

City Council Formal Meeting

Wednesday, November 1, 2017

2:30 PM

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CALL TO ORDER AND ROLL CALL

The Phoenix City Council convened in formal session on Wednesday, Nov. 1, 2017 at 2:40 p.m. in the Council Chambers.

Present: 9 - Councilman Sal DiCiccio, Councilman Michael Nowakowski, Councilwoman Debra Stark, Councilman Daniel Valenzuela, Councilman Jim Waring, Councilwoman Thelda Williams, Councilwoman Kate Gallego, Vice Mayor Laura Pastor and Mayor Greg Stanton

Councilman Nowakowski entered the Chambers and joined the voting body during Citizen Comments. Vice Mayor Pastor entered the Chambers and joined the voting body during Citizen Comments and left the meeting during discussion on Item 118. Councilman Valenzuela left the Chambers but remained part of the voting body via telephone during discussion on Item 118 then disconnected after the item. Councilman DiCiccio and Councilwoman Williams left the voting body during Citizen Comments heard at the end of the meeting.

Mayor Stanton acknowledged the presence of Leticia Marquez, a Spanish interpreter. In Spanish, Ms. Marquez announced her availability to the audience.

CITIZEN COMMENTS

John Rusinek expressed concerns about dust-proofing on his neighbor's lot and submitted documentation to Council. He believed the City was discriminatory toward his complaint and wanted the issue resolved.

Councilman DiCiccio stated Mr. Rusinek had been complaining about this issue for years; however, the City would not engage in such debate between neighbors.

Dianne Barker suggested there be an outlet at Hance Park for the Phoenix Police Department as her bicycle and others had been stolen. She also invited everybody to the next Meet Me Downtown event, a group that walked the downtown area.

Note: Councilman Nowakowski and Vice Mayor Pastor entered the Chambers and joined the voting body.

Ying Gao submitted a letter to Council and urged them to not demolish the artistry of the tiles and statues at the Chinese Cultural Center.

Charles Qian expressed concern regarding a permit issued by the City to True North to replace roof tiles at the Chinese Cultural Center. He remarked the City violated Proposition 207 rights of the restaurant owner and requested an investigation given the legal dispute.

Yang Allsup said the Chinese Cultural Center represented how their ancestors lived and did not think True North appreciated the culture since it wanted to destroy the historic center.

An affidavit was presented to the Council by the City Clerk stating that copies of the titles of Ordinances G-6370 through G-6378, S-44007 through S-44036, and Resolutions 21585 through 21589 were available to the public in the office of the City Clerk at least 24 hours prior to this Council meeting and, therefore, may be read by title or agenda item only pursuant to the City Code.

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

MINUTES OF MEETINGS

1 For Approval or Correction, the Minutes of the Formal Meeting on Aug. 30, 2017

Summary

This item transmits the minutes of the Formal Council meeting of Aug. 30, 2017, for review, correction and/or approval by the City Council.

The minutes are available for review in the City Clerk Department, 200 W.

Washington St., 15th Floor.

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

Yes: 9 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Valenzuela, Councilman Waring, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton

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

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

Note: Speaker comment cards were submitted in favor of the following items, with no one wishing to speak:

Benjamin Barbes - Applicant, Item 2
Mellie Barajas - Agent, Item 6
Stevan Duric, Item 8
Stephanie Wilhelm - Applicant, Item 20
Theresa Morse - Agent, Item 41
Wilman Garcia - Agent, Item 42

Mayor Stanton confirmed Ida Alonge, Phoenix Police Department, and Theresa Morse, Agent, who submitted speaker comment cards were agreeable with the continuance of Item 44.

A motion was made by Vice Mayor Pastor, seconded by Councilwoman Williams, that Items 2 through 43 be recommended for approval, except Items 32-33; continuing Item 44 to Nov. 15, 2017; and to take Item 96 out of order for approval. The motion carried by voice vote:

Yes: 9 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Valenzuela, Councilman Waring, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton

2 Liquor License - Special Event - St. John the Baptist - Romanian Orthodox Church

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

Summary

Applicant

Benjamin Barbes

Location

3749 W. Behrend Drive

Council District: 1

Function

Festival

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

Nov. 11, 2017 - 11 a.m. to 10 p.m. / 300 attendees

Nov. 12, 2017 - Noon to 8 p.m. / 200 attendees

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

3 Liquor License - Seoul Market

Request for a liquor license. Arizona State License 10076928.

Summary

Applicant

Yeonghui Kim, Agent

License Type

Series 10 - Beer and Wine Store

Location

8935 N. 43rd Ave.

Zoning Classification: C-1

Council District: 1

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.

The sixty-day limit for processing this application is Nov. 14, 2017.

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 one hundred eighty 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 comply with all rules and regulations for alcohol sales. All food and business licenses are in good standing."

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 offer unique products that aren't available in the typical grocery store in our area."

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 - Seoul Market

Liquor License Map - Seoul Market

This item was recommended for approval.

4 Liquor License - Bashas' #113

Request for a liquor license. Arizona State License 09070037.

Summary

Applicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

731 E. Union Hills Drive

Zoning Classification: PSC

Council District: 2

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

5 Liquor License - Food City #104

Request for a liquor license. Arizona State License 09070737.

SummaryApplicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

3202 E. Greenway Road
Zoning Classification: C-2
Council District: 2

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

6 Liquor License - Birria Queen

Request for a liquor license. Arizona State License 1207B179.

