Partners for Housing Solutions. Further request the City Controller to disburse all funds for the life of the contract.

Summary

The ARPA Affordable Housing Gap Financing program will provide the developer, Partners for Housing Solutions, a low-interest loan to subsidize the creation of affordable units serving households at or below 65 percent of the Area Median Income for a minimum period of 20 years. The ownership entity for this project is Mesquite Terrace Apartments, LLC. The Mesquite Terrace Apartment project is located at 5055 N. 19th Ave. and plans to provide a total of 297 affordable units, 41 of which will be ARPA funded units.

Procurement Information

On Feb. 7, 2023, the Housing Department issued a Call for Interest (CFI) seeking proposals for developments in need of gap financing for the creation, rehabilitation or acquisition of affordable rental housing based on the Housing Phoenix Plan. Eight proposals were received and four were deemed unresponsive. An evaluation committee, comprised of two City staff members and one representative from a state agency, evaluated the proposals based on a 1,000-point scale on the following criteria: Project Feasibility; Project Readiness; Efficiency/Resiliency; Affordability; Cost Effectiveness; and Developer Experience. All four projects were recommended for funding, as follows:

- | | |
|---|-------------|
| • Chicanos Por La Causa - 25th@Bell Apartments: | \$896,564 |
| • Morgan and Associates - Acacia Heights III: | \$2 million |
| • Partners for Housing Solutions - Mesquite Terrace Apartments: | \$2 million |
| • Ulysses Development - 12th Street Apartments: | \$1 million |

Financial Impact

This program is funded by ARPA, and there is no impact to the General Fund.

Loan execution is anticipated for Fiscal Year 2023-24.

Concurrence/Previous Council Action

On June 16, 2020, the Phoenix City Council approved the Housing Phoenix Plan which set the goal of creating or preserving 50,000 homes by 2030.

On June 7, 2022, the Phoenix City Council approved the City's ARPA Strategic Plan for the second tranche of funds, and included an allocation of \$12 million for the Affordable Housing Program, \$6 million of which would be used towards gap financing.

Location

5055 N. 19th Ave.

Council District: 4

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Housing Department.

**American Rescue Plan Act Affordable Housing Gap Financing Program - Request to Award Ulysses Development (Ordinance S-49897)**

Request to authorize the City Manager, or his designee, to award up to \$1 million in American Rescue Plan Act (ARPA) funds for gap funding, enter into ARPA Affordable Housing Loan Program agreements, and take all actions and execute all documents to complete the loan with Ulysses Development. Further request the City Controller to disburse all funds for the life of the contract.

Summary

The ARPA Affordable Housing Gap Financing program will provide the developer, Ulysses Development, a low-interest loan to subsidize the creation of affordable units serving households at or below 65 percent of the Area Median Income for a minimum period of 20 years. The ownership entity for this project is South 12th Street Owner, LLC. The 12th Street Apartments project is located at 3616 and 3624 S. 12th St. and plans to provide a total of 126 affordable units, eight of which will be ARPA funded units.

Procurement Information

On Feb. 7, 2023, the Housing Department issued a Call for Interest (CFI) seeking proposals from developments in need of gap financing for the creation, rehabilitation or acquisition of affordable rental housing based on the Housing Phoenix Plan. Eight proposals were received, and four were deemed unresponsive. An evaluation committee, comprised of two City staff members and one representative from a state agency, evaluated the proposals based on a 1,000-point scale on the following criteria: Project Feasibility; Project Readiness; Efficiency/Resiliency; Affordability; Cost Effectiveness; and Developer Experience. All four projects were recommended for funding, as follows:

- | | |
|---|-------------|
| • Chicanos Por La Causa - 25th@Bell Apartments: | \$896,564 |
| • Morgan and Associates - Acacia Heights III: | \$2 million |
| • Partners for Housing Solutions - Mesquite Terrace Apartments: | \$2 million |
| • Ulysses Development - 12th Street Apartments: | \$1 million |

Financial Impact

This program is funded by ARPA, and there is no impact to the General Fund.

Loan execution is anticipated for Fiscal Year 2023-24.

Concurrence/Previous Council Action

On June 16, 2020, the Phoenix City Council approved the Housing Phoenix Plan which set the goal of creating or preserving 50,000 homes by 2030.

On June 7, 2022, the Phoenix City Council approved the City's ARPA Strategic Plan for the second tranche of funds, and included an allocation of \$12 million for the Affordable Housing Program, \$6 million of which would be used towards gap financing.

Location

3616 and 3624 S. 12th St.

Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Housing Department.



Authorization to Enter into Contract with Central Arizona Shelter Services, Inc. (Ordinance S-49849)

Request authorization for the City Manager, or his designee, to enter into contract with Central Arizona Shelter Services, Inc. (CASS) to provide emergency shelter services for people experiencing homelessness in the City of Phoenix. Upon annual general fund budget approval, the total contract authority will not exceed \$4,390,190. Further request authorization for the City Controller to disburse all funds related to this item for the life of the contract.

Summary

The City has contracted with CASS to provide emergency shelter services since July 1, 2007. The facility currently serves up to 600 adult men and women. Shelter operations include security, staffing and secured storage for personal belongings, and case management. The shelter is located on the Human Services Campus, and a coordinated entry access point is run out of the co-located Brian Garcia Welcome Center. This coordination is critical to serving people experiencing homelessness in the area and to regional efforts to end homelessness. CASS is a large provider of shelter services for adults in Phoenix and Maricopa County and is the only facility that has the capacity to serve this large number of homeless individuals.

Contracting with CASS will provide the essential continuation of shelter services. In addition, enhanced reporting requirements and an updated service delivery model will align CASS with regional standards for emergency shelter services and ensure full participation in the regional homelessness response system.

Contract Term

The term of the contract will be for one year, beginning on or about July 1, 2023, with four one-year options to extend, which may be exercised by the City Manager or his designee.

Financial Impact

The contract will have an annual budget of approximately \$878,038, subject to annual budget approval. The total contract value of this agreement shall not exceed \$4,390,190. General Purpose funding is available in the Human Services Department

Office of Homeless Solutions' budget, subject to annual budget approval.

Location

Human Services Campus

Council District: 7

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Human Services Department.



Authorization to Extend Contracts for Occupational Clothing and Accessories (Ordinance S-49863)

Request to authorize the City Manager, or his designee, to amend the following contracts to extend the terms for an additional six months and approve funding for these vendors to continue to provide contracted services through the extended terms: ACE Uniform (148095), Apparel Pro (148093), Dress for Success (148165) and Red Wings (148094). The aggregate value of the contracts will not exceed \$100,000 during the six-month extension period. Further request authorization for the City Controller to disburse all funds related to this item for the life of the contracts. Funds are available from the Workforce Innovation and Opportunity Act (WIOA) funding.

Summary

The Human Services Department (HSD) is contracted with ACE Uniform, Apparel Pro, Dress for Success and Red Wings to provide occupational clothing and accessories to eligible WIOA participants, as needed, for training programs and/or employment opportunities. This service is required as a condition of WIOA grant funds. Existing contracts expire on June 30, 2023. IFB-23-0091 - Occupational Clothing and Accessories was issued on Feb. 21, 2023, and did not yield enough respondents to support programmatic needs. As such, HSD is requesting authorization to extend the contracts for six months and will re-procure for occupational clothing and accessories during the fall of 2023. This extension would provide HSD staff sufficient time to conduct another procurement process.

Contract Term

The extended contract terms will be July 1, 2023, through Dec. 31, 2023.

Financial Impact

Expenditures will not exceed \$100,000 during the extension period of the contracts. Funds are available from the WIOA funding.

Concurrence/Previous Council Action

On Sept. 19, 2018, the City Council authorized staff to enter into contracts with the contractors outlined herein via Ordinance S-45004.

Responsible Department

This item is submitted by Deputy City Manager Gina Montes and the Human Services Department.



Envisionware Software - RFA 16-178 - Amendment (Ordinance S-49848)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 143068 with Envisionware Inc. to extend contract term. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$100,000.

Summary

This contract will provide Phoenix Public Library with software that manages public computing and public printing for all 17 libraries, as well as an online e-commerce system that allows for library customers to pay their library fees online with a credit card. This includes PC Reservation public computer management software and public printing management software.

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

Contract Term

Upon approval the contract will be extended through June 21, 2024.

Financial Impact

Upon approval of \$100,000 in additional funds, the revised total value of the contract will not exceed \$276,800. Funds are available in the Library Department's budget.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Envisionware Software, Contract 143068, Ordinance S-42695 on June 22, 2016.
- Envisionware Software, Contract 143068, Ordinance S-47750 on June 23, 2021.
- Envisionware Software, Contract 143068, Ordinance S-48691 on June 1, 2022.

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Library Department.



Phoenix Public Library and Maricopa County Library District - Library Assistance Program Intergovernmental Agreement (Ordinance S-49869)

Request to authorize the City Manager, or his designee, to enter into an intergovernmental agreement with Maricopa County Library District for The Library Assistance Program. The Library Assistance Program allocation for Phoenix Public Library for Fiscal Year (FY) 2023-24 is estimated to be \$800,000. Allocation for additional fiscal years of the agreement will be determined on a primary assessed valuation.

Summary

This Agreement allows participating libraries in Maricopa County to issue free library cards to residents of Maricopa County that do not live within the boundaries of their individual jurisdictions. The agreement allows Phoenix residents to receive free library cards at other participating libraries, including Tempe, Glendale, Scottsdale, and Mesa public libraries. By participating in the program Maricopa County Library District will purchase additional library material for Phoenix Public Library with an estimated value of \$800,000 in FY 2023-24.

Contract Term

The agreement is from July 1, 2023 to June 30, 2025.

Financial Impact

The Library Assistance Program allocation for Phoenix Public Library for FY 2023-24 is estimated to be \$800,000. Allocation for each additional fiscal years of the agreement will be determined based on a primary assessed valuation.

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Library Department.



Authorization to Lease City-Owned Property Located at 1330 N. 29th Drive to Friends of the Library, Inc. (Ordinance S-49847)

Request to authorize the City Manager, or his designee, to enter into a full-service lease with Friends of the Phoenix Public Library, Inc., for warehouse space located at 1330 N. 29th Drive. Further request to authorize the City Treasurer to accept all necessary funds in accordance with the terms of the lease.

Summary

Friends of the Phoenix Public Library, Inc., (Tenant) will lease approximately 15,012 square feet of warehouse space for a three-year term, beginning on or around July 15, 2023, with two additional one-year options to extend. Each option period will be exercised upon mutual agreement of the City and Tenant.

Base rent during the initial term of the full-service lease will be \$10 per square-foot per year, plus applicable taxes, or \$150,120 per year, which is within the range of market rents as determined by the Real Estate Division. Base rent will increase three percent at the beginning of each one-year option period. As consideration for the lease, the Tenant will receive a rent credit equal to the yearly base rent of \$150,120 for non-monetary contributions and services provided to the Phoenix Public Library. The Tenant will be assessed market rent plus applicable taxes for failure to provide documentation of non-monetary contributions and services, quantified in terms of dollars, 30 days prior to the anniversary of the commencement date of the lease. Tenant will forfeit any credit related to non-monetary contributions and services provided for any early termination of the lease.

The lease will include insurance and indemnification provisions acceptable to the City's Risk Management Division and the Law Department. The lease may be canceled pursuant to Arizona Revised Statutes 38-511 and may contain other terms and conditions deemed necessary by the City.

Contract Term

The initial term of the lease is a three-year term, beginning on or about July 15, 2023, with two additional one-year options to extend.

Financial Impact

There is no net revenue anticipated during the term of the lease.

Location

1330 N. 29th Drive

Council District: 4

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Library and Finance departments.



Authorization to Amend License Agreement 130665 with Outfront Media, LLC, to Extend the Term (Ordinance S-49811)

Request to authorize the City Manager, or his designee, to amend a license agreement with Outfront Media, LLC, for a billboard site located at 4619 E. Washington St., to extend the term for up to five years. Further request authorization for the City Treasurer to accept all funds related to this item.

Summary

The billboard site, located at 4619 E. Washington St., is within the S'edav Va'aki Museum property (formerly Pueblo Grande Museum). Outfront Media, LLC (Outfront), has occupied the billboard site as a holdover tenant since Aug. 31, 2021, under City Contract 130665. The Parks and Recreation Department would like to enter into a new month-to-month lease agreement with a 30-day termination provision, to begin July 1, 2023. Outfront is a long-term tenant in good standing.

Contract Term

The license term will begin July 1, 2023, and will continue on a month-to-month basis with a 30-day termination notification provision.

Financial Impact

Monthly base rent for the billboard site will be \$1,500, plus applicable taxes, which is within the range of market rents as determined by the Finance Department Real Estate Division.

Location

4619 E. Washington St.
Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson, and the Parks and Recreation and Finance departments.



Preserve Trail Maintenance - Contract 144999 - Amendment (Ordinance S-49901)

Request to authorize the City Manager, or his designee, to execute an amendment to Contract 144999 with Okanogan Trail Construction to extend the contract term. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed; request to continue using Ordinance S-43331.

Summary

The City of Phoenix mountain preserves are beautiful open spaces for nature, recreation and fitness opportunities. Also, they are wild desert areas with rocky terrain and other natural hazards with more than 200 miles of mountain preserve trails that require regular maintenance and rerouting. Okanogan Trail Construction provides specialized services in order to maintain and rehabilitate the City's Mountain Preserve and Desert Parks trails system. These services include:

- Assisting in the removal of non-designated trails by providing natural re-shaping methods and seeding to return the land back to a natural state.
- Providing general trail maintenance, as necessary, to make trails safe, sustainable and maintainable.
- Rerouting trails as approved in plans, where safety, maintenance, and/or sustainability issues arise.
- Supplying and installing signage, trail posts and trail counters, as necessary.

This request is for an extension of the contract term to allow the Procurement team to conduct a competitive procurement process.

Contract Term

Upon approval the contracts will be extended through May 31, 2024.

Financial Impact

The aggregate value of the contract will not exceed \$3.5 million; and no additional funds are requested.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Preserve Trail Maintenance 144999 (Ordinance S-43331) on March 22, 2017.

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Parks and Recreation Department.



Athletic In-Field Products and Supplies for Baseball/Softball - RFQ 20-026 - Amendment (Ordinance S-49856)

Request to authorize the City Manager, or his designee, to extend Ordinance S-46647 through the five-year term of Contract 152667 with Varsity Brands Holding Company Inc, dba BSN Sports LLC. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are requested.

Summary

The contract with Varsity Brands Holding Company Inc, dba Sports LLC provides for products and supplies for the use in maintaining baseball and softball fields. The contractor provides commercial grade materials and supplies, such as bases and home plates, on an as needed basis for the Parks and Recreation Department.

The contract was awarded on June 1, 2020, for a five-year term; however, the pay ordinance approved on June 3, 2020, was only for three years. Therefore, this request is to extend the ordinance to align with the expiration of the contract on May 31, 2025.

Contract Term

The contract term is through May 31, 2025.

Financial Impact

The aggregate value of the contract will not exceed \$95,000; and no additional funds are needed.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Payment Authority for a term of three years - Ordinance S-46647 on June 3, 2020.

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Parks and Recreation Department.



Arts, Crafts, and Specialty Supplies - IFB 18-170 - Amendment (Ordinance S-49900)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 147537 and Contract 147536 with S&S Worldwide, Inc & Nasco Education LLC to extend the contract term. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed; request to continue using Ordinances (S-44538 and S-45650).

Summary

These contracts provide arts, crafts and specialty supplies to enhance the quality of summer, after-school and recreational programs that are provided to the residents of Phoenix. The arts, crafts and specialty supplies will be used in various programs provided by the Parks and Recreation Department. This request is for an extension of the contract term to allow the Procurement team to conduct a competitive procurement process.

Contract Term

Upon approval the contracts will be extended through May 31, 2024.

Financial Impact

The aggregate value of the contract will not exceed \$475,000; and no additional funds are requested.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Arts, Crafts, and Specialty Supplies Contracts 147537 and 147536 (Ordinance S-44538, \$375,000) on May 2, 2018.
- Arts, Crafts, and Specialty Supplies Contracts 147537 and 147536 (Ordinance S-45650, \$100,000) on May 15, 2019.

Responsible Department

This item is submitted by Deputy City Manager Inger Erickson and the Parks and Recreation Department.



*****REQUEST TO WITHDRAW (SEE ATTACHED MEMO)*** Authorization to Amend the Intergovernmental Agreement with Arizona State University for the Development of Entrepreneurship and Innovation Programs in Downtown Phoenix (Ordinance S-49852)**

Request to authorize the City Manager, or his designee, to amend the Intergovernmental Agreement (IGA) with Arizona State University (ASU), to extend and modify certain business terms, for the development of entrepreneurship and innovation programs in downtown Phoenix. There is no impact to the General Fund as a result of this action.

Summary

On Oct. 18, 2017, City Council authorized an IGA with ASU (Contract 146961) for the development of programs designed to assist Phoenix community-based entrepreneurs with launching, growing and scaling their ventures, and commercializing technologies, in downtown Phoenix. The ASU programs will also provide the opportunity to enhance learning environments, offering students a location to learn the practical application of coursework while providing the entrepreneur, hobbyist, inventor, and small-business community with access to the tools, services and physical space needed for startup business development. Services available to assist startup businesses will include hands-on instruction, mentorship, and business services such as legal, marketing and operational services. The programs will increase opportunity for connectivity and collaboration, and will leverage existing resources and clusters of active entrepreneurs. Additionally, the programs will increase intensity and attention, by highlighting downtown Phoenix's assets, enhance the reputation and visibility of Arizona as a leading state to support startups as well as development of an entrepreneurial ecosystem.

Due to COVID-19, the program planning and implementation efforts were halted. At the end of 2022, ASU began to re-imagine what these programs may look like moving forward, considering the change in the downtown landscape and programmatic needs post-COVID. This amendment will replace existing timeline and site requirements as follows:

- The term of the agreement shall be extended for three years.

- ASU and the City shall work together to identify a mutually agreeable site(s) for program implementation.

Financial Impact

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

Concurrence/Previous Council Action

The Downtown, Aviation, Economy and Innovation Subcommittee recommended approval of this item on Oct. 4, 2017.

City Council approved IGA 146961 (Ordinance S-44006) on Oct. 18, 2017.

Responsible Department

This item is submitted by Interim Deputy City Manager John Chan and the Community and Economic Development Department.



City of Phoenix

To: John Chan
Interim Deputy City Manager

Date: June 12, 2023

From: Christine Mackay
Community and Economic Development Director

Subject: WITHDRAW ITEM 95 ON THE JUNE 14, 2023, FORMAL AGENDA -
AUTHORIZATION TO AMEND THE INTERGOVERNMENTAL AGREEMENT
WITH ARIZONA STATE UNIVERSITY FOR THE DEVELOPMENT OF
ENTREPRENEURSHIP AND INNOVATION PROGRAMS IN DOWNTOWN
PHOENIX (ORDINANCE S-49852)

Item 95, Authorization to Amend the Intergovernmental Agreement with Arizona State University for the Development of Entrepreneurship and Innovation Programs in Downtown Phoenix (Ordinance S-49852), is a request to authorize the City Manager, or his designee, to amend the Intergovernmental Agreement (IGA) with Arizona State University (ASU), to extend and modify certain business terms, for the development of entrepreneurship and innovation programs in downtown Phoenix.

Law has recommended changes to the terms of the agreement. The item would need to be withdrawn to make the suggested edits to the terms and rerouted for the June 28, 2023, City Council Formal agenda.

Approved: _____

John Chan, Interim Deputy City Manager



Authorization to Enter into a Construction Staging License Agreement with Clayco Corporation (Ordinance S-49857)

Request to authorize the City Manager, or his designee, to enter into a construction staging license agreement with Clayco Corporation for temporary construction staging needs. Further request authorization for the City Treasurer to accept all necessary funds related to this item. There is no impact to the General Fund as a result of this action.

Summary

The Community and Economic Development Department (CEDD) manages the property at the southwestern corner of First and McKinley streets. The property has been vacant for a number of years and was most recently used to support the parking needs of the Downtown Farmers Market. CEDD requests authorization to enter into a construction staging license agreement with Clayco Corporation for temporary construction staging for the development of a nearby downtown property. The licensee would be responsible for completing the City permitting process.

Contract Term

The term of the license is between July 1, 2023 through Aug. 31, 2023. The license may be extended beyond Aug. 31, 2023 on a month-to-month basis at the City's discretion.

Financial Impact

The license fee will be based on market rent and/or other valuable consideration, and any fees received will go into the City's Downtown Community Reinvestment Fund.

Location

Southwestern corner of 1st Street and McKinley Street
Council District: 7

Responsible Department

This item is submitted by Interim Deputy City Manager John Chan and the Community and Economic Development Department.



Authorization to Enter into a Development Agreement with Republic Services, Inc. and CN Associates A, LLC and CN Associates K, LLC (Ordinance S-49884)

Request authorization for the City Manager, or his designee, to enter into a development agreement (Agreement), and to execute any other agreements, instruments or documents necessary with Republic Services, Inc., and its affiliates or subsidiaries (Republic) and CN Associates A, LLC and CN Associates K, LLC (Crown), or their City-approved designees, for the installation of public infrastructure improvements and a performance-based job creation reimbursement. Further request authorization for the City Controller to disburse funds under the terms of the agreement.

Summary

Republic Services, Inc. started trading on the New York Stock Exchange in 1998 and merged with Phoenix-based Allied Waste in 2008. Republic has approximately 40,000 employees across the country, with approximately 2,100 jobs in Arizona, and operates 71 recycling processing centers and 206 active landfills across the country. After a competitive search involving multiple states and regions, Republic expressed its desire to expand into a new U.S. corporate headquarters in Phoenix. Republic's offices are currently located at Loop 101 and Mayo Boulevard in Phoenix. Republic is currently working with Crown to potentially acquire approximately 7-10 acres in the Desert Ridge area of Phoenix near 56th Street and the Loop 101 to potentially construct a new state-of-the-art corporate headquarters.

This proposed expansion will result in up to more than 1,600 retained and created jobs located at, reporting to or taking oversight from its corporate headquarters that will be phased in over a 15-year period. A third-party economic analysis indicates a 10-year direct-revenue benefit to the City of more than \$15.8 million. The City recognizes the resulting substantial economic impacts to the City and region from Republic's expansion efforts. To remain competitive on a national level, and ensure these quality job positions are retained and created in Phoenix, staff is recommending to enter into one or more Agreements with Republic and Crown for the creation of a new U.S. corporate headquarters in Phoenix. The proposed terms of an Agreement are as follows:

- Republic will expand its corporate headquarters within the City of Phoenix, in a newly constructed office building of approximately 240,000 square feet, in the area known as Desert Ridge located along East City North Drive (Site).
- Republic intends to retain approximately 1,000 existing jobs and create an estimated up to 600 additional net new jobs for its corporate headquarters within 15 years of completion of the new office. The City realizes up to 600 new jobs is a program model estimate and this Agreement is not contingent upon the exact total job creation.
- The City will offer a performance-based job creation reimbursement through the Strategic Economic Development Fund (SEDF). The City will provide \$2,500 to Republic, in arrears, for each net new job created and located at, reporting to or taking oversight from the Site. The average annual salary of the up to 600 new jobs is estimated at \$97,000. Certain other terms and conditions will be outlined and captured in the Agreement. The total reimbursement amount will not exceed \$1,500,000 over the term.
- Entering into the Agreement and participation in the job creation fund does not preclude Republic from working with the City's Workforce Innovation Opportunity Act (WIOA) Program or any other local and/or state program.

Crown or its affiliate or subsidiary is the land owner of "CityNorth", an approximately 100-acre mixed-use development, stretching from 56th Street to Desert Ridge Marketplace, along Loop 101, and with a master plan that includes more than 2 million square feet of office space, as well as multi-family, retail and dining options, and other commercial uses. Crown broke ground on some of the infrastructure improvements at CityNorth in 2020 and has been marketing the site for these mixed-uses. Upon completion of their agreements, Republic will cause the construction of a 240,000 square foot Class A office building. To accommodate for this growth, and Republic's new headquarters, additional public infrastructure improvements are required. Through the Agreement, Crown will construct the additional public infrastructure improvements and the City will reimburse Crown a maximum of \$2.4 million (Reimbursement Cap). The reimbursement will take place upon completion of construction, the City's acceptance of the public infrastructure improvements, and the dedication of a public easement and improvements to the City. The public infrastructure improvements include a traffic signal, streetlights, pedestrian amenities, landscaping and sidewalks.

- Crown will privately finance and construct the Public Improvements.
- Crown must comply with Title 34 of the Arizona Revised Statutes in constructing the improvements to qualify for reimbursement, and the specifics and cost of the improvements must be pre-approved by the City in order to qualify for reimbursement.

- Reimbursement will be paid on an annual basis, in arrears, from the following sources during the term: 100 percent of the City's eligible General Fund portion of the Transaction Privilege Taxes (TPT).
- The maximum reimbursement amount for the public infrastructure improvements, as they relate to the Project, will not exceed \$2.4 million.
- Reimbursement shall not exceed actual verifiable costs for the approved Improvements.
- The term shall begin upon commencement of the first phase of the improvements, as made evident by the issuance of required permits (Construction Commencement Date) and continue for a period of not to exceed 10 years or upon the date Developer has received reimbursements totaling the Reimbursement Cap, whichever is less.
- The development agreement and any other agreements as necessary will include other terms and conditions as deemed necessary by the City.

Contract Term

The term of the Agreement will be approximately 15 years from completion of the building, with performance requirements of 15 years for employee job creation and 15 years for the public improvements.

Financial Impact

The City's financial impact will be the reimbursement of the eligible General Fund share of the TPT generated from the Site over 15 years with a maximum of \$2.4 million in payments. Financial terms of the Agreement will be provided to the Budget and Research and Finance departments for review prior to execution of the agreements. An additional sum of up to \$1.5 million for job creation will be provided from funding programmed in the Strategic Economic Development Fund.

Location

Desert Ridge, Phoenix Ariz.
Council District: 2

Responsible Department

This item is submitted by Interim Deputy City Manager John Chan and the Community and Economic Development Department.



Enter into Sister Cities Agreement with Medellin, Colombia (Ordinance S-49880)

Request to authorize the Mayor of Phoenix, or her designee, to enter into a Sister Cities agreement with Medellin, Colombia in support of youth and education exchanges, municipal and technical cooperation, business, and arts and culture.

Summary

Phoenix Sister Cities, Inc. (PSC) is a 501(c)(3) nonprofit organization established in 1972. It is responsible for coordinating exchange programs in youth and education, municipal and technical cooperation, business, and arts and culture with Phoenix's 11 Sister Cities. Currently, the City of Phoenix has Sister Cities relationships with Calgary, Canada; Catania, Italy; Chengdu, China; Ennis, Ireland; Hermosillo, Mexico; Himeji, Japan; Grenoble, France; Prague, Czech Republic; Ramat-Gan, Israel; Suwon, South Korea; and Taipei, Taiwan.

In 2016, the PSC Board of Directors conducted an analysis of cities with which Phoenix customarily compares itself and discovered that it was falling short in its number of sister cities. At that time, the Board of Directors prioritized the exploration of additional sister cities relationships. The last sister city to join Phoenix's family was Suwon, South Korea in 2021, bringing the total number of sister cities to 11.

In December 2021, the Embassy of Colombia in Washington, DC contacted Phoenix Sister Cities about a project in Colombia to recruit 200 US sister cities for Colombian cities in recognition of 200 years of diplomatic relations between the two countries. Over the next 11 months, Phoenix Sister Cities analyzed potential sister cities and discussed with the Embassy opportunities for a relationship. In November 2022, Phoenix Sister Cities sent a working delegation to Medellin to discuss opportunities for cooperation. In April 2023, Phoenix Sister Cities received a working delegation from Medellin, in turn.

Medellin is the capital of the Antioquia province in the Aburra Valley, a central region of the Andes Mountains. It is the second largest city in Colombia, with a population of more than 2.5 million. The metropolitan area surrounding Medellin brings the total population to four million.

Medellin leaders are "building a city of the future" based on sustainability through planning, education and mobility. Considered the Silicon Valley of Colombia, Medellin's economy is tech-centric.

Among the many benefits of the proposed relationship are:

- Alignment around initiatives and goals, including connected and sustainable mobility; and the development of the cities' respective rivers and surrounding communities;
- Youth and education exchanges including the Youth Ambassador Exchange Program;
- Arts, culture and sports exchanges including an upcoming exhibit of works by Fernando Botero at the Phoenix Botanical Garden; and,
- Business exchanges, especially focused on aerospace, biotech, and connected mobility.

The PSC Board of Directors recommends that the City Council authorize the Mayor of Phoenix to sign a Sister Cities agreement, acknowledging the intention of both cities to engage in mutually-beneficial activities and exchanges, and detailing the ideas generated to date as a starting point.

If approved, PSC intends to organize a delegation to visit Medellin in August 2023 to sign a Sister Cities agreement.

Contract Term

If approved, the term of this contract is in perpetuity until the City of Phoenix or City of Medellin terminates it.

Financial Impact

This action will not impact the General Fund. Activities and exchanges with Medellin will be privately funded through the efforts of Phoenix Sister Cities, Inc.

Responsible Department

This item is submitted by Interim Deputy City Manager John Chan and the Community and Economic Development Department.



Class A Uniforms for the Fire Department - RFA 17-160 - Amendment (Ordinance S-49875)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 144899 with United Fire Equipment Company to extend the contract term and allow additional expenditures. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$200,000.

Summary

This contract will provide Class A dress uniforms for the Fire Department in accordance with the terms set forth in the 2016-2019 Memorandum of Understanding (MOU) between the City of Phoenix and the Phoenix Fire Fighters Association Local 493. This MOU requires that Class A dress uniforms be provided for all new hires and promotions up to the level of Captain as a one-time benefit effective July 1, 2017.

Contract Term

Upon approval, the contract will be extended through June 30, 2024, with an option to extend through June 30, 2025.

Financial Impact

Upon approval of \$200,000 in additional funds, the revised aggregate value of the contract will not exceed \$940,000. Funds are available in the Fire Department's budget.

Concurrence/Previous Council Action

The City Council previously approved this request:

- Class A Uniforms for the Fire Department Contract 144899 (Ordinance S-43415) on April 19, 2017.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Fire Department.



Extend Contract with Banner Occupational Health of Arizona and Allow Additional Expenditures for the Medical/Occupational Health Staffing for the Fire Department Agreement (Ordinance S-49829)

Request authorization for the City Manager, or his designee, to extend Contract 148117, and extend the Payment Ordinances S-44605 and S-46082 with Banner Occupational Health of Arizona for the Medical/Occupational Health Staffing for the Fire Department Agreement. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The City Council authorized Agreement 148117 with Banner Occupational Health of Arizona in 2018 to provide medical staffing for the Fire Department Health Center, which provides health assessments, wellness and industry injury recovery for multiple fire departments throughout the Phoenix region. The Fire Department will be reimbursed for all associated costs by participating jurisdictions for services provided to that jurisdiction.

The current contract term is set to expire on July 4, 2023. Staff is seeking authorization to continue utilizing the services of Banner Occupational Health of Arizona on a month-to-month basis while a new solicitation is in process. Authorization of month-to-month service will provide continuity until a vendor is selected and awarded a new contract through the City's solicitation process.

Contract Term

Contract term will be month-to-month for up to 12 months with no additional extensions. All other terms and conditions of the Agreement will remain in effect.

Financial Impact

This is a request to extend the agreement for an additional one-year period and extended associated ordinances for the previous authorization amount of up to \$16,200,000. No additional funding is required.

Concurrence/Previous Council Action

The City Council previously reviewed and approved this request:

- Enter into Contract 148117 with Banner Occupational Health Clinics (Ordinance S-44605) for a five-year contract not to exceed \$15,000,000 during the City Council Formal Meeting on May 16, 2018.
- Add \$1,200,000 in additional funding to Contract 148117 with Banner Occupational Health Clinics (Ordinance S-46082) not to exceed a total of \$16,200,000 during the City Council Formal Meeting on Oct. 2, 2019.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Fire Department.



Intergovernmental Agreement with Maricopa County for Regional Emergency Operations Management and Disaster Services (Ordinance S-49866)

Request approval from the City Council to enter into a Regional Disaster and Emergency Management Services Agreement with Maricopa County Department of Emergency Management, with an annual assessment of \$60,000. Maricopa County will provide assistance and additional resources to ensure the coordinated preparation and execution of emergency management programs and planning between the City of Phoenix, Maricopa County and surrounding communities for the preservation of life and property when disasters occur. These efforts will be in accordance with the guidance set forth in the Robert T. Stafford Disaster Relief and Emergency Assistance Act.

Summary

There is an ongoing possibility for the occurrence of disasters of unprecedented size and destructiveness resulting from natural, technological, national security or other causes. Coordinated preparation and use of common processes and procedures allow agencies on the local, county, and state levels to provide for consistent, coordinated responses.

Maricopa County will develop, maintain, and provide access to WebEOC, a cross-jurisdictional disaster information management system, and provide customized, technical support and training needed for emergency operations and planned events.

This agreement also allows Maricopa County to provide additional tools and assistance for Emergency Operations and Continuity of Operations Planning, Emergency Public Alert Systems, Hazard Mitigation Planning, exercise planning and facilitation, staff training, public outreach activities and other disaster and emergency management services.

Contract Term

The Intergovernmental Agreement shall commence on July 1, 2023 and remain in effect until June 30, 2033.

Financial Impact

The City shall pay Maricopa County an annual assessment of \$60,000. Funds are available in the Office of Homeland Security and Emergency Management budget.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Fire Department.



Agreement with the State of Arizona Department of Administration for the 9-1-1 Program (Ordinance S-49885)

Request authorization for the City Manager, or his designee, to authorize the Phoenix Fire Department to apply for, accept, and enter into an agreement with the State of Arizona Department of Administration Office of Grants and Federal Resources to receive a 9-1-1 grant not to exceed \$4,000,000. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary

The Arizona Department of Administration requires 9-1-1 planning be done at a local level as referenced in the State of Arizona Administrative Code, Title 2, Chapter 1, Article 4 Emergency Telecommunications Services Revolving Fund. The State of Arizona Office of Grants and Federal Resources' Arizona 9-1-1 Program Office has announced the availability of funds for the Program to be distributed during the first six months of Fiscal Year 2023-24. Funding will be available for multiple grants and allocated to each System Administrator Agency to pay, on behalf of the Public Safety Answering Points (PSAP), 9-1-1 system costs and approved projects that support the goals of the Arizona 9-1-1 Program.

The System Administrator Agency for the Maricopa Region is the Phoenix Fire Department. The City of Phoenix is the contracting agent of ongoing operations of the 9-1-1 system. This authority is given through signed resolutions by Maricopa Association of Governments (MAG) member agencies. These agreements act as the governing documents for the oversight of the 9-1-1 system design, implementation, and management in the MAG Region.

The 9-1-1 Grant funding would be used to support:

- 9-1-1 networking, telecom, and Internet Protocol infrastructure.
- 9-1-1 related hardware, software, and maintenance equipment.
- Continue to fund current staff of the Regional 9-1-1 Services section.

Contract Term

The grant Period of Performance is projected to begin on or around July 1, 2023 and end Dec. 31, 2023.

Financial Impact

There is no cost to the City of Phoenix. All equipment, services, and personnel-related costs are reimbursed by the State of Arizona.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Fire Department.



Memorandum of Agreement with the Arizona Department of Health Services for Use of CHEMPACKs (Ordinance S-49887)

Request authorization for the City Manager, or his designee, to enter into an agreement with the State of Arizona Department of Health Services for the Phoenix Fire Department to use CHEMPACKs.

Summary

To effectively respond to acts of chemical terrorism and other public health emergencies, Arizona Department of Health Services (ADHS) has entered into a Memorandum of Understanding (MOU) with the Administration for Strategic Preparedness and Response (ASPR) to pre-position sustainable repositories of nerve agent antidotes in locations throughout the State of Arizona.

This MOU between ADHS and the Fire Department authorizes the department to store, monitor, maintain, dispose, transport, and inventory CHEMPACK material. CHEMPACK is the sustainable repository of nerve agent antidotes and other necessary and certain supporting equipment to care for individuals exposed to nerve agents, including but not limited to autoinjectors, bulk symptomatic treatment supplies, and self-monitoring storage containers. CHEMPACK is a component of the Strategic National Stockpile (SNS) Program, which is part of the Federal medical response infrastructure.

Contract Term

The term of this agreement will be for five years upon execution.

Financial Impact

There is no cost to the City of Phoenix.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Fire Department.



Adopt Fire Department Computer Aided Dispatch Service Fees and Charges for Fiscal Year 2023-24 (Ordinance S-49886)

Request authorization for the City Manager to adopt the Fire Department's Fiscal Year 2023-24 Computer Aided Dispatch (CAD) payments to be charged to: (1) the cities of Avondale, Buckeye, Chandler, El Mirage, Glendale, Goodyear, Maricopa, Peoria, Scottsdale, Surprise, Tempe, and Tolleson; (2) the fire districts of Buckeye Valley, Daisy Mountain, Harquahala, and Sun City; (3) the towns of Guadalupe and Paradise Valley; (4) Arizona Fire and Medical Authority; (5) Dignity Health; and (6) Palo Verde Nuclear Generating Station. Further request to authorize the City Treasurer to accept and for the City Controller to disburse these funds.

Summary

The City Council approved agreements with each of the above jurisdictions, which included CAD fees and charges to be updated regularly. **Attachment A** outlines Fiscal Year (FY) 2023-24 Computer Aided Dispatch (CAD) fees and charges. The City of Phoenix has Automatic and/or Mutual Aid Agreements with these jurisdictions and provides dispatching for their fire and emergency medical units. Each CAD member pays a dispatching fee for each call dispatched, as well as charges for equipment and network maintenance.

Financial Impact

The General Fund revenue to be generated from these Agreements for FY 2023-24 is estimated at \$9,035,974.47 and is intended to offset a portion of the operating costs of the City's Regional Dispatch Center, including salaries of Dispatch Center staff. The \$5,346,338 balance of the funds collected pays for communications system and equipment maintenance and modernization.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Fire Department.

Attachment A

**Phoenix Fire Department
Fiscal Year 23-24 Projected Total CAD Revenues
Exhibit A Fees for Technical Services**

CAD Partner	Revenue
Arizona Fire & Medical Authority	\$793,720.89
City of Avondale	\$700,688.09
City of Buckeye	\$457,416.25
Buckeye Valley Fire District	\$518,063.76
City of Chandler	\$1,434,491.70
Daisy Mountain Fire District	\$367,816.30
City of El Mirage	\$222,670.45
City of Glendale	\$2,127,231.28
City of Goodyear	\$774,020.91
Town of Guadalupe	\$89,530.68
Harquahala Fire District	\$29,826.21
City of Maricopa	\$440,286.63
Town of Paradise Valley	\$100,136.73
Palo Verde Nuclear Generating Station	\$12,300.00
City of Peoria	\$1,095,000.25
City of Scottsdale	\$2,236,756.26
Sun City Fire District	\$548,969.68
City of Surprise	\$933,556.02
City of Tempe	\$1,278,111.74
City of Tolleson	\$183,214.22
Dignity Health	\$38,504.42
Total FY 2023/2024	\$14,382,312.47



**Donation from Royal Palm Women's Club for Phoenix Fire Department
Paramedic Restricted Fund (Ordinance S-49870)**

Request authorization for the City Manager, or his designee, to accept a donation of \$1,924 from the Royal Palm Women's Club for the Phoenix Fire Department Paramedic Restricted Fund. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this donation. If not approved, the donation would be turned down.

Summary

The Royal Palm Women's Club wishes to express their appreciation for the Phoenix Fire Department's service by donating \$1,924 to the Department. The donation will be used to fund training, equipment, and/or conferences related to paramedic certification.

Financial Impact

This donation does not require any matching funds. The funds will be used in accordance with City policies.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Fire Department.



Aircraft Fuel - RFA 18-233 - Amendment (Ordinance S-49872)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 148113 with Cutter Holding Co. dba Cutter Aviation (Cutter Aviation) to extend contract term. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$4,915,404.

Summary

This contract will provide refueling services for Phoenix Police Department Air Support Unit aircraft. Refueling services are required on a 24-hour basis every day of the year. Each specific aircraft requires aviation fuel, including Jet-A fuel for helicopters and Avgas for fixed-wing aircraft. Fuel availability is critical to ensure each aircraft is airworthy and not grounded for extended periods of time.

Cutter Aviation is a fixed-base operator (FBO) at Deer Valley Airport where the Air Support Unit is located, and also has a location at Sky Harbor International Airport. Cutter Aviation has the infrastructure in place to supply aviation fuel as needed and dispense it from mobile trucks directly into the aircraft. The extension and additional funding will provide continuous aircraft availability and ensure the Air Support Unit is providing effective airborne surveillance and patrol support to bureaus and precincts of the Phoenix Police Department.

Contract Term

Upon approval, the contract will be extended through June 30, 2028.

Financial Impact

Upon approval of \$4,915,404 in additional funds, the revised aggregate value of the contract will not exceed \$8,872,804. Funds are available in the Police Department's budget.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Aircraft Fuel - Contract 148113 (Ordinance S-44844) on June 27, 2018;
- Aircraft Fuel - Contract 148113 (Ordinance S-48927) on Aug. 31, 2022.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Police Department.



TLOxp Online Investigative Services Contract - EXC 23-120 - Request for Award (Ordinance S-49827)

Request to authorize the City Manager, or his designee, to enter into a contract with TransUnion Risk and Alternative Data Solutions, Inc. (TRADS) to provide Online Investigative Services for the Homeland Defense Bureau of the Police Department. Further request an exception to the indemnity and assumption of liability provisions of Phoenix City Code section 42-18. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$138,600.

Summary

This contract will provide Police staff with subscription services to the TLOxp Online Investigative Service Database. These services include access to an online investigative database of public and proprietary information. The TLOxp database is a powerful analytic tool used to research people, locations, and companies, that helps streamline processes and delivers quick turnaround of information and completion times for rapid identification and apprehension of criminal violators. This service has provided officers with relevant, actionable and timely information since 2012 to locate suspects, persons of interest and potential witnesses to crime. The information available in this database is vital to the role and mission of the Police Department.

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

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved determination memo based on special circumstances, being without competition. The Police Department purchased the TLOxp Software in 2012 from TRADS, the sole proprietor, and needs to continue to procure their subscription services for access to their investigative database which best aligns with the needs of the department.

Contract Term

The contract will begin on or about June 1, 2023, for a three-year term with a

maximum of five one-year options to extend.

Financial Impact

The aggregate contract value will not exceed \$138,600 for the three-year aggregate term. Funding is available in the Police Department's budget.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Police Department.



AZ Automated Fingerprint Identification System (AZAFIS) System Hardware and Maintenance - ADSP018-00008040 - Amendment (Ordinance S-49831)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 145675 with Idemia Identity & Security USA, LLC to extend contract term and to add the Fire Department as an authorized user. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$244,607.

Summary

This contract will provide the Police Department's Information Technology Bureau the ability to purchase automated fingerprint system equipment and maintenance to provide support to the AZAFIS network located at various bureaus and precincts throughout the City. The Fire Department will utilize the contract to purchase equipment for fingerprint background services.

Contract Term

Upon approval the contract will be extended through Oct. 31, 2023, with an option to extend through April 30, 2024.

Financial Impact

Upon approval of \$244,607 in additional funds, the revised aggregate value of the contract will not exceed \$1,633,969. Funds are available in the Police and Fire departments' budgets.

Concurrence/Previous Council Action

The City Council previously approved this request:

- Automated Fingerprint Identification System, Contract 145675, Ordinance S-43768 on June 28, 2017;
- Automated Fingerprint Identification System, Contract 145675, Ordinance S-46800 on June 24, 2020;
- Automated Fingerprint Identification System, Contract 145675, Ordinance S-47679 on June 16, 2021;
- Automated Fingerprint Identification System, Contract 145675, Ordinance S-48758

on June 15, 2022.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Police and Fire departments.



Authorization to Apply For, Accept and Enter Into an Agreement for FY 2023 Paul Coverdell Forensic Science Improvement Formula Grant Program (Ordinance S-49867)

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 2023 Paul Coverdell Forensic Science Improvement Formula grant program in an amount not to exceed \$150,000. 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 May 16, 2023. If authorization is not approved, staff will rescind application.

Contract Term

The contract term is two years beginning Oct. 1, 2023.

Financial Impact

No matching funds are required.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Police Department.



Approval of the 2023 Neighborhood Block Watch Grant Program Oversight Committee's Recommendations for the 2023 Grant Program Awards (Ordinance S-49888)

This report requests City Council approval of the recommendations from the Neighborhood Block Watch Grant Program (NBWGP) Oversight Committee to fund 140 grant applications for the 2023 grant cycle.

Summary

The Neighborhood Block Watch Grant Program (NBWGP) Oversight Committee was established to solicit, evaluate, and recommend to the Mayor and City Council appropriate proposals to expend funds for the expansion of the Block Watch programs within the limits of the Neighborhood Protection Ordinance. This ordinance, known as Proposition 301, was adopted at a special election on Oct. 5, 1993. The City Council adopted the format and guidelines for this process on April 26, 1994. The NBWGP is administered by the Police Department.

The 2023 NBWGP grant application process opened on Nov. 1, 2022 and closed on Dec. 5, 2022. The NBWGP Oversight Committee scored the grant applications based on the following criteria:

- Crime Prevention/Quality of Life Factors: 50 percent
- Budget Evaluation: 20 percent
- Community Involvement: 20 percent
- Project Viability/Feasibility/Ability to Complete the Project: 10 percent

A total of 144 grant applications were received. On April 6, 2023, the Oversight Committee voted unanimously to fund 142 applicants. However, in a subsequent meeting held April 18, 2023, the original recommendation to fund 142 applicants was rescinded. A revised recommendation (to fund 140 applicants, disqualifying those applications that scored below the minimum of 5.25) was made. The recommendation passed with five in favor, two opposed, and three abstained.

Of the 144 applications received, 140 applications (\$1,646,829 in grant awards) are recommended for full or partial funding and four applications are not recommended to

receive funding.

Of the 140 applications recommended for funding, 130 are recommended for full funding and 10 are recommended for partial funding. The 10 applications recommended to receive partial funding requested amounts above the outlined cap and/or included prohibited items, as well as failing to submit required meeting documents.

The four applications not recommended to receive funding scored below the minimum requirement of 5.25 out of 10 points. Also, one of the four applicants requested funding for unallowable items which are outlined in the grant application guide, making them ineligible to receive funding regardless of their score.

See **Attachment A** for a full list of the 144 grant applications and proposed award amounts.

Additionally, during the Oversight Committee meeting on April 6, 2023, the Committee voted unanimously to recommend the following change related to annual funding for the Block Watch Grant Program, "Increase funding for the Neighborhood Block Watch Grant Program from \$1,500,000 to \$1,750,000 annually." The program's fund balance allows for the recommended increase.

Contract Term

The award period is July 1, 2023 through June 30, 2024.

Financial Impact

No matching funds are required.

Concurrence/Previous Council Action

On May 10, 2023, the Public Safety and Justice Subcommittee voted unanimously to recommend City Council approval of the Oversight Committee's recommendations.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays and the Police Department.

Attachment A

2023 Neighborhood Block Watch Grant Program Funding Recommendations Proposed by the Neighborhood Block Watch Grant Program Oversight Committee

APPLICANT NUMBER	APPLICANT / CO-APPLICANT	COUNCIL DISTRICT	PROJECT TITLE	AMOUNT REQUESTED	PROPOSED AWARD	REVIEW SCORE
23-002	Moon Valley Gardens Neighborhood Block Watch / Glendale Union High School District (GUHSD) and Washington Elementary School District (WESD)	3	2023 MVGNBW Engaging Youth	\$ 14,850	\$ 14,850	7.7571
23-003	Moon Valley Gardens Neighborhood Block Watch	3	2023 MVGNBW Safer Neighborhood	\$ 14,635	\$ 14,635	7.9857
23-004	Desert Horizon Precinct Block Watch and PNP	3	DHP Safety & Outreach	\$ 15,000	\$ 15,000	9.1714
23-005	Mountain View Precinct Phoenix - Neighborhood Patrol	4	MTNVP Safety & Community Building	\$ 14,950	\$ 14,950	8.4857
23-006	Black Mountain Community Alliance	1	2023 BMCA Crime Prevention & Safety Projects	\$ 14,995	\$ 14,995	8.6143
23-007	Deer Valley Park Neighborhood Block Watch Organization	1	2023 DVPNBWO Crime Prevention & Safety Project	\$ 14,975	\$ 14,975	8.6429
23-010	Greater Green Gables Neighborhood Association	8	Greater Green Gables Neighborhood Association	\$ 15,000	\$ 15,000	7.0000
23-011	Weston Park Block Watch - Weston Park/Grayson Square	8	Maintaining Control/Keeping an Eye on our Neighborhood	\$ 11,390	\$ 11,390	6.9000
23-015	North Glen Square Neighborhood Association	5	North Glen Square Neighborhood Crime Prevention	\$ 10,812	\$ 10,812	7.2429
23-016	Riverbend Block Watch	7	2023 Grant Application	\$ 14,975	\$ 14,975	8.0857
23-017	Cactus Wren Neighborhood Block Watch	1	2023/2024 Cactus Wren Block Watch	\$ 15,000	\$ 15,000	8.1286
23-018	Cactus Wren Neighborhood Block Watch / Cactus Park Police Precinct	1	2023/2024 Partnership between Cactus Wren Block Watch and Cactus Park Police Precinct	\$ 14,990	\$ 14,990	8.4714
23-019	Belcanto Block Watch / Belcanto HOA	1	Belcanto Grant 2023	\$ 14,325	\$ 14,325	8.0143

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2023 Neighborhood Block Watch Grant Program Funding Recommendations Proposed by the Neighborhood Block Watch Grant Program Oversight Committee

APPLICANT NUMBER	APPLICANT / CO-APPLICANT	COUNCIL DISTRICT	PROJECT TITLE	AMOUNT REQUESTED	PROPOSED AWARD	REVIEW SCORE
23-020	Phoenix Block Watch Advisory Board	1	crime prevention plus	\$ 14,654	\$ 14,654	9.1333
23-021	Fairview Place	4	Fairview Place - 2023 - Safe Alleys Year 1	\$ 15,000	\$ 15,000	7.8714
23-022	Arcadia Camelback Mountain Neighborhood Association	6	2023 Phoenix Block Watch Grant - ACMNA	\$ 15,000	\$ 15,000	8.1143
23-023	Tuscano Block Watch	7	To Keep our Community Safe	\$ 11,451	\$ 11,451	7.8571
23-024	Foothills Club West	6	2023 Grant for Foothills Club West Block Watch Group	\$ 8,720	\$ 8,720	7.6571
23-025	Encanto-Palmcroft Historic Preservation Association	4	Alley Safety Lighting	\$ 3,000	\$ 3,000	8.1667
23-026	Sierra Colina Block Watch	8	Sierra Colina BW Pandemic Recovery	\$ 7,853	\$ 7,853	7.5571
23-027	Hunter's Village/Tapestry 24 Hr Surveillance	2	Stay Crime Free and Active	\$ 9,240	\$ 9,240	7.9571
23-028	East Glenrosa Avenue	6	East Glenrosa Block Watch	\$ 14,880	\$ 14,880	8.0143
23-029	Moon Valley 1 Block Watch	3	Moon Valley Pride	\$ 7,720	\$ 7,720	7.5286
23-030	Washington Park Neighborhood Association	5	Uniting Together Against Crime	\$ 14,630	\$ 14,630	7.5800
23-031	PHX LUV	3	2023 Safety Project	\$ 15,000	\$ 15,000	8.0000
23-032	Arizona Black Law Enforcement Employees (ABLE)	5	Arizona Black Law Enforcement Employees (ABLE) 2023 Criminal Justice Conference	\$ 10,000	\$ 10,000	7.3143

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2023 Neighborhood Block Watch Grant Program Funding Recommendations Proposed by the Neighborhood Block Watch Grant Program Oversight Committee

APPLICANT NUMBER	APPLICANT / CO-APPLICANT	COUNCIL DISTRICT	PROJECT TITLE	AMOUNT REQUESTED	PROPOSED AWARD	REVIEW SCORE
23-033	Phoenix Block Watch Advisory Board / community engagement bureau	3	crime prevention plus-1 (CEB)	\$ 13,911	\$ 13,911	9.3000
23-034	Seven Palms Block Watch	3	2023 Seven Palms Block Watch Crime Prevention Through Education	\$ 15,000	\$ 15,000	7.7000
23-035	Ocotillo Glen	5	Instilling Community Pride	\$ 14,495	\$ 14,495	8.3143
23-036	Desert Cove and Friends Block Watch	3	Desert Cove and Friends BW Application 2023	\$ 11,309	\$ 11,309	7.7500
23-037	Arlington Estates II Neighborhood Association	7	See the strength in Safe Neighborhoods	\$ 14,950	\$ 14,650	7.6429
23-038	Northtown Community Block Watch/PNP	3	2023 Northtown PNP Crime Prevention and Safety for Senior Community	\$ 5,145	\$ 5,145	8.4000
23-039	Riverwalk Villages Block Watch	7	Block Watch and Safety Group	\$ 12,325	\$ 12,325	6.7714
23-040	Riverwalk Villages Block Watch / Cheatham School	7	Cheatham Wake Up! Club	\$ 11,940	\$ 11,940	8.3143
23-041	Simpson Neighborhood Association / Empower College Prep School	5	Empower Wake Up! Club	\$ 11,315	\$ 11,315	8.6286
23-042	Lindo Park Neighborhood Association/Block Watch	8	Crime Prevention and Neighborhood Street Safety	\$ 14,396	\$ 14,396	8.5667
23-043	Tatum & Shea Action Area Master Block Watch	3	2023 Grant Tatum & Shea Action Area Master Block Watch	\$ 5,519	\$ 5,519	8.1571
23-044	Black Mountain Precinct Phoenix Neighborhood Patrol / Moon Valley 1 Block Watch	1	Black Mountain Precinct Block Watch & Phoenix Neighborhood Patrol Program	\$ 14,000	\$ 14,000	8.5286
23-045	Mountain Trails Neighborhood Block Watch / Mountain Trails HOA	8	Mountain Trails Community Safety & Awareness	\$ 9,550	\$ 9,550	8.0286

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2023 Neighborhood Block Watch Grant Program Funding Recommendations Proposed by the Neighborhood Block Watch Grant Program Oversight Committee

APPLICANT NUMBER	APPLICANT / CO-APPLICANT	COUNCIL DISTRICT	PROJECT TITLE	AMOUNT REQUESTED	PROPOSED AWARD	REVIEW SCORE
23-046	Ocotillo Hills Block Watch	3	2023 Ocotillo Hills Block Watch Bringing Neighbors Together To Reduce Crime Through Community Involvement	\$ 15,000	\$ 15,000	7.5429
23-047	DEL NORTE NEIGHBORHOOD ASSOCIATION	4	2023 Del Norte Block Watch Grant	\$ 15,000	\$ 15,000	7.4571
23-048	Royal Palm Neighborhood Council	3	Royal Palm Neighborhood Events	\$ 9,765	\$ 9,765	8.8000
23-049	Trailside Point Block Watch	7	Trailside Point: Keep Fighting the Blight	\$ 7,675	\$ 7,675	7.9286
23-050	Cactus Park Community Alliance	1	Crime Prevention Through Community Education and Support	\$ 15,000	\$ 15,000	8.7857
23-051	Biltmore Terrace Block Watch / Biltmore Terrace Condominiums Association	6	Biltmore Terrace Block Watch Grant	\$ 3,000	\$ 3,000	5.8286
23-052	Woodlawn Park Neighborhood Association	1	Woodlawn Park Block Watch Grant 2023	\$ 14,953	\$ 14,953	6.4429
23-053	Mountain Preserve Block Watch	3	Unity in Community 2023	\$ 6,301	\$ 5,501	7.2571
23-054	Garfield Organization A Neighborhood Alliance	8	Garfield Neighborhood — Providing bike safety education and expanding communication to help improve the quality of life within the diverse community.	\$ 15,000	\$ 15,000	7.8857
23-055	Arlington Estates II Neighborhood Association / Laveen Baseball League, Inc.	7	Laveen Baseball League, Inc.	\$ 10,500	\$ 10,500	8.2000
23-056	Carnation Association of Neighbors	4	Carnation 2022-23 BWG	\$ 14,748	\$ 14,748	7.6286
23-057	Loma Linda Neighborhood Association / Barbara Damiani	4	Loma Linda Neighborhood Association	\$ 15,000	\$ 15,000	6.8143
23-058	Northtown Community Block Watch/PNP / Northtown Community Home Owners Association	3	2023 Northtown PNP/HOA Lighting Systems for Community	\$ 12,082	\$ 12,082	7.9500

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2023 Neighborhood Block Watch Grant Program Funding Recommendations Proposed by the Neighborhood Block Watch Grant Program Oversight Committee

APPLICANT NUMBER	APPLICANT / CO-APPLICANT	COUNCIL DISTRICT	PROJECT TITLE	AMOUNT REQUESTED	PROPOSED AWARD	REVIEW SCORE
23-059	Laurelwood Homes Block Watch	5	Villa de Paz Crime Prevention Program	\$ 15,000	\$ 15,000	8.0714
23-060	Willo Neighborhood Association	1	Willo Block Watch 2023	\$ 14,888	\$ 14,888	8.2857
23-062	South Mountain Village Clean and Beautiful / Jack L. Kuban School	7	Kuban Wake Up!	\$ 12,700	\$ 12,700	8.7286
23-063	South Mountain Village Clean and Beautiful / Arthur M. Hamilton School	7	Hamilton Wake Up!	\$ 12,700	\$ 12,700	8.7000
23-065	Paradise Gardens Neighborhood Association and Block Watch	3	Paradise Gardens grant app 2023	\$ 2,318	\$ 2,318	7.3857
23-066	Estrella Super Mom's Block Watch / Estrella Middle School	8	Estrella Wake Up! Club	\$ 14,999	\$ 14,999	8.9286
23-067	Ridge Runners 2	2	2023 Neighborhood Block Watch Program	\$ 2,590	\$ 2,590	7.8429
23-068	Tomahawk Village Block Watch / City of Phoenix After School Center	5	2023 Tomahawk Village Block Watch Post Pandemic Neighborhood Reboot	\$ 12,104	\$ 12,104	7.8714
23-069	Metro Block Watch	1	2023 Crime Prevention/Safety Awareness/Education	\$ 14,701	\$ 14,701	8.1286
23-070	SO PHO CONVENING / Quest High School	8	Conquerors Wake Up	\$ 8,390	\$ 8,390	8.6143
23-071	Wilson Coalition / Wilson School	8	Wilson Wake Up Club	\$ 10,315	\$ 10,315	8.6286
23-072	Cactus Park Phoenix Neighborhood Patrol	1	Cactus Park Phoenix Neighborhood Patrol	\$ 14,950	\$ 14,950	8.6286
23-073	Cox Meadows Neighborhood Block Watch, Inc.	3	Safer Streets for a Safer Neighborhood	\$ 14,646	\$ 14,646	7.4714

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2023 Neighborhood Block Watch Grant Program Funding Recommendations Proposed by the Neighborhood Block Watch Grant Program Oversight Committee

APPLICANT NUMBER	APPLICANT / CO-APPLICANT	COUNCIL DISTRICT	PROJECT TITLE	AMOUNT REQUESTED	PROPOSED AWARD	REVIEW SCORE
23-074	F.Q. Story Block Watch	4	FQ Story Crime Prevention Effort	\$ 11,724	\$ 11,724	7.8571
23-076	Sunnyslope Historical Society and Museum	3	2023-2024 Block Watch Grant Application	\$ 13,290	\$ 9,090	7.6429
23-077	Bell Road Business Alliance	1	Crime Prevention & Safety Along Our Bell Road	\$ 5,893	\$ 5,893	7.5000
23-078	Grandview Neighborhood Association	4	Grandview Block Watch Crime Prevention & Reduction	\$ 13,712	\$ 13,712	8.1143
23-079	Amigos Block Watch	4	2023 Amigos Block Watch One Neighborhood One Family	\$ 12,380	\$ 12,380	7.8000
23-080	Grant Park Community Garden	8	Grant Park Barrio Safety Now, Year 4	\$ 8,000	\$ 8,000	8.1286
23-081	Bernard Black Neighborhood Association / Cesar Chavez High School	8	ACTS "Women of Valor" Leadership Development Project- Rising Champions Girls Basketball	\$ 15,000	\$ 15,000	7.5286
23-082	Heritage Heights Block Watch	3	Creating a Better Community 2023	\$ 9,202	\$ 9,202	7.5143
23-083	Bernard Black Neighborhood Association	8	ACTS "Men of Valor" Leadership Development Project - AZ Champions Football	\$ 15,000	\$ 15,000	6.6429
23-084	Faith Missionary Baptist Church Neighborhood Association / Faith Missionary Baptist Church	8	Save Our Sisters and Brothers (S.O.S.&B.) - Safety Education Awareness & Mentoring Program	\$ 15,000	\$ 15,000	6.9143
23-085	Faith Missionary Baptist Church Neighborhood Association / Vessels of Possibilities	8	Save Our Sisters and Brothers (S.O.S.&B.) - MVP STEM Education and Safety Outreach Program	\$ 15,000	\$ 15,000	6.4429
23-086	Lookout Mountain Way	3	Block Watch 2023 Neighborhood Safety/Meetings/Events	\$ 2,308	\$ 2,308	6.7571
23-087	John Jacobs Block Watch	3	To Detect, Deter and Delay Crime in the John Jacobs Elementary School Neighborhood	\$ 14,379	\$ 14,379	7.6143

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2023 Neighborhood Block Watch Grant Program Funding Recommendations Proposed by the Neighborhood Block Watch Grant Program Oversight Committee

APPLICANT NUMBER	APPLICANT / CO-APPLICANT	COUNCIL DISTRICT	PROJECT TITLE	AMOUNT REQUESTED	PROPOSED AWARD	REVIEW SCORE
23-088	SUNBURST FARMS HOMEOWNERS ASSOCIATION / Desert Foothills Junior High School	1	Desert Foothills Wake Up! Club	\$ 14,060	\$ 14,060	8.6000
23-089	Paradise Gardens Neighborhood Association and Block Watch / Shea Middle School	3	Shea Wake Up!	\$ 14,240	\$ 14,240	8.6000
23-090	Maryvale Estrella Mountain Community Alliance	7	2023 Maryvale Estrella Mountain Community Alliance	\$ 14,985	\$ 14,985	8.4571
23-092	Sierra Colina Block Watch / MC Cash	7	M.C. Cash Wake Up! Club	\$ 11,800	\$ 11,800	8.6571
23-093	Central City Precinct Phoenix Neighborhood Patrol	8	Central City Precinct Neighborhood Patrol	\$ 10,000	\$ 10,000	9.0000
23-094	West Plaza Neighborhood Association	5	Block Watch Grant	\$ 14,170	\$ 14,170	7.9286
23-095	ARCADIA OSBORN NEIGHBORHOOD ASSOCIATION	6	2023-24 AONA NBWG	\$ 13,681	\$ 13,681	8.4714
23-096	Northern Manor Two Block Watch / Cholla Middle School	5	Cholla Middle School Wake Up! Program	\$ 14,060	\$ 14,060	8.4429
23-097	Norton Vista Neighborhood Association	3	Planting Progress	\$ 15,000	\$ 15,000	8.2286
23-098	North Park Central	4	Developing a Safer Neighborhood Through Direct Community Involvement	\$ 13,775	\$ 3,000	7.0857
23-099	Mountain Estates Block Watch	3	Mountain Estates 2023-2024	\$ 10,210	\$ 10,210	7.9000
23-100	Canal North Neighborhood Association	4	Canal North Crime Prevention Task Force 2023	\$ 3,612	\$ 3,612	7.5286
23-101	Alta Vista Neighborhood Block Watch / Palo Verde Middle School	5	Palo Verde Wake Up! Club	\$ 14,060	\$ 14,060	8.4857

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2023 Neighborhood Block Watch Grant Program Funding Recommendations Proposed by the Neighborhood Block Watch Grant Program Oversight Committee

APPLICANT NUMBER	APPLICANT / CO-APPLICANT	COUNCIL DISTRICT	PROJECT TITLE	AMOUNT REQUESTED	PROPOSED AWARD	REVIEW SCORE
23-103	VILLAGE MEADOWS CONCERNED CITIZENS NEIGH. ASSOC.	1	23-103 PPDNBWGP 2023 Grant Application	\$ 14,910	\$ 14,910	7.6571
23-104	Coronado Neighborhood Association	4	Coronado Dispatch	\$ 10,000	\$ 10,000	6.9429
23-105	Metro Center Community Collaboration	1	Metro Center Community Collaboration	\$ 14,946	\$ 14,946	7.4429
23-106	Beacon creek blockwatch	2	beacon creek crime busters program	\$ 2,528	\$ 2,528	7.3857
23-107	Rancho Ventura Neighborhood Association	8	2023 NBWGP	\$ 1,537	\$ 1,537	6.7857
23-108	19 North	5	19NORTH Community Alliance	\$ 15,000	\$ 15,000	6.5571
23-109	Woodlea/Melrose Neighborhood Association	4	Woodlea/Melrose Neighborhood Association	\$ 11,220	\$ 11,220	8.1000
23-110	Target Area "B" / Phoenix Neighborhood Patrol (NSD #1895)	7	Target Area B, PNP Education and Outreach Program 2023-24	\$ 15,000	\$ 15,000	9.0714
23-111	Trailside Point Block Watch / Desert Meadows School	7	Desert Meadows Wake Up! Club	\$ 10,980	\$ 10,980	8.4857
23-112	ALHAMBRA NEIGHBORHOOD ASSOCIATION	5	Continuing - Alley Safety	\$ 13,222	\$ 13,222	7.3571
23-113	Target Area "B" / Phoenix Crime Free Multi-Housing Program	7	Target Area B's Crime Free Multi-Housing Education and Outreach Program 2023-24	\$ 14,725	\$ 14,725	8.5286
23-114	Safe Schools "Focus On Excellence" / Safe Schools Youth Programs, LLC	8	Safe Schools CityWide Diversion Project	\$ 15,000	\$ 15,000	7.6571
23-115	Villages at Verona Block Watch	8	Villages at Verona/South Mountain Precinct Community Capacity Building	\$ 2,991	\$ 2,991	8.3857

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2023 Neighborhood Block Watch Grant Program Funding Recommendations Proposed by the Neighborhood Block Watch Grant Program Oversight Committee

APPLICANT NUMBER	APPLICANT / CO-APPLICANT	COUNCIL DISTRICT	PROJECT TITLE	AMOUNT REQUESTED	PROPOSED AWARD	REVIEW SCORE
23-116	Devonshire Neighborhood Association	4	SASSY (Safety and Security Serves You)	\$ 6,550	\$ 6,530	7.5429
23-117	EAST SUNNYSLOPE NEIGHBORHOOD ASSOCIATION & BLOCK WATCH	3	East Sunnyslope Block Watch and Neighborhood Association Continued Improvement	\$ 14,575	\$ 14,575	8.1286
23-118	PALM LAKES VILLAGE, INC. / Palm Lakes Village HOA	2	block watch grant	\$ 14,875	\$ 14,875	8.2857
23-119	Dobbins Point Block Watch	8	Keep Dobbins Point Safe	\$ 998	\$ 998	7.4286
23-120	North Encanto Neighborhood Alliance	4	Keeping the Neighborhood Together	\$ 11,991	\$ 11,991	7.7143
23-121	Acoma Park Block Watch	1	Acoma Park Block Watch 2023/2024 Program	\$ 3,985	\$ 3,735	7.4857
23-122	St. Gregory Neighborhood Assoc	4	2023 Phoenix Block Watch Grant Application	\$ 14,950	\$ 13,750	7.4000
23-123	Maryvale Estrella Mountain Community Alliance / Maryvale Estrella Mountain Phoenix Neighborhood Patrol	7	2023 Maryvale Estrella Mountain Phoenix Neighborhood Patrol	\$ 14,880	\$ 14,880	8.8857
23-125	Safe Schools "Focus On Excellence" / C.J. Jorgensen Neighborhood Association	7	RSD 'Teen Court' Project	\$ 14,900	\$ 14,900	8.1286
23-126	South Mountain High School Law Magnet Program / Safe Schools Teen Court Network	7	'ACTS' Leadership and Mentoring	\$ 13,400	\$ 13,400	8.0714
23-127	West Sunnyslope Neighborhood Association and Block Watch	3	Au Fait	\$ 14,950	\$ 14,950	7.5143
23-128	North Central Heights	3	North Central Heights 2023 Block Watch Grant	\$ 9,290	\$ 9,290	7.7571
23-129	Foothills Club West / South Mountain Police Precinct	6	South Mountain Community Engagement	\$ 13,580	\$ 13,580	8.2429

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2023 Neighborhood Block Watch Grant Program Funding Recommendations Proposed by the Neighborhood Block Watch Grant Program Oversight Committee

APPLICANT NUMBER	APPLICANT / CO-APPLICANT	COUNCIL DISTRICT	PROJECT TITLE	AMOUNT REQUESTED	PROPOSED AWARD	REVIEW SCORE
23-130	Midtown Neighborhood Association	4	Keep Neighbors Informed and Involved	\$ 11,700	\$ 11,700	8.3286
23-131	Sienna Vista / Santa Maria Middle School	7	Santa Maria Wake Up! Club	\$ 13,620	\$ 13,620	8.7857
23-132	Simpson Neighborhood Association	4	Simpson Neighborhood 2023 Grant Application	\$ 11,228	\$ 11,228	7.8714
23-133	Anthem Neighborhood Watch-West	1	Anthem Neighborhood Watch	\$ 12,100	\$ 12,100	7.6857
23-134	Roosevelt Action Association	7	Awaken, Welcome, Engage (AWESome(Roosevelt	\$ 13,640	\$ 13,640	7.8857
23-135	Northern Manor Two Block Watch	5	Crime Prevention	\$ 15,000	\$ 15,000	7.8143
23-137	Sunnyslope Village Alliance	3	Sunnyslope Community Engagement	\$ 15,000	\$ 15,000	7.0857
23-138	Hatcher Road Business Alliance	3	theHUB Revitalization Community Outreach	\$ 15,000	\$ 15,000	7.4857
23-139	Homestead Block Watch / Charles W. Harris School	7	Homestead Block Watch	\$ 15,000	\$ 14,960	8.3000
23-140	Redhawk At Rogers Ranch Block Watch	7	2023 Redhawk at Rogers Ranch Block Watch	\$ 14,208	\$ 14,208	8.3714
23-141	Sienna Vista	7	Sienna Vista Block Watch - Aware and Alert	\$ 14,580	\$ 14,580	7.9000
23-142	Redhawk At Rogers Ranch Block Watch / Estrella Foothills Global Academy	8	Estrella Foothills Wake Up! Club	\$ 12,940	\$ 12,940	8.5571
23-143	Wilson Coalition / Wilson Coalition	8	Wilson Community Involvement Project	\$ 11,740	\$ 11,740	7.1429

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2023 Neighborhood Block Watch Grant Program Funding Recommendations Proposed by the Neighborhood Block Watch Grant Program Oversight Committee

APPLICANT NUMBER	APPLICANT / CO-APPLICANT	COUNCIL DISTRICT	PROJECT TITLE	AMOUNT REQUESTED	PROPOSED AWARD	REVIEW SCORE
23-144	Canyon Corridor Neighborhood Alliance	4	South 27th Ave Corridor Neighbor-2-Neighbor	\$ 15,000	\$ 15,000	5.6714
23-145	Westwood Village & Estates Neighborhood Association	4	2023 BW Grant - Light Up Westwood Project	\$ 14,674	\$ 14,674	8.4000
23-146	Arroyo Crossing	3	Curb address # painting	\$ 2,670	\$ 2,670	8.2000
23-147	Lake Biltmore Block Watch	1	2023 LBBW Neighborhood Safety Improvements	\$ 6,317	\$ 6,317	8.0833
23-148	Melrose Community Alliance	4	Community Connectedness Project	\$ 12,655	\$ 12,155	7.5857
23-149	Western Enclave	5	Light Up the Community for Crime Prevention	\$ 9,175	\$ 9,175	7.4429
23-152	Alta Vista Neighborhood Block Watch	1	Crime Prevention Through Continuing Education	\$ 15,000	\$ 15,000	8.4857
23-154	7th Avenue Merchants	4	2023 BWG SAMA	\$ 12,000	\$ 2,050	6.7429
23-155	NORTH CENTRAL PHOENIX HOMEOWNERS ASSOCIATION (NCPHA)	6	Crime Prevention	\$ 11,870	\$ 11,870	6.0429
23-157	Bougainvillea Block Watch	8	Bougainvillea Block Watch	\$ 2,998	\$ 2,998	7.4571
PROPOSED AWARD TOTAL					\$ 1,646,829	

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2023 Neighborhood Block Watch Grant Program Funding Recommendations Proposed by the Neighborhood Block Watch Grant Program Oversight Committee

The Neighborhood Block Watch Grant Program Oversight Committee recommends denying funding for the following applications for not meeting the grant program criteria

NUMBER	APPLICANT / CO-APPLICANT	COUNCIL DISTRICT	PROJECT TITLE	AMOUNT REQUESTED	PROPOSED AWARD	REVIEW SCORE	NOTES
23-061	Mission Square	1	Mission Square Security	\$ 10,072	\$ -	4.2000	Disqualified due to request for prohibited items (security cameras); no appeal requested.
23-091	Collins Sun Devils / Bella Vista Prep	8	CSD/ASU PREP FAMILIES	\$ 10,000	\$ -	4.9571	Disqualified due to location outside of city limits; upon appeal, determined location is within city limits; disqualified due to score below 5.25.
23-124	Collins Sun Devils / MOUNTAIN POINTE	6	CSD/MP	\$ 9,300	\$ -	5.1857	Disqualified due to scored below 5.25.
23-151	Community Leaders In Action	4	Community Leaders in Action - Block Watch	\$ 15,000	\$ -	3.7571	Notified of disqualification due to missing required documents. Upon appeal, recommended for partial funding of \$3,000. Disqualified due to score below 5.25.
DENIED AWARD TOTAL				\$ 44,372	\$ -		



Phoenix Deer Valley Airport Blast Pads - Engineering Services Amendment 1 - AV31000094 FAA/ADOT (Ordinance S-49824)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 155732 with Stantec Consulting Services, Inc. to provide additional Engineering Services for the Phoenix Deer Valley Airport Blast Pads project. Further request to authorize execution of amendments to the agreement, as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The additional fee for services included in this amendment will not exceed \$72,009.

Summary

The purpose of this project is to bring the blast pads for runways 7L/25R and 7R/25L at Phoenix Deer Valley Airport up to standards established by current Federal Aviation Administration Advisory Circulars. A blast pad is defined as the surface adjacent to the ends of the runway provided to reduce the erosive effect of jet blast and propeller wash.

This amendment is necessary because design services on this project are complete and Construction Administration and Inspection (CA&I) services are ready to be performed. This amendment aligns with Federal Aviation Administration grant funding. This amendment will provide additional funds to the agreement.

Stantec Consulting Services, Inc.'s CA&I services include, but are not limited to: providing inspections to ensure compliance with the project plans and specifications; assisting with and conducting construction meetings; reviewing contractor shop drawings and submittals; preparing required documentation to submit for Federal Aviation Administration and Arizona Department of Transportation grant compliance; reviewing and approving monthly pay requests and change orders; scheduling, conducting and providing documentation for regular progress meetings; responding to Requests for Information; verifying compliance with contract documents; reviewing contractor's record drawings monthly and preparing final record drawings; punch-list development; conducting pre-final and final inspection; conducting warranty inspection; and other CA&I services as required for a complete project.

Contract Term

The term of the agreement remains unchanged at five years from the issuance of the initial 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 initial agreement for Engineering Services was approved for an amount not to exceed \$190,000, including all subconsultant and reimbursable costs. This amendment will increase the agreement by an additional \$72,009, for a new total amount not to exceed \$262,009, including all subconsultant and reimbursable costs.

Funding for this amendment 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 the execution of any amendments. Payments may be made up to agreement limits for all rendered agreement services, which may extend past the agreement termination.

Concurrence/Previous Council Action

The City Council approved Engineering Services Agreement 155732 (Ordinance S-48243) on Jan. 5, 2022.

Location

702 W. Deer Valley Road
Council District: 1

Responsible Department

This item is submitted by Deputy City Managers Mario Paniagua and Alan Stephenson, the Aviation Department and the City Engineer.



Phoenix Deer Valley Airport Relocate Taxiway Bravo and Construct High Speed Connectors B6 and B9 - Engineering Services Amendment 1 - AV31000092 FAA (Ordinance S-49830)

Request to authorize the City Manager, or his designee, to execute an amendment to Agreement 150110 with TRACE Consulting, LLC to provide additional Engineering Services for the Phoenix Deer Valley Airport Relocate Taxiway Bravo and Construct High Speed Connectors B6 and B9 project. Further request to authorize execution of amendments to the agreement, as necessary within the Council-approved expenditure authority as provided below, and for the City Controller to disburse all funds related to this item. The additional fee for services included in this amendment will not exceed \$303,962.

Summary

The purpose of this project is to relocate and reconstruct Taxiway Bravo for the entire length, including taxiway connectors to the hold bars and run up areas. The project includes the design of all taxiway connectors, acute angle connectors B6 and B9, and separation of signage circuiting. Taxiway Bravo is currently at a non-standard distance from the centerline of Runway 7L-25R and needs to be relocated further south.

This amendment is necessary because design services on this project are complete, and Construction Administration and Inspection (CA&I) services are ready to be performed. This amendment aligns with Federal Aviation Administration grant funding. This amendment will provide additional funds to the agreement.

TRACE Consulting, LLC's CA&I services include, but are not limited to: providing inspections to ensure compliance with the project plans and specifications; scheduling, conducting and preparing daily inspection reports for the Federal Aviation Administration and the project records detailing construction progress; assisting with and conducting construction meetings; reviewing contractor shop drawings and submittals; preparing required documentation to submit for Federal Aviation Administration grant compliance; reviewing and approving monthly pay requests and change orders; responding to Requests for Information; verifying compliance with contract documents; reviewing contractor's record drawings monthly and preparing final record drawings; punch-list development; conducting pre-final and final

inspection; conducting warranty inspection; and other CA&I services as required for a complete project.

Contract Term

The term of the agreement remains unchanged at five years from the issuance of the initial 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 initial agreement for Engineering Services was approved for an amount not to exceed \$1,340,929, including all subconsultant and reimbursable costs. This amendment will increase the agreement by an additional \$303,962, for a new total amount not to exceed \$1,644,891, including all subconsultant and reimbursable costs.

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

Concurrence/Previous Council Action

The City Council approved:

- Engineering Services Agreement 150110 (Ordinance S-45685) on June 5, 2019;
- Construction Manager at Risk (CMAR) Preconstruction Services Agreement 152002 (Ordinance S-49299) on Jan. 4, 2023; and
- CMAR Construction Services Agreement on May 31, 2023.

Location

702 W. Deer Valley Road
Council District: 1

Responsible Department

This item is submitted by Deputy City Managers Mario Paniagua and Alan Stephenson, the Aviation Department and the City Engineer.



AerSale, Inc. Amended and Restated Hangar Lease, New Ground Lease, and New Aircraft Storage Agreement at Phoenix Goodyear Airport (Ordinance S-49837)

Request to authorize the City Manager, or his designee, to amend and restate hangar Lease Agreement 75812, enter into a new ground lease, and enter into a new aircraft storage agreement with AerSale, Inc. (AerSale) at Phoenix Goodyear Airport (GYR).

Summary

AerSale, and its predecessor Aeroturbine, have operated a maintenance, repair, and overhaul business at GYR under hangar Lease Agreement 75812 since 1996 and hangar Lease Agreement 136123 since 2013; both leases are scheduled to expire in 2026. AerSale has requested to amend and restate hangar Lease Agreement 75812 to include both existing hangars with a term of 40 years. AerSale also wants to construct a new hangar with an investment of approximately \$40 million under a new ground lease that will include a 40 year term. AerSale also wants to enter into a ten-year lease for the storage of unused commercial aircraft. Staff is seeking permission to apply rent credits for the relocation of utilities that conflict with the new hangar development site in an amount not to exceed \$1.5 million, and an additional rent credit for the replacement of an obsolete fire suppression system that serves both existing hangars in an amount not to exceed \$2 million.

Contract Term

The term of amended and restated Lease Agreement 75812 and the new ground lease will be 40 years. The term for the aircraft storage agreement will be ten years with one five-year option to extend.

Financial Impact

Rent paid by AerSale under the current leases is approximately \$1,115,000 per year. The new leases will increase revenue to the City to approximately \$1,468,000 through the inclusion of lease rates that reflect current market conditions. All rents will be subject to the greater of annual consumer price index adjustments per the Phoenix-Mesa-Scottsdale index, or three percent. Total revenue estimated over the combined lease terms will be approximately \$54.2 million.

Concurrence/Previous Council Action

City Council previously approved:

- Lease Agreement 75812 (Ordinance S-23774) on July 3, 1996;
- Lease Agreement 136123 (Ordinance S-39438) on Dec. 19, 2012;
- The Business and Development Subcommittee recommended approval of this item on May 4, 2023 by a vote of 3-0;
- The Phoenix Aviation Advisory Board recommended approval of this item on May 18, 2023 by a vote of 7-0.

Location

Phoenix Goodyear Airport, 1658 S. Litchfield Road, Goodyear, Ariz.

Council District: Out of City

Responsible Department

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



Ground Lease with Derek Engineering, Inc. (Ordinance S-49853)

Request to authorize the City Manager, or his designee, to execute a Ground Lease with Derek Engineering, Inc. for 33,994 square feet (.714 acres) of Aviation-owned land across four separate parcels located at 1121, 1125, 1133, and 1135 E. Watkins St. at Phoenix Sky Harbor International Airport, Phoenix, Arizona.

Summary

Derek Engineering, Inc., is requesting to enter into a Ground Lease on four separate parcels located at 1121, 1125, 1133, and 1135 E. Watkins St. (Maricopa County Assessor Parcel Numbers 115-47-034C, 115-47-034D, 115-47-035A, and 115-47-036B) for the sole purpose of temporarily parking employee vehicles while developing the un-addressed 18 acres adjacent to the west for Prologis. Derek Engineering, Inc. had a temporary six-month license for parking which expired on April 30, 2023 and is currently operating month to month until a new lease is approved.

Contract Term

The term will be for one year, with no options to extend.

Financial Impact

Rent will be approximately \$1,982.98 per month (\$.70 per square foot). Total anticipated rent from this Ground Lease over the term will be approximately \$23,795.80.

Concurrence/Previous Council Action

The Business Development Subcommittee recommended approval of the item on May 4, 2023, by a vote of 3-0.

The Phoenix Aviation Advisory Board recommend this item for approval on May 18, 2023, by a vote of 7-0.