SummaryApplicant

Mellie Barajas, Agent

License Type

Series 12 - Restaurant

Location

2535 E. Bell Road #15 & 16

Zoning Classification: C-2 SP

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 location requires the removal of a Special Permit to allow for a restaurant use and the sale of alcohol.

The sixty-day limit for processing this application is Nov. 14, 2017.

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 one hundred eighty 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:

"Since October 1999 until January 2010 I as a Co owner I was responsible for the management of the restaurant el Tapatio (Barajas family LLC) during those years I learned about the great responsibility and commitment with my community and my business to manage and maintain a Liquor License, I consider myself a highly responsible person with enough experience to manage the restaurant with the commitment to continue learning the management of a restaurant with Liquor License."

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

"At Birria Queen the community will find a pleasant and familiar place to enjoy typical dishes like 'Birria' with hand made tortillas and natural jamaica and orchata juice being beer and micheladas part of our culture can not miss in the menu of a Mexican Restaurant."

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 - Birria Queen

Liquor License Map - Birria Queen

This item was recommended for approval.

7 Liquor License - The Gym Sports Bar

Request for a liquor license. Arizona State License 1207B177.

Summary

Applicant

Dan Allen, Agent

License Type

Series 12 - Restaurant

Location

18725 N. 32nd St., Ste. 110

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 may currently operate with an interim permit. This location requires a Use Permit to allow coin operated games.

The sixty-day limit for processing this application is Nov. 12, 2017.

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 one hundred eighty 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

One letter protesting the issuance of this license has been received and is on file in the Office of the City Clerk. The letter is from a local business owner who is opposed to the issuance of this liquor license because he believes the intent and purpose of the proposed venue is to promote liquor consumption. He believes the location is a bar, not a restaurant. He is also concerned about the location's close proximity to a church.

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 a liquor license the past two years in Cave Creek, AZ with out having any violations. I have had 20 years in the liquor industry without any violations."

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 family venue. We belive in a light hearted, safe environment for families and friends to hang out. We believe in working with charitable organizations, we have partnered with the Scott foundation in the past on many events and plan on continuing that relationship. We are also building a new relationship with first responder alerts a non profit group. We believe in giving back to the community that gives so much to us."

Staff Recommendation

Staff gave careful consideration to the protest letter received, however after reviewing the application in its entirety, staff is recommending approval of this application.

Staff also notes 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 - The Gym Sports Bar

Liquor License Map - The Gym Sports Bar

This item was recommended for approval.

**8 Liquor License - Special Event - Free Serbian Orthodox Church
"St. Nicholas"**

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

Summary

Applicant

Stanislav Duric

Location

11640 N. 16th Place

Council District: 3

Function

Concert/Dance

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

Nov. 18, 2017 - 7 p.m. to 1 a.m. / 300 attendees

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

9 Liquor License - Bashas' #15

Request for a liquor license. Arizona State License 09070741S.

Summary

Applicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store with Sampling Privileges

Location

10631 N. 32nd St.

Zoning Classification: PSC
Council District: 3

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

10 Liquor License - Cold Beers & Cheeseburgers

Request for a liquor license. Arizona State License 1207B170.

Summary

Applicant

Amy Nations, Agent

License Type

Series 12 - Restaurant

Location

4731 E. Cactus Road

Zoning Classification: C-2 PCD

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 December 2017.

The sixty-day limit for processing this application is Nov. 7, 2017.

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 one hundred eighty 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:

"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:

"We would like to offer our patrons drinks with their meals if they choose to have one."

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Cold Beers & Cheeseburgers

Liquor License Map - Cold Beers & Cheeseburgers

This item was recommended for approval.

11 Liquor License - AJ's Fine Foods #64

Request for a liquor license. Arizona State License 09070253S.

Summary

Applicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store with Sampling Privileges

Location

5017 N. Central Ave.

Zoning Classification: C-2 TOD-1 WSNSPD
Council District: 4

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

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

This item was recommended for approval.

12 Liquor License - Bashas' #3

Request for a liquor license. Arizona State License 09070117.

SummaryApplicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

3320 N. 7th Ave.

Zoning Classification: C-2

Council District: 4

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

“Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in.”

Staff Recommendation

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

This item was recommended for approval.

13 Liquor License - Food City #94

Request for a liquor license. Arizona State License 09070644.

Summary

Applicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

3442 W. Van Buren St.

Zoning Classification: C-2

Council District: 4

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

14 Liquor License - Food City #95

Request for a liquor license. Arizona State License 09070415.

Summary

Applicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

1940 W. Indian School Road

Zoning Classification: C-2

Council District: 4

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

15 Liquor License - Food City #103

Request for a liquor license. Arizona State License 09070651.

Summary

Applicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

4239 W. McDowell Road #10

Zoning Classification: C-1

Council District: 4

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management,

in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

16 Liquor License - Food City #135

Request for a liquor license. Arizona State License 09070119.

Summary

Applicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

5114 W. McDowell Road

Zoning Classification: C-2

Council District: 4

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

17 Liquor License - Buzz In Buzz Out

Request for a liquor license. Arizona State License 10076927.

Summary

Applicant

Khaldoun Khouri, Agent

License Type

Series 10 - Beer and Wine Store

Location

1501 W. Indian School Road

Zoning Classification: C-1

Council District: 4

This request is for a new liquor license for a convenience store that does not sell gas. This location was previously licensed for liquor sales and does not have an interim permit.