Location

Phoenix Sky Harbor International Airport - 1121, 1125, 1133, and 1135 E. Watkins St., Phoenix Ariz.

Council District: 8

Responsible Department

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



Trash Compactor and Baler Maintenance and Repair Contract - IFB 23-0117 - Request for Award (Ordinance S-49842)

Request to authorize the City Manager, or his designee, to enter into a contract with ANCO Sanitation Systems, Inc. (ANCO) to provide preventative maintenance and repair services to trash compactors and balers for the Aviation and Phoenix Convention Center departments. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will be up to \$475,000.

Summary

This contract will provide trash compactor and baler preventative maintenance and repair services for trash compactors and balers at various locations throughout Aviation and Phoenix Convention Center. Preventative maintenance will ensure the equipment is in safe working order and possibly extend the life of the equipment.

Procurement Information

An Invitation for Bid was processed in accordance with City of Phoenix Administrative Regulation 3.10.

Two vendors submitted bids deemed to be responsive to posted specifications and responsible to provide the required goods and services. Following an evaluation based on price, the procurement officer recommends award to the following vendor:

Selected Bidder

ANCO Sanitation Systems, Inc.: \$169,565

Contract Term

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

Financial Impact

The total contract value will be up to \$475,000 for the five-year contract term.

Funding is available in the Aviation and Phoenix Convention Center departments' budgets.

Location

Phoenix Sky Harbor International Airport, 2485 E. Buckeye Road, Phoenix, Ariz.

Phoenix Convention Center, 100 N. 3rd St., Phoenix, Ariz.

Council Districts: 7 and 8

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua, Interim Deputy City Manager John Chan and the Aviation and Phoenix Convention Center departments.



Key Control Systems and Maintenance Contract - RFA 23-044 - Request for Award (Ordinance S-49844)

Request to authorize the City Manager, or his designee, to enter into a contract with Genesis Resource, Inc. (Genesis) to provide equipment, parts and maintenance for Morse Watchman's Keywatcher Key Control and Management Systems (Key Control Systems) for the Aviation Department (Aviation). Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will be up to \$815,258.

Summary

Aviation has existing Key Control Systems throughout Phoenix Sky Harbor International Airport to secure and manage keys for City-owned vehicles and facilities for tracking, distribution, and to reduce the possibility of theft. This contract will provide equipment, parts and maintenance services for the existing Key Control Systems on an as-needed basis.

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

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on Special Circumstances Without Competition. Genesis is the only factory authorized distributor for Morse Watchman's Key Control Systems in the Southwest region of the United States. Contracting with Genesis is in the best interest of the City to ensure existing Key Control Systems are maintained and serviced with the original equipment manufacturer parts and certified technicians.

Contract Term

The contract will begin on or about July 1, 2023 for a five-year term.

Financial Impact

The contract value will be up to \$815,258 for the five-year contract term.

Funding is available in the Aviation Department's budget.

Location

Phoenix Sky Harbor International Airport, 2485 E. Buckeye Road, Phoenix, Ariz.
Council District: 8

Responsible Department

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



Expedited Screening, Queuing, and Enrollment Services Contract - Request for Award (Ordinance S-49873)

Request to authorize the City Manager, or his designee, to enter into a contract with AIClear, LLC, dba Clear, to provide a third-party trusted traveler program for expedited screening, queuing, and enrollment services at Phoenix Sky Harbor International Airport. Further request to authorize the City Treasurer to accept all funds related to this item.

Summary

To improve passenger flow through the security screening process, many airports have included expedited identity verification services in their concessions program. The Aviation Department believes that providing expedited screening, queuing, and enrollment services to passengers at Phoenix Sky Harbor International Airport (PHX) will improve the guest experience by reducing the security checkpoint wait time for passengers enrolled in these services.

Clear offers a subscription service that allows travelers to expedite through the security checkpoint and proceed directly to physical screening via their touchless biometric verification technology to validate traveler identity and credentials. Aviation contracted with Clear in 2018 to provide identity verification services at PHX and the current lease is set to expire on Aug. 31, 2023. Clear is the only Transportation Security Administration (TSA) authorized provider for verification screening services. In December 2022, TSA also authorized an agreement with Clear to begin enrolling travelers in the TSA Pre-Check trusted traveler program.

Procurement Information

In accordance with City of Phoenix Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: Special Circumstances without Competition as Clear is the only provider authorized to conduct expedited traveler verification. The Aviation Department also issued a Request for Information (RFI 23-027) to determine interest and program information. AIClear, LLC was the sole respondent.

Contract Term

The contract will begin on or about Sept. 1, 2023, for a three-year term with one, two-year option to extend, which may be exercised at the sole discretion of the Aviation Director.

Financial Impact

The estimated annual revenue to the City will be the greater of a Minimum Annual Guarantee (MAG) or 12 percent of gross sales. MAG for the first year will be \$500,000. The MAG will be adjusted annually thereafter at 85 percent of the prior year's annual rent or the MAG for the first lease year, whichever is greater. The minimum estimated revenue to the City will be \$2.5 million for the five-year aggregate term.

Concurrence/Previous Council Action

City Council previously approved:

Lease Agreement 146676 (Ordinance S-43997) on Oct. 18, 2017;

The Phoenix Aviation Advisory Board recommended approval of this item on May 18, 2023 by a vote of 7-0.

Location

Phoenix Sky Harbor International Airport - 2485 E. Buckeye Road
Council District: 8

Responsible Department

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



One-Time Purchase of Ambulance Chassis (Ordinance S-49846)

Request to authorize the City Manager, or his designee, to enter into a contract with Redsky Fire Apparatus LLC for the purchase of one ambulance chassis for the Phoenix Fire Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the one-time purchase will not exceed \$92,837.

Summary

This purchase will provide a replacement chassis to ambulance Rescue Unit 731068. The body on the original chassis will be reused and installed on the new chassis. This unit is utilized by the Phoenix Fire Department to transport residents and visitors of the City. Replacing the ambulance chassis is imperative as it supports medical transport during emergencies.

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approved Determination Memo based on the following reason: Special Circumstances Without Competition due to obtaining the original equipment manufactured chassis and the unique and specific build requirements.

Contract Term

The contract will begin on or about June 14, 2023, for the one-time purchase of one ambulance chassis.

Financial Impact

The contract value will not exceed \$92,837. Funding is available in the Fire Department's budget.

Responsible Department

This item is submitted by Assistant City Manager Lori Bays, Deputy City Manager Mario Paniagua, and the Fire and Public Works departments.



**Automotive Lifts Inspection, Maintenance and Repair Contract - IFB 24-FSD-008
- Request for Award (Ordinance S-49862)**

Request to authorize the City Manager, or his designee, to enter into contracts with Southwest Lift and Equipment, Inc. and Arizona Automotive Equipment, LLC, dba Mohawk Automotive Lifts SW, to provide annual inspections, maintenance and repair of automotive lifts. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$345,090.

Summary

This contract will provide safe and reliable operations of approximately 160 automotive lifts throughout the various Public Works and Aviation fleet shop facilities. These inspections are required to ensure the proper operation of all structural, electrical, hydraulic, and mechanical components, including lift controls. This service is performed by a third-party provider as required by the American National Standards Institute (ANSI).

Procurement Information

An Invitation for Bid 24-FSD-008 was processed in accordance with Administrative Regulation 3.10. Thirteen equipment manufacturers were included for bid based on the estimated annual quantity of services needed, with a total price for each group to determine the lowest bid. Two offers were received with a bid for each group. Both offers were deemed to be responsive to the posted specifications and responsible to provide the required goods and services, with the below vendors being recommended for award.

Southwest Lift and Equipment, Inc.

Arizona Automotive Equipment, LLC, dba Mohawk Automotive Lifts SW

See **Attachment A** for the bid summary for Groups 1-13.

Contract Term

The contract will begin on or about Aug. 1, 2023, for an initial three-year term with two one-year options for a term of five years.

Financial Impact

The contract will have an estimated annual expenditure of \$69,018, with a total value not to exceed \$345,090.

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

Responsible Department

This item is submitted by Deputy City Manager Mario Paniagua and the Aviation and Public Works departments.

**ATTACHMENT A
AWARD RECOMMENDATION**

**IFB 24-FSD-008
Automotive Lifts Inspection, Maintenance and Repair**

GROUP	OFFEROR NAME	GRAND TOTAL	RECOMMENDED
Group 1 - AML CORP	Southwest Lift & Equipment Inc.	\$16,675.00	X
	Arizona Automotive Equipment LLC DBA Mohawk Automotive Lifts SW	\$18,875.00	X
Group 2 - AMERICAN	Southwest Lift & Equipment Inc.	\$825.00	X
	Arizona Automotive Equipment LLC DBA Mohawk Automotive Lifts SW	\$480.00	X
Group 3 - AMMCO	Southwest Lift & Equipment Inc.	\$825.00	X
	Arizona Automotive Equipment LLC DBA Mohawk Automotive Lifts SW	\$480.00	X
Group 4 - CHALLENGER	Southwest Lift & Equipment Inc.	\$6,565.00	X
	Arizona Automotive Equipment LLC DBA Mohawk Automotive Lifts SW	\$1,650.00	X
Group 5 - FORD SMITH	Southwest Lift & Equipment Inc.	\$1,155.00	X
	Arizona Automotive Equipment LLC DBA Mohawk Automotive Lifts SW	\$695.00	X
Group 6 - MOHAWK	Southwest Lift & Equipment Inc.	\$25,385.00	X
	DBA Mohawk Automotive Lifts SW	\$19,835.00	X
Group 7 - OMER	Southwest Lift & Equipment Inc.	\$4,019.00	X
	Arizona Automotive Equipment LLC DBA Mohawk Automotive Lifts SW	\$4,125.00	X
Group 8 - ROTARY	Southwest Lift & Equipment Inc.	\$17,196.00	X
	Arizona Automotive Equipment LLC DBA Mohawk Automotive Lifts SW	\$12,640.00	X
Group 9 - SEFAC	Southwest Lift & Equipment Inc.	\$2,915.00	X
	Arizona Automotive Equipment LLC DBA Mohawk Automotive Lifts SW	\$2,705.00	X
Group 10 - SNAP-ON	Southwest Lift & Equipment Inc.	\$1,485.00	X
	Arizona Automotive Equipment LLC DBA Mohawk Automotive Lifts SW	\$700.00	X
Group 11 - STERTIL KONI	Southwest Lift & Equipment Inc.	\$2,225.00	X
	Arizona Automotive Equipment LLC DBA Mohawk Automotive Lifts SW	\$1,670.00	X
Group 12 - VBM	Southwest Lift & Equipment Inc.	\$825.00	X
	Arizona Automotive Equipment LLC DBA Mohawk Automotive Lifts SW	\$520.00	X
Group 13 - WEAVER	Southwest Lift & Equipment Inc.	\$4,955.00	X
	Arizona Automotive Equipment LLC DBA Mohawk Automotive Lifts SW	\$4,630.00	X



Evaporative Cooler Maintenance and Repair Services - IFB 20-FMD-012 - Amendment (Ordinance S-49868)

Request to authorize the City Manager, or his designee, to amend Agreement 150870 with Comfort Systems USA Southwest, Inc. to allow additional expenditures for the maintenance and repairs of evaporative coolers in City-owned facilities. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$260,000.

Summary

The Public Works Department is responsible for maintaining and repairing evaporative coolers in City-owned facilities. This agreement provides full-service preventative maintenance on evaporative coolers to keep the units in good working order. An additional 21 locations will be added to the agreement, requiring additional expenditures to maintain and repair these units. The additional expenditures are necessary and will help maintain evaporative coolers citywide to ensure they run efficiently and to help minimize repair costs.

Procurement Information

Invitation for Bid 20-FMD-012 was conducted in accordance with Administrative Regulation 3.10. Two offers were received by the Public Works Department on June 26, 2019. The offers were evaluated based on price, responsiveness to all specifications, terms and conditions, and responsibility to provide the required services. The offer submitted by Comfort Systems USA Southwest, Inc. was deemed fair and reasonable.

Contract Term

The one-year contract term started on Oct. 1, 2019, with four option years to be exercised in increments of up to one year, with a contract end date of Sept. 30, 2024.

Financial Impact

The initial authorization for this agreement was for an expenditure not-to-exceed \$1,375,000. This request will increase the authorization of the agreement by an additional \$260,000, for a new not-to-exceed agreement value of \$1,635,000. Funds are available in the Public Works Department's budget.

Concurrence/Previous Council Action

The City Council approved Agreement 150870 with Comfort Systems USA Southwest, Inc. (Ordinance S-45926) on Aug. 28, 2019.

Responsible Department

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



Welding Equipment and Supplies - IFB 18-244 - Amendment (Ordinance S-49876)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 148124 with Matheson Tri-Gas, Inc. to extend contract term. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed, request to continue using Ordinance S-44839.

Summary

This contract will provide departments throughout the City with a wide variety of welding related materials, tools and supplies for maintenance and repairs in City facilities. The contract is used to maintain aquatic facilities, golf courses and public parks and is also used to maintain heating, ventilation and air conditioning and electrical systems as needed. Primary users include the Water Services, Aviation, Parks and Recreation and Public Works departments.

Contract Term

Upon approval the contract will be extended through June 30, 2024, with an option to extend through June 30, 2025.

Financial Impact

The aggregate value of the contract will not exceed \$1,085,000 and no additional funds are needed.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Welding Equipment and Supplies Contract 148124 (Ordinance S-44839) on June 27, 2018;
- Welding Equipment and Supplies Contract 148124 (Ordinance S-45071-24) on Nov. 7, 2018.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Finance Department.



Report

Agenda Date: 6/14/2023, Item No. 122

Blade Techs Saw Blades - RFA 17-185 - Amendment (Ordinance S-49874)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 145556 with Blade Techs, Inc. to extend the contract term. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed, request to continue using Ordinance S-43712.

Summary

This contract will provide various specialty saw blades for use in many applications citywide, including cutting concrete, asphalt and pipe, as well as safety operations such as breaching concrete walls and ventilating tile roofs. Extension of this contract will ensure a consistently available supply of these specialty blades.

Contract Term

Upon approval, the contract will be extended through June 30, 2028.

Financial Impact

The aggregate value of the contract will not exceed \$250,000 and no additional funds are needed.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Blade Techs Saw Blades - Contract 145556 (Ordinance S-43712) on June 28, 2017.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Finance Department.



Protective Footwear - RFQu 18-184 - Amendment (Ordinance S-49858)

Request to authorize the City Manager, or his designee, to execute amendments to Contracts 148175 with Red Wing Brands of America Inc., 148919 with Industrial Safety Shoe Company, 148178 with Boot Barn, 148177 with 030530 Uniforms LLC dba Ace Uniforms of Phoenix, 148179 with Jay R Rivin dba Jr's Shoe and Boots, and 148180 with Foot Solutions Inc. dba Foot Solutions Phoenix to extend contract term. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$900,000.

Summary

These contracts will provide protective footwear to meet the Occupational Safety and Health Act section 5(a)(1) General Duty Clause, which states each employer "shall furnish to each of his employees employment and a place of employment which are free from recognized hazards that are causing or are likely to cause death or serious physical harm to his employees." Primary users include the Parks and Recreation, Water Services, Street Transportation and Public Works departments. The requested products are essential to safe operations throughout the City.

Contract Term

Upon approval, the contracts will be extended through June 30, 2024 with an option to extend through June 30, 2025.

Financial Impact

Upon approval of \$900,000 in additional funds, the revised aggregate value of the contracts will not exceed \$3,100,000. Funds are available in the various departments' budgets.

Concurrence/Previous Council Action

The City Council previously reviewed this request:

- Protective Footwear Contracts 148175, 148178, 148179, 148180 (Ordinance S-44865) on July 5, 2018;
- Protective Footwear Contract 148919 (Ordinance S-45085) on Nov. 7, 2018;
- Protective Footwear Contracts 148175, 148919, 148178, 148179, 148180 (Ordinance S-46132) on Nov. 6, 2019;

- Protective Footwear Contracts 148175, 148919, 148178, 148179, 148180 (Ordinance S-46738) on June 17, 2020.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Finance Department.



**Asphalt Binder Emulsion, Cold Mix and Hot Mix Asphalt Contract - RFQu 23-078
- Request for Award (Ordinance S-49835)**

Request to authorize the City Manager, or his designee, to enter into contracts with Brewer Cote of Arizona, Superior Supply, Inc., Musgrove Enterprises, LLC dba SealMaster Arizona, CrafcO, Inc., and Calmat Co. dba Vulcan Material Co. to provide various asphalt materials to departments throughout the City. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts will not exceed \$18,000,000.

Summary

These contracts will provide cold and hot mix asphalt and emulsion binder material to departments throughout the City. The City utilizes these asphalt materials for regular maintenance and projects across various departments, including maintaining airport roadways, aircraft aprons, as well as patching and paving city streets. The asphalt emulsions are also used for asphalt preservation and are environmentally friendly, energy-efficient and cost-effective products.

Procurement Information

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

Five offerors submitted qualifications and were deemed to be responsive and responsible. An evaluation committee of City staff evaluated those offers based on the following minimum qualifications:

Experience, Place of Business, and Capacity.

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

- Brewer Cote of Arizona
- Superior Supply, Inc.
- Musgrove Enterprises, LLC dba SealMaster Arizona
- CrafcO, Inc.
- Calmat Co. dba Vulcan Materials Co.

Contract Term

The contracts will begin on or about June 15, 2023, for a five-year term.

Financial Impact

The aggregate contracts' value will not exceed \$18,000,000. Funding is available in the various departments' budgets.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Finance Department.



Intergovernmental Agreements with the Board of Regents for Services Associated with Transportation Engineering Projects - Amendments (Ordinance S-49860)

Request to authorize the City Manager, or his designee, to execute amendments to three Intergovernmental Agreements (IGAs) with the Arizona Board of Regents, on behalf of Arizona State University, Northern Arizona University, and University of Arizona (Universities) 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 all three IGAs will not exceed \$3 million for a new aggregate amount not to exceed \$6 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) entered into IGAs with the Arizona Board of Regents for the ability to utilize the Universities to conduct research and studies relative to transportation engineering projects under the IGAs with each University. The IGAs were amended in April 2022 to increase the overall aggregate by \$1.5 million. As the overall capacity of the IGAs are being reached, this request is to increase the spending authority for each of the three IGAs from \$1 million to \$2 million during the life of the agreements for a total not to exceed \$6 million for all three IGAs.

The purpose of this amendment is to allow Streets to continue its partnership with the Universities through the use of these 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 current authorization for the three IGAs is \$3 million (\$1 million each). These

amendments will increase the authorization for the three IGAs by \$3 million (\$1 million each), for a new total not to exceed \$6 million (\$2 million each) for all three IGAs. Funding is available in the Street'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) on June 26, 2019;
- University of Arizona IGA 150814 (Ordinance S-45867) on June 26, 2019; and
- An amendment to all three IGAs to provide additional funding (Ordinance S-48510) on April 20, 2022.

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Street Transportation Department.



Intergovernmental Agreement with Maricopa County Department of Transportation to Design and Construct a Traffic Signal at 99th Avenue and Indian School Road (Ordinance S-49861)

Request authorization for the City Manager, or his designee, to enter into an Intergovernmental Agreement (IGA) with the Maricopa County Department of Transportation (MCDOT) for the City of Phoenix to assume full responsibility for the traffic signal at 99th Avenue and Indian School Road. Further request the City Council to grant an exception pursuant to Phoenix City Code section 42-20 to authorize indemnification and assumption of liability provisions that otherwise would be prohibited by Phoenix City Code section 42-18. Further request to authorize the City Treasurer to accept, and the City Controller to disburse, all funds related to this item.

Summary

The intersection of 99th Avenue and Indian School Road is an existing signalized intersection operated by MCDOT. The City operates traffic signals north and south of Indian School Road on 99th Avenue. Assuming full responsibility for the signalized intersection will allow the City to provide uniform traffic management along the 99th Avenue corridor. The traffic signal will need to be upgraded to sustain the increase in traffic volumes. The City will lead the efforts to rebuild the traffic signal at the intersection. MCDOT is contributing \$150,000, and private development will contribute the remaining cost to rebuilding the traffic signal.

Contract Term

The agreement will be effective on the date it is executed by all the governing organizations and shall remain in effect until all stipulations previously indicated have been satisfied.

Financial Impact

MCDOT is contributing \$150,000 towards the cost of rebuilding the signal. The southwest corner was recently rebuilt to current standards. Development is occurring in Phoenix on the northeast and southeast corners, and the developers will be responsible for the cost of rebuilding the traffic signals at their respective corners. There is no anticipated upfront cost to the City of Phoenix for the intersection improvements. The City of Phoenix will be responsible for ongoing operations and

maintenance costs for the traffic signal.

Location

99th Avenue and Indian School Road
Council District: 5 and Outside of City

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Street Transportation Department.



Development Transportation Planning for Large High Growth Development - Engineering Services - ST85100454 (Ordinance S-49881)

Request to authorize the City Manager, or his designee, to enter into an agreement with Burgess & Niple, Inc. to provide Engineering Services that include review, analysis and recommendation for the Development Transportation Planning for Large High Growth Development projects/areas. 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 \$300,000.

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 related to the development, design and construction of the project. Such utility services include, but are not limited to: electrical, water, sewer, natural gas, telecommunication, cable television, railroads and other modes of transportation. Further request the City Council to grant an exception to Phoenix City Code 42-20 to authorize inclusion in the documents pertaining to this transaction of indemnification and assumption of liability provisions that otherwise should be prohibited by Phoenix City Code 42-18. This authorization excludes any transaction involving an interest in real property.

Summary

The purpose of this project is to allow for timely review and appropriate infrastructure is stipulated and programmed in a timely manner due to the influx of large area development plans being submitted to the City for consideration. A number of these projects are proposed in areas with no or limited street network. An inability to respond in a timely manner will increase frustration on proposed development projects along with potentially a negative impact to existing residents or business owners in the area.

Burgess & Niple, Inc.'s services include, but are not limited to: reviewing and advising on developer submitted traffic impact studies; reviewing and analyzing regional Maricopa Association of Governments data; and evaluating current transportation infrastructure versus planned development to determine appropriate level of service and recommended infrastructure needs.

Procurement Information

Burgess & Niple, Inc. was chosen for this project using a Direct Select process set forth in section 34-103 of the Arizona Revised Statutes (A.R.S.). The Direct Select process will reduce the time to procure Engineering Services, as opposed to an advertised selection process; therefore, meeting the project deadline and ensuring continuity and the most efficient use of staff and funding resources.

Contract Term

The term of the agreement is three years from the 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 Burgess & Niple, Inc. will not exceed \$300,000, including all subconsultant and reimbursable costs.

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

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson, the Street Transportation Department and the City Engineer.



IT Programming and Consulting Services Contract - RFP 63-2324 - Request for Award (Ordinance S-49838)

Request to authorize the City Manager, or his designee, to enter into contracts with CyberTech Solutions, Inc. and Global Solutions Group, Inc. to provide IT Programming and Consulting Services for the Street Transportation Department. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contracts combined will not exceed \$4,156,500.

Summary

This contract will provide three information technology programmers to support the main business applications of the department. One Senior Developer will support the existing custom-built Street Transportation applications in addition to creating custom reporting and applications to support various departmental needs. Two Developers will provide support for critical business applications and programming support for several other functions.

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

Procurement Information

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

Four vendors submitted proposals deemed responsive and responsible. An evaluation committee of City staff evaluated those offers based on the following criteria with a maximum possible point total of 1,000:

- Qualifications and Experience (Senior Developer) - 300 points
- Qualifications and Experience (Developers) - 300 points
- Method of Approach - 200 points
- Price - 200 points

After reaching consensus, the evaluation committee recommends award to the

following vendors: CyberTech Solutions and Global Solutions Group:

- Global Solutions Group - 580 points
- CyberTech Solutions - 514 points
- KollaSoft - 495 points
- 22nd Century - 447 points

Contract Term

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

Financial Impact

The aggregate contract value will not exceed \$4,156,500.

Funding is available in the Street Transportation's Operating and Capital Improvement Program budgets.

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Street Transportation Department.



Traffic Signal Head Housing and LED Indication Components - IFB 18-164 - Amendment (Ordinance S-49879)

Request to authorize the City Manager, or his designee, to execute amendments to Contracts 148208 with Wesco Distribution, Inc., 148209 with Dialight Corporation, and 148211 with General Traffic Equipment Corp. to extend the contract term. Further request to authorize the City Controller to disburse all funds related to this item. No additional funds are needed. Request to continue using Ordinance S-44638.

Summary

These contracts provide components for the Street Transportation Department to maintain the traffic signal infrastructure throughout the City, thereby supporting the safe movement of vehicular/non-vehicular traffic and pedestrians. The components are used at all intersections, for high intensity activated crosswalk installations, school zone installations, and other warning devices throughout the signalized infrastructure.

Contract Term

Upon approval, these contracts will be extended through June 30, 2024, with an option to extend through June 30, 2025.

Financial Impact

The aggregate value of the contract will not exceed \$8,301,761, and no additional funds are needed.

Concurrence/Previous Council Action

The City Council approved:

- Traffic Signal Head Housing and LED Indications Components Contracts 148208, 148209, and 148211 (Ordinance S-44638) on June 6, 2018.

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Street Transportation Department.



Resolution to Conduct a Second Bid Process for Hedgepeth Waterline Improvement District - WS85503001, ID 1309 (Resolution 22130)

Request City Council to approve a Resolution to initiate a second bid process for waterline improvements for the Hedgepeth Waterline Improvement District.

Summary

The Hedgepeth Waterline Improvement District is bounded by 51st to 43rd avenues from Loop 101 to Pinnacle Peak Road (**Attachment A**) and includes installation of a distribution waterline for project WS85503001 (ID 1309). The Improvement District was approved by City Council through an amended Ordinance of Intention (S-48327). Only one bid was received in this call, and the \$6,173,189 bid received was significantly higher than the estimate of \$3,600,000. The City subsequently re-balloted the property owners, and they voted in favor of the City conducting a second bid process.

Financial Impact

The most recent cost estimate for the Hedgepeth Waterline Improvement District is \$6,173,189 based on the one bid that was received, which includes final design, right-of-way, construction and administration costs. Any bids received in the second bid process are not to exceed the approved amended Ordinance of Intention amount of \$3,600,000. The estimated participation from the City of Phoenix is \$1,090,000.

Funding is available in the Water Services Department's Capital Improvement Program budget.

Concurrence/Previous Council Action

The City Council approved:

- The Ordinance of Intention to form the Hedgepeth Waterline Improvement District (Ordinance S-45902) on July 3, 2019;
- The amended Ordinance of Intention (Ordinance S-48327) on Feb. 16, 2022; and
- The Resolution to proceed with construction and order a call for bids (Resolution 22033) on June 15, 2022.

Public Outreach

- October 2017 - All affected property owners were petitioned and 76.2 percent

approved the request to form the improvement district.

- April 2018 - All affected property owners were balloted and 73.6 percent supported the waterline improvement project.
- July 11, 2019 (first Thursday after Ordinance approval) - Ordinance of Intention was published in the Arizona Business Gazette.
- July 18, 2019 (first Thursday following first publishing) - Ordinance of Intention was published in the Arizona Business Gazette.
- Aug. 9, 2019 - Ordinance of Intention was posted every 300 feet within the proposed improvement area.
- Aug. 27, 2019 - Legal protest period for the Ordinance of Intention to form the Improvement District expired with no protests filed.
- May 11, 2020 - City of Phoenix mailed an updated cost letter to all affected property owners.
- April 2021 - City of Phoenix mailed ballots to all affected property owners to determine the level of support for the proposed improvements.
- July 2021 - City of Phoenix mailed ballots to all affected property owners to determine the level of support for the proposed improvements given the increased cost estimate of \$3.6 million.
- Sept. 14, 2021 - City of Phoenix mailed a letter to all affected property owners explaining the ballot results that showed 68.6 percent of the property owners supported the revised project, with eight property owners who rejected the proposed improvement district and four who did not respond to the ballot.
- Jan. 12, 2022 - City of Phoenix mailed a letter to all affected property owners informing them of the Feb. 16, 2022, City Council hearing for the Amended Ordinance of Intention.
- Oct. 7, 2022 - City of Phoenix mailed ballots to all affected property owners to determine the level of support for the proposed improvements given the increased cost estimate of \$6.2 million.
- Feb. 16, 2023 - City of Phoenix mailed ballots to all affected property owners to determine the level of support for conducting a second bid process with bids not to exceed the approved amended Ordinance of Intention amount of \$3.6 million.
- April 14, 2023 - City of Phoenix mailed a letter to all affected property owners explaining the ballot results that showed 61.5 percent of the property owners were in favor of the City conducting a second bid process. The results consisted of 16 parcels in favor, six parcels opposing and four that did not respond to the ballot.

Location

The waterline improvement district includes single-family residences and one commercial business located within an area generally bounded by 51st to 43rd

avenues from Loop 101 to Pinnacle Peak Road.
Council District: 1

Responsible Department

This item is submitted by Deputy City Managers Alan Stephenson and Ginger Spencer and the Street Transportation and Water Services departments.

ATTACHMENT A

Preliminary Boundary Map

Hedgepeth Waterline ID Study, Area Bound By (ABB): 51st Ave to 43rd Ave from Loop 101 to Pinnacle Peak Rd Alignment





Water and Wastewater Systems - Raftelis Consulting Services (Ordinance S-49843)

Request to authorize the City Manager, or his designee, to enter into a contract with Raftelis Financial Consultants, Inc., to provide expertise and technical support to assist the City's regular review and update to the water and wastewater rates and fees program. Further request to authorize the City Controller to disburse all funds related to this item. The total value of the contract will not exceed \$375,000.

Summary

The Financial Accounting and Reporting section of the Finance Department is responsible for assisting the City's Water Services Department with its financial planning and rate setting process. The Water Services Department assesses water and wastewater rates and fees to generate the revenue needed to provide water services to existing and new development. Assessments are periodically performed to determine if future forecasted water and wastewater rate increases will ensure financial targets are being met and the water and wastewater systems are financially stable. The services solicited under this contract will provide expertise and technical support to the water and wastewater rates and fees program.

Procurement Information

In accordance with Administrative Regulation 3.10, standard competition was waived as a result of an approval determination memo based on special circumstances without competition, as there exists a lack of available qualified products, which makes a competitive selection process impracticable, unnecessary, or contrary to the public interest.

Contract Term

The contract will begin on or July 1, 2023, for a five-year term.

Financial Impact

The aggregate contract value will not exceed \$375,000 for the five-year aggregate term. Funding is available in the Finance Department's operating budget.

Responsible Department

This item is submitted by City Manager Jeffrey Barton and the Finance Department.



Agreement to Share Costs for the Feasibility Study of Proposed Salt River Project-Central Arizona Project Interconnect Facility Among Cost-Share Partners and Salt River Project Agricultural Improvement and Power District Doing Business as Salt River Project (Ordinance S-49859)

Request to authorize the City Manager, or his designee, to enter into an agreement with the Salt River Project Agricultural Improvement and Power District and others (Parties) to share the costs of a technical review of a proposed Salt River Project-Central Arizona Project (SRP-CAP) Interconnect Facility. Further request to authorize the City Controller to disburse all funds related to this item. Phoenix's share of the technical review costs will not exceed \$139,510.

Summary

The Bureau of Reclamation (BOR) is conducting a technical review to consider the size and placement of the SRP-CAP Interconnect Facility (SCIF) to allow for the transport of water from the Salt River Project (SRP) system directly to the Central Arizona Project (CAP) canal. The SCIF would provide opportunities to physically transport water from the Salt and Verde rivers to new locations, opening new options for exchange, storage, and other water management tools providing greater flexibility within Phoenix's water portfolio.

SRP estimates the non-federal portion of the technical review could cost as much as \$1,142,352 to evaluate the size of the SCIF, the cost of construction, the need for an additional interconnect facility that would transport water from the SRP system to the CAP system, local interest in using such an interconnect facility, and investigation of the environmental impact. SRP has asked Phoenix and other interested parties to share the non-federal costs of the technical review. Because of Phoenix's interest in owning capacity in the interconnect facility to optimize the use of its water resources, Phoenix would contribute up to \$139,510 to the costs of the technical review. There are approximately 11 other entities participating in the cost share agreement, including, but not limited to the cities of Apache Junction, Chandler, Glendale, Mesa, Peoria, Scottsdale, and the towns of Carefree, Gilbert, and Queen Creek.

Contract Term

The Agreement terminates when the technical review is completed or BOR otherwise

terminates the technical review. The parties expect that the feasibility study will be completed in approximately ten years.

Financial Impact

The total cost of the agreement will not exceed \$1,142,352 with Phoenix's cost being no greater than \$139,510. Funding for this agreement is available from the Colorado River Resiliency Fund, a part of the Water Services Department's Capital Improvement Budget.

Location

Adjacent to Granite Reef Dam
Council District: Outside of City

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the Water Services Department.



Authorization to Amend Lease Agreement 131499 with Carver Mountain Enterprises to Extend Term and Increase Leased Premises (Ordinance S-49809)

Request to authorize the City Manager, or his designee, to amend Lease Agreement 131499 with Carver Mountain Enterprises to extend the term for a five-year period; to provide for three additional one-year options to extend; and to increase the leased premises to 102 acres, net, of farmland. Further request to authorize the City Treasurer to accept all funds related to this item.

Summary

Carver Mountain Enterprises (Tenant) currently leases 97 acres of farmland located between Dobbins Road and South Mountain Avenue, east of 15th Avenue. Tenant currently occupies the property as a holdover tenant and is in good standing.

The lease will be amended to extend the term for a five-year period, beginning July 1, 2023, through June 30, 2028, and to provide for three additional one-year options to extend. Each option period will be exercised upon mutual agreement of the City and Tenant. The lease will also be amended to include an additional five acres, increasing the leased premises to 102 acres of farmland beginning July 1, 2023.

Market rent at the beginning of the five-year extension period is \$225 per acre per year, or \$22,950 per year, which is within the range of market rents as determined by the Real Estate Division. Base rent will increase three percent annually at the beginning of each one-year option period. As consideration for the extension, the Tenant will receive a rent credit valued in the amount of \$180,000 for ground leveling work on 72 acres of the leased premises. Tenant will be assessed market rent, plus applicable taxes, for failure to complete the ground leveling work. Tenant will forfeit any credit related to the work for early termination of the lease or for non-renewal of any option period.

Contract Term

The contract extension is a five-year term, from July 1, 2023, through June 30, 2028, with three additional one-year options to extend.

Financial Impact

There is no net revenue during the five-year extension.

Concurrence/Previous Council Action

Lease Agreement 131499 (Ordinance S-37720) adopted March 16, 2011.

Location

Between Dobbins Road and South Mountain Avenue, east of 15th Avenue.

Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Ginger Spencer and the Water Services and Finance departments.



Authorization to Enter into an Intergovernmental Agreement between the City of Phoenix and U.S. Geological Survey to Create a Water Budget for Tres Rios Ecosystem Restoration Project (Ordinance S-49850)

Request to authorize the City Manager, or his designee, to enter into an Intergovernmental Agreement with the U.S. Geological Survey to create an ecosystem water budget for Tres Rios, a joint City of Phoenix and U.S. Army Corps of Engineers project. Further request to authorize the City Controller to disburse all funds related to this item. The City of Phoenix cost under this agreement will not exceed \$200,000.

Summary

The City of Phoenix is the local sponsor for the Tres Rios Flood Control and Environmental Restoration project, a U.S. Army Corps of Engineers (USACE) Civil Works project. Tres Rios is located in the Salt and Gila rivers and adjacent river bank from 83rd Avenue to approximately the confluence with the Agua Fria River. The ecosystem restoration phases of Tres Rios include the flow regulating wetlands, overbank wetlands, mesquite bosque, and the Salt and Gila rivers. The flow regulating wetlands are part of the wastewater treatment process, polishing the processed effluent to Clean Water Act standards before being discharged to the Salt River. All phases of the project are supported by these daily effluent discharges. The City has obligations, under our Project Cooperation Agreement with the USACE and under our Safe Harbor Agreement with the U.S. Fish and Wildlife Service, to establish and maintain native vegetation communities and to operate, maintain, repair, replace and rehabilitate the Tres Rios project, including the ecosystem restoration components.

As the Water Services Department evaluates the approach and use of advanced water treatment, an understanding of the water use, by ecosystem restoration, components of Tres Rios is a critical information need. Understanding the city's obligations under existing agreements will help inform the planning for future advanced water treatment. The U.S. Geological Survey (USGS) is a scientific leader in collecting and analyzing data related to surface water and groundwater, and the USGS has performed similar ecosystem water budget studies in other river systems in Arizona. The USGS is familiar with the Tres Rios area; they are currently conducting a water seepage study so the City can better understand the surface and groundwater dynamics in the river system at Tres Rios. This ongoing effort will provide key baseline information to build

on for the proposed water budget study. Specific work will include evaluating existing ecosystem vegetation, vegetation/habitat obligations under our federal agreements, incorporating surface water and groundwater dynamics, understanding vegetative water demands, undertaking data modeling, and similar tasks to develop a water budget for Tres Rios. The City of Phoenix will provide no more than \$200,000 to complete this work on behalf of the City.

Contract Term

The agreement would be for a two-year term beginning on or around June 20, 2023, with three one-year options to extend.

Financial Impact

The aggregate value shall not exceed \$200,000 without further Council approval. The funds would only be expended for USGS to create an ecosystem water budget for Tres Rios. Funding is available in the Water Services Department's Capital Improvement Program budget and the Office of Environmental Programs' Operating budget.

Location

Tres Rios

Council District: 7

Responsible Department

This item is submitted by Deputy City Managers Alan Stephenson and Ginger Spencer and the Office of Environmental Programs and the Water Services Department.



Final Plat - 10050 N. 25th Avenue - PLAT 230009 - Northeast Corner of 26th Drive and Mountain View Road

Plat: 230009

Project: 00-7100

Name of Plat: 10050 N. 25th Avenue

Owner: Bay Pacific Phoenix Corporate Center, LLC

Engineer: James M. Williamson, RLS

Request: A Six-Lot Commercial Plat

Reviewed by Staff: May 4, 2023

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 northeast corner of 26th Drive and Mountain View Road

Council District: 3

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.



Report

Agenda Date: 6/14/2023, Item No. 136

Final Plat - Algodon Lot 17 Retail - PLAT 220114 - Northwest Corner of Thomas Road and 93rd Avenue

Plat: 220114
Project: 06-2638
Name of Plat: Algodon Lot 17 Retail
Owner: GM 39T, LLC
Engineer: Douglas B. Toney, RLS
Request: A Four-Lot Commercial Plat
Reviewed by Staff: May 4, 2023
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 northwest corner of Thomas Road and 93rd Avenue
Council District: 5

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.



Final Plat - Modern Industries - PLAT 220029 - Southeast Corner of 46th Street and Beautiful Lane

Plat: 220029

Project: 00-3671

Name of Plat: Modern Industries

Owner: Beautiful Lane Properties, LLC, Beautiful Lane Properties II, LLC, Beautiful Lane Properties III, LLC

Engineer: James B. Flack, RLS

Request: A Three-Lot Commercial Plat

Reviewed by Staff: May 3, 2023

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 46th Street and Beautiful Lane

Council District: 6

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.



Final Plat - Avance Highlands - PLAT 220082 - North of Mineral Road and West of 14th Street

Plat: 220082
Project: 00-3791
Name of Plat: Avance Highlands
Owner: D.R. Horton, INC.
Engineer: Ronnie E. Dorsey, RLS
Request: A 130-Lot Residential Plat
Reviewed by Staff: May 11, 2023
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 Mineral Road and west of 14th Street
Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.



Report

Agenda Date: 6/14/2023, Item No. 139

Final Plat - Trellis at the Park - PLAT 220088 - Northeast Corner of 19th Street and Polk Street

Plat: 220088
Project: 21-380
Name of Plat: Trellis at the Park
Owner: City of Phoenix Housing Department
Engineer: Richard D. Stockman, RLS
Request: A 44-Lot Residential Plat
Reviewed by Staff: May 10, 2023
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 northeast corner of 19th Street and Polk Street
Council District: 8

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.



Abandonment of Easement - ABND 220040 - Northeast Corner of Camelback Road and Phoenician Boulevard (Resolution 22132)

Abandonment: ABND 220040

Project: 16-3642

Applicant: Justin Evinger, Beck Consulting Engineers, Inc.

Request: Request to abandon a portion of an existing drainage easement per book 247, page 1, Maricopa County Recorder.

Date of Decision/Hearing: Aug. 23, 2022

Location

Northeast corner of Camelback Road and Phoenician Boulevard

Council District: 6

Financial Impact

Pursuant to Phoenix City Code article 5, section 31-64(e) as the City acknowledges the public benefit received by the generation of additional revenue from the private tax rolls and by the elimination of third-party general liability claims against the city, maintenance expenses, and undesirable traffic patterns, also replatting of the area with alternate roadways and new development as sufficient and appropriate consideration in this matter.

No consideration fee was required as a part of this easement abandonment, although a filing fee of \$875 was paid.

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.



Agenda Date: 6/14/2023, Item No. 141

Abandonment of Right-of-Way - ABND 210057 - Chipman Road between 16th Street and 17th Street (Resolution 22131)

Abandonment: ABND 210057

Project: 20-3324

Applicant: Ran Edelman

Request: To abandon the unimproved half-street right-of-way for Chipman Road east of 16th Street and south of the lot identified by Assessor's Parcel Number (APN) 122-46-015 and Chipman Road between the alley east of the lot identified by APN 122-46-015 and 17th Street.

Date of Decision/Hearing: Jan. 13, 2022

Location

Chipman Road between 16th Street and 17th Street

Council District: 8

Financial Impact

A consideration fee was also collected as part of this right-of-way abandonment in the amount of \$9,000.

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.



Planning, Zoning, Plan Review, Permitting and Inspections Application - RFP 19-019 - Amendment (Ordinance S-49834)

Request to authorize the City Manager, or his designee, to execute amendment to Contract 151139 with Accenture, LLP to modify scope of work and extend contract term. Further request to authorize the City Controller to disburse all funds related to this item. The additional expenditures will not exceed \$29,982,957.

Summary

This contract will provide planning, zoning, plan review, permitting and inspections application software. This software supports the SHAPE PHX Project and replaces multiple existing Planning and Development Department land management applications. This is a continuation of a multi-year project to consolidate existing applications into one modern enterprise system that provides a single source for land management information. The new system will result in improved data quality; a better performing, fully supported and secure business application; opportunities to streamline processes; and the ability to quickly adapt to changes. In addition, the system offers scalability to adapt to future needs.

This request to extend the contract two years will allow for management of schedule changes affecting Release 2. The modification of scope adds Releases 3 and 4, as well as application maintenance and support along with Salesforce administration. The scope modification will result in an updated project plan and adjustments to the timeline and resource expectations to reduce staff over allocation during the project. The requested additional funds will allow for completion of this phase of the project.

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

Contract Term

Upon approval the contract will be extended through Oct. 31, 2028.

Financial Impact

Upon approval of \$29,982,957 in additional funds, the revised aggregate value of the Accenture, LLP contract will not exceed \$49,982,957. Total payment ordinance for the

SHAPE PHX Project to include this contract (151139) and software licensing through Carahsoft contract (151147) will not exceed \$61,582,957. Funds are available in the Planning and Development Department's Capital Improvement Program budget thru the Development Services Department Special Revenue Fund.

Concurrence/Previous Council Action

The SHAPE PHX Steering Committee:

- Recommended approval of this item on May 10, 2023.

The SHAPE PHX Executive Committee:

- Recommended approval of this item on May 10, 2023.

The City Council previously reviewed this request:

- Planning, Zoning, Plan Review, and Permitting Application Contract 151139 (Ordinance S-46102) on Oct. 16, 2019; and
- Planning, Zoning, Plan Review, and Permitting Application Contract 151139 (Ordinance S-47874) on Aug. 25, 2021.

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.



Amend City Code - Ordinance Adoption - Rezoning Application Z-SP-1-23-1 - Approximately 80 Feet West of the Southwest Corner of 49th Drive and Cactus Road (Ordinance G-7118)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-SP-1-23-1 and rezone the site from R1-6 (Approved P-1) (Single-Family Residence District, Approved Passenger Automobile Parking, Limited) and C-1 (Approved C-1) (Neighborhood Retail, Approved Neighborhood Retail) to C-2 SP (Intermediate Commercial, Special Permit) to allow self-service storage warehouse. This item is a companion case to Z-2-23-1 and must be heard first, followed by Z-2-23-1.

Summary

Current Zoning: R1-6 (Approved P-1) (0.46 acres) and C-1 (Approved C-1) (3.29 acres)

Proposed Zoning: C-2 SP

Acreage: 3.75 acres

Proposal: Special Permit to allow self-service storage warehouse

Owner: Parkwood Retail Investors, LLC

Applicant: Alex Kunen, Lock Safe Storage

Representative: Jessica Sarkissian, UpFront Planning, LLC

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The North Mountain Village Planning Committee heard this case on April 19, 2023, and recommended approval, per the staff recommendation, by a vote of 13-0.

PC Action: The Planning Commission heard this case on May 4, 2023, and recommended approval, per the North Mountain Village Planning Committee recommendation, by a vote of 6-2.

Location

Approximately 80 feet west of the southwest corner of 49th Drive and Cactus Road

Council District: 1

Parcel Address: 5051 W. Cactus Road

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.

ATTACHMENT A

**THIS IS A DRAFT COPY ONLY AND IS NOT AN OFFICIAL COPY OF THE FINAL,
ADOPTED ORDINANCE**

ORDINANCE G-

AN ORDINANCE AMENDING THE ZONING DISTRICT MAP ADOPTED PURSUANT TO SECTION 601 OF THE CITY OF PHOENIX ZONING ORDINANCE BY CHANGING THE ZONING DISTRICT CLASSIFICATION FOR THE PARCEL DESCRIBED HEREIN (Z-SP-1-23-1) FROM R1-6 (APPROVED P-1) (SINGLE-FAMILY RESIDENCE DISTRICT, APPROVED PASSENGER AUTOMOBILE PARKING, LIMITED) AND C-1 (APPROVED C-1) (NEIGHBORHOOD RETAIL, APPROVED NEIGHBORHOOD RETAIL) TO C-2 SP (INTERMEDIATE COMMERCIAL, SPECIAL PERMIT).

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX, as follows:

SECTION 1. The zoning of a 3.75-acre property located approximately 80 feet west of the southwest corner of 49th Drive and Cactus Road in a portion of Section 21, Township 3 North, Range 2 East, as described more specifically in Exhibit "A," is hereby changed from 0.46-acres of "R1-6 (Approved P-1)" (Single-Family Residence District, Approved Passenger Automobile Parking, Limited) and 3.29 acres of "C-1 (Approved C-1)" (Neighborhood Retail, Approved Neighborhood Retail) to "C-2 SP" (Intermediate Commercial, Special Permit) to allow self-service storage warehouse.

SECTION 2. The Planning and Development Director is instructed to modify the Zoning Map of the City of Phoenix to reflect this use district classification change as shown in Exhibit “B.”

SECTION 3. Due to the site’s specific physical conditions and the use district applied for by the applicant, this rezoning is subject to the following stipulations, violation of which shall be treated in the same manner as a violation of the City of Phoenix Zoning Ordinance:

1. The development shall be in general conformance with the conceptual building elevations and conceptual site plans date stamped January 13, 2023, as modified by the following stipulations and approved by the Planning and Development Department.
2. A minimum 5-foot-wide sidewalk shall be provided that is detached from the back of curb by a minimum 10-foot-wide landscape area along the south side of Cactus Road and planted to the following standards, as approved by the Planning and Development Department.
 - a. Minimum 2-inch caliper single-trunk large canopy drought-tolerant shade trees shall be provided between the back of curb and sidewalk to provide a minimum 75 percent shade.
 - b. The area between the back of curb and sidewalk shall be planted with drought tolerant shrubs and vegetative groundcovers with a maximum mature height of 24 inches to provide a minimum of 75 percent live coverage at maturity, as approved by the Planning and Development Department.

Where utility conflicts exist, the developer shall work with the Planning and Development Department on alternative design solutions consistent with a pedestrian environment.

3. A minimum 10-foot-wide sidewalk easement shall be dedicated along the south side of Cactus Road, as approved by the Planning and Development Department.
4. A minimum 5-foot-wide sidewalk shall be provided that is detached from the back of curb by a minimum 5-foot-wide landscape area along the west side of 49th Drive and planted to the following standards, as approved by the Planning and Development Department.

- a. Minimum 2-inch caliper single-trunk large canopy drought-tolerant shade trees shall be provided between the back of curb and sidewalk to provide a minimum 75 percent shade.
- b. The area between the back of curb and sidewalk shall be planted with drought tolerant shrubs and vegetative groundcovers with a maximum mature height of 24 inches to provide a minimum of 75 percent live coverage at maturity, as approved by the Planning and Development Department.

Where utility conflicts exist, the developer shall work with the Planning and Development Department on alternative design solutions consistent with a pedestrian environment.

5. The landscape setback along the south property line shall be planted with a minimum 50 percent 2-inch caliper drought tolerant shade trees and 50 percent 3-inch caliper drought tolerant shade trees, as approved by the Planning and Development Department.
6. The required landscape setback along 49th Drive shall be planted with a double-row of drought tolerant, 2-inch caliper shade trees placed 20 feet on center or in equivalent groupings, as approved by the Planning and Development Department.
7. A 1-foot Vehicular Non-Access Easement (VNAE) shall be dedicated along the east property line where adjacent to public right-of-way.
8. A minimum of four bicycle parking spaces shall be provided, near the entrance to the rental office or indoors, and installed per the requirements of Section 1307.H of the Phoenix Zoning Ordinance, as approved by the Planning and Development Department.
9. The developer shall construct all streets within and adjacent to the development with paving, curb, gutter, sidewalk, curb ramps, streetlights, median islands, landscaping, and other incidentals, as per plans approved by the Planning and Development Department. All improvements shall comply with all ADA accessibility standards.
10. In the event archaeological materials are encountered during construction, the developer shall immediately cease all ground-disturbing activities within a 33-foot radius of the discovery, notify the City Archaeologist, and allow time for the Archaeology Office to properly assess the materials.
11. Prior to preliminary site plan approval, the landowner shall execute a Proposition 207 waiver of claims form. The waiver shall be recorded with the Maricopa

County Recorder's Office and delivered to the City to be included in the rezoning application file for record.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions hereof.

PASSED by the Council of the City of Phoenix this 14th day of June, 2023.

MAYOR

ATTEST:

Denise Archibald, City Clerk

APPROVED AS TO FORM:
Julie M. Kriegh, City Attorney

By:

REVIEWED BY:

Jeffrey Barton, City Manager

Exhibits:

A – Legal Description (2 Pages)

B – Ordinance Location Map (1 Page)

DRAFT

EXHIBIT A

That portion of the Northwest quarter of Section 21, Township 3 North, Range 2 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, as shown on RECORD OF SURVEY, recorded in Book 423 of Maps, Page 48, Official Records of Maricopa County, Arizona, said portion lying Northeast of the Arizona Canal, described as follows:

Commencing at found brass cap in hand hole at the Northwest corner of said Section 21, from which bears a found 3" City of Phoenix brass cap in hand hole at the North quarter corner of said Section 21, South $89^{\circ}55'05''$ East, a distance of 2637.07 feet;

Thence along the North line of said Northwest quarter South $89^{\circ}55'05''$ East, a distance of 1007.51 to the TRUE POINT OF BEGINNING;

Thence along the West and South lines of the City of Phoenix Lift Station #50 as described in the Quit Claim deed recorded in Docket 9589, Page 332, Official Records of Maricopa County, for the following two courses;

Thence along said West line, South $00^{\circ}05'27''$ West, a distance of 114.92 feet;

Thence along said South line, South $89^{\circ}49'12''$ East, a distance of 73.28 feet to the monument line of 49th Drive and the beginning of a non-tangent curve to the right having a radius of 940.00 feet;

Thence Southwesterly along the arc of said curve, through a central angle of $06^{\circ}58'26''$, a chord bearing of South $07^{\circ}22'32''$ West, a chord distance of 114.34 feet, and an arc distance of 114.41 feet;

Thence South $10^{\circ}55'24''$ West, a distance of 78.06 feet;

Thence North $89^{\circ}47'43''$ West, a distance of 219.23 feet;

Thence South $46^{\circ}08'11''$ West, a distance of 105.44 feet;

Thence North $38^{\circ}24'21''$ West, a distance of 51.66 feet to the beginning of a non-tangent curve to the left having a radius of 736.73 feet;

Thence Northwesterly along the arc of said curve through a central angle of $28^{\circ}51'01''$ a chord bearing of North $52^{\circ}58'24''$ West, a chord distance of 367.06 feet, and an arc distance of 370.97 feet;

Thence North $01^{\circ}51'49''$ West, a distance of 116.84 feet to a point on the monument of Cactus Road, said monument being the North line of said Northwest quarter of Section 21;

Thence along said South $89^{\circ}55'05''$ East, a distance of 580.55 feet to the TRUE POINT OF BEGINNING

Containing 163,495 square feet, or 3.753 acres of land, more or less.

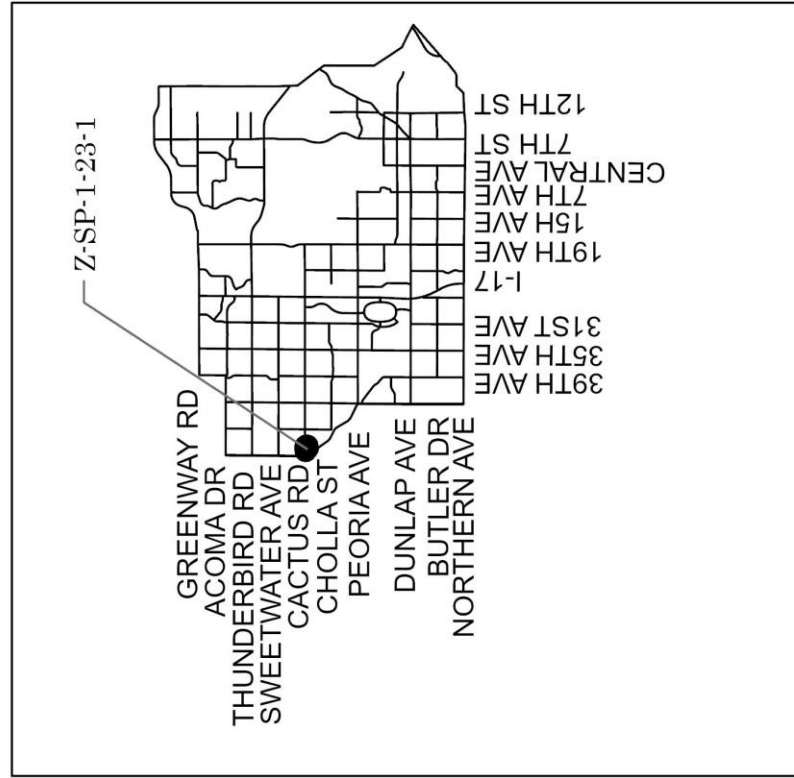
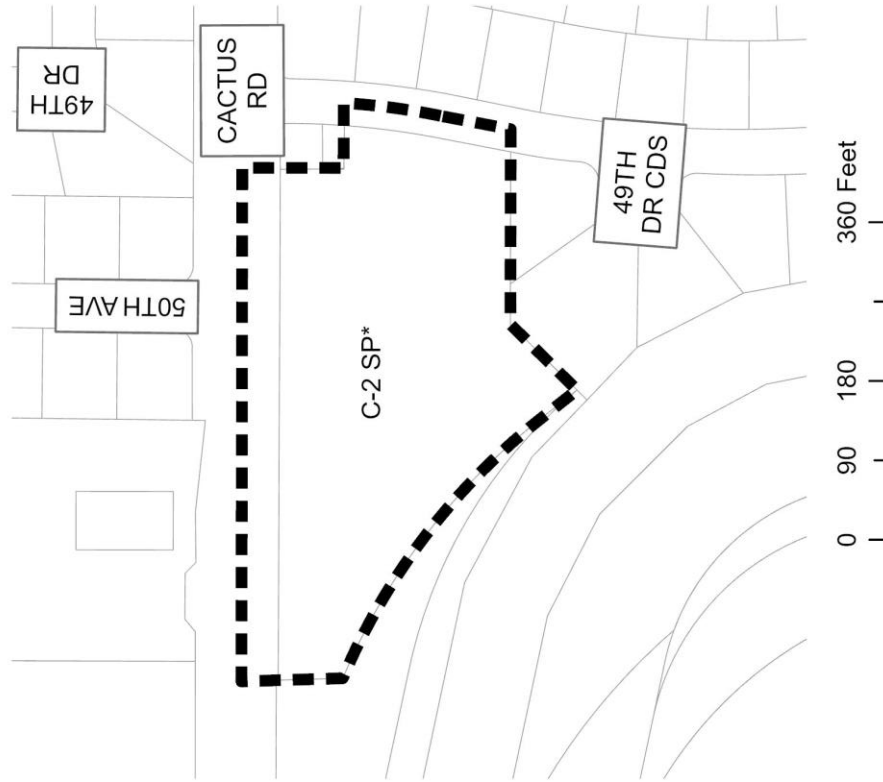
APN #148-02-003K

DRAFT

ORDINANCE LOCATION MAP

ZONING SUBJECT TO STIPULATIONS: *
SUBJECT AREA: - - - - -

Zoning Case Number: Z-SP-1-23-1
Zoning Overlay: N/A
Planning Village: North Mountain



NOT TO SCALE



Drawn Date: 5/4/2023



Amend City Code - Ordinance Adoption - Rezoning Application Z-2-23-1 - Approximately 80 Feet West of the Southwest Corner of 49th Drive and Cactus Road (Ordinance G-7119)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-2-23-1 and rezone the site from C-1 (Approved C-1) (Pending C-2 SP) (Neighborhood Retail, Approved Neighborhood Retail) (Pending Intermediate Commercial, Special Permit) and R1-6 (Approved P-1) (Pending C-2 SP) (Single-Family Residence District, Approved Passenger Automobile Parking, Limited) (Pending Intermediate Commercial, Special Permit) to C-2 HGT/WVR SP (Intermediate Commercial, Height Waiver, Special Permit) to allow self-service storage warehouse with a height waiver. This item is a companion case to Z-SP-1-23-1 and must be heard following Z-SP-1-23-1.

Summary

Current Zoning: C-1 (Approved C-1) (Pending C-2 SP) (3.29 acres) and R1-6 (Single-Family Residence District) (Pending C-2 SP) (0.46 acres)

Proposed Zoning: C-2 HGT/WVR SP

Acreage: 3.75 acres

Proposal: Self-service storage warehouse with a height waiver

Owner: Parkwood Retail Investors, LLC

Applicant: Alex Kunen, Lock Safe Storage

Representative: Jessica Sarkissian, Upfront Planning, LLC

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The North Mountain Village Planning Committee heard this case on April 19, 2023, and recommended approval, per the staff recommendation, by a vote of 13-0.

PC Action: The Planning Commission heard this case on May 4, 2023, and recommended approval, per the North Mountain Village Planning Committee recommendation, by a vote of 6-2.

Location

Approximately 80 feet west of the southwest corner of 49th Drive and Cactus Road

Council District: 1

Parcel Address: 5051 W. Cactus Road

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.

ATTACHMENT A

**THIS IS A DRAFT COPY ONLY AND IS NOT AN OFFICIAL COPY OF THE FINAL,
ADOPTED ORDINANCE**

ORDINANCE G-

AN ORDINANCE AMENDING THE ZONING DISTRICT MAP ADOPTED PURSUANT TO SECTION 601 OF THE CITY OF PHOENIX ZONING ORDINANCE BY CHANGING THE ZONING DISTRICT CLASSIFICATION FOR THE PARCEL DESCRIBED HEREIN (Z-2-23-1) FROM C-1 (APPROVED C-1) (PENDING C-2 SP) (NEIGHBORHOOD RETAIL, APPROVED NEIGHBORHOOD RETAIL) (PENDING INTERMEDIATE COMMERCIAL, SPECIAL PERMIT) AND R1-6 (APPROVED P-1) (PENDING C-2 SP) (SINGLE-FAMILY RESIDENCE DISTRICT, APPROVED PASSENGER AUTOMOBILE PARKING, LIMITED) (PENDING INTERMEDIATE COMMERCIAL SPECIAL PERMIT) TO C-2 HGT/WVR SP (INTERMEDIATE COMMERCIAL, HEIGHT WAIVER, SPECIAL PERMIT).

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX, as follows:

SECTION 1. The zoning of a 3.75-acre property located approximately 80 feet west of the southwest corner of 49th Drive and Cactus Road in a portion of Section 21, Township 3 North, Range 2 East, as described more specifically in Exhibit "A," is hereby changed from 3.29 acres of "C-1 (Approved C-1) (Pending C-2 SP)" (Neighborhood Retail, Approved Neighborhood Retail) (Pending Intermediate Commercial, Special Permit) and 0.46-acres of "R1-6 (Approved P-1) (Pending C-2 SP)" (Single-Family Residence District, Approved Passenger Automobile Parking,

Limited) (Pending Intermediate Commercial, Special Permit) to “C-2 HGT/WVR SP” (Intermediate Commercial, Height Waiver, Special Permit) to allow self-service storage warehouse with a height waiver.

SECTION 2. The Planning and Development Director is instructed to modify the Zoning Map of the City of Phoenix to reflect this use district classification change as shown in Exhibit “B.”

SECTION 3. Due to the site’s specific physical conditions and the use district applied for by the applicant, this rezoning is subject to the following stipulations, violation of which shall be treated in the same manner as a violation of the City of Phoenix Zoning Ordinance:

1. The maximum building height shall be 36 feet.
2. The development shall be in general conformance with the conceptual building elevations and conceptual site plans date stamped January 13, 2023, as modified by the following stipulations and approved by the Planning and Development Department.
3. A minimum 5-foot-wide sidewalk shall be provided that is detached from the back of curb by a minimum 10-foot-wide landscape area along the south side of Cactus Road and planted to the following standards, as approved by the Planning and Development Department.
 - a. Minimum 2-inch caliper single-trunk large canopy drought-tolerant shade trees shall be provided between the back of curb and sidewalk to provide a minimum 75 percent shade.
 - b. The area between the back of curb and sidewalk shall be planted with drought tolerant shrubs and vegetative groundcovers with a maximum mature height of 24 inches to provide a minimum of 75 percent live coverage at maturity, as approved by the Planning and Development Department.

Where utility conflicts exist, the developer shall work with the Planning and Development Department on alternative design solutions consistent with a pedestrian environment.

4. A minimum 10-foot-wide sidewalk easement shall be dedicated along the south side of Cactus Road, as approved by the Planning and Development Department.
5. A minimum 5-foot-wide sidewalk shall be provided that is detached from the back of curb by a minimum 5-foot-wide landscape area along the west side of 49th Drive and planted to the following standards, as approved by the Planning and Development Department.
 - a. Minimum 2-inch caliper single-trunk large canopy drought-tolerant shade trees shall be provided between the back of curb and sidewalk to provide a minimum 75 percent shade.
 - b. The area between the back of curb and sidewalk shall be planted with drought tolerant shrubs and vegetative groundcovers with a maximum mature height of 24 inches to provide a minimum of 75 percent live coverage at maturity, as approved by the Planning and Development Department.

Where utility conflicts exist, the developer shall work with the Planning and Development Department on alternative design solutions consistent with a pedestrian environment.

6. The landscape setback along the south property line shall be planted with a minimum 50 percent 2-inch caliper drought tolerant shade trees and 50 percent 3-inch caliper drought tolerant shade trees, as approved by the Planning and Development Department.
7. The required landscape setback along 49th Drive shall be planted with a double-row of drought tolerant, 2-inch caliper shade trees placed 20 feet on center or in equivalent groupings, as approved by the Planning and Development Department.
8. A 1-foot Vehicular Non-Access Easement (VNAE) shall be dedicated along the east property line where adjacent to public right-of-way.
9. A minimum of four bicycle parking spaces shall be provided, near the entrance to the rental office or indoors, and installed per the requirements of Section 1307.H of the Phoenix Zoning Ordinance, as approved by the Planning and Development Department.
10. The developer shall construct all streets within and adjacent to the development with paving, curb, gutter, sidewalk, curb ramps, streetlights, median islands, landscaping, and other incidentals, as per plans approved by the Planning and Development Department. All improvements shall comply with all ADA accessibility standards.

11. In the event archaeological materials are encountered during construction, the developer shall immediately cease all ground-disturbing activities within a 33-foot radius of the discovery, notify the City Archaeologist, and allow time for the Archaeology Office to properly assess the materials.
12. Prior to preliminary site plan approval, the landowner shall execute a Proposition 207 waiver of claims form. The waiver shall be recorded with the Maricopa County Recorder's Office and delivered to the City to be included in the rezoning application file for record.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions hereof.

PASSED by the Council of the City of Phoenix this 14th day of June, 2023.

MAYOR

ATTEST:

Denise Archibald, City Clerk

APPROVED AS TO FORM:
Julie M. Kriegh, City Attorney

By:

REVIEWED BY:

Jeffrey Barton, City Manager

Exhibits:

A – Legal Description (2 Pages)

B – Ordinance Location Map (1 Page)

DRAFT

EXHIBIT A

That portion of the Northwest quarter of Section 21, Township 3 North, Range 2 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, as shown on RECORD OF SURVEY, recorded in Book 423 of Maps, Page 48, Official Records of Maricopa County, Arizona, said portion lying Northeast of the Arizona Canal, described as follows:

Commencing at found brass cap in hand hole at the Northwest corner of said Section 21, from which bears a found 3" City of Phoenix brass cap in hand hole at the North quarter corner of said Section 21, South $89^{\circ}55'05''$ East, a distance of 2637.07 feet;

Thence along the North line of said Northwest quarter South $89^{\circ}55'05''$ East, a distance of 1007.51 to the TRUE POINT OF BEGINNING;

Thence along the West and South lines of the City of Phoenix Lift Station #50 as described in the Quit Claim deed recorded in Docket 9589, Page 332, Official Records of Maricopa County, for the following two courses;

Thence along said West line, South $00^{\circ}05'27''$ West, a distance of 114.92 feet;

Thence along said South line, South $89^{\circ}49'12''$ East, a distance of 73.28 feet to the monument line of 49th Drive and the beginning of a non-tangent curve to the right having a radius of 940.00 feet;

Thence Southwesterly along the arc of said curve, through a central angle of $06^{\circ}58'26''$, a chord bearing of South $07^{\circ}22'32''$ West, a chord distance of 114.34 feet, and an arc distance of 114.41 feet;

Thence South $10^{\circ}55'24''$ West, a distance of 78.06 feet;

Thence North $89^{\circ}47'43''$ West, a distance of 219.23 feet;

Thence South $46^{\circ}08'11''$ West, a distance of 105.44 feet;

Thence North $38^{\circ}24'21''$ West, a distance of 51.66 feet to the beginning of a non-tangent curve to the left having a radius of 736.73 feet;

Thence Northwesterly along the arc of said curve through a central angle of $28^{\circ}51'01''$ a chord bearing of North $52^{\circ}58'24''$ West, a chord distance of 367.06 feet, and an arc distance of 370.97 feet;

Thence North $01^{\circ}51'49''$ West, a distance of 116.84 feet to a point on the monument of Cactus Road, said monument being the North line of said Northwest quarter of Section 21;

Thence along said South $89^{\circ}55'05''$ East, a distance of 580.55 feet to the TRUE POINT OF BEGINNING.

Containing 163,495 square feet, or 3.753 acres of land, more or less.

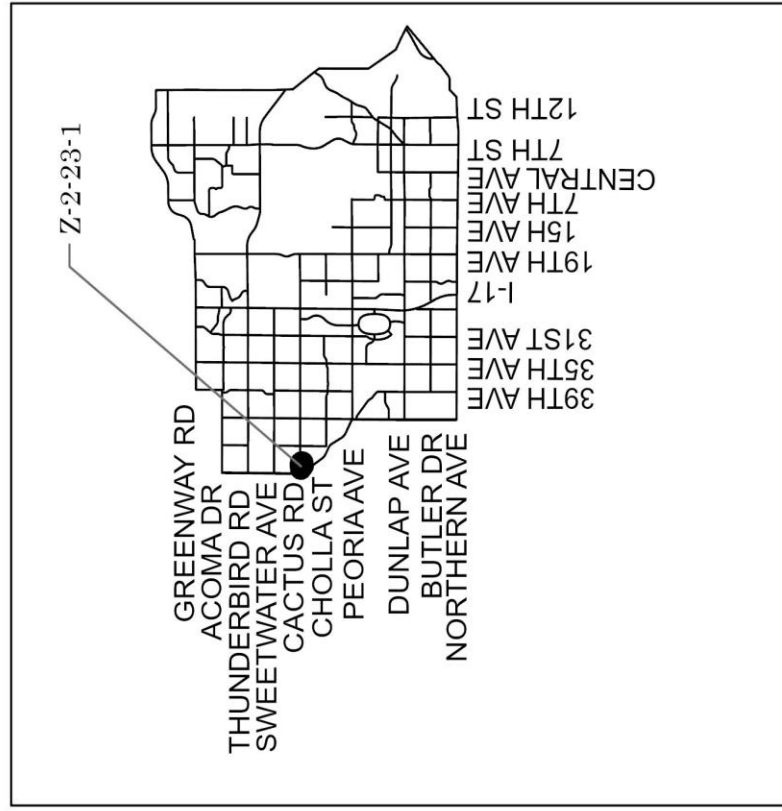
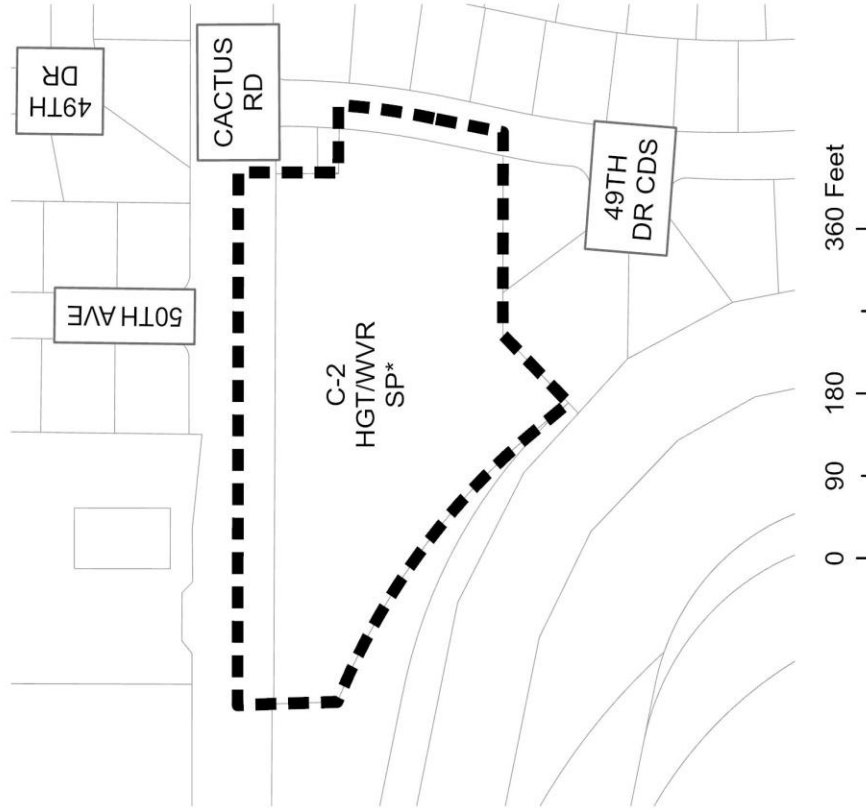
APN #148-02-003K

DRAFT

ORDINANCE LOCATION MAP

ZONING SUBJECT TO STIPULATIONS: *
SUBJECT AREA: ■ ■ ■ ■ ■

Zoning Case Number: Z-2-23-1
Zoning Overlay: N/A
Planning Village: North Mountain



NOT TO SCALE



Drawn Date: 5/8/2023



Amend City Code - Ordinance Adoption - Rezoning Application Z-5-23-2 - Northwest Corner of the 38th Street Alignment and Bell Road (Ordinance G-7122)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-5-23-2 and rezone the site from C-2 SP (Intermediate Commercial, Special Permit) and R-3 (Approved R-3) (Multifamily Residence District, Approved Multifamily Residence District) to C-2 HGT/WVR SP (Intermediate Commercial, Height Waiver, Special Permit) to allow a self-service storage warehouse with underlying C-2 uses and a height waiver.

Summary

Current Zoning: C-2 SP (6.69 acres) and R-3 (Approved R-3) (0.73 acres)

Proposed Zoning: C-2 HGT/WVR SP

Acreage: 7.42 acres

Proposal: Self-service storage warehouse with underlying C-2 uses and a height waiver

Owner/Applicant: Extra Space Properties 121, LLC

Representative: William F Allison, Withey Morris Baugh, PLC

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The Paradise Valley Village Planning Committee heard this case on May 1, 2023, and recommended approval, per the staff recommendation, by a vote of 13-0.

PC Action: The Planning Commission heard this case on May 4, 2023, and recommended approval, per the Paradise Valley Village Planning Committee recommendation, by a vote of 8-0.

Location

Northwest corner of the 38th Street alignment and Bell Road

Council District: 2

Parcel Address: 3770 E. Bell Road

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.

ATTACHMENT A

**THIS IS A DRAFT COPY ONLY AND IS NOT AN OFFICIAL COPY OF THE FINAL,
ADOPTED ORDINANCE**

ORDINANCE G-

AN ORDINANCE AMENDING THE ZONING DISTRICT MAP ADOPTED PURSUANT TO SECTION 601 OF THE CITY OF PHOENIX ZONING ORDINANCE BY CHANGING THE ZONING DISTRICT CLASSIFICATION FOR THE PARCEL DESCRIBED HEREIN (CASE Z-5-23-2) FROM C-2 SP (INTERMEDIATE COMMERCIAL, SPECIAL PERMIT) AND R-3 (APPROVED R-3) (MULTIFAMILY RESIDENCE DISTRICT, APPROVED MULTIFAMILY RESIDENCE DISTRICT) TO C-2 HGT/WVR SP (INTERMEDIATE COMMERCIAL, HEIGHT WAIVER, SPECIAL PERMIT).

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX, as follows:

SECTION 1. The zoning of a 7.42-acre property located on the northwest corner of the 38th Street alignment and Bell Road in a portion of Section 36, Township 4 North, Range 3 East, as described more specifically in Exhibit "A," is hereby changed from 6.69 acres of "C-2 SP" (Intermediate Commercial, Special Permit) and 0.73-acres of "R-3 (Approved R-3)" (Multifamily Residence District, Approved Multifamily Residence District) to "C-2 HGT/WVR SP" (Intermediate Commercial, Height Waiver, Special Permit) to allow a self-service storage warehouse with underlying C-2 uses and a height waiver.

SECTION 2. The Planning and Development Director is instructed to modify the Zoning Map of the City of Phoenix to reflect this use district classification change as shown in Exhibit “B.”

SECTION 3. Due to the site’s specific physical conditions and the use district applied for by the applicant, this rezoning is subject to the following stipulations, violation of which shall be treated in the same manner as a violation of the City of Phoenix Zoning Ordinance:

1. The development shall be in general conformance with the building elevations date stamped January 25, 2023, with specific regard to the architecturally enhanced corner designs, windows, and masonry provided, as approved by the Planning and Development Department.
2. A screen wall shall be provided along the perimeter of the site to screen outdoor storage areas associated with the self-service storage warehouse from the freeway and adjacent properties, as approved by the Planning and Development Department.
3. A minimum 5-foot-wide pedestrian pathway shall be provided to connect the existing sidewalk from Bell Road to the rental office building entrance, as approved by the Planning and Development Department.
4. Where pedestrian walkways cross a vehicular path, the pathway shall be constructed of decorative pavers, stamped or colored concrete, or other pavement treatments that visually contrasts parking and drive aisle surfaces, as approved by the Planning and Development Department.
5. All existing and new landscape areas throughout the site shall be planted and replenished to the following standards, as approved by the Planning and Development Department.
 - a. Parking lot landscape planters: Minimum 2-inch caliper, large canopy, drought-tolerant shade trees to provide a minimum of 25% shade at maturity, measured at summer solstice at noon, as shown on a shade study submitted for review.
 - b. Landscape areas: Minimum 2-inch caliper large canopy drought-tolerant shade trees to provide a minimum of 75% shade at maturity, measured at summer solstice at noon, as shown on a shade study submitted for review.

- c. Drought-tolerant shrubs, accents, and vegetative groundcovers to provide a minimum of 75% vegetative live coverage at maturity.
- 6. Electric Vehicle (EV) installed spaces shall be provided for a minimum of two of the required parking spaces and one of the required accessible parking spaces located near the rental office, as approved by the Planning and Development Department.
- 7. A minimum of four bicycle parking spaces shall be provided through Inverted U and/or artistic racks located near the entrance to the rental office and installed per the requirements of Section 1307.H. of the Phoenix Zoning Ordinance, as approved by the Planning and Development Department. Artistic racks shall adhere to the City of Phoenix Preferred Designs in Appendix K of the Comprehensive Bicycle Master Plan.
- 8. The developer shall construct all streets within and adjacent to the development with paving, curb, gutter, sidewalk, curb ramps, streetlights, median islands, landscaping and other incidentals, as per plans approved by the Planning and Development Department. All improvements shall comply with all ADA accessibility standards.
- 9. If determined necessary by the Phoenix Archaeology Office, the applicant shall conduct Phase I data testing and submit an archaeological survey report of the development area for review and approval by the City Archaeologist prior to clearing and grubbing, landscape salvage, and/or grading approval.
- 10. If Phase I data testing is required, and if, upon review of the results from the Phase I data testing, the City Archaeologist, in consultation with a qualified archaeologist, determines such data recovery excavations are necessary, the applicant shall conduct Phase II archaeological data recovery excavations.
- 11. In the event archaeological materials are encountered during construction, the developer shall immediately cease all ground-disturbing activities within a 33-foot radius of the discovery, notify the City Archaeologist, and allow time for the Archaeology Office to properly assess the materials.
- 12. Prior to preliminary site plan approval, the landowner shall execute a Proposition 207 waiver of claims form. The waiver shall be recorded with the Maricopa County Recorder's Office and delivered to the City to be included in the rezoning application file for record.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the

decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions hereof.

PASSED by the Council of the City of Phoenix this 14th day of June, 2023.

MAYOR

ATTEST:

Denise Archibald, City Clerk

APPROVED AS TO FORM:
Julie M. Kriegh, City Attorney

By:

REVIEWED BY:

Jeffrey Barton, City Manager

Exhibits:
A – Legal Description (1 Page)
B – Ordinance Location Map (1 Page)

EXHIBIT A

Lot 6, as said lot is show on the plat entitled "SUNTREE LIMITED" recorded June 9, 1995, in Book 398, of Maps, at Page 23 thereof, Official Records of Maricopa County Recorder, together with the adjoining portion of Bell Road right-of-way, situated in the West half of the Southeast quarter of Section 36, Township 4 North, Range 3 East, of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, described as follows

BEGINNING at the Southeast corner of said West half of the Southeast quarter of Section 36;

Thence along the South line of said West half, said line being the monument line of said Bell Road;

Thence along said monument line, South 90°00'00" West, a distance of 101.00 feet;

Thence North 00°02'36" East, a distance of 229.90 feet;

Thence North 90°00'00" East, a distance of 15.00 feet;

Thence North 00°02'36" East, a distance of 179.90 feet;

Thence North 90°00'00" West, a distance of 164.00 feet;

Thence North 00°02'36" East, a distance of 440.22 feet to a point on the Easterly right of way line of the SR-51 PIESTEWA FREEWAY;

Thence along said Easterly right of way line of the SR-51 PIESTEWA FREEWAY, North 11°19'16" East, a distance of 1,278.34 feet to a point on said East line of the West half of the Southeast quarter of Section 36;

Thence South 00°02'36" West, a distance of 2,103.49 feet to the POINT OF BEGINNING.

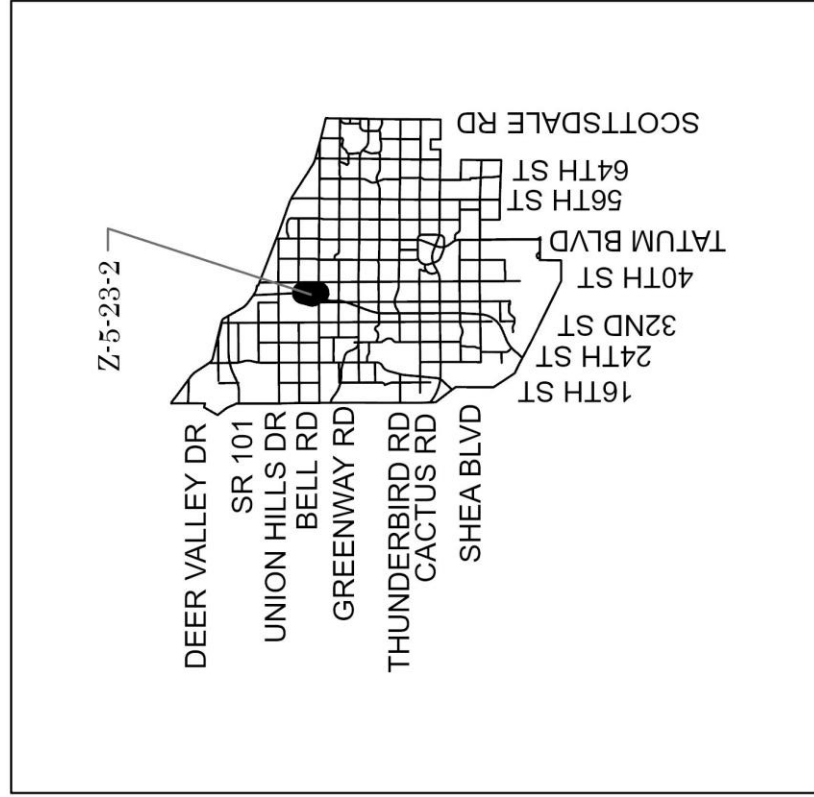
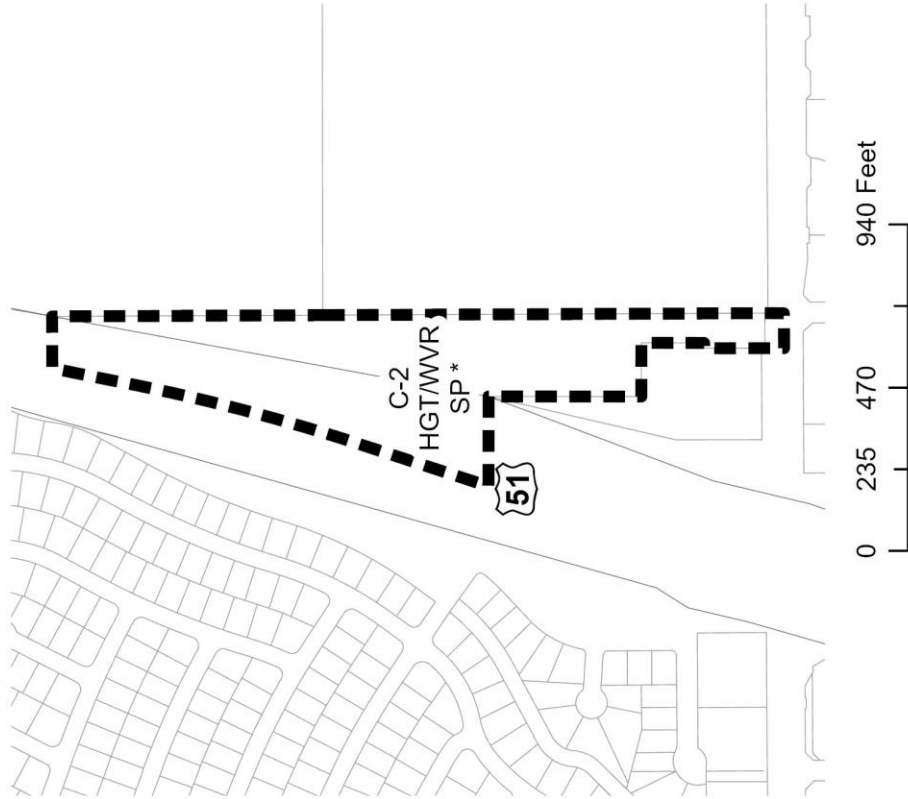
Containing 305,430 square feet, or, 7.012 acres of land, more or less.