The sixty-day limit for processing this application is Nov. 11, 2017.

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 one hundred eighty 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 prior experience in the operation of a convenience market selling beer and wine. I obtained that prior experience in the State of Illinois. I will obtain basic and manager training in the liquor laws and regulations of the State of Arizona."

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 issued a Certificate of Occupancy by the City of

Phoenix on July 24, 1981. Upon information and belief, the location operated as a 7-11 Food Store until April 2014. The convenience market will serve the need and convenience of the neighborhood by supplying another market in addition to the Circle K Store across the street. The convenience market will also serve the need and convenience of the public traveling along both 15th Avenue and Indian School Road which are major arterial streets.”

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Buzz In Buzz Out

Liquor License Map - Buzz In Buzz Out

This item was recommended for approval.

18 Liquor License - Food City #105

Request for a liquor license. Arizona State License 09070255.

Summary

Applicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

3514 W. Glendale Ave.

Zoning Classification: C-2

Council District: 5

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

19 Liquor License - Food City #149

Request for a liquor license. Arizona State License 09070631.

SummaryApplicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

6025 N. 27th Ave., Ste. 13
Zoning Classification: C-2
Council District: 5

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

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

This item was recommended for approval.

20 Liquor License - Special Event - Arizona Roller Derby Organization

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

Summary

Applicant

Stephanie Wilhelm

Location

5031 E. Washington St.

Council District: 6

Function

Roller Derby Tournament

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

Nov. 18, 2017 - 8 a.m. to 10 p.m. / 1,000 attendees

Nov. 19, 2017 - 8 a.m. to 8 p.m. / 1,000 attendees

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

21 Liquor License - Special Event - Childsplay, Inc.

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

Summary

Applicant

Steve Martin

Location

3515 E. Hialea Court

Council District: 6

Function

Silent Auction

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

Nov. 11, 2017 - 4:30 p.m. to 8:30 p.m. / 150 attendees

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

22 Liquor License - AJ's #159

Request for a liquor license. Arizona State License 09070659S.

Summary

Applicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store with Sampling Privileges

Location

4430 E. Camelback Road

Zoning Classification: C-1

Council District: 6

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

23 Liquor License - Bashas' #11

Request for a liquor license. Arizona State License 09070039S.

Summary

Applicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store with Sampling Privileges

Location

4855 E. Warner Road

Zoning Classification: C-1

Council District: 6

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

24 Liquor License - Bashas' #158

Request for a liquor license. Arizona State License 09070660.

Summary

Applicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

5555 N. 7th St., Ste. 130

Zoning Classification: C-2

Council District: 6

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

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

This item was recommended for approval.

25 Liquor License - Generations at Ahwatukee

Request for a liquor license. Arizona State License 1207B017.

SummaryApplicant

Cara Baldwin Valenta, Agent

License Type

Series 12 - Restaurant

Location

15815 S. 50th St.

Zoning Classification: C-2 MR

Council District: 6

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

The sixty-day limit for processing this application is Nov. 6, 2017.

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

Other Active Liquor License Interest in Arizona

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

Generations at Agritopia (Series 12)

2811 E. Agritopia Loop S, Gilbert
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 have been in the hospitality industry for over 40 years of which 27 has been with a focus in Senior Dining. My years of experience has taught me how to responsibly serve food and spirits together to enhance the dining pleasures of older adults. I will be hiring and training staff to deliver a high quality service experience while maintaining the rules and standards set forth by the state of Arizona and city of Phoenix with regard alcohol safety laws."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

26 Liquor License - Special Event - Arizona School for the Arts

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

Summary

Applicant

Jerome Doris

Location

1410 N. 3rd St.

Council District: 7

Function

Festival

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

Nov. 17, 2017 - 5 p.m. to 8:30 p.m. / 350 attendees

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

27 Liquor License - Food City #107

Request for a liquor license. Arizona State License 09070269.

SummaryApplicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

7227 S. Central Ave.

Zoning Classification: C-2 BAOD

Council District: 7

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

28 Liquor License - Food City #132

Request for a liquor license. Arizona State License 10075024.

SummaryApplicant

Michael Basha, Agent

License Type

Series 10 - Beer and Wine Store

Location

2709 W. Van Buren St.

Zoning Classification: C-3

Council District: 7

This request is for an acquisition of control of an existing liquor license

for a grocery store. This location is currently licensed for liquor sales.

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

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

This item was recommended for approval.

29 Liquor License - Food City #140

Request for a liquor license. Arizona State License 09070372.

Summary

Applicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

6544 W. Thomas Road

Zoning Classification: PSC

Council District: 7

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this

extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

30 Liquor License - Food City #154

Request for a liquor license. Arizona State License 09070647.

Summary

Applicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

9020 W. Thomas Road

Zoning Classification: C-2

Council District: 7

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

31 Liquor License - Food City #162

Request for a liquor license. Arizona State License 09070618.

SummaryApplicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

845 W. Southern Ave.

Zoning Classification: C-2

Council District: 7

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

34 Liquor License - Jimmies Market

Request for a liquor license. Arizona State License 10076925.

Summary

Applicant

Jamil Jabbar, Agent

License Type

Series 10 - Beer and Wine Store

Location

6011 W. Thomas Road

Zoning Classification: C-1

Council District: 7

This request is for a new liquor license for a convenience store that does not sell gas. This location was previously licensed for liquor sales and may currently operate with an interim permit. This location requires a Use Permit to allow package liquor sales.

The sixty-day limit for processing this application is Nov. 10, 2017.

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 one hundred eighty days.

Other Active Liquor License Interest in Arizona

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

Ajax Liquors (Series 9)

2302 E. Van Buren St., Phoenix

Calls for police service: 6

Liquor license violations: None

Quik Corner Market

5026 W. Thomas Road, Phoenix

Calls for police service: 7

Liquor license violations: In December 2007, a fine of \$375 was paid for purchasing from other than a primary source.

Public Opinion

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

Applicant's Statement

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

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

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

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

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

Staff Recommendation

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

Attachments

Liquor License Data - Jimmies Market

Liquor License Map - Jimmies Market

This item was recommended for approval.

35 Liquor License - Special Event - Alwun House Foundation

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

SummaryApplicant

Dana Johnson

Location

1204 E. Roosevelt St.

Council District: 8

Function

Art Show

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

Dec. 1, 2017 - 7 p.m. to 1 a.m. / 225 attendees

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

36 Liquor License - Special Event - Artist Relief Fund, Inc.

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

SummaryApplicant

Sasha Vincett

Location

2835 E. Washington St.

Council District: 8

Function

Reception

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

Nov. 11, 2017 - 6 p.m. to 11 p.m. / 350 attendees

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

37 Liquor License - Food City #12

Request for a liquor license. Arizona State License 09070034.

Summary

Applicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

2124 E. McDowell Road

Zoning Classification: C-2 PSC

Council District: 8

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

38 Liquor License - Food City #143

Request for a liquor license. Arizona State License 09070616.

SummaryApplicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

4430 E. McDowell Road

Zoning Classification: PSC

Council District: 8

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

39 Liquor License - Food City #148

Request for a liquor license. Arizona State License 09070632.

Summary

Applicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

3205 E. McDowell Road #28

Zoning Classification: C-2

Council District: 8

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal

violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

40 Liquor License - Food City #152

Request for a liquor license. Arizona State License 09070643.

Summary

Applicant

Michael Basha, Agent

License Type

Series 9 - Liquor Store

Location

4727 E. Southern Ave.

Zoning Classification: C-2

Council District: 8

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

The sixty-day limit for processing this application is Nov. 14, 2017.

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

Other Active Liquor License Interest in Arizona

This 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:

"Bashas', AJ's and Food City have been in business for 80+ years. Our company trains a director at every store, as well as upper management, in State sanctioned liquor license training classes. Throughout this extensive time period, we have been able to operate with minimal violations. Bashas' family of stores strives to provide excellent service to all of the communities we operate in."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

41 Liquor License - Angels Trumpet Ale House & Tall Glass

Request for a liquor license. Arizona State License 1207B176.

SummaryApplicant

Theresa Morse, Agent

License Type

Series 12 - Restaurant

Location

4469 E. Thomas Road

Zoning Classification: C-2

Council District: 8

This request is for a new liquor license for a restaurant. This location was not previously licensed for liquor sales and does not have an interim permit. This location requires a Use Permit to allow outdoor dining and outdoor alcohol consumption. A Use Permit hearing has been scheduled. This business is currently being remodeled with plans to open in

February 2018.

The sixty-day limit for processing this application is Nov. 12, 2017.

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 one hundred eighty days.

Other Active Liquor License Interest in Arizona

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

Angels Trumpet Ale House (Series 7)

810 N. 2nd 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:

“My wife and I currently own a beer and wine bar in downtown Phoenix. We have increased our food menu at the location and since we are producing greater than 50% food sales we decided to open a restaurant. We have more than 2 years operating our downtown location and have ensured all employees are familiar with liquor laws to identify underage or over intoxicated customers. We are excited to open another business in Phoenix and will be applying for the outdoor patio permit.”

The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because: “Our restaurant concept is unique rather than the typical chain restaurant. This establishment will be welcomed by the existing neighboring residents as opposed to having to drive many miles to other cities to enjoy good food and company with family and friends. Additionally it is our utmost priority to cater to our clientele and provide a safe and friendly environment. We have received numerous compliments on our food and atmosphere at our downtown location. Based on our clientele we decided to open a rest.”

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 - Angels Trumpet Ale House & Tall Glass

Liquor License Map - Angels Trumpet Ale House & Tall Glass

This item was recommended for approval.

42 Liquor License - Del Monte Market

Request for a liquor license. Arizona State License 10076924.

Summary

Applicant

Wilman Garcia Perez, Agent

License Type

Series 10 - Beer and Wine Store

Location

2659 W. Dobbins Road

Zoning Classification: C-2 HP

Council District: 8

This request is for a new liquor license for a convenience store that does not sell gas. This location was previously licensed for liquor sales and may currently operate with an interim permit.

The sixty-day limit for processing this application is Nov. 10, 2017.

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 one hundred eighty 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:

“Ama US citizen of legal age and 25+ year experience in the field.”

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 has been there for 108 years is the nearest store to a loyal base community. Is within walking distance to a lot of people who depend to its services.”

Staff Recommendation

Staff recommends approval of this application.

Attachments

Liquor License Data - Del Monte Market

Liquor License Map - Del Monte Market

This item was recommended for approval.

43 Bingo License - Desert West Community Center

Request for a Class A Bingo License.

Summary

State law requires City Council approval before a State Bingo License can be issued.