ORDINANCE LOCATION MAP

EXHIBIT B

ZONING SUBJECT TO STIPULATIONS: *
SUBJECT AREA: - - - - -

Zoning Case Number: Z-5-23-2
Zoning Overlay: N/A
Planning Village: Paradise Valley



NOT TO SCALE



Drawn Date: 5/8/2023



Amend City Code - Ordinance Adoption - Rezoning Application Z-21-22-2 (Alta Dove Valley PUD) - Approximately 170 Feet West of the Southwest Corner of North Valley Parkway and Dove Valley Road (Ordinance G-7123)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-21-22-2 and rezone the site from PCD NBCOD (Planned Community District, North Black Canyon Overlay District), Approved C-2 or CP M-R PCD NBCOD (Approved Intermediate Commercial or Commerce Park District, Mid-Rise District, Planned Community District, North Black Canyon Overlay District) to PUD NBCOD (Planned Unit Development, North Black Canyon Overlay District) to allow multifamily residential.

Summary

Current Zoning: PCD NBCOD (Approved C-2 or CP M-R PCD NBCOD)

Proposed Zoning: PUD NBCOD

Acreage: 7.53 acres

Proposal: Planned Unit Development to allow multifamily residential

Owner: JD Real Estate Holding, LLC

Applicant/Representative: Brian Greathouse, Burch & Cracchiolo

Staff Recommendation: Approval, subject to stipulations.

VPC Info: The North Gateway Village Planning Committee heard this case on July 14, 2022, for information only.

VPC Action: The North Gateway Village Planning Committee heard this case on April 13, 2023, and recommended approval, per the staff recommendation, with additional stipulations, by a vote of 4-0.

PC Action: The Planning Commission heard this case on May 4, 2023, and recommended approval, per the North Gateway Village Planning Committee recommendation, by a vote of 8-0.

Location

Approximately 170 feet west of the southwest corner of North Valley Parkway and Dove Valley Road

Council District: 2

Parcel Address: 2725 W. Dove Valley Road

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.

ATTACHMENT A

**THIS IS A DRAFT COPY ONLY AND IS NOT AN OFFICIAL COPY OF THE FINAL,
ADOPTED ORDINANCE**

ORDINANCE G-

AN ORDINANCE AMENDING THE ZONING DISTRICT MAP ADOPTED PURSUANT TO SECTION 601 OF THE CITY OF PHOENIX ZONING ORDINANCE BY CHANGING THE ZONING DISTRICT CLASSIFICATION FOR THE PARCELS DESCRIBED HEREIN (CASE Z-21-22-2) FROM PCD NBCOD (PLANNED COMMUNITY DISTRICT, NORTH BLACK CANYON OVERLAY DISTRICT), APPROVED C-2 OR CP M-R PCD NBCOD (APPROVED INTERMEDIATE COMMERCIAL OR COMMERCE PARK DISTRICT, MID-RISE DISTRICT, PLANNED COMMUNITY DISTRICT, NORTH BLACK CANYON OVERLAY DISTRICT) TO PUD NBCOD (PLANNED UNIT DEVELOPMENT, NORTH BLACK CANYON OVERLAY DISTRICT).

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX, as follows:

SECTION 1. The zoning of an 7.53-acre site located approximately 170 feet west of the southwest corner of North Valley Parkway and Dove Valley Road in a portion of Section 14, Township 5 North, Range 2 East, as described more specifically in Exhibit "A," is hereby changed from "PCD NBCOD (Approved C-2 or CP M-R PCD NBCOD)" (Planned Community District, North Black Canyon Overlay District) (Approved Intermediate Commercial or Commerce Park District, Mid-Rise District, Planned

Community District, North Black Canyon Overlay District) to “PUD NBCOD” (Planned Unit Development, North Black Canyon Overlay District).

SECTION 2. The Planning and Development Director is instructed to modify the Zoning Map of the City of Phoenix to reflect this use district classification change as shown in Exhibit “B.”

SECTION 3. Due to the site’s specific physical conditions and the use district applied for by the applicant, this rezoning is subject to the following stipulations, violation of which shall be treated in the same manner as a violation of the City of Phoenix Zoning Ordinance:

1. An updated Development Narrative for the Alta Dove Valley PUD reflecting the changes approved through this request shall be submitted to the Planning and Development Department within 30 days of City Council approval of this request. The updated Development Narrative shall be consistent with the Development Narrative date stamped March 28, 2023, as modified by the following stipulations:
 - a. Front cover: Revise the submittal date information on the bottom to add the following: City Council adopted: [Add adoption date].
 - b. Page 9, Development Standards, 1st paragraph: Change paragraph to read “Except where modified below, this PUD shall comply with the North Black Canyon Overlay District (Section 654), the R-5 Multifamily Residence District, Table B, (a) Subdivision Development Option outlined in Section 618, the parking standards outlined in Section 702, and the landscaping and open space standards outlined in Section 507 Tab A and Section 703 of the Phoenix Zoning Ordinance. Any commercial uses provided shall be located on the ground floor of the multifamily residential building and shall comply with the same development standards as the multifamily residential building.”
 - c. Page 9, Development Standards, Common Open Space/Amenity Areas: Start the header on the next page.
 - d. Page 10, Development Standards, Parking Standards, Parking Spaces (bicycles), 2nd paragraph: Replace the paragraph as follows:

A bicycle repair station (“fix it station”) shall be provided and maintained on site within an amenity area or near a primary site entrance. The

bicycle repair station (“fix it station”) shall be provided in an area of high visibility and separated from vehicular maneuvering areas, where applicable. The repair station shall include, but not be limited to:

- i. Standard repair tools affixed to the station
 - ii. A tire gauge and pump affixed to the base of the station or the ground
 - iii. A bicycle repair stand which allows pedals and wheels to spin freely while making adjustments to the bike
- e. Page 14, Development Standards, Sidewalk and Pedestrian Pathway Standards, Pedestrian Connection Pathway to Commercial Center to the West of this Site: Align second column with columns above and change “sidewalk” to “Pathway”.
- f. Pages 14-15, Design Guidelines, Exterior Materials: Add “The exterior perimeter building elevations shall be finished with an average maximum of 60% stucco material”.
- g. Page 15, Design Guidelines, Exterior Materials, 3rd paragraph (Exposed areas of the parking garage walls...): Replace the third paragraph as follows:
- Exposed areas of the parking garage walls shall be decoratively screened with metal trellises, architectural metal panels and extrusions, translucent glazing, decorative lighting, and/or other architectural screening materials that will add texture, depth, shadow lines, create visual interest for pedestrians, and enhance the public right-of-way.
- h. Page 15, Design Guidelines, Exterior Materials, 4th paragraph (Where pedestrian walkways cross...): Add a new header for this paragraph named “Pedestrian Crossing Pavement Material”.
- i. Page 17, Pedestrian Circulation and Connectivity, 2nd paragraph (An east-west minimum 5-foot-wide concrete...): Add at the end of the last sentence “, located near the center of the west property line.”
- j. Pages 38-44, Development Standards Comparison Table: Update the R-5 (Subdivision) column to include information for each standard on what the minimum Phoenix Zoning Ordinance requirements would be to compare to what the PUD is providing.
2. A 30-foot-wide multi-use trail easement (MUTE) shall be dedicated along the north property line, adjacent to Dove Valley Road, and a minimum 10-foot-wide

multi-use trail (MUT) shall be constructed within the easement in accordance with the MAG supplemental detail and as approved by the Planning and Development Department.

3. The developer shall dedicate a minimum of 70-feet of right-of way and construct the south side of Dove Valley Road, including detached sidewalks, as required by the approved Canyon Crossroads Master Street Plan.
4. The developer shall dedicate a minimum of 30-feet of right-of-way and a minimum 10-foot-wide sidewalk easement and construct the north side of the new collector street (Commitment Way) along the property's southern boundary, as approved by the Planning and Development Department.
5. The developer shall construct minimum 5-foot-wide detached sidewalk and minimum 8-foot-wide landscape area located between the back of curb and sidewalk for the north side of the new collector street (Commitment Way), as approved by the Planning and Development Department.
6. The developer shall provide \$115,000 in escrow to fund a traffic control device along Dove Valley Road to serve the property, prior to final site plan approval and as approved by the Street Transportation Department.
7. The developer shall extend the existing median island west to the west full access location at the western edge of this development. Landscaping shall be provided in the 24-foot-wide median island with minimum 3-inch caliper, large canopy, drought-tolerant shade trees planted 20 feet on center or in equivalent groupings and shrubs, accents and vegetative ground covers to achieve a minimum of 75% live coverage at maturity, as approved by the Planning and Development Department and Street Transportation Department.
8. The applicant shall submit a Traffic Impact Study to the City for this development. The developer shall be responsible for cost and construction of all mitigation identified through the analysis. No preliminary approval of plans shall be granted until the study is reviewed and approved by the Street Transportation Department.
9. The developer shall construct all streets within and adjacent to the development with paving, curb, gutter, sidewalk, curb ramps, streetlights, median islands, landscaping and other incidentals, as per plans approved by the Planning and Development Department. All improvements shall comply with all ADA accessibility standards.
10. In the event archaeological materials are encountered during construction, the developer shall immediately cease all ground-disturbing activities within a 33-foot radius of the discovery, notify the City Archeologist, and allow time for the Archeology Office to properly assess the materials.

11. The developer shall limit parallel parking along the west side of the development to a maximum of two hours to eliminate overnight parking.
12. Landscaping shall not include jumping cacti or thorns adjacent to the multi-use trail along Dove Valley Road.
13. Landscaping in median along Dove Valley Road shall match existing landscaping in the surrounding right-of-way areas and be cohesive, such as, but not limited to, using the same rock and planting species.
14. The updated site plan and building elevations shall be presented for review and comment to the North Gateway Village Planning Committee prior to final site plan approval.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions hereof.

PASSED by the Council of the City of Phoenix this 14th day of June, 2023.

MAYOR

ATTEST:

Denise Archibald, City Clerk

APPROVED AS TO FORM:
Julie M. Kriegh, City Attorney

By:

REVIEWED BY:

Jeffrey Barton, City Manager

Exhibits:

A – Legal Description (1 Page)

B – Ordinance Location Map (1 Page)

DRAFT

EXHIBIT A

A PARCEL OF LAND LOCATED IN THE NORTHEAST QUARTER (NE 1/4) OF SECTION 14, TOWNSHIP 5 NORTH, RANGE 2 EAST, OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A CITY OF PHOENIX BRASS CAP IN A HAND HOLE MARKING THE NORTHEAST CORNER OF SAID SECTION 14 FROM WHICH A REBAR (NO IDENTIFICATION) MARKING THE NORTH QUARTER CORNER OF SAID SECTION 14 BEARS SOUTH 89 DEGREES 26 MINUTES 10 SECONDS WEST 2639.64 FEET;

THENCE SOUTH 89 DEGREES 26 MINUTES 10 SECONDS WEST, ALONG THE NORTH LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 164.99 FEET;

THENCE DEPARTING SAID NORTH LINE, SOUTH 0 DEGREES 21 MINUTES 33 SECONDS EAST, A DISTANCE OF 72.25 FEET TO THE POINT OF BEGINNING;

THENCE CONTINUING SOUTH 0 DEGREES 21 MINUTES 33 SECONDS EAST, A DISTANCE OF 590.05 FEET;

THENCE SOUTH 89 DEGREES 27 MINUTES 53 SECONDS WEST, A DISTANCE OF 494.92 FEET;

THENCE NORTH 0 DEGREES 21 MINUTES 38 SECONDS WEST, A DISTANCE OF 592.05 FEET;

THENCE NORTH 89 DEGREES 26 MINUTES 10 SECONDS EAST, A DISTANCE OF 477.94 FEET;

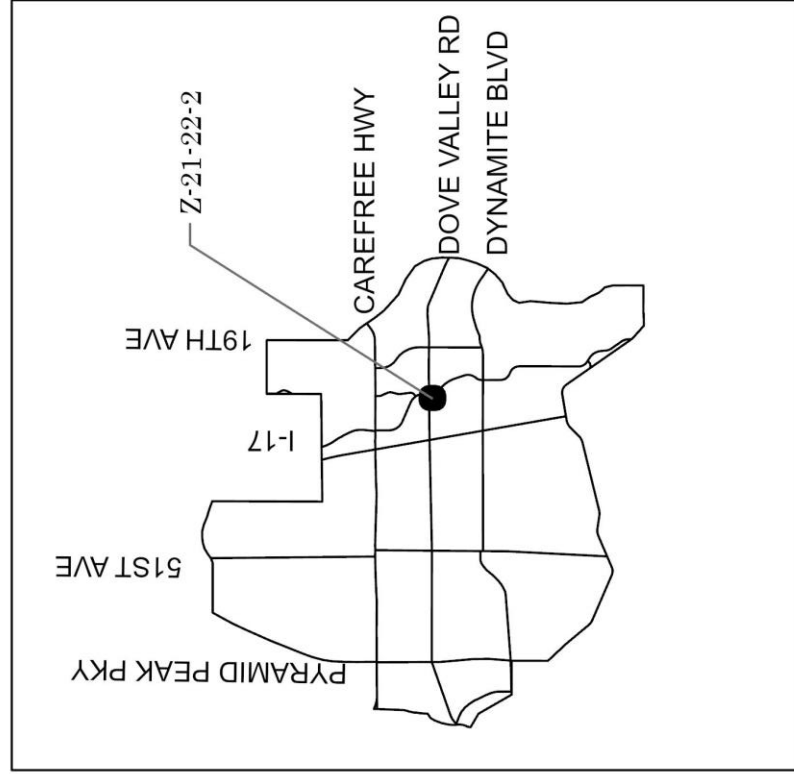
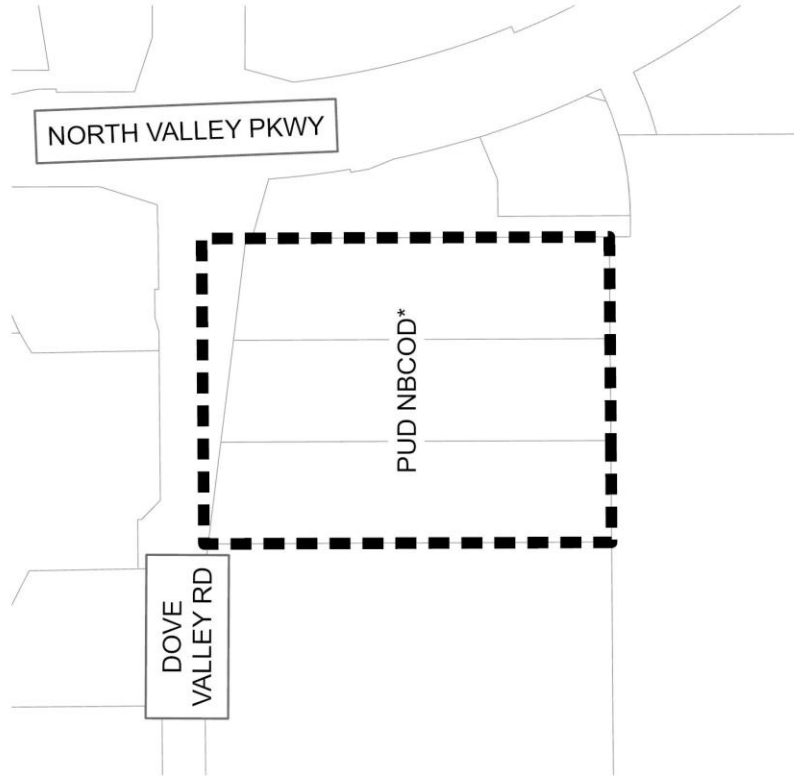
THENCE SOUTH 83 DEGREES 01 MINUTES 18 SECONDS EAST, A DISTANCE OF 17.14 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED PARCEL CONTAINS 293064 SQUARE FEET OR 6.7278 ACRES OF LAND, MORE OR LESS, INCLUDING ANY ENCUMBRANCES.

ORDINANCE LOCATION MAP

Zoning Case Number: Z-21-22-2
Zoning Overlay: North Black Canyon Corridor
Plan and Overlay District
Planning Village: North Gateway

ZONING SUBJECT TO STIPULATIONS: *
SUBJECT AREA: ■ ■ ■ ■ ■



NOT TO SCALE



Drawn Date: 5/8/2023



Amend City Code - Ordinance Adoption - Rezoning Application Z-67-22-3 - Approximately 230 Feet South of the Southwest Corner of 17th Avenue and Bell Road (Ordinance G-7121)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-67-22-3 and rezone the site from C-2 (Intermediate Commercial) to C-2 HGT/WVR DNS/WVR (Intermediate Commercial, Height Waiver, Density Waiver) to allow multifamily residential with a height and density waiver.

Summary

Current Zoning: C-2

Proposed Zoning: C-2 HGT/WVR DNS/WVR

Acreage: 3.73 acres

Proposal: Multifamily residential with a height and density waiver

Owner: Rod Rosenstein, 1711 W Bell, LLC

Applicant: Leoh Sandoval, Long Beach Designers

Representative: Steven Valdez, Remedy Designs

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The Deer Valley Village Planning Committee was scheduled to hear this case on April 20, 2023, for recommendation; however, there was no quorum.

PC Action: The Planning Commission heard this case on May 4, 2023, and recommended approval, per the staff recommendation, by a vote of 8-0.

Location

Approximately 230 feet south of the southwest corner of 17th Avenue and Bell Road

Council District: 3

Parcel Address: 1705 and 1711 W. Bell Road

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.

ATTACHMENT A

**THIS IS A DRAFT COPY ONLY AND IS NOT AN OFFICIAL COPY OF THE FINAL,
ADOPTED ORDINANCE**

ORDINANCE G-

AN ORDINANCE AMENDING THE ZONING DISTRICT MAP ADOPTED PURSUANT TO SECTION 601 OF THE CITY OF PHOENIX ZONING ORDINANCE BY CHANGING THE ZONING DISTRICT CLASSIFICATION FOR THE PARCEL DESCRIBED HEREIN (CASE Z-67-22-3) FROM C-2 (INTERMEDIATE COMMERCIAL) TO C-2 HGT/WVR DNS/WVR (INTERMEDIATE COMMERCIAL, HEIGHT WAIVER, DENSITY WAIVER).

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX, as follows:

SECTION 1. The zoning of a 3.73-acre property located approximately 230 feet south of the southwest corner of 17th Avenue and Bell Road in a portion of Section 6, Township 3 North, Range 3 East, as described more specifically in Exhibit “A,” is hereby changed from “C-2” (Intermediate Commercial) to “C-2 HGT/WVR DNS/WVR” (Intermediate Commercial, Height Waiver, Density Waiver).

SECTION 2. The Planning and Development Director is instructed to modify the Zoning Map of the City of Phoenix to reflect this use district classification change as shown in Exhibit “B.”

SECTION 3. Due to the site’s specific physical conditions and the use district applied for by the applicant, this rezoning is subject to the following stipulations,

violation of which shall be treated in the same manner as a violation of the City of Phoenix Zoning Ordinance:

1. The maximum density for the project shall not exceed 40.2 dwelling units per gross acre, as approved by the Planning and Development Department.
2. A minimum of 10% of the gross project area shall be retained as improved open space with amenities, as approved by the Planning and Development Department.
3. A minimum 10% of new surface parking lot area, as depicted on the site plan date stamped April 4, 2023, exclusive of perimeter landscape setbacks, shall be landscaped and planted with minimum 2-inch caliper, large canopy, drought-tolerant shade trees, dispersed throughout the parking area, as approved by the Planning and Development Department.
4. The existing parking lot landscape planters and existing landscape areas throughout the site shall be replenished with minimum 2-inch caliper large canopy drought-tolerant shade trees and minimum 75% vegetative live coverage at maturity, as generally depicted on the landscape plan date stamped April 4, 2023, as approved by the Planning and Development Department.
5. Where pedestrian walkways cross a vehicular path, the pathway shall be constructed of decorative pavers, stamped or colored concrete, or other pavement treatments that visually contrasts parking and drive aisle surfaces, as approved by the Planning and Development Department.
6. Project entry/exit drives shall incorporate decorative pavers, stamped or colored concrete, or a similar alternative material, as approved by the Planning and Development Department.
7. A minimum 5-foot-wide detached sidewalk shall be provided along the west side of the existing driveway (17th Avenue alignment) to connect to the sidewalk to the north, as depicted on the site plan date stamped April 4, 2023, as approved by the Planning and Development Department.
8. Bicycle infrastructure shall be installed as described below and as approved by the Planning and Development Department.
 - a. Secured bicycle parking shall be provided at a rate of 0.25 spaces per dwelling unit, including Community Residence Center units, up to a maximum of 50 spaces, as approved by the Planning and Development Department.

- b. Guest bicycle parking shall be provided at a minimum of 0.05 spaces per dwelling unit, including Community Residence Center units, up to a maximum of 50 required spaces near entrances of buildings and installed per the requirements of Section 1307.H of the Phoenix Zoning Ordinance.
 - c. A bicycle repair station ("fix it station") shall be provided and maintained on site within an amenity area or near a primary site entrance. The bicycle repair station ("fix it station") shall be provided in an area of high visibility and separated from vehicular maneuvering areas, where applicable. The repair station shall include, but not be limited to:
 - i. Standard repair tools affixed to the station.
 - ii. A tire gauge and pump affixed to the base of the station or the ground.
 - iii. A bicycle repair stand which allows pedals and wheels to spin freely while making adjustments to the bike.
 - d. A minimum of 10% of the required bicycle parking spaces shall include 120-volt receptacles for electric bicycle charging capabilities.
9. A minimum of 10% of the required parking spaces shall include Electric Vehicle (EV) Installed infrastructure, as approved by the Planning and Development Department.
10. The property owner shall record documents that disclose the existence, and operational characteristics of the City of Phoenix Deer Valley Airport (DVT) to future owners or tenants of the property. The form and content of such documents shall be according to the templates and instructions provided which have been reviewed and approved by the City Attorney.
11. A Good Neighbor Agreement shall be completed by the property owner in collaboration with the Bell Road Business Alliance and other neighborhood organizations. The completed agreement shall be signed and dated by the affected parties and submitted to the Planning and Development Department prior to final site plan approval.
12. In the event archaeological materials are encountered during construction, the developer shall immediately cease all ground-disturbing activities within a 33-foot radius of the discovery, notify the City Archaeologist, and allow time for the Archaeology Office to properly assess the materials.
13. Prior to preliminary site plan approval, the landowner shall execute a Proposition 207 waiver of claims form. The waiver shall be recorded with the

Maricopa County Recorder's Office and delivered to the City to be included in the rezoning application file for record.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions hereof.

PASSED by the Council of the City of Phoenix this 14th day of June, 2023.

MAYOR

ATTEST:

Denise Archibald, City Clerk

APPROVED AS TO FORM:
Julie M. Kriegh, City Attorney

By:

REVIEWED BY:

Jeffrey Barton, City Manager

Exhibits:

A – Legal Description (1 Page)

B – Ordinance Location Map (1 Page)

EXHIBIT A

Within a portion of Section 6, Township 3 North, Range 3 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, being more particularly described as follows:

Parcel No. 1:

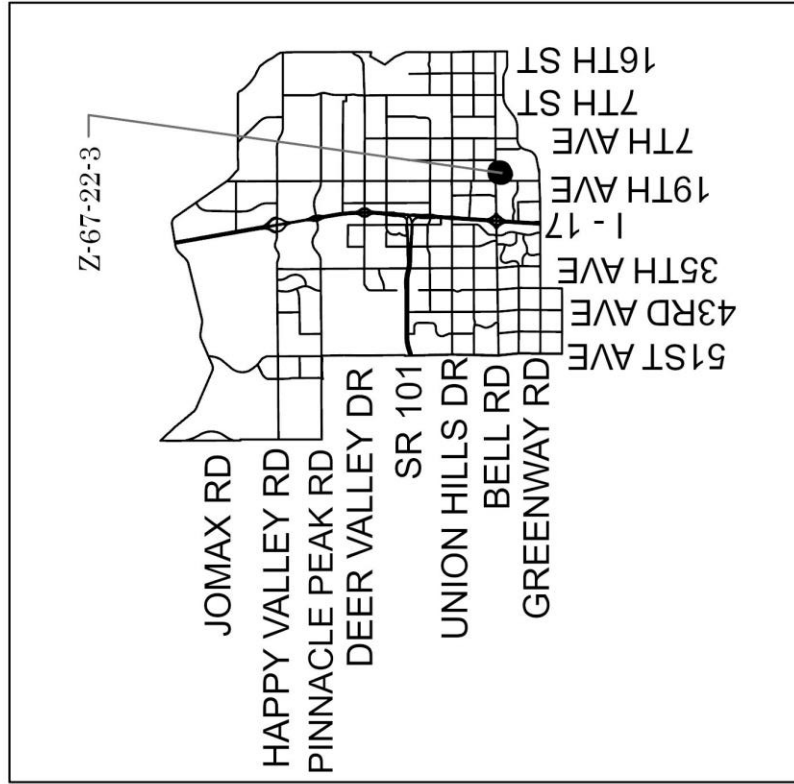
COMFORT INN NORTH, a subdivision recorded in Book 511 of Maps page 2, records of Maricopa County, Arizona

Parcel No. 2:

A non-exclusive easement for roadway purposes, as created by Docket 15909, page 1137, records of Maricopa County, Arizona, being 25 feet in width, the Easterly line thereof being parallel with and 25 feet Easterly of the following described line:
Commencing at the Northwest corner of Section 6, Township 3 North, Range 3 East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, from which the North quarter of said Section 6 bears East, 2512.32 feet:
Thence East along the North line of said Section 6, 1201.00 feet;
Thence South 00 degrees 13 minutes 00 seconds West, 55.00 feet to the Point of Beginning;
Thence South 00 degrees 23 minutes 00 seconds West, 570.26 feet to the point of the ending of this easement.

EXHIBIT B

Zoning Case Number: Z-67-22-3
Zoning Overlay: N/A
Planning Village: Deer Valley



NOT TO SCALE



Drawn Date: 5/8/2023



Amend City Code - Ordinance Adoption - Rezoning Application Z-9-23-5 - Approximately 400 Feet East of the Southeast Corner of 27th Avenue and McLellan Boulevard (Ordinance G-7120)

Request to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-9-23-5 and rezone the site from R-3 (Multifamily Residence District) to R-4 (Multifamily Residence District) to allow multifamily residential.

Summary

Current Zoning: R-3

Proposed Zoning: R-4

Acreage: 0.80 acres

Proposal: Multifamily residential

Owner: Putting U First, LLC

Applicant/Representative: Derek Stana, Leckie Investments

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The Alhambra Village Planning Committee heard this case on April 25, 2023, and recommended approval, per the staff recommendation, by a vote of 9-2.

PC Action: The Planning Commission heard this case on May 4, 2023, and recommended approval, per the Alhambra Village Planning Committee recommendation, by a vote of 8-0.

Location

Approximately 400 feet east of the southeast corner of 27th Avenue and McLellan Boulevard

Council District: 5

Parcel Address: 2609 W. McLellan Blvd.

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.

ATTACHMENT A

**THIS IS A DRAFT COPY ONLY AND IS NOT AN OFFICIAL COPY OF THE FINAL,
ADOPTED ORDINANCE**

ORDINANCE G-

AN ORDINANCE AMENDING THE ZONING DISTRICT MAP ADOPTED PURSUANT TO SECTION 601 OF THE CITY OF PHOENIX ZONING ORDINANCE BY CHANGING THE ZONING DISTRICT CLASSIFICATION FOR THE PARCEL DESCRIBED HEREIN (Z-9-23-5) FROM R-3 (MULTIFAMILY RESIDENCE DISTRICT) TO R-4 (MULTIFAMILY RESIDENCE DISTRICT).

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX, as follows:

SECTION 1. The zoning of a 0.80 acre site located approximately 400 feet east of the southeast corner of 27th Avenue and McLellan Boulevard in a portion of Section 12, Township 2 North, Range 2 East, as described more specifically in Exhibit "A," is hereby changed from "R-3" (Multifamily Residence District) to "R-4" (Multifamily Residence District).

SECTION 2. The Planning and Development Director is instructed to modify the Zoning Map of the City of Phoenix to reflect this use district classification change as shown in Exhibit "B."

SECTION 3. Due to the site's specific physical conditions and the use district applied for by the applicant, this rezoning is subject to the following stipulations,

violation of which shall be treated in the same manner as a violation of the City of Phoenix Zoning Ordinance:

1. A minimum 5-foot-wide detached sidewalk separated by a minimum 5-foot-wide landscape strip located between the back of curb and sidewalk shall be provided for the south side of McLellan Boulevard, planted to the following standards, as approved by the Planning and Development Department.
 - a. Minimum 2-inch caliper single-trunk, large canopy, drought-tolerant shade trees planted 20 feet on center or in equivalent groupings.
 - b. Shrubs, accents and vegetative groundcovers to achieve a minimum of 75% live coverage at maturity.

Where utility conflicts exist, the developer shall work with the Planning and Development Department on an alternative design solution consistent with a pedestrian environment.

2. The required landscape setback along the north portion of the site shall be planted with native cacti or similar plants, as approved by the Planning and Development Department.
3. All public and private pedestrian pathways including sidewalks shall be shaded to a minimum 75%, as approved by the Planning and Development Department.
4. All uncovered surface parking lot areas shall be landscaped with minimum 2-inch caliper drought-tolerant shade trees. Landscaping shall be dispersed throughout the parking area and achieve 25% shade at maturity, as approved by Planning and Development Department.
5. A minimum of 10% of the required parking spaces shall be EV capable.
6. Bicycle infrastructure shall be provided as described below, located near entrances of buildings and installed per the requirements of Section 1307.H of the Phoenix Zoning Ordinance. Bicycle parking spaces shall be provided through inverted U and/or artistic racks. Artistic racks shall adhere to the City of Phoenix Preferred Designs in Appendix K of the Comprehensive Bicycle Master Plan, as approved by the Planning and Development Department.
 - a. Secured bicycle parking shall be provided at a rate of 0.25 spaces per dwelling unit, up to a maximum of 50 spaces.
 - b. Guest bicycle parking shall be provided at a minimum of 0.05 spaces per dwelling unit, up to a maximum of 50 required spaces.

- c. 120-volt receptacle shall be installed for a minimum of 10% of the required secured bicycle parking spaces for electric bicycle charging capabilities.
 - d. A bicycle repair station ("fix it station") shall be provided and maintained on site within an amenity area or near a primary site entrance. The bicycle repair station ("fix it station") shall be provided in an area of high visibility and separated from vehicular maneuvering areas, where applicable. The repair station shall include, but not be limited to:
 - i. Standard repair tools affixed to the station;
 - ii. A tire gauge and pump affixed to the base of the station or the ground;
 - iii. A bicycle repair stand which allows pedals and wheels to spin freely while making adjustments to the bike.
7. Where pedestrian walkways cross a vehicular path, the pathway shall be constructed of decorative pavers, stamped or colored concrete, or other pavement treatments that visually contrasts parking and drive aisle surfaces, as approved by the Planning and Development Department.
 8. Site lighting shall be provided at building entrances/exits, and in public assembly and parking areas, as approved by the Planning and Development Department.
 9. Prior to preliminary site plan approval, the developer shall complete Phase One of the Crime Free Multi-Housing Program, as approved by the Planning and Development Department.
 10. The developer shall construct all streets within and adjacent to the development with paving, curb, gutter, sidewalk, curb ramps, streetlights, median islands, landscaping, and other incidentals, as per plans approved by the Planning and Development Department. All improvements shall comply with all ADA accessibility standards.
 11. In the event archaeological materials are encountered during construction, the developer shall immediately cease all ground-disturbing activities within a 33-foot radius of the discovery, notify the City Archaeologist, and allow time for the Archaeology Office to properly assess the materials.
 12. Prior to preliminary site plan approval, the landowner shall execute a Proposition 207 waiver of claims form. The waiver shall be recorded with the Maricopa County Recorder's Office and delivered to the City to be included in the rezoning application file for record.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions hereof.

PASSED by the Council of the City of Phoenix this 14th day of June, 2023.

MAYOR

ATTEST:

Denise Archibald, City Clerk

APPROVED AS TO FORM:
Julie M. Kriegh, City Attorney

By:

REVIEWED BY:

Jeffrey Barton, City Manager

Exhibits:

A – Legal Description (1 Page)

B – Ordinance Location Map (1 Page)

Exhibit A

The West 100 feet of the East 238.02 feet of Lot 9, WASHINGTON HOMESITES, a Subdivision recorded in Book 14 of Maps, Page 36, Records of Maricopa County, Arizona.

Section: 12
Township: 2N
Range: 2E

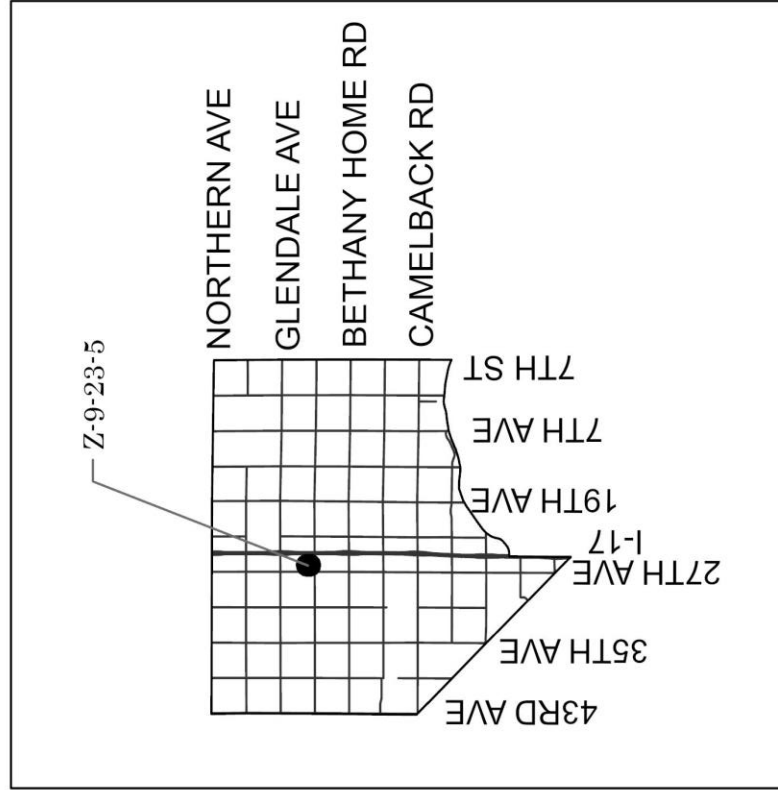
APN: 156-02-012

Gross Acreage: 31,566.67 sq ft (0.72 acres)

DRAFT

EXHIBIT B

ZONING SUBJECT TO STIPULATIONS: *
SUBJECT AREA: ■ ■ ■ ■ ■



NOT TO SCALE



Drawn Date: 5/8/2023



Public Hearing - Certificate of Appropriateness - Appeal of Historic Preservation Commission's Decision on Certificate of Appropriateness Application HPCA 2200311 - 711 West Glenrosa Avenue in the Woodlea Historic District

Request to hold a public hearing on a Certificate of Appropriateness decision by the Historic Preservation (HP) Commission on Certificate of Appropriateness Application HPCA 2200311. The application seeks approval to construct a 96-square-foot addition to the front of the attached garage, convert the garage to living space, and replace the roof structure on the garage and damaged part of the house at 711 W. Glenrosa Ave. in the Woodlea Historic District. Requested City Council action is to uphold, reverse or modify the HP Commission's decision.

Summary

On March 1, 2023, the HP Hearing Officer held a public hearing to review this application, which was filed by Patrick Hallman of C & H Associates LLC on behalf of the property owner, Janice Ashford. The hearing officer approved the Certificate of Appropriateness subject to the following stipulations:

1. That the existing height and 4:12 roof pitch of staggered inset gable roof above the garage be preserved and be repaired in kind;
2. That the existing front façade of the garage not be altered to project forward, and if the footprint needs to be expanded, that an addition to the south or east be considered instead;
3. That the siding be repaired or replaced in kind or use a smooth fiber cement siding that matches the width of the existing siding boards;
4. That the proposed faux-garage door use a simplified design or be infilled with a window and siding;
5. That the new vent on the east façade of the remodeled garage match the existing square vent; and
6. That the existing floor plan be revised to accurately depict the bathroom and all documents be reviewed for accuracy.

The Hearing Officer's decision was appealed by Mr. Hallman on March 2, 2023, who cited concerns from the owner regarding the first two stipulations. The HP Commission heard the appeal on April 17, 2023, and voted 7-1 to uphold the decision of the hearing

officer.

The HP Commission's decision was appealed on April 24, 2023, by Mr. Hallman on behalf of the property owner.

The City of Phoenix General Design Guidelines for Historic Properties discourage making additions or changes to primary facades. They further specify that additions should be designed and located in a manner that is subordinate to the historic building. To this end, the Guidelines provide multiple examples of appropriate additions at the rear of a building, as well as one example of an appropriate addition at the side of a building, but no examples are provided of front additions, since they are considered inappropriate. The Guidelines also state that original building features, particularly those that help give the building its historic character, should be preserved and restored. The Secretary of the Interior's Standards for Rehabilitation, which are the national standards for the repair and alteration of historic properties, echo these same principles.

Staff finds that the addition on the front facade would not meet either the city or national standards. Although the addition would have a small footprint, it would project in front of the existing house, creating a highly visible intrusion. Furthermore, the proposed alteration to the roof would also be contrary to the standards, as the staggered inset gable roof over the existing garage is symmetrical with the opposite end of the roof. While the roof does need to be repaired, modifying its appearance would impact the balance of the design and adversely affect the home's historic integrity.

The property is currently classified as a contributor to the Woodlea Historic District. The State Historic Preservation Office has expressed support for the hearing officer's decision and stated that the property could be reclassified as a noncontributor if the application were to be approved without the stipulations.

Staff recommends that the City Council uphold the HP Commission's April 17, 2023, decision to approve the Certificate of Appropriateness subject to the six stipulations noted above.

Financial Impact

There is no financial impact to the city.

Concurrence/Previous Action

- The HP Hearing Officer approved the Certificate of Appropriateness application on

March 1, 2023, subject to six stipulations.

- The property owner's representative, Patrick Hallman, appealed the hearing officer's decision on March 2, 2023.
- The HP Commission voted 7-1 on April 17, 2023, to uphold the hearing officer's decision.
- The property owner's representative, Patrick Hallman, appealed the HP Commission's decision on April 24, 2023.

Location

711 W. Glenrosa Ave.

Council District: 4

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.



City of Phoenix

PLANNING & DEVELOPMENT DEPARTMENT
HISTORIC PRESERVATION OFFICE

Appeal of HP Commission's Decision to the City Council

The **HISTORIC PRESERVATION COMMISSION (HPC)** agenda for 04/17/23 is attached. The decision made by the HPC will become final unless a request to appeal that decision is filed in person by the close of business on 04/24/23.

Any member of the public may, within five calendar days of the HPC'S action, request a hearing by the **PHOENIX CITY COUNCIL** on any application. If you wish to request such a hearing, fill out and sign the form below and return it to the Historic Preservation Office in person by the close of business on 04/24/23.

IMPORTANT

The Hearing Officer, Historic Preservation Commission and City Council all act in a quasi-judicial manner for Certificate of Appropriateness hearings. **There is to be no ex parte communication with any of these entities to include phone calls, e-mails, text messages or meetings.** Supplemental materials may be submitted through the Historic Preservation Office to be included in the packet provided to the hearing body. Check with staff on any deadlines for submission of supplemental materials. Materials provided at the hearing should include copies for the hearing body, staff, applicant, and appellant.

APPEAL FORM

I hereby request that the HP Commission hold a public hearing regarding application number ☒ HPCA ☐ HPDA 2200311 for the property at 711 W Glenrosa Ave which was designated ☒ as a part of the Woodlea Historic District / ☐ individually as _____.

I am aware that the entire application will be up for review and that the City Council may uphold, reverse, or modify the decision of the HPC.