Bingo License Types

Class A - gross receipts shall not exceed \$15,600 per year

Class B - gross receipts shall not exceed \$300,000 per year

Class C - anticipated gross receipts may exceed \$300,000 per year

Applicant

Alice Gustafson

Location

6501 W. Virginia Ave.

Zoning Classification: R1-6

Council District: 7

Applicant's projected use of net proceeds: "Give back to Bingo players."

Staff Recommendation

Staff recommends approval of this application.

This item was recommended for approval.

44 Liquor License - Bernice Love AMVETS Post #86

Request for a liquor license. Arizona State License 14073085.

Summary

Applicant

Theresa Morse, Agent

License Type

Series 14 - Club

Location

3805 S. 16th St.

Zoning Classification: C-3 RSIOD

Council District: 8

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

The sixty-day limit for processing this application was Oct. 24, 2017. However, the applicant submitted a written request for more time.

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

Other Active Liquor License Interest in Arizona

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

Public Opinion

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

Applicant's Statement

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

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

"I am a veteran and I am a law abiding citizen as well. I have worked approx. 9 yrs in public schools to assist our youth and I am proud to be a charter member of this organization so we can assist others in need within our community. There have been private clubs in south Phoenix which have not abided by the law. As a security officer with the high school I respect the law and that is why I have decided to be a charter member and Sgt of Arms at this private club."

Staff Recommendation

Staff recommends disapproval of this application based on a Police Department recommendation for disapproval. The Police Department disapproval is based on concerns with the applicant's criminal history and possible hidden ownership. The applicant has not demonstrated the capability, qualifications and reliability to hold and control a liquor license.

Attachments

Liquor License Police Department Recommendation - Bernice Love
AMVETS Post #86

This item was continued to the Nov. 15, 2017 City Council Formal Meeting.

96 Entertainment District Exemption Application - 888 N. 1st Ave., Suite 101

Request to approve an exemption to the 300-foot distance restriction for consideration of a liquor license for the property located at 888 N. 1st Ave., Suite 101.

Summary

On June 17, 2015, City Council approved the creation of an Entertainment District in Downtown Phoenix, adopted into law through Resolution 21333. Pursuant to A.R.S. 4-207, an Entertainment District allows a municipality's

governing body to approve an exemption from the 300-foot distance restriction applicable to churches and schools and certain liquor licenses. Such exemptions are approved on a case-by-case basis if both the applicant and the neighboring church or school are located in a designated Entertainment District. Exemptions, if approved, are granted to the property only, and will remain in place even if a change in the business or ownership occurs.

The applicant, Genuwine Arizona, proposes to locate a wine bar and sell packaged liquor at 888 N. 1st Ave., Suite 101. The location is currently restricted from pursuing certain series of liquor licenses due to its proximity to the Trinity Episcopal Cathedral located at 100 W. Roosevelt St. A use permit to allow alcohol sales and services within 300 feet of a church in an Entertainment District was approved on Oct. 12, 2017. There was no opposition in attendance at the Zoning Adjustment hearing.

This exemption is not a recommendation of approval of a liquor license. A separate liquor license application will be heard by City Council. This property is located within the designated Entertainment District in Downtown Phoenix.

Location

888 N. 1st Ave., Suite 101

Council District: 7

This item was approved.

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

Note: Speaker comment cards were submitted in favor of Items 32-33, with no one wishing to speak:

Emily Rieve - Agent
Lindsey Schrenemann

Mayor Stanton confirmed Item 96 was already approved for procedural purposes related to these items.

A motion was made by Councilman Nowakowski, seconded by Councilman DiCiccio, that Items 32-33 be recommended for approval. The motion carried by voice vote:

Yes: 9 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Valenzuela, Councilman Waring, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton

32 Liquor License - Genuwine Arizona

Request for a liquor license. Arizona State License 07070249.

Summary

Applicant

Emily Rieve, Agent

License Type

Series 7 - Beer and Wine Bar

Location

888 N. 1st Ave., Ste. 101

Zoning Classification: DTC-Downtown Gateway ACSBO

Council District: 7

This request is for an ownership and location transfer of a liquor license for a wine bar and store. 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 bar use in the zoning district and alcohol service within 300 feet of a church in an Entertainment District. This business is currently under construction with plans to open in December 2017.

The sixty-day limit for processing this application was Oct. 29, 2017. However, the applicant submitted a written request for more time.

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 one hundred eighty 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 have taken all of the required Title 4 Liquor classes in order to ensure the high standards of alcohol sales are upheld. As former teachers, we are committed to upholding a high level of integrity and standards for the safety of our guests, patrons, and 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:

"As our focus is on Arizona produced wines, our goal is to educate people about Arizona wineries and other products while supporting local consumerism. Our wine bar will fill the void of retail wine sales in the Roosevelt community. We will be able to control consumption with regulated wine machines."

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 - Genuwine Arizona

Liquor License Map - Genuwine Arizona

This item was recommended for approval.

33 Liquor License - Genuwine Arizona

Request for a liquor license. Arizona State License 10076903.

Summary

Applicant

Emily Rieve, Agent

License Type

Series 10 - Beer and Wine Store

Location

888 N. 1st Ave., Ste. 101

Zoning Classification: DTC-Downtown Gateway ACSBO

Council District: 7

This request is for a new liquor license for a wine store and 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 package liquor sales. This business is currently under construction with plans to open in December 2017.

The sixty-day limit for processing this application was Oct. 10, 2017. However, the applicant submitted a written request for more time.