☐ Opposition ☒ Applicant

Name (please print) PATRICK HALLMAN
Street Address: 1241 E WASHINGTON STREET SUITE 101
City & State PHOENIX, ARIZONA ZIP Code 85034
Telephone 602 348 5570 E-mail: p-hallman05@hotmail.com
Signature Patrick Hallman Date 4/24/2023

Reason for appeal (attach additional documentation if appropriate):

The client desires to add a restroom on front of their existing garage, and convert the garage into a storage/work room. The client believes that it is less impactful on the house if they can tap exterior waste lines rather than busting up interior concrete slabs.

FOR STAFF USE ONLY

This decision was appealed from the 04/17/23 hearing to the 06/14/23 City Council meeting.
CITY OF PHOENIX
PLANNING & DEVELOPMENT DEPARTMENT
HISTORIC PRESERVATION OFFICE
Page 1 of 1

For more information or for a copy of this publication in an alternate format, contact Planning & Development at 602-262-7811 Voice or TTY use 7-1-1.

ATTACHMENT B



STAFF REPORT

To: City of Phoenix Historic Preservation Commission

From: Crystal Carrancho, Historic Preservation Planner

Subject: Appeal of Hearing Officer's Decision – Application No. HPCA 2200311
711 West Glenrosa Avenue, Woodlea Historic District

This is a report to request the Historic Preservation Commission uphold the decision of the Historic Preservation Hearing Officer to approve Certificate of Appropriateness Application No. HPCA 2200311. The application is for the construction of a 96 s.f. addition to the front of the attached garage, conversion of the garage to living space, and replacement of the roof structure on the garage and damaged part of the house.

Background

The Hearing Officer's March 1, 2023 decision was appealed by Patrick Hallman on behalf of the owner Janice Ashford on March 2, 2023. Staff's findings and recommendations are discussed in the attached staff report. The Hearing Officer approved the application subject to the following stipulations:

1. That the existing height and 4:12 roof pitch of staggered inset gable roof above the garage be preserved and be repaired in kind;
2. That the existing front façade of the garage not be altered to project forward, and if the footprint needs to be expanded, that an addition to the south or east be considered instead;
3. That the siding be repaired or replaced in kind or use a smooth fiber cement siding that matches the width of the existing siding boards;
4. That the proposed faux-garage door use a simplified design or be infilled with a window and siding;
5. That the new vent on the east façade of the remodeled garage match the existing square vent; and
6. That the existing floor plan be revised to accurately depict the bathroom and all documents be reviewed for accuracy.

Recommendation

Staff recommends upholding the hearing officer's decision.

Attachments: Appeal Form (1 page)
Staff Report (11 pages)
Hearing Plans (5 pages)



City of Phoenix

PLANNING & DEVELOPMENT DEPARTMENT
HISTORIC PRESERVATION OFFICE

Appeal of Hearing Officer's Decision to the HP Commission

The **HISTORIC PRESERVATION (HP) HEARING OFFICER** agenda for 03/01/23 is attached. The decision made by the **HEARING OFFICER** will become final unless a request to appeal that decision is filed in person by the close of business on 03/06/23.

Any member of the public may, within five calendar days of the **HEARING OFFICER'S** action, request a hearing by the **HISTORIC PRESERVATION COMMISSION** on any application. If you wish to request such a hearing, fill out and sign the form below and return it to the Historic Preservation Office in person by the close of business on 03/06/23.

IMPORTANT

The Hearing Officer, Historic Preservation Commission and City Council all act in a quasi-judicial manner for Certificate of Appropriateness hearings. **There is to be no ex parte communication with any of these entities to include phone calls, e-mails, text messages or meetings.** Supplemental materials may be submitted through the Historic Preservation Office to be included in the packet provided to the hearing body. Check with staff on any deadlines for submission of supplemental materials. Materials provided at the hearing should include copies for the hearing body, staff, applicant, and appellant.

APPEAL FORM

I hereby request that the HP Commission hold a public hearing regarding application number ☒ HPCA ☐ HPDA 2200311 for the property at 711 W Glenrosa Avenue which was designated ☒ as a part of the Woodlea Historic District Historic District / ☐ individually as _____.

I am aware that the entire application will be up for review and that the City Council may uphold, reverse, or modify the decision of the HPC.

☐ Opposition ☒ Applicant

Name (please print) PATRICK HALLMAN

Street Address: 1241 E. WASHINGTON STREET #101

City & State PHOENIX ZIP Code 85034

Telephone 602 348-5570 E-mail: p.hallman05@hotmail.com

Signature [Signature] Date 3.2.23

Reason for appeal (attach additional documentation if appropriate):

CITY OF PHOENIX

MAR 02 2023

Planning & Development
Department

FOR STAFF USE ONLY

This decision was appealed from the 03/01/23 hearing to the 04/17/2023 Historic Preservation Commission meeting.

Page 1 of 1

For more information or for a copy of this publication in an alternate format, contact Planning & Development at 602-262-7811 Voice or TTY use 7-1-1.

PHOENIX HISTORIC PRESERVATION OFFICER

Staff Report

Certificate of Appropriateness

711 W Glenrosa Avenue – Woodlea Historic District

Case No. HPCA 2200311

March 1, 2023

Background

This is a Certificate of Appropriateness application to approve the construction of a 96 square foot (s.f.) addition to the front of the attached garage, conversion of the garage to living space, and replace the roof structure on the garage and damaged part of the house, at 711 W Glenrosa Avenue in the Woodlea Historic District. The application was filed by the representative Patrick Hallman, architect of C&H Associates LLC, on behalf of the owner is Janice Ashford. The property is zoned R1-6 HP (Single-Family Residential with the Historic Preservation zoning overlay).

Previous Applications

There have been no applications reviewed by the Historic Preservation Office since the property received historic designation in 1999.

Property Description

The property consists of an irregular-shaped residential corner lot measuring 53.71' at the west and 53.63' at the east x 140', with an English Cottage style house constructed in 1949. A small storage building was recently constructed in the rear yard. The house is a contributor to the Woodlea Historic District. The Historic Property Inventory Form and Update Form are attached for more details.

Proposed Work

The project consists of constructing a 96 s.f. addition to the front of the attached garage, which would project approximately 5 ft. forward (north) from the historic front façade of the existing house. The new front façade of the enclosed garage would have a new 8'0" x 1'0" 3 lite fixed vinyl window in the top-center and would utilize James Hardie smooth panel siding with battens at seams to simulate a garage door. On the east façade, a new 3'2" x 3'4" 9 lite single hung vinyl window would replace an existing steel casement window using the same opening, and a new 2'4" x 6'8" painted wood solid core door would replace the existing exterior door. All new windows would be flush with the exterior walls of the building, which would be sheathed with James Hardie fiber cement lap siding.

The roof plan shows the existing side-gabled roof with a ridge height of 13' 2" above finished floor and 4:12 roof pitch. Currently, at the end of each gable on the west and east sides are staggered inset gables with a ridge height of 12' 6¾" above finished floor and a 4:12 roof pitch. As proposed, the roof trusses would be removed above the garage, and replaced with new prefabricated roof trusses that would match the height and pitch of the taller gable roof of the

existing house. A new cross gable with an 11'3" ridge height above finished floor and the same pitch would be constructed above the new addition and faux-garage door, facing Glenrosa Avenue. The ceiling plate height of the addition would match the existing 8' ceiling plate of the main house. Part of the roof on the existing house has been damaged by a tree. Rafters would be replaced, and new prefabricated wood trusses would be installed on this portion of the roof as well. The roof would be sheathed with asphalt shingles to match the existing house.

On the interior, the existing garage would be converted to living space as a new "work room" area. The bathroom would be moved from the existing house footprint to the new addition area and would include a new laundry closet. The location of the existing bathroom in the main dwelling would be incorporated into the kitchen. A new hallway portion and door would connect the main house to the converted garage living space.

The Tufa stone wall sheathing, and steel casement windows would remain on the existing house, and no other exterior changes to the house are proposed.

Findings

The Secretary of the Interior's Standards for Rehabilitation

(<http://www.nps.gov/tps/standards/four-treatments/treatment-rehabilitation.htm>) are the ten principles set forth by the U.S. Department of the Interior for the repair and alteration of historic buildings. The proposed work does not meet the following *Standards*:

2. The historic character of a property will be retained and preserved. The removal of distinctive materials or alteration of features, spaces, and spatial relationships that characterize a property will be avoided.
9. New additions, exterior alterations, or related new construction will not destroy historic materials, features, and spatial relationships that characterize the property. The new work will be differentiated from the old and will be compatible with the historic materials, features, size, scale and proportion, and massing to protect the integrity of the property and its environment.
10. New additions and adjacent or related new construction will be undertaken in such a manner that, if removed in the future, the essential form and integrity of the historic property and its environment would be unimpaired.

The City of Phoenix's "General Design Guidelines for Historic Properties"

(https://www.phoenix.gov/pddsite/Documents/pdd_hp_pdf_00035.pdf), which are based upon the principles set forth by the *Secretary of the Interior's Standards for Rehabilitation*, expressly recommends against incompatible additions:

- Additions should be designed and located in a manner which results in new construction which is subordinate to the primary historic building. Additions or changes to the

primary facades are discouraged. The location of the addition or alteration should conform to the setbacks, spacing, alignment and orientation of the historic building and/or historic buildings in its immediate vicinity.

- Additions should be similar in height and width to the historic building. Its form should correspond to the shape, ridge lines and cornice of the main roof. Doors and windows in the addition should be similar in shape and placement to the openings in the historic buildings. Together, the addition's shape, size and openings should create a directional emphasis (horizontal or vertical) that is similar to the historic building.

Staff finds that the forward projecting addition on the front façade would not meet the *Secretary of Interior's Standards* or HP's *General Design Guidelines*. The 1949 historic house is on a corner lot and has a front façade that faces Glenrosa Avenue. Although, the addition would have a small footprint, it would project the new construction in front of the front façade of the main house. The forward projection and forward-facing gable take away visual focus from the lower broad sides of the gable roof, exposed rafter ends, and cantilevered porch canopies on the front of the main house. The wall sheathing materials will be similar to the wood siding used on the existing attached garage, which may give the appearance of being part of the original construction.

Staff also finds that the proposed alteration to the roof above the garage would not meet the *Secretary of Interior's Standards* or HP's *General Design Guidelines*. Per the 1949 aerial, the roof of the garage is visible, and by 1951, advertisements for the address mention an attached garage. The garage also has a steel casement window on the east façade. The garage may be original or near contemporaneous to the construction of the house. The staggered inset gabled roof over the existing garage is symmetrical with the opposite gabled end over the living room. This appears to be an intentional design feature. Altering the roof would impact the balance of the design and adversely affect the home's historic integrity.

Per Section 702.D of the Zoning Ordinance, surface tandem parking spaces shall have dimensions measuring a minimum of 9 ½' width and 18' depth. With the addition projecting forward into the current legal, non-conforming parking space leaving a depth of 11'9 ¾", there would no longer be sufficient space to support a required parking space. Additionally, conversion of the garage to living space would eliminate the second required parking space for a single-family residence. Additionally, per Section 702.F.1 of the Zoning Ordinance, required parking spaces for single-family residences may not be in the front yard setback, which is the west side. This will necessitate the required parking spaces to be added on other parts of the lot.

Staff finds the remainder of the property is intact. As long as no other changes occur to the exterior and steel casement windows are preserved, the property may remain a contributor to the Phoenix Historic Property Register. However, the State Historic Preservation Office may disagree.

Recommendation

Based on the findings above, staff recommends approval of this application with the following stipulations:

1. That the existing height and 4:12 roof pitch of staggered inset gable roof above the garage be preserved and be repaired in kind;
2. That the existing front façade of the garage not be altered to project forward, and if the footprint needs to be expanded, that an addition to the south or east be considered instead;
3. That all historic steel casement windows including the steel casement window on the east façade of the garage remain on the house and be preserved;
4. That the siding be repaired or replaced in kind or use a smooth fiber cement siding that matches the width of the existing siding boards;
5. That the proposed faux-garage door use a simplified design or be infilled with a window and siding;
6. That the new vent on the east façade of the remodeled garage match the existing square vent;
7. That the existing floor plan be revised to accurately depict the bathroom at the end of the hall with a tub next to the window;
8. That the proposed floor plan be revised to change Note 16 label from "...with painted one coat stucco system..." to reflect fiber cement board shown on elevations, to remove second Note 7 label at window;
9. That all notes and plans submitted for final stamp generally be checked and revised as needed for accuracy.

The application is consistent with the Standards of Consideration for a Certificate of Appropriateness set forth in Section 812.D of the Zoning Ordinance.



Crystal Carrancho
Planner III (acting)

Attachments: Historic property inventory form
Historic property inventory update form
1949 and 2022 Aerial photographs
1952 advertisement
Site-visit photographs
Applicant-provided plans

HISTORIC PROPERTY INVENTORY FORM

Woodlea Historic District

IDENTIFICATION

Address:	711 W. Glenrosa Ave.	City Council District:	4
Tax Parcel Number:	155-39-015	Zoning Map:	H-8
Historic Subdivision:	Woodlea	QS Map:	17-26
Block/Lot Number:	1 / 10	Census Tract:	1089
Owner Name:	Michael Stib	Building Type:	House
Owner Address:	711 W. Glenrosa Ave. Phoenix, AZ 85013	Construction Date:	1949
		Architectural Style:	English Cottage

DESCRIPTION

Number of Stories:	1.0	Dimensions:	
Floor Plan/Shape:	Square	Square Footage:	899
Street Orientation:	Broadside	Streetscape Setting:	End/Corner
Roof Type:	Low Pitch Gable	Roof Material:	Asphalt Shingle
Foundation:	Raised, Concrete	Building Material:	
Wall Sheathing:	Random Stone	Windows/Doors:	Steel Casement Corner
		Porches:	Projecting - 1/4 width
Ornamentation:	Exposed Rafters	Porch Features:	Cantilevered Canopy/Hood
		Carports/Garage:	Modified Garage

SIGNIFICANCE

Architect:	Builder:
Architectural Merit:	
Original Owner/Occ.:	C.W. Wagner
Newspaper Citation:	City Directory:
Comments:	

INTEGRITY

Integrity:	Modified Addition
Contributing Potential:	Yes
Individual Merit:	No
Condition:	

PHOTO

Photo Date:	2/00
Disk Name:	
File Name:	
Original Survey Date:	7/26/96
Surveyor:	Betsy



Please type or print clearly. Fill out each applicable space accurately and with as much information as is known about the property. *Use continuation sheets where necessary.* Send completed forms to City of Phoenix Historic Preservation Office, 200 W. Washington, 17th Floor, Phoenix, AZ 85003 for listing on Phoenix Historic Property Register, or Arizona State Historic Preservation Office, 1300 W. Washington, Phoenix, AZ 85007 for listing on Arizona/National Register of Historic Places.

Inventory No: _____ Historic District (if applicable): Woodlea
 Address: 711 West Glenrosa Avenue City or Town: Phoenix

HISTORIC SIGNIFICANCE Note any additional information concerning the property's significance since initial recordation.

Comments: Wood divided light secondary door

CONDITION Describe the current condition of the property.

☒ Good (well maintained) ☐ Fair (some problems apparent) ☐ Poor (major problems; imminent threat) ☐ Ruin/Uninhabitable

Comments: _____

INTEGRITY Describe any modifications/alterations to the property not previously noted on the original Historic Property Inventory Form.

No change

PRIOR PROPERTY STATUS

☐ Listed Individually ☐ Contributor ☐ Noncontributor Date Listed: _____
☐ Determined eligible by Keeper of National Register (date: _____)
☒ Previously recommended eligible ☐ Previously recommended ineligible Date: 1996

If property was previously determined ineligible, briefly state reason (age/integrity) _____

RECOMMENDATIONS OF ELIGIBILITY (opinion of SHPO staff or survey consultant)

Property ☐ is ☒ is not eligible individually.

Property ☒ is ☐ is not eligible as a contributor to a potential historic district.

☐ more information needed to evaluate.

If status has changed, state reason:

PHOTOGRAPH

Direction of View: SE

Update Form Completed By:

Brown/McGraw, Preservation Central

Date: April 2008





2022 aerial



1949 aerial

711 West Glenrosa

The house you have dreamed of Built of Tufa stone, this 2 bdrm. home is beautifully furnished in maple. A yard with shade trees and a bar-B-Q. Attached garage. Very conveniently located. Priced right at \$11,250.

Newspaper advertisement from the Arizona Republic, February 10, 1952.



Front façade of 711 W Glenrosa Avenue (facing south), taken February 24, 2023.



Front façade of existing attached garage (facing south), taken February 24, 2023.



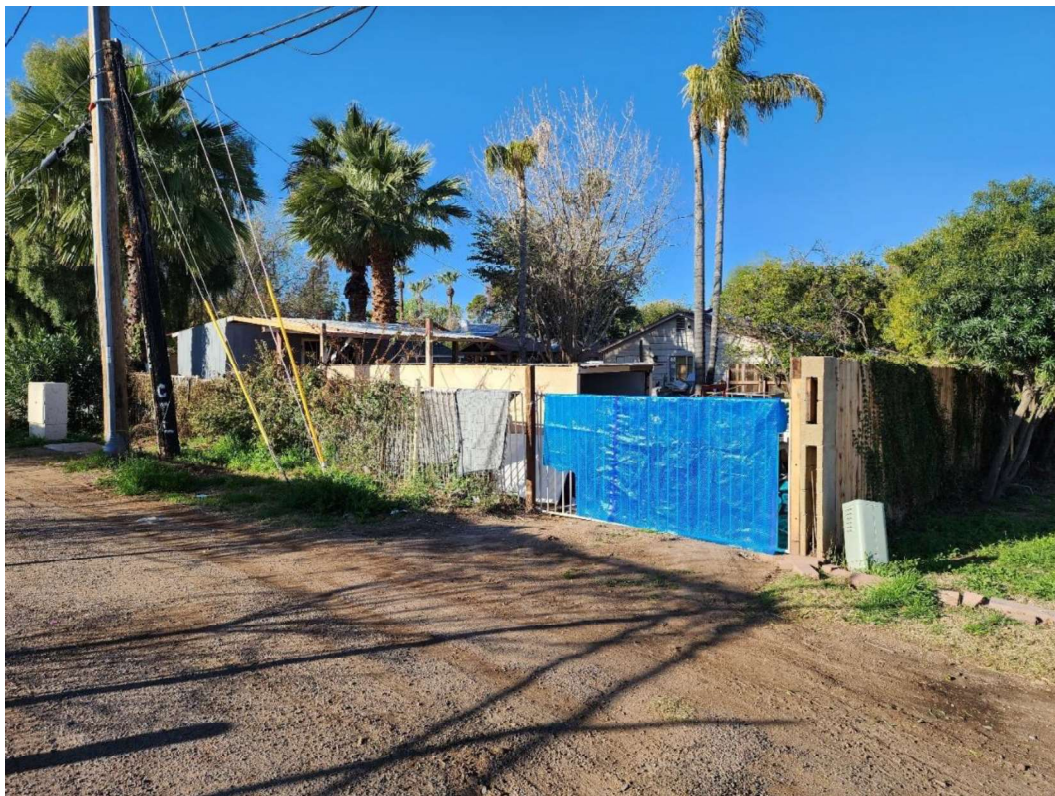
Damaged roof (facing south), taken February 24, 2023.



Another view of the front of the house (facing south), taken February 24, 2023.



View of the west façade of the house (facing east), taken February 24, 2023.



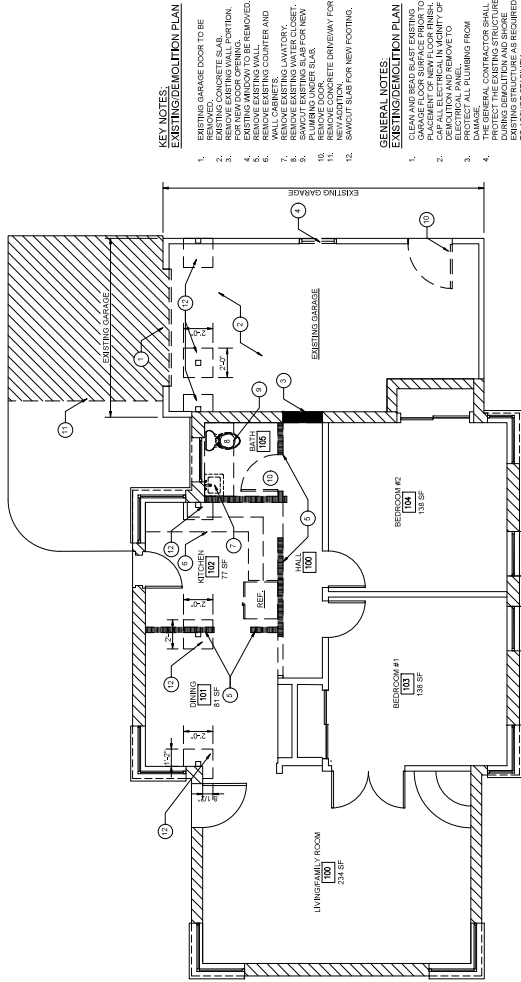
View of the east façade and rear yard (facing southwest), taken February 24, 2023.



Facing southwest, taken February 24, 2023.



Facing southeast, taken February 24, 2023.

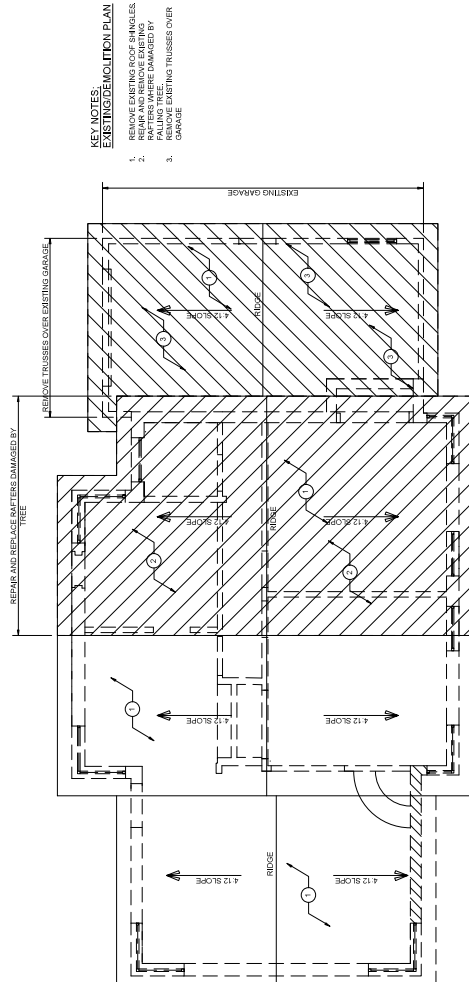


- KEY NOTES:**
EXISTING DEMOLITION PLAN
1. EXISTING GARAGE DOOR TO BE REMOVED.
 2. REMOVE CONCRETE SLAB.
 3. REMOVE EXISTING WALL PORTION.
 4. REMOVE EXISTING WALL PORTION.
 5. REMOVE EXISTING WALL PORTION.
 6. REMOVE EXISTING WALL PORTION.
 7. REMOVE EXISTING WALL PORTION.
 8. REMOVE EXISTING WALL PORTION.
 9. REMOVE EXISTING WALL PORTION.
 10. REMOVE EXISTING WALL PORTION.
 11. REMOVE EXISTING WALL PORTION.
 12. SAWCUT SLAB FOR NEW FOOTING.

- GENERAL NOTES:**
EXISTING DEMOLITION PLAN
1. THE GENERAL CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM THE CITY OF PHOENIX.
 2. DEMOLITION AND REMOVAL OF EXISTING STRUCTURE SHALL BE COMPLETED PRIOR TO THE START OF NEW CONSTRUCTION.
 3. THE GENERAL CONTRACTOR SHALL PROTECT ALL UTILITIES FROM DAMAGE DURING DEMOLITION AND REMOVAL.
 4. THE GENERAL CONTRACTOR SHALL MAINTAIN ACCESS TO ALL ADJACENT PROPERTIES AT ALL TIMES.

DEMO FLOOR PLAN

SCALE: 1/4" = 1'-0"



- KEY NOTES:**
EXISTING DEMOLITION PLAN
1. REMOVE EXISTING ROOF SINGLES.
 2. REMOVE EXISTING ROOF SINGLES.
 3. REMOVE EXISTING ROOF SINGLES.

DEMOLITION ROOF PLAN

SCALE: 1/4" = 1'-0"



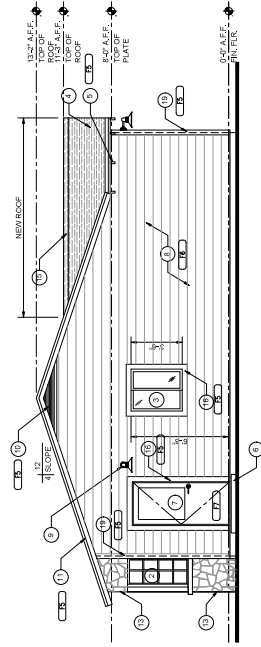
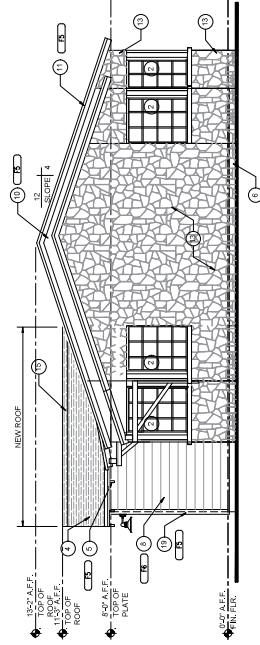
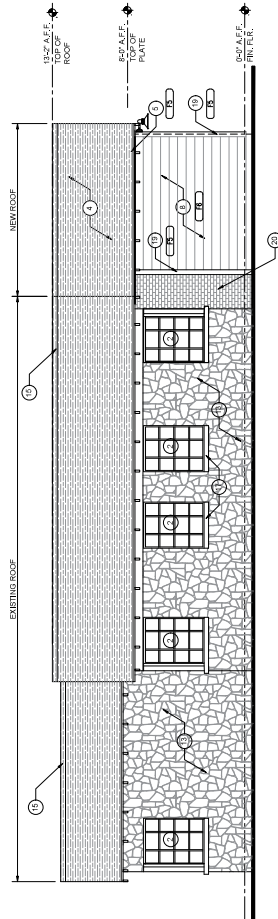
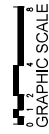
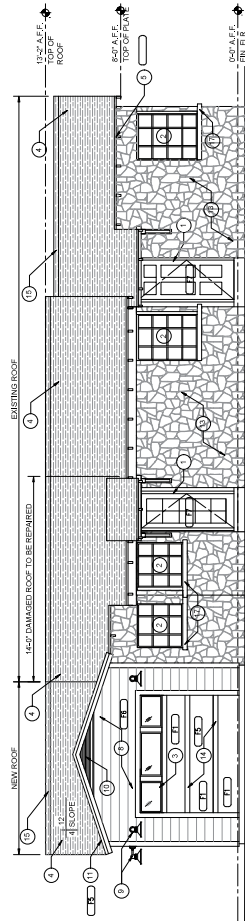
C.H. ASSOCIATES LLC
 1241 EAST WASHINGTON STREET SUITE 101
 PHOENIX, ARIZONA 85004
 P. 602-946-6576

ASHFORD RESIDENCE
 7101 EAST WASHINGTON AVENUE
 PHOENIX, ARIZONA 85033

2016-8 P.D.H. 01-05-16

DEMOLITION PLANS

D1



KEY NOTES: EXTERIOR ELEVATIONS

- | | | |
|----|--|--|
| 1 | EXISTING DOOR | ACCENT CEMENTITIOUS PANELS |
| 2 | EXISTING DOOR | DUNN EDWARDS STAFFORD STONE DET 698 |
| 3 | WINDO WALL TUSCANY SERIES | NEW MASONRY |
| 4 | WINDO WALL TUSCANY SERIES | WINDO WALL TUSCANY SERIES |
| 5 | WINDO WALL TUSCANY SERIES | GLASS SHOC. 27 I VALUE 21, COLOR WHITE |
| 6 | NEW SINGLE ROOF MANTERIES DURA | EXISTING STI FRAMED WINDOW. |
| 7 | NEW PAINTED INTERIOR, ESR 3130 | DUNN EDWARDS PIERLO WHITE DET 6715 |
| 8 | GLASS SHOC. 27 I VALUE 21, COLOR WHITE | EXISTING STI FRAMED WINDOW. |
| 9 | GLASS SHOC. 27 I VALUE 21, COLOR WHITE | EXISTING WALL, TILE ON SOUTH EXTERIOR LAP IN STOCK |
| 10 | EXISTING FINISH AND ROOF, VENTURE CO | WINDO WALL TUSCANY SERIES |
| 11 | EXISTING FINISH AND ROOF, VENTURE CO | WINDO WALL TUSCANY SERIES |
| 12 | EXISTING FINISH AND ROOF, VENTURE CO | WINDO WALL TUSCANY SERIES |
| 13 | EXISTING FINISH AND ROOF, VENTURE CO | WINDO WALL TUSCANY SERIES |
| 14 | EXISTING FINISH AND ROOF, VENTURE CO | WINDO WALL TUSCANY SERIES |
| 15 | EXISTING FINISH AND ROOF, VENTURE CO | WINDO WALL TUSCANY SERIES |
| 16 | EXISTING FINISH AND ROOF, VENTURE CO | WINDO WALL TUSCANY SERIES |
| 17 | EXISTING FINISH AND ROOF, VENTURE CO | WINDO WALL TUSCANY SERIES |
| 18 | EXISTING FINISH AND ROOF, VENTURE CO | WINDO WALL TUSCANY SERIES |
| 19 | EXISTING FINISH AND ROOF, VENTURE CO | WINDO WALL TUSCANY SERIES |
| 20 | EXISTING FINISH AND ROOF, VENTURE CO | WINDO WALL TUSCANY SERIES |

FINISH LEGEND

- | | |
|----|--|
| 11 | ACTIVE CHAMBRAY PANELS
DUNN EDWARDS STAFFORD STONE DET 698 |
| 12 | NEW WINDOW
MILWAUKEE
MILWAUKEE TUGBOY SERIES
GLASS SHGC .27 VALUE .21, COLOR WHITE |
| 13 | EXISTING STEEL TRIMMED WINDOW
DUNN EDWARDS PUEBLO WHITE DET 679 |
| 14 | EXISTING STEEL TRIMMED WINDOW
DUNN EDWARDS PUEBLO WHITE DET 679 |
| 15 | EXISTING WALL
DUNN EDWARDS BENT GREENY BLUE DET 553 |
| 16 | WALL PLANNING NEW NYSTAD AND EXISTING DOOR FRAMES
WHITE PIANO WHITE NYSTAD
DUNN EDWARDS PUEBLO WHITE DET 679 |
| 17 | EXISTING AND NEW DOORS
DUNN EDWARDS BENT GREENY BLUE DET 553 |



C&H ASSOCIATES LLC
1241 EAST WASHINGTON STREET SUITE 101
PHOENIX, ARIZONA 85034
D. 602-249-5576



Agenda Date: 6/14/2023, Item No. *150

*****ADDITIONAL INFORMATION (SEE ATTACHMENT)*** Public Hearing and Ordinance Adoption - Rezoning Application Z-74-22-8 - Approximately 340 Feet North of the Northwest Corner of 27th Avenue and Baseline Road (Ordinance G-7124)**

Request to hold a public hearing and amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-74-22-8 and rezone the site from S-1 (Ranch or Farm Residence) to R1-10 (Single-Family Residence District) to allow single-family residential.

Summary

Current Zoning: S-1

Proposed Zoning: R1-10

Acreage: 9.78 acres

Proposal: Single-family residential

Owner: Hilario Casillas

Applicant/Representative: Francisco Badilla

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The Laveen Village Planning Committee heard this case on Feb. 13, 2023, and recommended approval, per the staff recommendation, with modifications, by a vote of 7-0.

PC Action: The Planning Commission heard this case on March 2, 2023, and recommended approval, per the Laveen VPC recommendation, with a modification, by a vote of 5-2.

City Council Action: This item was scheduled for adoption on the April 5, 2023, Formal Meeting agenda; however, it was withdrawn to be advertised as a public hearing item.

Location

Approximately 340 feet north of the northwest corner of 27th Avenue and Baseline Road

Council District: 8

Parcel Addresses: 7408, 7416 and 7426 S. 27th Ave.

Responsible Department

This item is submitted by Deputy City Manager Alan Stephenson and the Planning and Development Department.

ATTACHMENT A

**THIS IS A DRAFT COPY ONLY AND IS NOT AN OFFICIAL COPY OF THE FINAL,
ADOPTED ORDINANCE**

ORDINANCE G-

AN ORDINANCE AMENDING THE ZONING DISTRICT MAP ADOPTED PURSUANT TO SECTION 601 OF THE CITY OF PHOENIX ZONING ORDINANCE BY CHANGING THE ZONING DISTRICT CLASSIFICATION FOR THE PARCELS DESCRIBED HEREIN (CASE Z-74-22-8) FROM S-1 (RANCH OR FARM RESIDENCE) TO R1-10 (SINGLE-FAMILY RESIDENCE DISTRICT).

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PHOENIX, as follows:

SECTION 1. The zoning of a 9.78-acre site located approximately 340 feet north of the northwest corner of 27th Avenue and Baseline Road in a portion of Section 35, Township 1 North, Range 2 East, as described more specifically in Exhibit "A," is hereby changed from "S-1" (Ranch or Farm Residence), to "R1-10" (Single-Family Residence District).

SECTION 2. The Planning and Development Director is instructed to modify the Zoning Map of the City of Phoenix to reflect this use district classification change as shown in Exhibit "B."

SECTION 3. Due to the site's specific physical conditions and the use district applied for by the applicant, this rezoning is subject to the following stipulations,

violation of which shall be treated in the same manner as a violation of the City of Phoenix Zoning Ordinance:

1. The maximum density for the project shall not exceed 17 lots.
2. A minimum 22-foot garage setback for front-loaded garages, measured from the back of sidewalk, shall be provided for each home in the development, as approved by the Planning and Development Department.
3. The conceptual building elevations, landscape plan, wall plan, and signage for monument and entryway shall be reviewed and approved by the Planning Hearing Officer through the public hearing process, including review by the Laveen Village Planning Committee, for stipulation modification prior to preliminary site plan approval, with specific regard to the following elements. This is a legislative review for conceptual purposes only. Specific development standards and requirements may be determined by the Planning Hearing Officer and the Planning and Development Department.
 - a. The elevations shall incorporate four-sided architecture, and exterior accent materials, detailing, and color palette, with a modern farmhouse design, that conveys a sense of continuity throughout the development.
4. Partial view fencing, which may include solid columns up to 24 inches in width, shall be utilized where walls are proposed adjacent to the open space and trail to the west, as approved by Planning and Development Department.
5. Project entry/exit drives shall incorporate enhanced landscaping with a variety of at least three plant materials, with a minimum landscape area of 250 square feet, as approved by the Planning and Development Department.
6. All street improvements outside of Phoenix City limits along 27th Avenue shall be reviewed and approved by Maricopa County.
7. The developer shall construct a minimum 6-foot-wide detached sidewalk with a minimum 10-foot-wide landscape strip located between the back of curb and sidewalk along the west side of 27th Avenue, planted to the following standards, and as approved by the Planning and Development Department and Maricopa County Department of Transportation.
 - a. Minimum 2-inch caliper single-trunk, large canopy, drought-tolerant shade trees, planted 20 feet on center or equivalent groupings, to provide a minimum of 75% shade, at maturity. Shade calculations shall be based on summer solstice at noon as shown on a shading exhibit.
 - b. Drought tolerant shrubs, accents, and vegetative groundcovers to provide a minimum of 75% live coverage, at maturity.

Where utility conflicts exist, the developer shall work with the Planning and Development Department and Maricopa County Department of Transportation on an alternative design solution consistent with a pedestrian environment.

8. The developer shall dedicate a minimum of 25 feet of right-of-way for the south half of Ellis Street, as approved by the Planning and Development Department.
9. The developer shall dedicate a minimum of 50-feet of right-of-way for all local public streets within the development, as approved by the Planning and Development Department.
10. The developer shall construct all streets within and adjacent to the development with paving, curb, gutter, detached sidewalks, curb ramps, streetlights, median islands, landscaping, and other incidentals, as per plans approved by the Planning and Development Department. All improvements shall comply with all ADA accessibility standards.
11. The property owner shall record documents that disclose the existence, and operational characteristics of the City of Phoenix Sky Harbor International Airport (PHX) to future owners or tenants of the property. The form and content of such documents shall be according to the templates and instructions provided which have been reviewed and approved by the City Attorney.
12. Prior to final site plan approval, the property owner shall record documents that disclose to purchasers of property within the development(s) the existence and operational characteristics of nearby existing ranchettes, animal privilege private properties and rodeo private properties that may cause adverse noise, odors, dust, and other externalities. The form and content of such documents shall be reviewed and approved by the City Attorney. Additionally, the disclosures shall be noted in the CC&Rs in a section titled "nuisances".
13. If determined necessary by the Phoenix Archaeology Office, the applicant shall conduct Phase I data testing and submit an archaeological survey report of the development area for review and approval by the City Archaeologist prior to clearing and grubbing, landscape salvage, and/or grading approval.
14. If Phase I data testing is required, and if, upon review of the results from the Phase I data testing, the City Archaeologist, in consultation with a qualified archaeologist, determines such data recovery excavations are necessary, the applicant shall conduct Phase II archaeological data recovery excavations.
15. In the event archaeological materials are encountered during construction, the developer shall immediately cease all ground-disturbing activities within a 33-foot radius of the discovery, notify the City Archaeologist, and allow time for the Archaeology Office to properly assess the materials.

16. Prior to preliminary site plan approval, the landowner shall execute a Proposition 207 waiver of claims form. The waiver shall be recorded with the Maricopa County Recorder's Office and delivered to the City to be included in the rezoning application file for record.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this ordinance is for any reason held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions hereof.

PASSED by the Council of the City of Phoenix this 14th day of June, 2023.

MAYOR

ATTEST:

Denise Archibald, City Clerk

APPROVED AS TO FORM:
Julie M. Kriegh, City Attorney

By:

REVIEWED BY:

Jeffrey Barton, City Manager

Exhibits:

A – Legal Description (1 Page)

B – Ordinance Location Map (1 Page)

DRAFT

EXHIBIT A

The North half of the South half of the Southeast quarter of the Southeast quarter of Section 35, Township One North, Range Two East of the Gila and Salt River Base and Meridian:

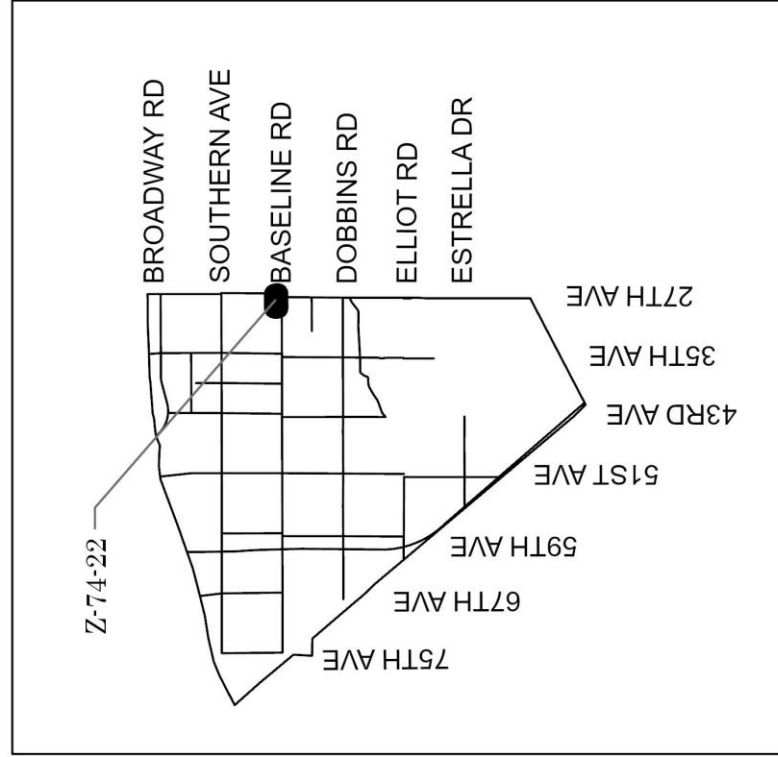
EXCEPT the East 55 feet for roadway.

DRAFT

ORDINANCE LOCATION MAP

Zoning Case Number: Z-74-22
Zoning Overlay: N/A
Planning Village: Laveen

ZONING SUBJECT TO STIPULATIONS: *
SUBJECT AREA: ■ ■ ■ ■ ■



NOT TO SCALE



Drawn Date: 3/7/2023



City of Phoenix
PLANNING AND DEVELOPMENT DEPARTMENT

To: Alan Stephenson
Deputy City Manager

Date: June 13, 2023

From: Joshua Bednarek
Planning and Development Director

Subject: ADDITIONAL INFORMATION ON ITEM 150 ON THE JUNE 14, 2023, PUBLIC HEARING AND ORDINANCE ADOPTION - REZONING APPLICATION Z-74-22-8 – APPROXIMATELY 340 FEET NORTH OF THE NORTHWEST CORNER OF 27TH AVENUE AND BASELINE ROAD (ORDINANCE G-7124)

Item 150, Rezoning Application No. Z-74-22-8, is a request to rezone 9.78 acres located approximately 340 feet north of the northwest corner of 27th Avenue and Baseline Road, from S-1 (Ranch or Farm Residence) to R1-10 (Single-Family Residence District) to allow single-family residential.