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 one hundred eighty 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 have taken all of the required Title 4 Liquor classes in order to ensure the high standards of alcohol sales are upheld. As former teachers, we are committed to upholding a high level of integrity and standards for the safety of our guests, patrons, and 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:

"As our focus is on Arizona produced wines, our goal is to educate people about Arizona wineries and other products while supporting local consumerism. Our wine bar will fill the void of retail wine sales in the Roosevelt community. We will be able to control consumption with regulated wine machines."

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 - Genuwine Arizona

Liquor License Map - Genuwine Arizona

This item was recommended for approval.

ORDINANCES, RESOLUTIONS AND NEW BUSINESS

A motion was made by Vice Mayor Pastor, seconded by Councilwoman Williams, that Items 45 through 120 be approved or adopted, except Items 75-76, 80, 86, 88 and 118-120. The motion carried by the following vote:

Yes: 9 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Valenzuela, Councilman Waring, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton

Items 45-60, Ordinance S-44007 were requests to authorize the City Controller to disburse funds up to amounts indicated for the purpose of paying vendors, contractors, claimants and others, and providing additional payment authority under certain existing city contracts. This section also requested continuing payment authority, up to amounts indicated below, for the following contracts, contract extensions and/or bids awarded. As indicated below, some items below require payment pursuant to Phoenix City Code Section 42-13.

45 Arizona Public Service Company

For \$87,104.25 in payment authority for work associated with infrastructure upgrades for the Aviation Department Phoenix Sky Harbor International Airport Terminal 3 Modernization Project AV13000002. This work includes the installation of a conduit duct bank system on Sky Harbor Blvd. east bound that connects to an existing conduit system and adds one manhole. It also extends the duct bank system from Sky Harbor Blvd. to the Airfield Operations Area to add an additional manhole and to connect into an existing manhole.

This item was adopted.

46 Arizona Public Service Company - Project AV13000002

For \$1,072,460.82 in payment authority for work associated with infrastructure upgrades for the Aviation Department Phoenix Sky Harbor

International Airport Terminal 3 Modernization Project AV13000002. This work includes the installation of five pad mount enclosure style switching cabinets, two sets of metal enclosed switchgear with supervisory control and data acquisition capability, five manholes, five switching cabinets, eight capacitors, and associated wiring.

This item was adopted.

47 Mission Create

For \$20,000.00 in payment authority to purchase veterans' entrepreneurship sponsorships with Armory Up, LLC, an affiliate organization of Mission Create, a nonprofit incubator, for the Community and Economic Development Department. Armory Up's mission is to help military veterans launch and scale startups. The sponsorships will help fund Armory Up's speaker series program focused on the unique needs of veteran entrepreneurs and provide them access to business finance experts. Funding will additionally support Armory Up's communication services, which involves programs and services focused on external business communications (i.e. marketing, graphic design, government relations and branding). Driving entrepreneurship opportunities forward is a pillar of the Economic Development strategy in the City of Phoenix. This sponsorship funding will continue to provide City support of activities focused on encouraging and accelerating veteran-owned business startups.

This item was adopted.

48 Life Technologies Corporation

For \$65,000.00 in payment authority for a new contract, entered on or about Nov. 1, 2017, for a term of five years, to provide maintenance and support services for the 7500 Real Time Polymerase Chain Reaction (PCR) system for the Phoenix Police Department Laboratory Services Bureau (LSB). The 7500 Real Time PCR system allows the LSB to monitor the amplification specified DNA in real time thus providing timely scientific analysis of biological evidence. The LSB examines biological materials containing potential DNA from a wide range of cases including but not limited to property crimes, sexual assaults, homicides, and robberies to provide unbiased information in order to provide investigative leads, identify potential suspects, and assist in court proceedings. Maintenance and support services will ensure the system is

continuously operational.

This item was adopted.

49 Federal Resources Supply Company

For \$63,661.00 in payment authority to purchase Smart Ray Vision X-Ray for the Police Department. The x-ray system is vital to the Police Department's bomb technician operation when investigating potential improvised explosive devices. This system allows the bomb technician to determine if it is a live explosive device and allows the bomb technician to formulate the best plan of action to render the device safe. This equipment is a critical part of the Phoenix Police Department's effort to provide life safety services to the public and for use on critical incidents and complicated scenes.

This item was adopted.

50 Tecan SP, Inc.

For \$30,000.00 in payment authority for a new contract, entered on or about Nov. 1, 2017, for a term of five years, to purchase Cerex THC and Clin II Columns for the Police Department. The columns are vital for the Toxicology Section to be used to create solid phase liquid extraction to analyze and test for blood and urine samples submitted for driving under the influence of drug, sexual assault and homicide cases. This equipment is a critical part of the Police Department's effort to provide life safety services to the public and for use on critical incidents and complicated scenes.

This item was adopted.

51 TransUnion Risk and Alternative Data Solutions, Inc.

For \$17,600.00 in payment authority for online subscription services for TLOxp, an investigative research database, utilized by the Homeland Defense Bureau of the Phoenix Police Department, to locate suspects, persons of interest and potential witnesses to crimes. A loss of access to this database would be detrimental as the department would be without a resource to provide threat mitigation and risk management in investigations.

This item was adopted.

52 Settlement of Claim *Marca-Jones v. City of Phoenix*

To make payment of \$120,000.00 in settlement of claim in *Marca-Jones v. City of Phoenix*, Maricopa County Superior Court, CV2014-012463, 13-0357-001 GL BI, for the Finance Department pursuant to Phoenix City Code Chapter 42.