The purpose of this memo is to relay all relevant documents to consider the item for a public hearing. Attached are the staff report, Village Planning Committee and Planning Commission summaries, as well as opposition correspondence received.

Approved: _____

Alan Stephenson, Deputy City Manager

Attachments:

- *Staff report
- *VPC summaries
- *PC summaries
- *Opposition correspondence

ATTACHMENT B



City of Phoenix PLANNING AND DEVELOPMENT DEPARTMENT

Staff Report: Z-74-22-8
February 10, 2023

[Laveen Village Planning Committee](#) Meeting Date: February 13, 2023

[Planning Commission](#) Hearing Date: March 2, 2023

Request From: [S-1](#) (Ranch or Farm Residence) (9.78 acres)
Request To: [R1-10](#) (Single-Family Residence District) (9.78 acres)
Proposed Use: Single-family residential
Location: Approximately 340 feet north of the northwest corner of 27th Avenue and Baseline Road
Owner: Hilario Casillas
Representative/Applicant: Francisco Badilla
Staff Recommendation: Approval, subject to stipulations

General Plan Conformity			
General Plan Land Use Designation		Residential 0 to 1 dwelling units per acre	
Street Map Classification	Ellis Street	Local	0-foot south half street
	27th Avenue	Arterial	55-foot west half street
CONNECT PEOPLE & PLACES CORE VALUE; OPPORTUNITY SITES; LAND USE PRINCIPLE: Support reasonable levels of increased intensity, respectful of local conditions and surrounding neighborhoods. The proposal is consistent with adjacent uses and zoning districts and is respectable of local conditions by providing large lots and as stipulated, elevations that are consistent with the neighborhood character.			
CONNECT PEOPLE & PLACES CORE VALUE; CANALS & TRAILS; DESIGN PRINCIPLE: Provide multi-use trail connections where appropriate. The proposed development will provide connections along Ellis Street which connects to the multi-use trail to the south, along Baseline Road. This trail will serve as a			

corridor for alternative modes of transportation and active recreation for residents of the proposed development.

BUILD THE SUSTAINABLE DESERT CITY; TREES AND SHADE; DESIGN PRINCIPLE: Integrate trees and shade into the design of new development and redevelopment projects throughout Phoenix.

The proposed development, as stipulated and as required by the Phoenix Zoning Ordinance, will be required to provide shade along the adjacent public and private sidewalks and internal pedestrian pathways. This will help to provide shade for pedestrians and bicyclists in and around the community for user comfort and will help to mitigate the urban heat island effect by covering hard surfaces, thus cooling the micro-climate around the vicinity.

Applicable Plan, Overlays, and Initiatives

[Laveen Southwest Growth Study](#): See Background Item No. 4.

[Housing Phoenix Plan](#): See Background Item No. 7.

[Tree and Shade Master Plan](#): See Background Item No. 8.

[Complete Streets Guidelines](#): See Background Item No. 9.

[Zero Waste PHX](#): See Background Item No. 10.

Surrounding Land Uses/Zoning

	<u>Land Use</u>	<u>Zoning</u>
On Site	Single-family residential	S-1
North	Single-family residential	R1-10
South	Single-family residential, vacant, auto body shop, car dealer	S-1, County RU-43, County C-2
East (across 27th Avenue)	Single-family residential, retail center	R1-10, S-1 (Approved C-1)
West	Single-family residential	R1-8

R1-10 – Single-Family Residence District (Conventional Development Option)		
<u>Standards</u>	<u>Requirements</u>	<u>Provisions on the Proposed Site Plan</u>
<i>Gross Acreage</i>	-	9.78 acres
Maximum Number of Units	29 units	16 units (Met)
Maximum Density (dwelling units/acre)	3.0 dwelling units per acre	1.64 dwelling units per acre (Met)
Minimum Lot Width	75 feet	41.51 feet* – 100 feet (Not Met)
Minimum Lot Depth	110 feet adjacent to freeway or arterial	162.01 feet, adjacent to arterial (Met)
Maximum Lot Coverage	Primary structure, not including attached shade structures: 40% Total: 50%	41.02% (Met)
Maximum Building Height	2 stories and 30 feet	1-story, 20 feet (Met)
<i>Minimum Perimeter Setbacks</i>		
Front	15 feet	Not Specified
Rear	15 feet (1-story) 20 feet (2-story)	25 feet (Met)
Side	10 feet (1-story) 15 feet (2-story)	25 feet (Met)
<i>Minimum Interior Building Setbacks</i>		
Front	10 feet	20 feet (Met)
Rear	10 feet	Not specified
Combined front and rear	35 feet	Not specified
Street side	10 feet	10 feet (Met)
Sides	13 feet total (3 feet minimum, unless 0 feet)	3 feet and 10 feet (Met)
Minimum Parking	32 spaces required 2 spaces per 1 dwelling unit 16 dwelling units proposed	Not specified

*Variance or site plan modification required

Background/Issues/Analysis

SUBJECT SITE

1. This request is to rezone 9.78 acres located approximately 340 feet north of the northwest corner of 27th Avenue and Baseline Road from S-1 (Ranch or Farm Residence) to R1-10 (Single-Family Residence District) for a 16-lot single-family residential community.

GENERAL PLAN LAND USE MAP DESIGNATION

2. The General Plan Land Use Map Designation for the subject site is Residential 0 to 1 dwelling units per acre. The proposal is inconsistent with the existing General Plan Land Use Map designation; however, a General Plan Amendment is not required since the site is under 10 acres.

The proposal is compatible with the General Plan Land Use Map designations surrounding the site. The surrounding designations are as follows:

North

Residential 3.5 to 5 dwelling units per acre

East (across 27th Avenue)

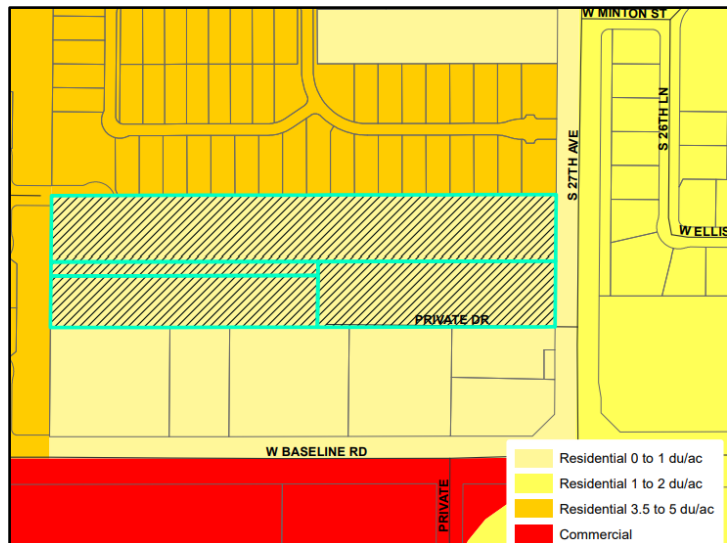
Residential 1 to 2 dwelling units per acre

South

Residential 0 to 1 dwelling units per acre

West

Residential 3.5 to 5 dwelling units per acre



General Plan Land Use Map

Source: Planning and Development Department

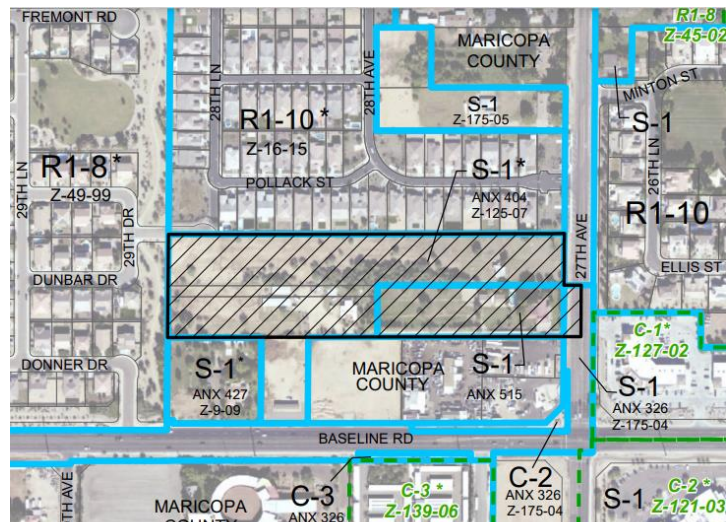
SURROUNDING LAND USES AND ZONING

3. The subject site contains a small farm and residence and is currently zoned S-1 (Ranch or Farm Residence). The request for R1-10 (Single-Family Residence District) will add to an existing housing type in the area and will be located nearby the retail center to the west.

North, east, and west of the subject site are existing single-family subdivisions, with R1-10 (Single-Family Residence District) zoning to the north and east, and R1-8 (Single-Family Residence District) zoning to the west.

East of the subject site is also a retail center, zoned S-1 (Approved C-1) (Ranch or Farm Residence, Approved Neighborhood Retail).

South of the subject site is a car dealer and auto body shop within Maricopa County, zoned County C-2, a vacant lot within Maricopa County, zoned County RU-43, and a single-family home zoned S-1 (Ranch or Farm Residence).



Zoning Sketch Map

Source: Planning and Development Department

The proposed land use is consistent with the surrounding land uses and as currently proposed, would be an appropriate transition between large lots zoned S-1 and County RU-43 to the south and traditional lots zoned R1-10 to the north. Additionally, R1-10 zoning is consistent with the zoning designations to the north and east.

ADOPTED AREA PLANS

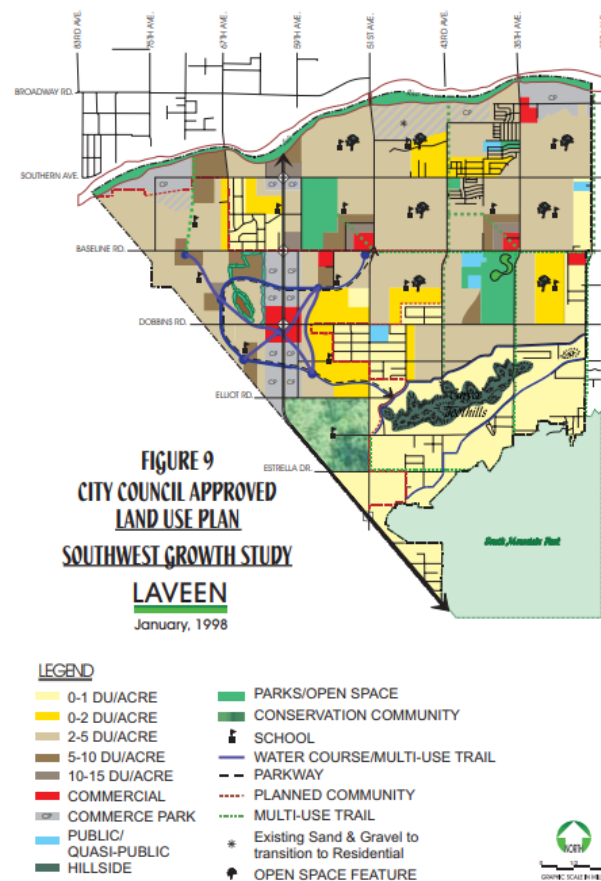
4. [Laveen Southwest Growth Study](#)

The subject site is located within the boundaries of the Laveen Southwest Growth Study, which was developed in 1997 to analyze the existing conditions of the Laveen Village and provide a land use and design planning framework to help shape the growth that Laveen was starting to experience, while accounting for newly annexed farmland as well as the future development of the South Mountain Freeway Loop, which has since been completed.

This plan designates the project site as Residential 0 to 1 dwelling units per acre. Although not consistent with this designation, the development will incorporate enhanced landscaping along 27th Avenue, per Stipulation No. 7, an element proposed in the study to minimize the impact of housing adjacent to public rights-of-way.

The Laveen Southwest Growth Study provides a framework for an overall multi-use trail system which connects major community assets such as the Laveen Conveyance Channel, public parks and open space areas, and the South Mountain Preserve. This proposed development will be connected to the multiuse trail along Baseline Road, which will connect to destinations and promote overall trail connectivity in Laveen.

The Laveen Southwest Growth Study also outlines specific design policies and standards for various types of developments that will enhance Laveen's built environment while remaining respectful of its agricultural heritage. The study encourages all new developments to use durable, high-quality building materials and to provide enhanced building design that will contribute to the character of the area. The study also encourages residential developments to have entry features to identify themselves, including incorporating landscaping along the entry, and using open fencing, other than chain link, to help maintain Laveen's open character. Staff is recommending Stipulation No. 3 and sub-stipulation 3.a to ensure future elevations exhibit high quality architectural design and are consistent with the architectural style found in the Laveen area. Staff is also recommending Stipulation No. 5 regarding landscaping at the project entry and Stipulation No. 4 regarding partial view fencing.



Laveen Southwest Growth Study Land Use Map
Source: Planning and Development Department

PROPOSAL

5. Site Plan

The conceptual site plan, attached as an exhibit, proposes 16 single-family residential lots. Since the site plan does not meet block design as required by Phoenix City Code, the site plan cannot be stipulated to general conformance. Variances, or site plan modifications, will also be required for the substandard lot widths noted for Lots 2, 3 and 15. For these reasons, general conformance to the site plan is not stipulated. To ensure the proposed development remains compatible with the surrounding neighborhoods, staff recommends a maximum density of two dwelling units per acre, per Stipulation No. 1. The lot along 27th Avenue will be behind a 6-foot-wide detached sidewalk with a 10-foot-wide landscape strip located between back of curb and sidewalk, planted with enhanced landscaping, per Stipulation No. 7. These requirements will provide

buffering from the street and space for tree plantings. There is one entry point to the site from Ellis Street, which will be adjacent to a retention area. The site plan depicts mostly 100-foot-wide conventional subdivision lots. Additionally, each home will incorporate a 22-foot setback for driveways, per Stipulation No. 2, to accommodate the length of oversized vehicles parked in driveways.

6. **Elevations**

The applicant submitted hand-drawn building elevations, attached as an exhibit, that were not consistent with the desired character for Laveen. As a result, staff is recommending Stipulation No. 3 requiring the applicant to present the conceptual building elevations, in addition to the conceptual landscape plan, wall plan, and signage for monument and entryway, to the Laveen Village Planning Committee and to have these plans administratively approved by the Planning Hearing Officer. Per Stipulation 3.a., the elevations should provide four-sided architecture with enhanced detailing and with a modern farmhouse design, which is a desired character for Laveen.

PLANS, OVERLAYS, AND INITIATIVES

7. **Housing Phoenix Plan**

In June 2020, the Phoenix City Council approved the Housing Phoenix Plan. This Plan contains policy initiatives for the development and preservation of housing with a vision of creating a stronger and more vibrant Phoenix through increased housing options for residents at all income levels and family sizes. Phoenix's rapid population growth and housing underproduction has led to a need for over 163,000 new housing units. Current shortages of housing supply relative to demand are a primary reason why housing costs are increasing. The proposed development supports the Plan's goal of preserving or creating 50,000 housing units by 2030 by contributing to a variety housing types that will address the supply shortage at a more rapid pace while using vacant land in a more sustainable fashion.

8. **Tree and Shade Master Plan**

The Tree and Shade Master Plan has a goal of treating the urban forest as infrastructure to ensure that trees are an integral part of the city's planning and development process. By investing in trees and the urban forest, the city can reduce its carbon footprint, decrease energy costs, reduce storm water runoff, increase biodiversity, address the urban heat island effect, clean the air, and increase property values. In addition, trees can help to create walkable streets and vibrant pedestrian places. Staff is recommending robust tree planting standards, with larger caliper trees in the landscape strip between the sidewalk and back of curb, per Stipulation No. 7. The developer will also be required by the Phoenix Zoning Ordinance to shade sidewalks interior to the site with trees to a minimum of 50 percent shade at maturity.

9. **Complete Streets Guidelines**

In 2014, the City of Phoenix City Council adopted the Complete Streets Guiding Principles. The principles are intended to promote improvements that provide an accessible, safe, connected transportation system to include all modes, such as bicycles, pedestrians, transit, and vehicles. In addition to the enhanced landscaping standards and detached sidewalk (Stipulation No. 7), the development will be connected by the existing trail to the west of the site that connects to the multi-use trail along Baseline Road and to destinations in the nearby vicinity.

10. **Zero Waste PHX**

The City of Phoenix is committed to its waste diversion efforts and has set a goal to become a zero-waste city, as part of the City's overall 2050 Environmental Sustainability Goals. One of the ways Phoenix can achieve this is to improve and expand its recycling and other waste diversion programs. Section 716 of the Phoenix Zoning Ordinance establishes standards to encourage the provision of recycling containers for multifamily, commercial, and mixed-use developments meeting certain criteria. The provision of recycling containers was not addressed in the applicant's submittal; however, recycling service is provided by the City of Phoenix to single-family residential developments.

COMMUNITY INPUT SUMMARY

11. At the time this staff report was written, staff received one letter of opposition. Concerns shared were regarding vehicular access from Ellis Road, increase in traffic within the adjacent community, excess vehicle noise, pedestrian safety, potential liability issues for injured residents of the community, and increased maintenance from non-residents that do not pay HOA fees.

INTERDEPARTMENTAL COMMENTS

12. **Aviation Department**

The Aviation Department commented that the property owner shall record a Notice to Prospective Purchasers of Proximity to Airport in order to disclose the existence, and operational characteristics of City of Phoenix Sky Harbor International Airport (PHX) to future owners or tenants of the property. This is addressed in Stipulation No. 11.

13. **Water Services Department**

The City of Phoenix Water Services Department has noted the property has existing water and sewer mains that can potentially serve the proposed development, however, water capacity is a dynamic condition that can change over time due to a variety of factors.

14. **Street Transportation Department**

The Street Transportation Department commented that the proposed site plan does not meet block design as required by Phoenix City Code, so general

conformance of site plan should not be considered. The Street Transportation Department also requested that street improvements for the portion of the west half of 27th Avenue that is not within Phoenix jurisdiction be reviewed and approved by Maricopa County, that the developer construct a 6-foot-wide detached sidewalk and minimum 10-foot-wide landscape strip located between the back of curb and sidewalk on the west side of 27th Avenue, that the developer dedicate minimum rights-of-way for the south half of Ellis Street and all local public streets, and that the streets be constructed with all required elements and to ADA requirements. These are addressed in Stipulation Nos. 6 through 10.

OTHER

15. At the neighborhood meeting held by the applicant on November 21, 2022, neighbors requested that purchasers of property within the development be notified of the high noise level generated from the Corona Ranch and Rodeo Grounds when events are held, since the subject site is within close proximity of the rodeo grounds located on the southeast corner of 29th Avenue and Baseline Road. This is addressed in Stipulation No. 12.
16. The site is located in a larger area identified as being archaeologically sensitive. If further review by the City of Phoenix Archaeology Office determines the site and immediate area to be archaeologically sensitive, and if no previous archaeological projects have been conducted within this project area, it is recommended that archaeological Phase I data testing of this area be conducted. Phase II archaeological data recovery excavations may be necessary based upon the results of the testing. A qualified archaeologist must make this determination in consultation with the City of Phoenix Archaeologist. In the event archaeological materials are encountered during construction, all ground disturbing activities must cease within a 33-foot radius of the discovery and the City of Phoenix Archaeology Office must be notified immediately and allowed time to properly assess the materials. This is addressed in Stipulation Nos. 13 through 15.
17. Staff has not received a completed form for the Waiver of Claims for Diminution in Value of Property under Proposition 207 (A.R.S. 12-1131 et seq.), as required by the rezoning application process. Therefore, a stipulation has been added to require the form be completed and submitted prior to preliminary site plan approval. This is addressed in Stipulation No. 16.
18. Development and use of the site is subject to all applicable codes and ordinances. Zoning approval does not negate other ordinance requirements. Other formal actions such as, but not limited to, zoning adjustments and abandonments, may be required.

Findings

1. The proposal is compatible with the surrounding land uses and zoning to the north, west and east.
2. The proposal will redevelop an underutilized property and provide a high quality single-family residential development which will help alleviate the housing shortage in Phoenix.
3. The stipulated landscaping and planting standards are above the required minimum standards and will make the proposal compatible with the neighboring area.

Stipulations

1. The maximum density for the project shall not exceed 2 dwelling units per acre.
2. A minimum 22-foot garage setback for front-loaded garages, measured from the back of sidewalk, shall be provided for each home in the development, as approved by the Planning and Development Department.
3. The developer shall present the conceptual building elevations, landscape plan, wall plan, and signage for monument and entryway to the Laveen Village Planning Committee for review and comment prior to preliminary site plan approval through the Planning and Development Department. The conceptual elevations shall be administratively approved by the Planning Hearing Officer prior to preliminary site plan approval, with specific regard to the following elements.
 - a. The elevations shall incorporate four-sided architecture, and exterior accent materials, detailing, and color palette, with a modern farmhouse design, that conveys a sense of continuity throughout the development.
4. Partial view fencing, which may include solid columns up to 24 inches in width, shall be utilized where walls are proposed adjacent to the open space and trail to the west, as approved by Planning and Development Department.
5. Project entry/exit drives shall incorporate enhanced landscaping with a variety of at least three plant materials, with a minimum landscape area of 250 square feet, as approved by the Planning and Development Department.
6. All street improvements outside of Phoenix City limits along 27th Avenue shall be reviewed and approved by Maricopa County.

7. The developer shall construct a minimum 6-foot-wide detached sidewalk with a minimum 10-foot-wide landscape strip located between the back of curb and sidewalk along the west side of 27th Avenue, planted to the following standards, and as approved by the Planning and Development Department and Maricopa County Department of Transportation.
 - a. Minimum 2-inch caliper single-trunk, large canopy, drought-tolerant shade trees, planted 20 feet on center or equivalent groupings, to provide a minimum of 75% shade, at maturity. Shade calculations shall be based on summer solstice at noon as shown on a shading exhibit.
 - b. Drought tolerant shrubs, accents, and vegetative groundcovers to provide a minimum of 75% live coverage, at maturity.

Where utility conflicts exist, the developer shall work with the Planning and Development Department and Maricopa County Department of Transportation on an alternative design solution consistent with a pedestrian environment.

8. The developer shall dedicate a minimum of 25 feet of right-of-way for the south half of Ellis Street, as approved by the Planning and Development Department.
9. The developer shall dedicate a minimum of 50-feet of right-of-way for all local public streets within the development, as approved by the Planning and Development Department.
10. The developer shall construct all streets within and adjacent to the development with paving, curb, gutter, detached sidewalks, curb ramps, streetlights, median islands, landscaping, and other incidentals, as per plans approved by the Planning and Development Department. All improvements shall comply with all ADA accessibility standards.
11. The property owner shall record documents that disclose the existence, and operational characteristics of the City of Phoenix Sky Harbor International Airport (PHX) to future owners or tenants of the property. The form and content of such documents shall be according to the templates and instructions provided which have been reviewed and approved by the City Attorney.
12. Prior to final site plan approval, the property owner shall record documents that disclose to purchasers of property within the development(s) the existence and operational characteristics of nearby existing ranchettes, animal privilege private properties and rodeo private properties that may cause adverse noise, odors, dust, and other externalities. The form and content of such documents shall be reviewed and approved by the City Attorney. Additionally, the disclosures shall be noted in the CC&Rs in a section titled "nuisances".

13. If determined necessary by the Phoenix Archaeology Office, the applicant shall conduct Phase I data testing and submit an archaeological survey report of the development area for review and approval by the City Archaeologist prior to clearing and grubbing, landscape salvage, and/or grading approval.
14. If Phase I data testing is required, and if, upon review of the results from the Phase I data testing, the City Archaeologist, in consultation with a qualified archaeologist, determines such data recovery excavations are necessary, the applicant shall conduct Phase II archaeological data recovery excavations.
15. In the event archaeological materials are encountered during construction, the developer shall immediately cease all ground-disturbing activities within a 33-foot radius of the discovery, notify the City Archaeologist, and allow time for the Archaeology Office to properly assess the materials.
16. Prior to preliminary site plan approval, the landowner shall execute a Proposition 207 waiver of claims form. The waiver shall be recorded with the Maricopa County Recorder's Office and delivered to the City to be included in the rezoning application file for record.

Writer

Adrian Zambrano

February 10, 2023

Team Leader

Racelle Escolar

Exhibits

Zoning Sketch Map

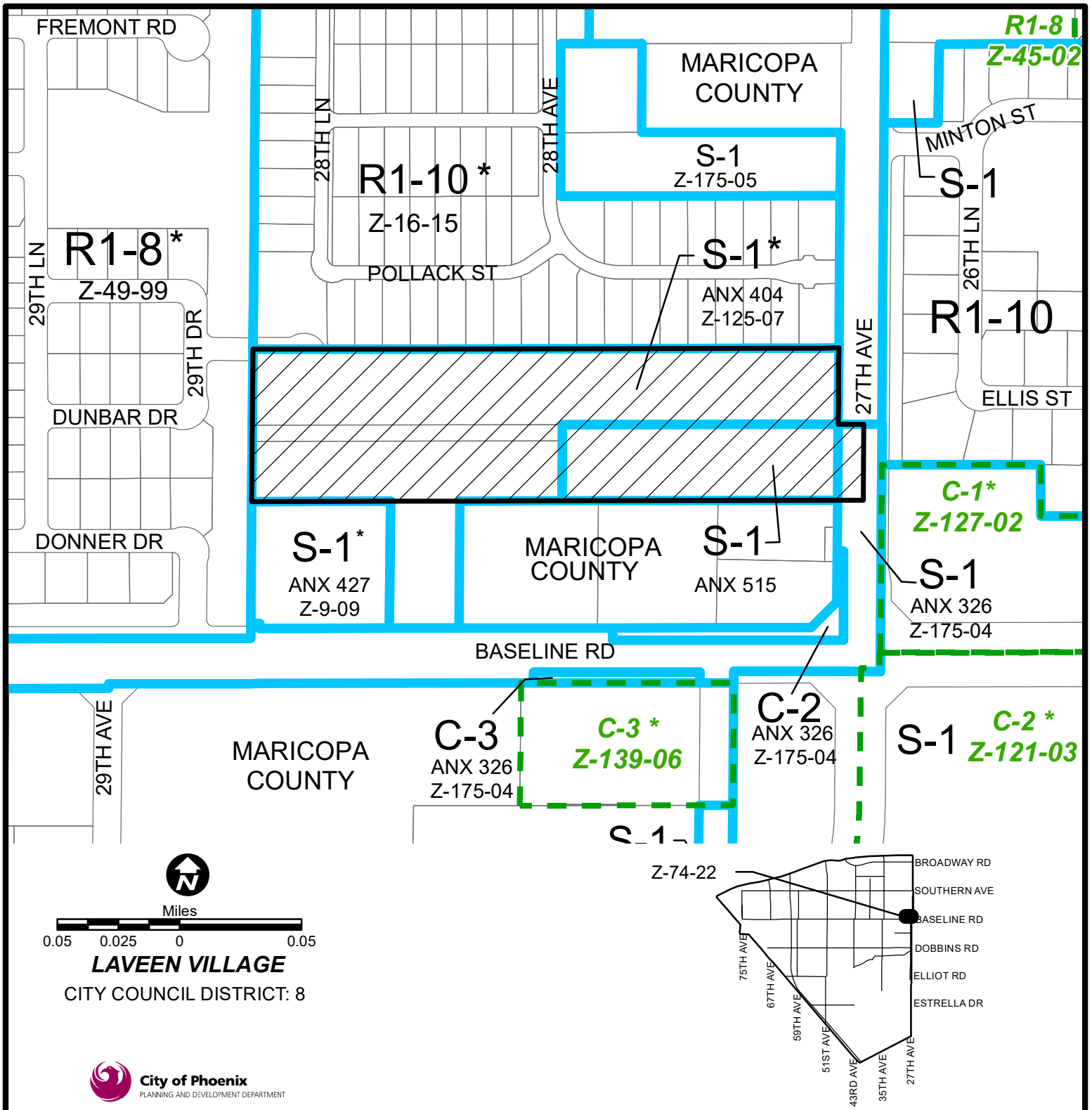
Aerial Sketch Map

Site Plan date stamped February 1, 2023 (1 page)

Preliminary Landscape Plan date stamped February 1, 2023 (1 page)

Elevations date stamped February 1, 2023 (2 pages)

Correspondence (2 pages)



APPLICANT'S NAME: Rodney Q. Jarvis of Earl & Curley, P.C.

APPLICATION NO. Z-74-22

DATE: 12/01/2022
REVISION DATES:
2/10/2023

GROSS AREA INCLUDING 1/2 STREET
AND ALLEY DEDICATION IS APPROX.

9.78 Acres

AERIAL PHOTO &
QUARTER SEC. NO.
QS 1-22

ZONING MAP
D-7

REQUESTED CHANGE:
FROM: S-1 (9.78 a.c.)

TO: R1-10 (9.78 a.c.)

MULTIPLES PERMITTED

S-1

R1-10

CONVENTIONAL OPTION

9

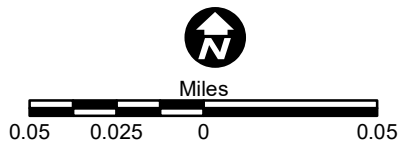
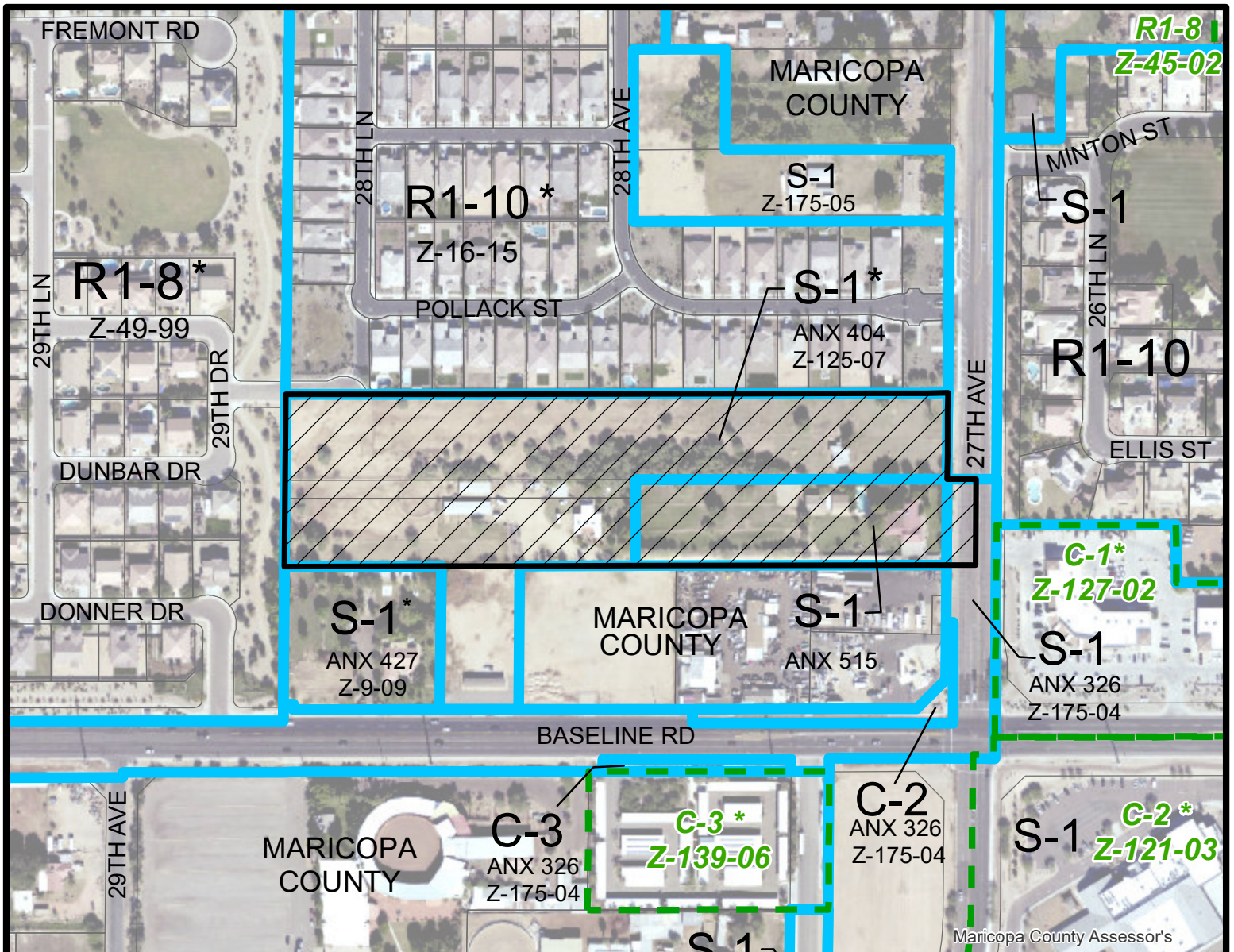
34

* UNITS P.R.D. OPTION

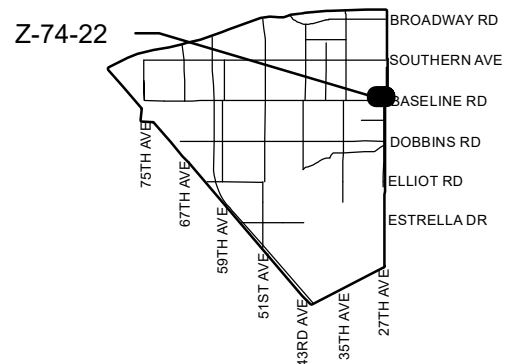
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* Maximum Units Allowed with P.R.D. Bonus



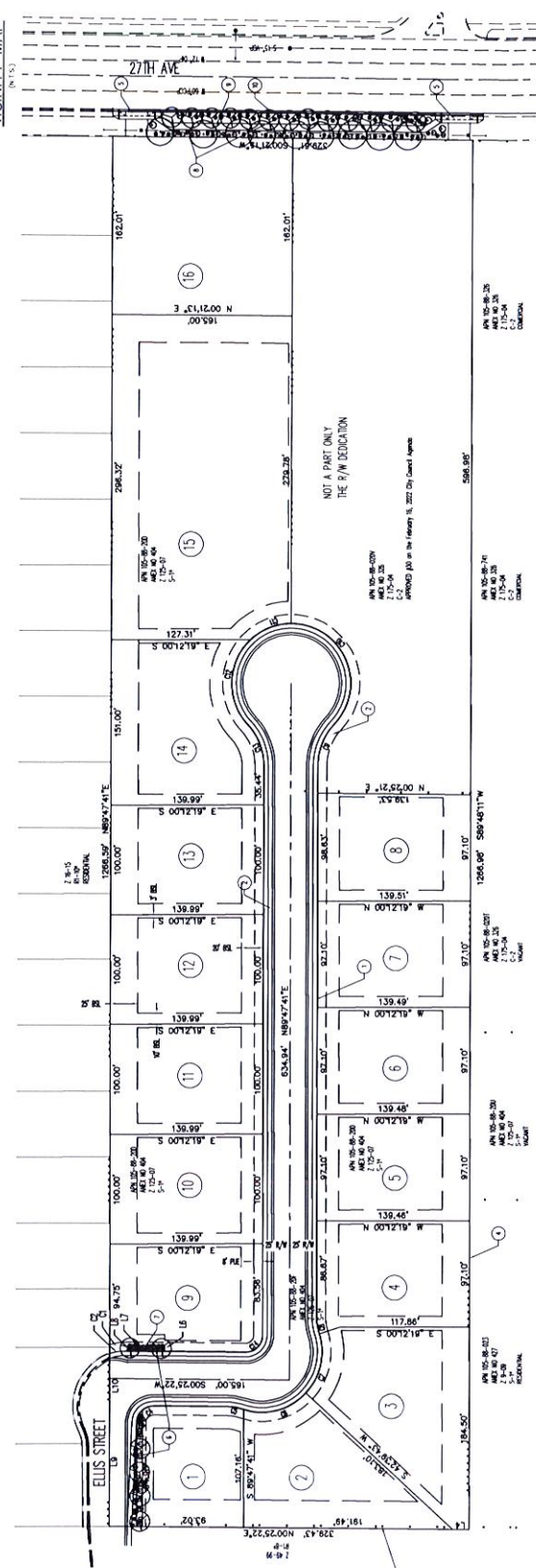
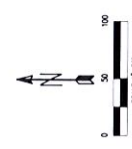
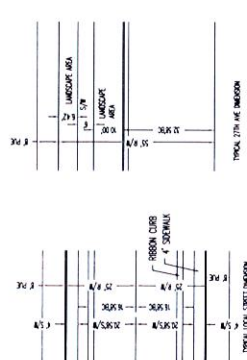
LAVEEN VILLAGE
CITY COUNCIL DISTRICT: 8



APPLICANT'S NAME: Rodney Q. Jarvis of Earl & Curley, P.C.		REQUESTED CHANGE:	
APPLICATION NO. Z-74-22	DATE: 12/01/2022 REVISION DATES:	FROM: S-1 (9.78 a.c.)	
GROSS AREA INCLUDING 1/2 STREET AND ALLEY DEDICATION IS APPROX. 9.78 Acres	2/10/2023	TO: R1-10 (9.78 a.c.)	
MULTIPLES PERMITTED S-1 R1-10	CONVENTIONAL OPTION 9 34	* UNITS P.R.D. OPTION N/A 44	

* Maximum Units Allowed with P.R.D. Bonus

**SITE PLAN
FOR
CASILLAS CONVENTIONAL SUBDIVISION
16 LOTS**



NOTES

1. SEE SITE PLAN FOR ALL DIMENSIONS AND BEARINGS.
2. ALL DIMENSIONS ARE IN FEET AND DECIMALS THEREOF.
3. ALL CORNERS ARE TO BE MARKED WITH IRON PIPES.
4. ALL LOT AREAS ARE TO BE VERIFIED BY A SURVEYOR.
5. ALL LOT PERIMETERS ARE TO BE VERIFIED BY A SURVEYOR.
6. ALL LOT BEARINGS ARE TO BE VERIFIED BY A SURVEYOR.
7. ALL LOT DIMENSIONS ARE TO BE VERIFIED BY A SURVEYOR.
8. ALL LOT CORNERS ARE TO BE MARKED WITH IRON PIPES.
9. ALL LOT AREAS ARE TO BE VERIFIED BY A SURVEYOR.
10. ALL LOT PERIMETERS ARE TO BE VERIFIED BY A SURVEYOR.
11. ALL LOT BEARINGS ARE TO BE VERIFIED BY A SURVEYOR.
12. ALL LOT DIMENSIONS ARE TO BE VERIFIED BY A SURVEYOR.
13. ALL LOT CORNERS ARE TO BE MARKED WITH IRON PIPES.
14. ALL LOT AREAS ARE TO BE VERIFIED BY A SURVEYOR.
15. ALL LOT PERIMETERS ARE TO BE VERIFIED BY A SURVEYOR.
16. ALL LOT BEARINGS ARE TO BE VERIFIED BY A SURVEYOR.

LOT AREA TABLE

LOT	AREA (SQ. FT.)	AREA (AC.)
1	10,000	0.23
2	10,000	0.23
3	10,000	0.23
4	10,000	0.23
5	10,000	0.23
6	10,000	0.23
7	10,000	0.23
8	10,000	0.23
9	10,000	0.23
10	10,000	0.23
11	10,000	0.23
12	10,000	0.23
13	10,000	0.23
14	10,000	0.23
15	10,000	0.23
16	10,000	0.23

PERIMETER TABLE

LOT	PERIMETER (FEET)
1	1,000
2	1,000
3	1,000
4	1,000
5	1,000
6	1,000
7	1,000
8	1,000
9	1,000
10	1,000
11	1,000
12	1,000
13	1,000
14	1,000
15	1,000
16	1,000

PROJECT DATA

OWNER: [Name]
SUBDIVISION: [Name]
COUNTY: [County]
CITY: [City]
ZONING: [Zoning]
APPLICANT: [Name]
DATE: [Date]

PROPOSED SUBDIVISION

16 LOTS
TOTAL AREA: [Area]
TOTAL PERIMETER: [Perimeter]

LEGAL DESCRIPTION

THE SOUTHWEST CORNER OF THE SOUTHWEST QUARTER OF SECTION THIRTY-TWO, TOWNSHIP ONE NORTH, RANGE TWO EAST, OF THE OLD AND NEW RANGES, COUNTY OF [County], STATE OF [State].

FOR

27TH AVE AND BASELINE

FOR

7416 S 27TH AVE

FOR

1825 E ADAMS ST
PHOENIX AZ 85034
6029310369

CITY OF PHOENIX

FEB 01 2023

**Planning & Development
Department**

CASILLAS SUBDIVISION

16 LOTS

AT

FOR

27TH AVE AND BASELINE

FOR

7416 S 27TH AVE

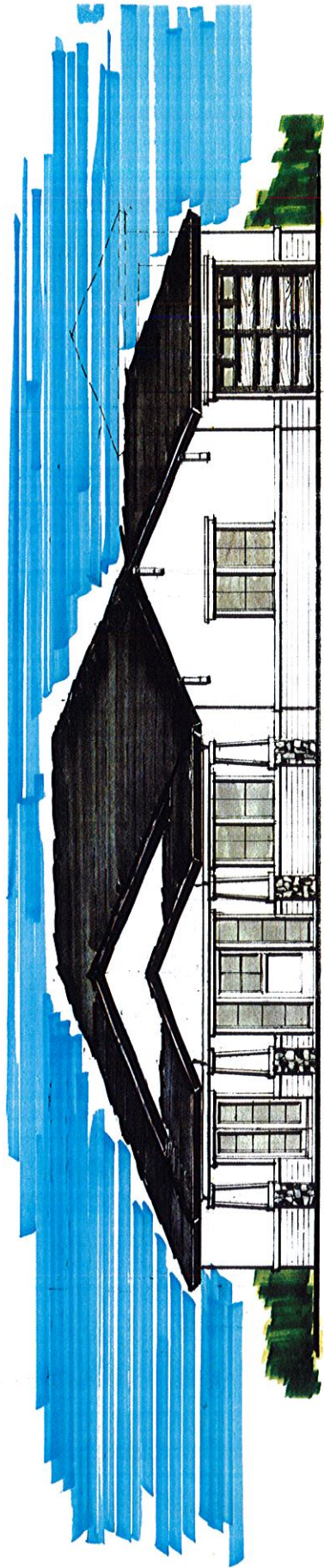
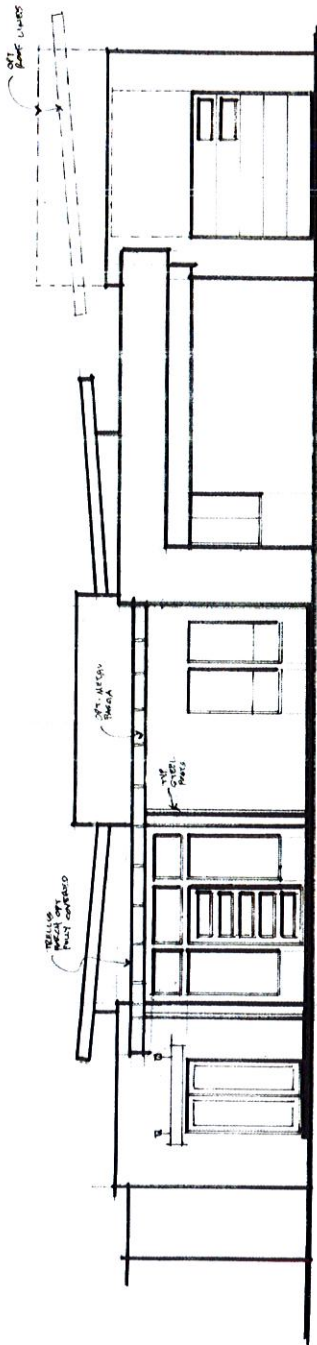
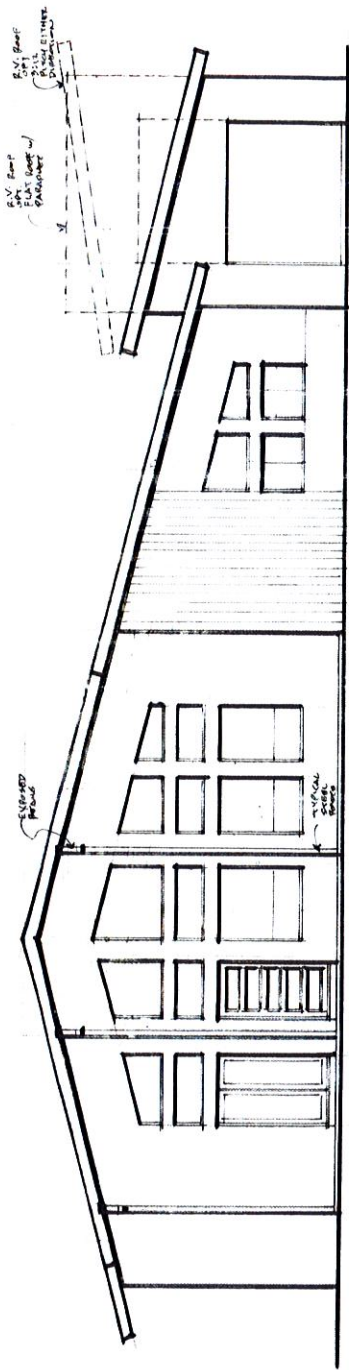
FOR

1825 E ADAMS ST
PHOENIX AZ 85034
6029310369

S 1 OF 1

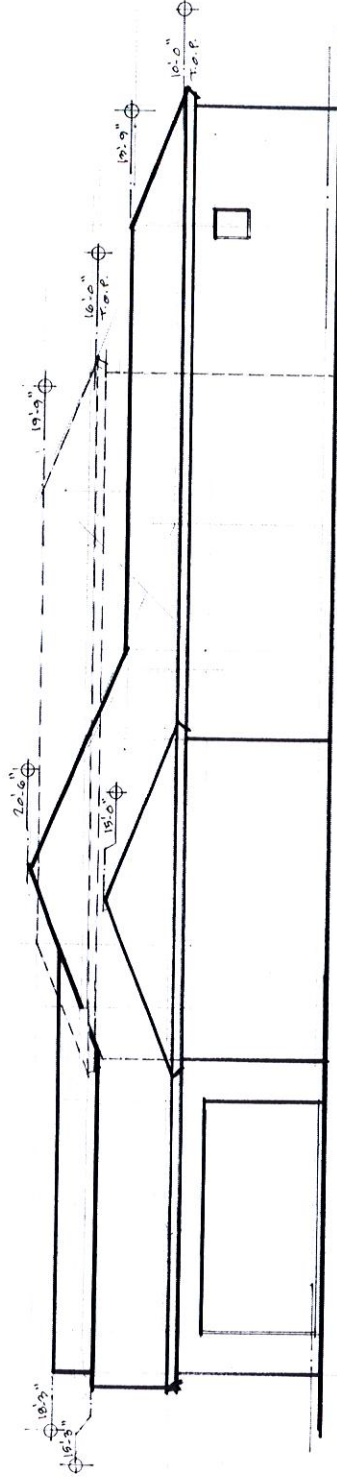
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Planning & Development
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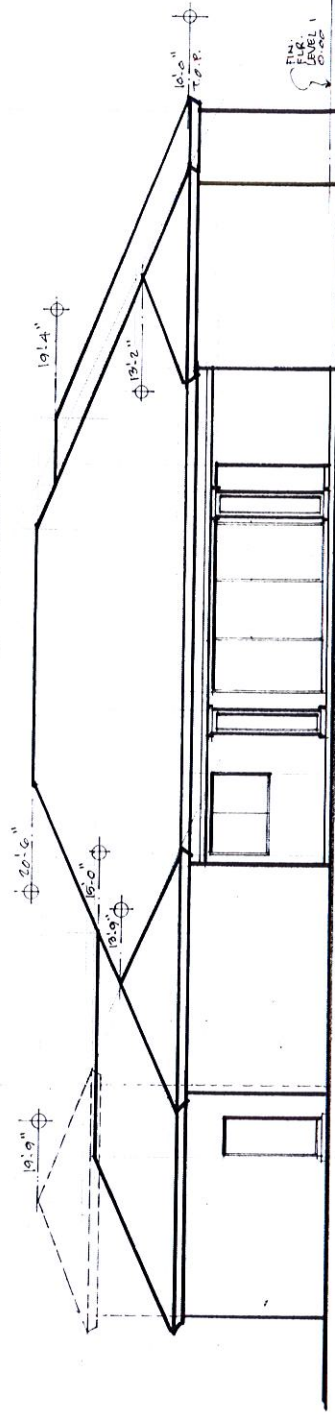


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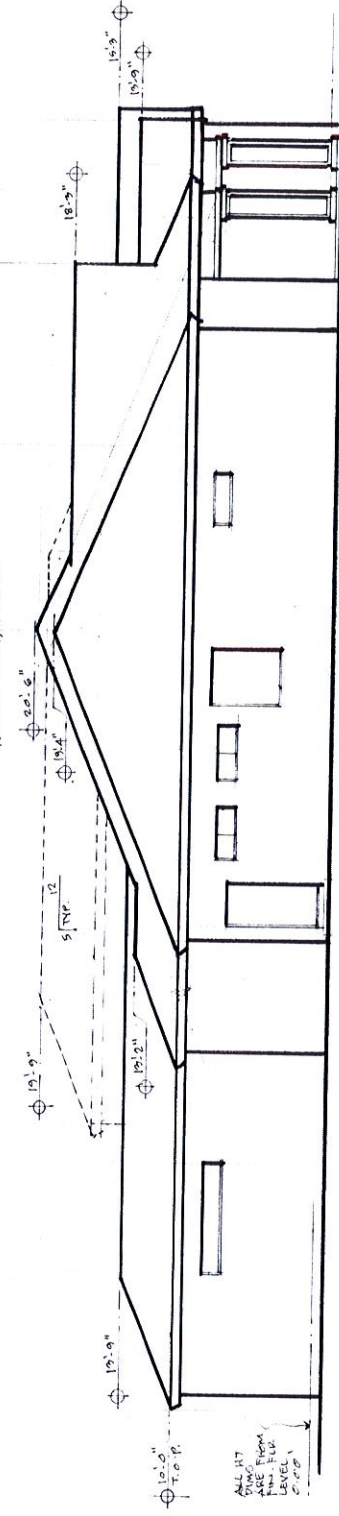
Planning & Development
Department



RIGHT ELEVATION



REAR ELEVATION



LEFT ELEVATION

From: [Davey Matranga](#)
To: [Adrian G Zambrano](#)
Subject: Fwd: Case Z-74-22-8; the 9.9 acre site approximately 340 feet of the NWC of 27th Ave
Date: Thursday, February 9, 2023 12:39:48 PM

I originally included you in the email but mistyped the email address.

----- Forwarded message -----

From: Davey Matranga <davey.laveenhoa@gmail.com>
Date: Thu, Feb 9, 2023 at 12:35 PM
Subject: RE: Case Z-74-22-8; the 9.9 acre site approximately 340 feet of the NWC of 27th Ave
To: <nayeli.sanchez.luna@phoenix.gov>, <adrian.zambrano@phoeni.gov>, <LaveenVPC@phoenix.gov>, <fbadadilla1@hotmail.com>
Cc: Eric Wisniewski <Eric.laveenvillage@gmail.com>, Elizabeth Franco <efranco@oasiscommunitymanagement.com>, Melissa Crawford <mcrawford@oasiscommunitymanagement.com>

Hello,

Laveen Village HOA and its proximity residents are strongly opposed to the proposed site plan of this development.

The proposed plan is intended to utilize the existing half street improvement of Ellis Street as the only means of ingress/egress to the development. In order to access this development it requires its residents to enter through the Laveen Village subdivision from Baseline Road meandering to access its entry. This is unacceptable.

This only point of ingress/egress to the proposed subdivision creates an unnecessary increase of traffic to the residents of our community. This increased traffic can create excess vehicle noise along with safety issues for children in the area.

The Laveen Village residents pay association fees for maintenance of our community tot-lots and 5+ miles of walking trails. The proposed development would give its residents unrestricted access to our property without having to pay our HOA fees. Additionally, it creates a potential insurance liability due to potential injury of its residents on our property.

Laveen Village HOA currently shares points of ingress/egress with two other adjacent developments. We share one point with the Meridian Crossing Community at Ellis Street and one point with the Southern Vistas Community at 34th Lane. The difference with these communities is they are private gated communities with their main entry points from an arterial roadway, 27th Avenue and 35th Avenue respectively. The shared points of ingress/egress are simply secondary as required for gated community development.

We propose your site plan be redesigned in one of two ways:

1. Non-Gated Community - encompass 27th Avenue as the point of ingress/egress and do not connect to Ellis Road
- 2 Gated Community - encompass 27th Avenue as the main point of ingress/egress and utilize Ellis Road as the secondary point.

Respectfully,

Davey Matranga, President
Laveen Village HOA



Village Planning Committee Meeting Summary Z-74-22-8

Date of VPC Meeting	February 13, 2023
Request From	S-1
Request To	R1-10
Proposed Use	Single-family residential
Location	Approximately 340 feet north of the northwest corner of 27th Avenue and Baseline Road
VPC Recommendation	Approval, per staff recommendation, with modifications to Stipulation Nos. 1 and 3.
VPC Vote	7-0

VPC DISCUSSION:

Twelve members of the public registered to speak on this item. Six of the members donated their time.

STAFF PRESENTATION:

Enrique Bojórquez, staff, provided an overview of the rezoning proposal, describing the location of the request, the existing and proposed zoning districts and land use designation. Mr. Bojórquez listed several policy plans and described how these are furthered by this proposal. Mr. Bojórquez discussed the proposal, including the site plan, elevations, landscape plan, and monument sign entry. Mr. Bojórquez stated that staff did receive one letter of opposition regarding this request. Mr. Bojórquez provided staff findings, followed by the staff recommendation of approval, and discussed the stipulations as presented in the staff report for case Z-74-22-8.

APPLICANT PRESENTATION:

Francisco Badilla, representing the applicant, introduced himself and the proposed project. Mr. Badilla described the site location and the proposed 16-lot subdivision. Mr. Badilla stated that future homes will be sold in the low \$1 million and envisioned to include flood irrigation, plus an HOA. Mr. Badilla discussed the conceptual building elevations, addressed community concerns raised at the neighborhood meeting and described the proposed street cross-section. Mr. Badilla requested a recommendation of approval on the case.

QUESTIONS FROM COMMITTEE:

Carlos Ortega asked for clarification on the site plan, specifically on the lots to the east of the site.

JoAnne Jensen asked for clarification regarding the proposed access and why this is not along 27th Avenue for 15 of the lots proposed.

PUBLIC COMMENTS:

Erin Hegedus is pleased to hear that the lots will be flood irrigated and wants to see other similar development in the area. Ms. Hegedus would like to see other adjacent properties incorporated into this development.

Lidia Dickinson is a property owner in the subject site now and will be a future homeowner on this development. Ms. Dickinson stated that this is the type of community where she wants to live in.

David Matranga stated that the adjacent HOA is not happy that the only street access to this project is along Ellis Street. Mr. Matranga stated that the adjacent HOA has worked in the past with other builders to gate the street access along their development to avoid funneling vehicular traffic through their subdivision streets. Mr. Matranga is fine with the proposed project but feels that this development should have acquired more land to gain access to other adjacent streets and avoid through access via the adjacent subdivision.

Dan Penton has concerns with the proposed access along Ellis Street but acknowledges that this condition exists already in other parts of the Laveen Village. Mr. Penton discussed the proximity of the project to Corona Ranch and feels that exposed canals and ditches help keep the character of Laveen. Mr. Penton would like to see a row of trees planted along the perimeter of this development to buffer the site and create a unique enclave here. Mr. Penton would like to see what the adjacent streets look like and if this subdivision will be gated. Mr. Penton stated that this development will generate some traffic through the adjacent subdivision.

APPLICANT RESPONSE:

Mr. Badilla stated that the adjacent properties to the south are commercially zoned and access is not feasible because those properties are under separate ownership. Mr. Badilla stated that a 50-foot-wide street will be constructed in this development and the proposed flood irrigation will have underground lines. Mr. Badilla stated that this subdivision is proposed to use the conventional development option and will have a six-foot-tall wall along the perimeter. Mr. Badilla discussed the proposed landscaping on the site.

FLOOR/PUBLIC DISCUSSION CLOSED: COMMITTEE DISCUSSION:

Chair Abegg asked for clarification on Stipulation No. 3 regarding the review of building elevations. **Mr. Bojórquez** responded that Stipulation No. 3 required the review and comment of elevations and other plans by the Laveen Village Planning Committee, while the Planning Hearing Officer (PHO) would administratively review the building elevations.

Chair Abegg asked if the Street Transportation Department had responded to the inquiry regarding the street access from this development to 27th Avenue. **Mr. Bojórquez** responded that the Street Transportation Department is not opposed to having the primary access for this development be located along 27th Avenue but was informed that this did not appear feasible due to an existing home in the southeast portion of the site and a new home permit on Lot 16 as shown in the proposed site plan. **Chair Abegg** does not particularly like the access for this development along Ellis Road but believes that traffic impacts would be minimal on the adjacent subdivision.

Dean Chiarelli is concerned with increasing the traffic along the adjacent subdivision but would recommend having the same HOA as the adjacent subdivision to the east manage this new subdivision. **Chair Abegg** agrees with Mr. Chiarelli.

Carlos Ortega asked if Lot 16 would be part of the HOA on this new subdivision. **Mr. Badilla** responded that this lot would also be part of the HOA.

Chair Abegg asked for a motion on the case.

MOTION (Z-74-22-8):

Rebecca Perrera motioned to approve Z-74-22-8 per the staff recommendation with a modification to Stipulation Nos. 1 and 3. **Francisco Barraza** seconded the motion.

Modified Stipulations:

1. The maximum density for the project shall not exceed ~~two dwelling units per acre~~ 16 LOTS.
3. ~~The developer shall present the~~ THE conceptual building elevations, landscape plan, wall plan, and signage for monument and entryway SHALL BE REVIEWED AND APPROVED BY THE PLANNING HEARING OFFICER THROUGH THE PUBLIC HEARING PROCESS, INCLUDING REVIEW BY THE LAVEEN VILLAGE PLANNING COMMITTEE, FOR STIPULATION MODIFICATION ~~to the Laveen Village Planning Committee for review and comment prior to preliminary site plan approval through the Planning and Development Department. The conceptual elevations shall be administratively approved by the Planning Hearing Officer prior to preliminary site plan approval,~~ with specific regard to the following elements. THIS IS A LEGISLATIVE REVIEW FOR CONCEPTUAL PURPOSES ONLY. SPECIFIC DEVELOPMENT STANDARDS AND REQUIREMENTS MAY BE DETERMINED BY THE PLANNING HEARING OFFICER AND THE PLANNING AND DEVELOPMENT DEPARTMENT.
 - a. The elevations shall incorporate four-sided architecture, and exterior accent materials, detailing, and color palette, with a modern farmhouse design, that conveys a sense of continuity throughout the development.

VOTE (Z-74-22-8):

7-0; motion to recommend approval of Z-74-22-8 per the staff recommendation with stipulation modifications, passes with Committee Members Barraza, Chiarelli, Jensen, Ortega, Perrera, Hurd and Abegg in favor.

VPC RECOMMENDED STIPULATIONS:

1. The maximum density for the project shall not exceed ~~2 dwelling units per acre~~ **16 LOTS.**
2. A minimum 22-foot garage setback for front-loaded garages, measured from the back of sidewalk, shall be provided for each home in the development, as approved by the Planning and Development Department.
3. ~~The developer shall present the conceptual building elevations, landscape plan, wall plan, and signage for monument and entryway to the Laveen Village Planning Committee for review and comment prior to preliminary site plan approval through the Planning and Development Department. The conceptual elevations shall be administratively approved by the Planning Hearing Officer prior to preliminary site plan approval, with specific regard to the following elements.~~ **SHALL BE REVIEWED AND APPROVED BY THE PLANNING HEARING OFFICER THROUGH THE PUBLIC HEARING PROCESS, INCLUDING REVIEW BY THE LAVEEN VILLAGE PLANNING COMMITTEE, FOR STIPULATION MODIFICATION to**
THE PLANNING HEARING OFFICER PRIOR TO PRELIMINARY SITE PLAN APPROVAL, WITH SPECIFIC REGARD TO THE FOLLOWING ELEMENTS. THIS IS A LEGISLATIVE REVIEW FOR CONCEPTUAL PURPOSES ONLY. SPECIFIC DEVELOPMENT STANDARDS AND REQUIREMENTS MAY BE DETERMINED BY THE PLANNING HEARING OFFICER AND THE PLANNING AND DEVELOPMENT DEPARTMENT.
 - a. The elevations shall incorporate four-sided architecture, and exterior accent materials, detailing, and color palette, with a modern farmhouse design, that conveys a sense of continuity throughout the development.
4. Partial view fencing, which may include solid columns up to 24 inches in width, shall be utilized where walls are proposed adjacent to the open space and trail to the west, as approved by Planning and Development Department.
5. Project entry/exit drives shall incorporate enhanced landscaping with a variety of at least three plant materials, with a minimum landscape area of 250 square feet, as approved by the Planning and Development Department.
6. All street improvements outside of Phoenix City limits along 27th Avenue shall be reviewed and approved by Maricopa County.
7. The developer shall construct a minimum 6-foot-wide detached sidewalk with a minimum 10-foot-wide landscape strip located between the back of curb and sidewalk along the west side of 27th Avenue, planted to the following standards, and as approved by the Planning and Development Department and Maricopa County Department of Transportation.

- a. Minimum 2-inch caliper single-trunk, large canopy, drought-tolerant shade trees, planted 20 feet on center or equivalent groupings, to provide a minimum of 75% shade, at maturity. Shade calculations shall be based on summer solstice at noon as shown on a shading exhibit.
- b. Drought tolerant shrubs, accents, and vegetative groundcovers to provide a minimum of 75% live coverage, at maturity.

Where utility conflicts exist, the developer shall work with the Planning and Development Department and Maricopa County Department of Transportation on an alternative design solution consistent with a pedestrian environment.

8. The developer shall dedicate a minimum of 25 feet of right-of-way for the south half of Ellis Street, as approved by the Planning and Development Department.
9. The developer shall dedicate a minimum of 50-feet of right-of-way for all local public streets within the development, as approved by the Planning and Development Department.
10. The developer shall construct all streets within and adjacent to the development with paving, curb, gutter, detached sidewalks, curb ramps, streetlights, median islands, landscaping, and other incidentals, as per plans approved by the Planning and Development Department. All improvements shall comply with all ADA accessibility standards.
11. The property owner shall record documents that disclose the existence, and operational characteristics of the City of Phoenix Sky Harbor International Airport (PHX) to future owners or tenants of the property. The form and content of such documents shall be according to the templates and instructions provided which have been reviewed and approved by the City Attorney.
12. Prior to final site plan approval, the property owner shall record documents that disclose to purchasers of property within the development(s) the existence and operational characteristics of nearby existing ranchettes, animal privilege private properties and rodeo private properties that may cause adverse noise, odors, dust, and other externalities. The form and content of such documents shall be reviewed and approved by the City Attorney. Additionally, the disclosures shall be noted in the CC&Rs in a section titled "nuisances".
13. If determined necessary by the Phoenix Archaeology Office, the applicant shall conduct Phase I data testing and submit an archaeological survey report of the development area for review and approval by the City Archaeologist prior to clearing and grubbing, landscape salvage, and/or grading approval.
14. If Phase I data testing is required, and if, upon review of the results from the Phase I data testing, the City Archaeologist, in consultation with a qualified archaeologist, determines such data recovery excavations are necessary, the applicant shall conduct Phase II archaeological data recovery excavations.

15. In the event archaeological materials are encountered during construction, the developer shall immediately cease all ground-disturbing activities within a 33-foot radius of the discovery, notify the City Archaeologist, and allow time for the Archaeology Office to properly assess the materials.
16. Prior to preliminary site plan approval, the landowner shall execute a Proposition 207 waiver of claims form. The waiver shall be recorded with the Maricopa County Recorder's Office and delivered to the City to be included in the rezoning application file for record.

ATTACHMENT D

REPORT OF PLANNING COMMISSION ACTION March 2, 2023

ITEM NO: 9	
	DISTRICT NO.: 8
SUBJECT:	
Application #:	Z-74-22-8
Location:	Approximately 340 feet north of the northwest corner of 27th Avenue and Baseline Road
From:	S-1
To:	R1-10
Acreage:	9.78
Proposal:	Single-family residential
Applicant:	Francisco Badilla
Owner:	Hilario Casillas
Representative:	Francisco Badilla

ACTIONS:

Staff Recommendation: Approval, subject to stipulations.

Village Planning Committee (VPC) Recommendation:

Laveen 2/13/2023 Approval, per the staff recommendation with modifications. Vote: 7-0.

Planning Commission Recommendation: Approval, per the Laveen Village Planning Committee recommendation, with a modification.

Motion Discussion: N/A

Motion details: Commissioner Boyd made a MOTION to approve Z-74-22-8, per the Laveen Village Planning Committee recommendation with a modification to Stipulation No. 1 to allow 17 lots.

Maker: Boyd
Second: Jaramillo
Vote: 5-2 (Perez, Howard)
Absent: Simon and Gaynor
Opposition Present: Yes

Findings:

1. The proposal is compatible with the surrounding land uses and zoning to the north, west and east.
2. The proposal will redevelop an underutilized property and provide a high quality single-family residential development which will help alleviate the housing shortage in Phoenix.
3. The stipulated landscaping and planting standards are above the required minimum standards and will make the proposal compatible with the neighboring area.

Stipulations:

1. The maximum density for the project shall not exceed ~~2 dwelling units per acre~~ **16 17 LOTS**.
2. A minimum 22-foot garage setback for front-loaded garages, measured from the back of sidewalk, shall be provided for each home in the development, as approved by the Planning and Development Department.
3. ~~The developer shall present~~ THE conceptual building elevations, landscape plan, wall plan, and signage for monument and entryway SHALL BE REVIEWED AND APPROVED BY THE PLANNING HEARING OFFICER THROUGH THE PUBLIC HEARING PROCESS, INCLUDING REVIEW BY THE LAVEEN VILLAGE PLANNING COMMITTEE, FOR STIPULATION MODIFICATION ~~to the Laveen Village Planning Committee for review and comment~~ prior to preliminary site plan approval ~~through the Planning and Development Department. The conceptual elevations shall be administratively approved by the Planning Hearing Officer prior to preliminary site plan approval,~~ with specific regard to the following elements. THIS IS A LEGISLATIVE REVIEW FOR CONCEPTUAL PURPOSES ONLY. SPECIFIC DEVELOPMENT STANDARDS AND REQUIREMENTS MAY BE DETERMINED BY THE PLANNING HEARING OFFICER AND THE PLANNING AND DEVELOPMENT DEPARTMENT.
 - a. The elevations shall incorporate four-sided architecture, and exterior accent materials, detailing, and color palette, with a modern farmhouse design, that conveys a sense of continuity throughout the development.
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5. Project entry/exit drives shall incorporate enhanced landscaping with a variety of at least three plant materials, with a minimum landscape area of 250 square feet, as approved by the Planning and Development Department.
6. All street improvements outside of Phoenix City limits along 27th Avenue shall be reviewed and approved by Maricopa County.
7. The developer shall construct a minimum 6-foot-wide detached sidewalk with a minimum 10-foot-wide landscape strip located between the back of curb and sidewalk along the west side of 27th Avenue, planted to the following standards, and as approved by the Planning and Development Department and Maricopa County Department of Transportation.
 - a. Minimum 2-inch caliper single-trunk, large canopy, drought-tolerant shade trees, planted 20 feet on center or equivalent groupings, to provide a minimum of 75% shade, at maturity. Shade calculations shall be based on summer solstice at noon as shown on a shading exhibit.
 - b. Drought tolerant shrubs, accents, and vegetative groundcovers to provide a minimum of 75% live coverage, at maturity.

Where utility conflicts exist, the developer shall work with the Planning and Development Department and Maricopa County Department of Transportation on an alternative design solution consistent with a pedestrian environment.

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11. The property owner shall record documents that disclose the existence, and operational characteristics of the City of Phoenix Sky Harbor International Airport (PHX) to future owners or tenants of the property. The form and content of such documents shall be according to the templates and instructions provided which have been reviewed and approved by the City Attorney.
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14. If Phase I data testing is required, and if, upon review of the results from the Phase I data testing, the City Archaeologist, in consultation with a qualified archaeologist, determines such data recovery excavations are necessary, the applicant shall conduct Phase II archaeological data recovery excavations.
15. In the event archaeological materials are encountered during construction, the developer shall immediately cease all ground-disturbing activities within a 33- foot radius of the discovery, notify the City Archaeologist, and allow time for the Archaeology Office to properly assess the materials.
16. Prior to preliminary site plan approval, the landowner shall execute a Proposition 207 waiver of claims form. The waiver shall be recorded with the Maricopa County Recorder's Office and delivered to the City to be included in the rezoning application file for record.

This publication can be made available in alternate format upon request. Please contact Angie Holdsworth at (602) 329-5065, TTY use 7-1-1.

ATTACHMENT E

From: [Davey Matranga](#)
To: [Nayeli Sanchez Luna](#); [Adrian G Zambrano](#); [PDD Laveen VPC](#); fbadilla1@hotmail.com
Cc: [Eric Wisniewski](#); [Elizabeth Franco](#); [Melissa Crawford](#)
Subject: RE: RE: Case Z-74-22-8; the 9.9 acre site approximately 340 feet of the NWC of 27th Ave
Date: Wednesday, February 15, 2023 11:10:24 AM

Hello,

On February 9, I submitted an email expressing the concerns of Laveen Village HOA and its proximity residents about the proposed development. I also attended and spoke at the Laveen Village Planning Committee held Monday, February 13, 2023. We appreciate that our concerns were part of the discussion.

We are supportive of various new developments in the community; however, we are fully opposed to this development for one reason, which is its primary access at Ellis Street. We maintain our points noted in the prior email and spoken at the meeting. This primary access point creates other issues as well and could be self-destructive to the goals stated by the applicant/developer at the recent meeting.

The first and main issue is the main access at Ellis Street. The applicant/developer stated at the meeting there is no other possible access either to 27th Avenue or Baseline Road. The problem is self-inflicted by the site plan. Lot 16 on the proposed site plan is completely independent from the unity of Lots 1-15. As noted in the meeting, Lot 16 has a current open permit (Permit # CSL 22034663) for a single family residence. This lot is the sole reason that prevents the development from having access to 27th Avenue and it should be eliminated from the plan to allow the development to have main access from 27th Avenue.

The applicant/developer stated the homes would be of high quality materials and anticipated a market value point near \$1,000,000. The problem here is to achieve this value level, the subdivision needs to have identity to attract that buyer market. This is the self-destructive portion.

As planned, a buyer would have to navigate 6 turns from Baseline Rd at 29th Drive or 7 turns from Baseline Road at 31st Avenue through the Laveen Village community to get to the entry at Ellis Street. There would be no visible entry monument from Baseline Road indicating the community is even there. Laveen Village HOA governing documents do not allow for signage on the common areas and the HOA are not likely to grant any variance for this subdivision. There are no apparent amenities offered other than common areas. In total, these are not typically features expected in the market for a buyer at this price level.

We strongly recommend that Lot 16 is removed to allow main access from 27th Avenue. This provides the ability to have identity with monument signage, a tree lined entry and even the ability to be privately gated. As a proposed gated development, we would welcome Ellis Street as the secondary emergency access.

Again, this is a simple solution to simply re-design a proposed site plan for a property that already has frontage access to 27th Ave.

Respectfully submitted,

Davey Matranga, President

Laveen Village HOA

CITY OF PHOENIX

February 14th, 2023

RE: Z-74-22-8 Proposal

Tax Parcel # 105-88-020Z, 020V, 020D, 020F

Location: Approx 340 N of the NW Corner of 27th Avenue / Baseline Road

FEB 22 2023

Planning & Development
Department

To whom it may concern:

I understand there is a possible development and re-zoning happening at the above-mentioned parcel. As a property owner, and Vice President of the Laveen Village HOA, I am directly impacted by this change. I **oppose** the planning as outlined. My concern is the ONLY ingress and egress is winding through neighboring streets that are part of the Laveen Village HOA.

The ONLY access as outlined is on Ellis Road, which can only be accessed by winding through Pollack, or Dunbar which is part of the Laveen Village HOA. I have included a map for reference. Ellis Road, as a secondary access point, would make more sense while having a primary access point be brought to 27th avenue.

I'm concerned about additional traffic this primary access issue brings. There are many children in the area and the drivers already zip around the corners. Now we will have more contractors, new residents, and deliveries daily. I'm excited for new real estate in the area, but would like a 2nd look at the primary ingress and egress.



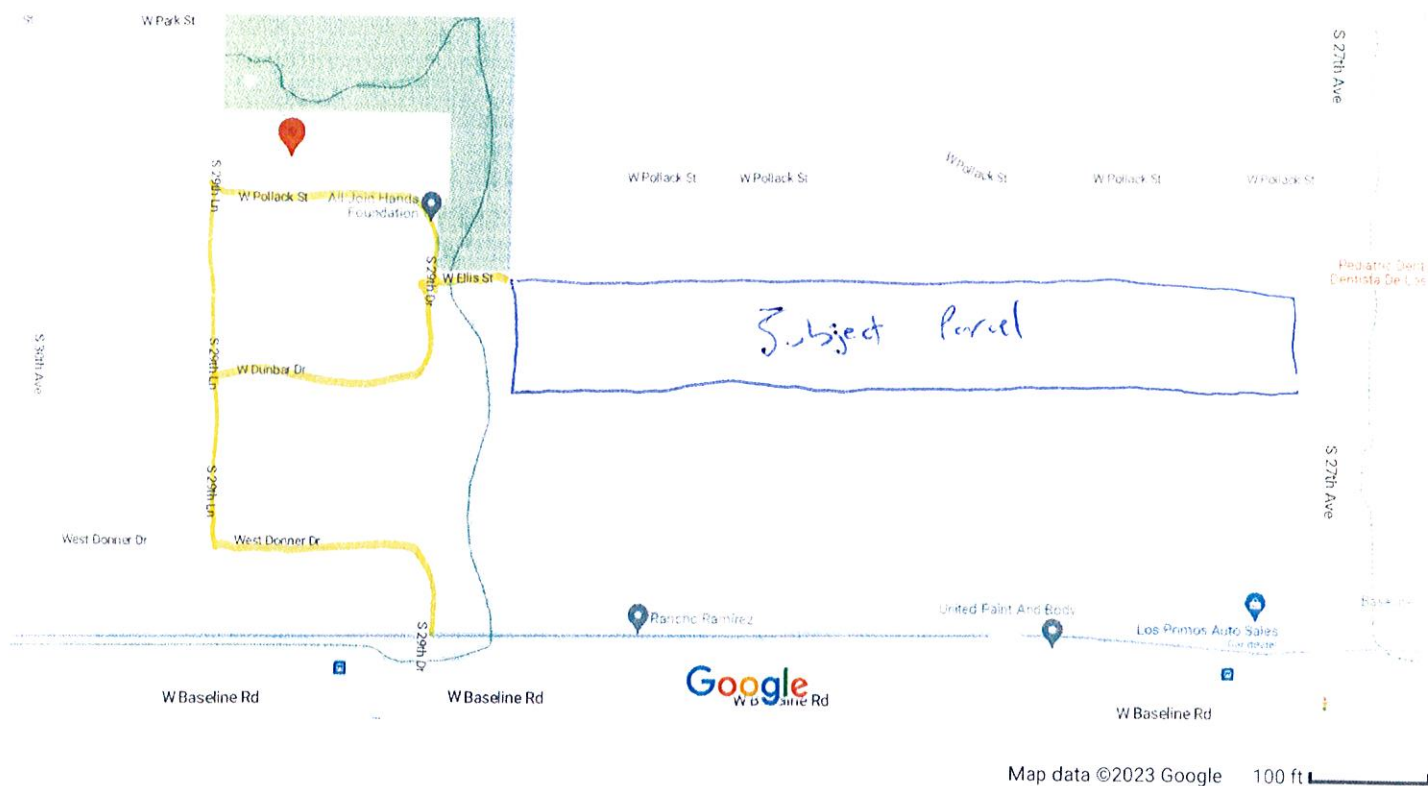
Eric Wisniewski

2920 W. Pollack St.

Phoenix, AZ 85041

623.225.6134

eric.laveenvillage@gmail.com



Highlighted Area indicates Access to proposed development.

From: [Kristy Alldredge](#)
To: [Remigio Cordero](#); [Heather E Mitchell](#); [Donald J Gerkin](#); [Council District 8 PCC](#); [Nathan D Webb](#); [Adrian G Zambrano](#); [Racelle Escobar](#); [Steve Ramirez](#)
Subject: Case # Z-74-22-8 New development on NW corner of 27th Ave and Baseline
Date: Monday, March 13, 2023 3:56:07 PM

Dear Council,

I am writing to express my strong opposition to Z-74-22-8, the proposed rezoning at the NW corner of 27th and Baseline in Phoenix. As a longtime resident of the neighborhood and nearly all, if not all residents, in the Laveen Village neighborhood are completely opposed to the new development that will cause traffic and safety issues, create even more problems with schools that are already over-capacity, and potentially lower the property values of the existing community. On my street, there are many children at play and walk to school in the mornings/afternoons. Without additional access for an entrance/exit to S 27th Ave or directly to W Baseline, the increased traffic and noise into our neighborhood will cause needless danger to their safety. In addition to the increased traffic, I am concerned that all of the extra traffic coming down our quiet street will decrease our home and property values and cause unnecessary damage to our road.

In the time we have resided on this street, we have not had any issue with traffic. It was a major factor in why we bought our home where we did, off of a main street and in a cul-de-sac like street, so that we could feel comfortable about letting our children play and ride their bicycles out front in a safe and quiet environment. If the proposed neighborhood is built with the current rezoning, then the entire community will lose that feeling of safety. Also, we pay HOA fees for the use of parks and walking trails within the community. What prevents the individuals from the proposed development from using our amenities.

I urge you to disapprove the proposed rezoning, and from recent meetings and discussions with my neighbors, I know my opinions are shared by many who may have not managed to attend meetings or write letters and emails.

Please contact me directly if you have any questions
Best regards,
Kristy Alldredge
(480) 309-9548

From: [Adrian G Zambrano](#)
To: [Adrian G Zambrano](#)
Subject: 2023-03-13 - Opposition - Becky Walters
Date: Monday, March 13, 2023 5:13:56 PM

From: Becky Walters <beckywalters78@yahoo.com>

Sent: Friday, March 10, 2023 10:42 AM

To: Heather E Mitchell <heather.mitchell@phoenix.gov>; Nathan D Webb <nathan.webb@phoenix.gov>; Remigio Cordero <Remigio.Cordero@phoenix.gov>; Steve Ramirez <steve.ramirez@phoenix.gov>; Donald J Gerkin <donald.gerkin@phoenix.gov>; Council District 8 PCC <council.district.8@phoenix.gov>

Subject: Case # Z-74-22-8 New development on NW corner of 27th ave and Baseline

To whom it may concern,

As a resident of the neighborhood, I am strongly opposed about the new development that is proposed 1000 feet from my home. My street is home to many children, I feel that the increased volume of traffic will pose an unnecessary danger to their safety. In addition to the increased traffic, I am concerned that the noise and increased traffic will turn our quiet street into a main street thusly decreasing our home and property values.

I have lived in my neighborhood for over 13 years, in that time we have had no issues with traffic and thusly why we bought our home off of a main street to raise our children in a safe and quiet environment. If the proposed neighborhood is built with the current rezoning, then we, as a community will lose everything that we have worked for, for our families and children.

As someone who cares deeply about the well-being of our homes and community, I urge you to reject this proposed rezoning as a current layout without additional excess to traffic regulated to S 27th Ave or directly to W Baseline Rd.

The negative impacts of this development on our neighborhood will not only devastate our community but will also alter the way our children will be able to grow and play, as well as risk their safety and well-being. This proposed development would be a grave mistake if allowed to move forward. The safety of our community and well-being of the residents must be a priority, The negative impact our community and residents far outweigh any potential benefits. Every aspect of what this development will do MUST be considered and analyzed to the fullest.

Please contact me directly if you have any questions

Becky Walters
602-405-8384.

From: [Adrian G Zambrano](#)
To: [Adrian G Zambrano](#)
Subject: 2023-05-01 - Concerns - Mary Carroll
Date: Thursday, May 11, 2023 11:41:03 AM

From: no-reply@phoenix.gov <no-reply@phoenix.gov>
Sent: Monday, May 1, 2023 2:26 PM
To: Council District 8 PCC <council.district.8@phoenix.gov>
Subject: emdist8 - Form Submission

FROM : Mary Carroll

SUBJECT : R1-10 zoning change adjacent to our neighborhood, Z-74-22-8

MESSAGE : Dear Councilwoman Washington,

We're thrilled that you were elected to our district 8 city council. We know you'll do great things for our city.

I'm writing today because of a rezoning issue adjacent to our neighborhood, Laveen Village. It is rezoning application

Z-74-22-8. The owner of the property has almost 10 acres that he wants to build homes on. He also wants to use W. Ellis

Street as the only way in and out for the new home owners. W. Ellis Street accesses to our neighborhood. He does not presently use this street as his homes are located on S. 27th Ave. and his property has no road to Ellis Street.

He is building a new home on 27th Ave. where the entrance and exit to the new subdivision would be. The original plan he submitted showed 27th Ave. as the main entrance and exit for the new subdivision.

Our neighborhood's traffic would definitely become heavier as W. Ellis Street would be the only entrance and exit. Very close to Ellis Street we have a neighborhood park with a large open grass field, playground equipment for the children, picnic table with ramada cover, and charcoal grill. There's also a walking trail that goes from Baseline Rd. to Ellis St. to the park and beyond. We pay HOA fees each month which pays for the upkeep of that park, play equipment, the walking trail, trees, plants, gravel, etc.

The new subdivision has no plans for a park with play equipment or a dog park. The residents of that subdivision would be using ours.

There needs to be another roadway that serves as that subdivision's main entrance and exit out to 27th Ave. or Baseline Rd. There needs to be a fence with a gate at Ellis Street. There needs to be a parcel set aside for a park with play equipment and dog needs in the new subdivision.

We understand there is a housing shortage in our valley. The owner of this property must work with his neighboring community so that all are happy. I'm urging you to consider this rezoning issue with concern.

I believe this rezoning application will be continued to the June 14, 2023 City Council Formal Meeting. Please feel free to email me or phone me 602 323 1747. Thank you.

Sincerely,
Mary Carroll

Email : mcarroll8@q.com

AREA : 602

PHONE : 3231747

ADDRESS : 7304 S 29th Ln

CITY : Phoenix

STATE : AZ

ZIP : 85041

Submission ID: 3cd26652bf7b4ffa7fc7331079ceab7

Form Submission On : 5/1/2023 2:26:05 PM

Referer: <https://phoenix.gov/district8/contact-district-8>

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Please handle appropriately.