This item was adopted.

53 Forklift Exchange, Inc., doing business as Flaska JCB

For \$10,400.00 in payment authority to purchase a Vertical Personnel Mast Lift for the Phoenix Convention Center Department. The Vertical Personnel Mast Lift will be used by staff for equipment rigging purposes, changing light bulbs and for high ledge in-house maintenance cleaning and repairs at various locations at the Phoenix Convention Center & Venues. This is a critical piece of equipment to properly maintain the multiple facilities at the Phoenix Convention Center.

This item was adopted.

54 American Society of Composers, Authors, and Publishers, doing business as ASCAP

For \$9,800.00 in payment authority to purchase an annual ASCAP license, a music licensing agreement for copyright permission to play music at community events and festivals, for the Parks and Recreation Department.

This item was adopted.

55 Adlerhorst International, LLC

For \$34,000.00 in payment authority to purchase three canines to replace three retired canines for the Police Department's Canine Unit. The canines are dual purpose dogs used in patrol and narcotics detection.

This item was adopted.

56 CNS Business Forms, Inc.

For \$15,000.00 in payment authority for a new contract, entered on or about Jan. 1, 2018, for a term of three years, for general warrant check stock for the Finance Department. This contract will be used by the Accounts Payable section to pay City bills.

This item was adopted.

57 Trellis

For \$95,000.00 in additional payment authority for Contract 141770 for Multiple Listing Services (MLS) for the Housing Department to utilize under the U.S. Department of Housing and Urban Development (HUD), Section 32 Homeownership Program. Under this program, HUD has authorized the Housing Department to sell 196 single-family homes during the next three years. The Housing Department uses the MLS Services under this contract to list those houses for sale. This is funded with federal funds and no general funds are impacted.

This item was adopted.

58 International Code Council, Inc.

Request for \$45,000.00 in payment authority to purchase International Code Council reference materials and related training for the Planning and Development Department. The Planning and Development Department review and adopt new construction codes to ensure development standards are up to date and reflect current trends, safety advances, new materials, and accessibility requirements. Materials will be furnished to new employees and will also be used to review the 2018 International Codes adoption with Phoenix amendments.

This item was adopted.

59 Camden Incorporated, doing business as Camden Construction

For \$12,000.00 in payment authority to purchase phase change material (PCM) for a six-month pilot program at Fire Battalion #5 located at 230 E. Roeser Road, for the Public Works Department. PCM is a thermal mass product that intercepts and absorbs heat energy and releases energy as the heat source is removed. Approximately 1,960 square feet of thermal mass product will be placed in the drop ceiling covering 70% of the 2,800 square foot facility. Public Works staff will monitor utilization levels monthly for energy consumption and conservation.

This item was adopted.

60 Salt River Valley Water Users' Association

For \$625,000.00 in additional payment authority for Contract 59580 for transporting water delivered by the Salt River Valley Water Users' Association (SRVWUA) for the Water Services Department. The SRVWUA is charging a one-time fee requiring the City of Phoenix to utilize credits to transport water through the Salt River Project (SRP)

system.

This item was adopted.

61 Grant of Easement to Salt River Project Across City-owned Property Located at 3015 N. 52nd St. (Ordinance S-44014)

Request authorization for the City Manager, or designee, to grant a power distribution easement to Salt River Project (SRP) across City-owned property located at 3015 N. 52nd St., for consideration of one dollar and/or other valuable consideration.

Summary

The easement is approximately 282 square feet, and is required for installation of a 2,000-amp electrical service and the removal of overhead lines. Existing electrical service at the Water Service Department's 52nd Street service yard is overloaded because the service is connected to water booster pumps and the service yard. The purpose of this project is to separate electrical services to the booster pumps and the yard.

Location

3015 N. 52nd St., identified by assessor parcel number 128-24-082. The property, located at the northeast corner of 52nd Street and Thomas Road, is also referenced as 5204 E. Thomas Road
Council District: 6

This item was adopted.

62 Purchase Signage Controller Upgrade from Daktronics Inc. - RFA 18-045 (Ordinance S-44019)

Request to authorize the City Manager, or his designee, to enter into a contract with Daktronics Inc., to purchase a signage controller upgrade, and to enter into a service agreement for parts, repair and maintenance of current Daktronics exterior digital marquees located at the Phoenix Convention Center, Symphony Hall and the Herberger Theater. Further request authorization for the City Controller to disburse all funds related to this item not to exceed \$129,000.

Summary

The Phoenix Convention Center Department currently has 17 Daktronics exterior digital signs and marquees located at the Phoenix Convention Center, Symphony Hall and the Herberger Theater. These signs display information about upcoming and ongoing meetings, conventions,

performances, sponsor advertisements, ticketing and parking information. These signs are also utilized for wayfinding purposes and general messaging to attendees.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as the result of a Determination Memo citing that Daktronics Inc., is the sole provider for the proprietary equipment and associated services. The Deputy Finance Director recommends the contract with Daktronics Inc., be accepted.

Contract Term

The one-year contract term shall begin on or about Nov. 1, 2017. Provisions of the contract include two one-year options to extend the term up to three years, which may be exercised by the City Manager or his designee.

Financial Impact

The aggregate contract value including all option years will not exceed \$129,000. Funds are available in the Phoenix Convention Center Department's Operating and Capital Improvement Program budget.

Location

Phoenix Convention Center, 100 N. Third St.
Council District: 7

This item was adopted.

63 Approval of Contract for Legal, Classified and Web-Based Recruitment Advertising (Ordinance S-44023)

Request to authorize the City Manager, or his designee, to access the State of Arizona Cooperative Solicitation ADSPO 17-178010 and enter into a contract with Jobing.com, LLC. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed \$17,500 (including applicable taxes), with an estimated annual expenditure of \$3,500.

Summary

This contract will allow the Human Resources (HR) Department Talent Acquisition Division to utilize web-based (online) recruitment advertising

services by purchasing up to 100 online ads per month for City of Phoenix jobs. This contract will compliment other human resources recruitment and advertising efforts, such as posting ads on trade-specific professional websites and university career webpages, utilizing social media such as Twitter and LinkedIn, and outreach at various job fairs.

Procurement Information

In accordance with Administrative Regulation 3.10, a participating agreement is required when the City uses a cooperative agreement from another public agency. The State of Arizona solicitation covers recruitment advertising services and was awarded on July 27, 2017. The contract was awarded through a competitive process consistent with the City's procurement processes, as set forth in the Phoenix City Code, Chapter 43. Utilization of cooperative agreements allows the City to benefit from national government pricing and volume discounts. This contract will replace a separate advertising source for recruitments; and, under this contract HR will pay \$3,500 per calendar year instead of a "per placement" advertising fee. Staff expects these changes will provide annual savings on recruitment advertising costs.

Contract Term

The five-year contract term shall begin on or about Nov. 1, 2017.

Financial Impact

The aggregate contract value will not exceed \$17,500 (including applicable taxes), with an estimated annual expenditure of \$3,500. Funds are available in the Human Resources Department's budget.

This item was adopted.

64 Acceptance and Dedication of Easements for Sidewalk and Drainage Purposes (Ordinance S-44024)

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

Summary

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

Easement (a)

Applicant: United Services Automobile Association, its successor and assigns

Purpose: Drainage

Location: Norterra Parkway and White Thorn Boulevard

File: FN170078

Council District: 1

Easement (b)

Applicant: US Relp Norterra East I, LLC, its successor and assigns

Purpose: Drainage

Location: Norterra Parkway and White Thorn Boulevard

File: FN170078

Council District: 1

Easement (c)

Applicant: United Services Automobile Association, its successor and assigns

Purpose: Sidewalk

Location: 25701 N. Norterra Parkway

File: FN170077

Council District: 1

Easement (d)

Applicant: Andre E. Ethier and Maggie Mae Ethier, its successor and assigns

Purpose: Drainage

Location: 4515 N. Royal Palm Circle

File: FN170091

Council District: 6

Easement (e)

Applicant: Ryan Macban and Molly Macban, its successor and assigns

Purpose: Drainage

Location: 4517 N. Royal Palm Circle

File: FN170090

Council District: 6

Easement (f)

Applicant: Amazon.com.azdc, LLC, its successor and assigns

Purpose: Drainage

Location: 7035 W. Buckeye Road

File: FN170088

Council District: 7

This item was adopted.

65 Acceptance of Easements for Public Utility Purposes (Ordinance S-44025)

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

Summary

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

Easement (a)

Applicant: United Services Automobile Association, its successor and assigns

Purpose: Public Utilities

Location: Norterra Parkway and White Thorn Boulevard

File: FN170078

Council District: 1

Easement (b)

Applicant: US Relp Norterra East I, LLC, its successor and assigns

Purpose: Public Utilities

Location: Norterra Parkway and White Thorn Boulevard

File: FN170078

Council District: 1

This item was adopted.

66 Pan-Tilt Zoom Cameras - Requirements Contract - IFB 18-023 (Ordinance S-44027)

Request to authorize the City Manager, or his designee, to enter into a contract with Electronic Security Concepts, LLC to purchase pan-tilt

zoom cameras for the Street Transportation Department. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value will not exceed \$1.5 million with an estimated annual expenditure of \$300,000.

Summary

This contract will provide traffic cameras which give the Traffic Management Center the ability to monitor traffic conditions along city streets in real-time and to make adjustments to signal parameters to aid in improving traffic flows.

Procurement Information

Invitation for Bid (IFB) 18-023 was conducted in accordance with Administrative Regulation 3.10. There were six offers received by the Procurement Division on Sept. 8, 2017. One offer was deemed non-responsive for failing to meet all products specifications. Following are the three lowest-priced offers received.

Electronic Security Concepts, LLC: \$274,721.70

APL Access & Security Inc.: \$300,563.60

L4 Technologies, LLC: \$328,016.70

The Deputy Finance Director recommends that the offer from Electronic Security Concepts, LLC be accepted as the lowest priced, responsive and responsible offer.

Contract Term

The five-year contract term will begin on or about Dec. 1, 2017.

Financial Impact

The aggregate contract value will not exceed \$1.5 million with an estimated annual expenditure of \$300,000. Funds are available in the Street Transportation Department's Budget.

This item was adopted.

67 Grant Easement on City-Owned Property Located Within Laveen Area Conveyance Channel to Laveen Baseline, LLC (Ordinance S-44036)

Request to authorize the City Manager, or his designee, to grant an

easement to Laveen Baseline, LLC, its successors and assigns, across City-owned property located within the Laveen Area Conveyance Channel (LACC) between 59th Avenue and 63rd Avenue.

Summary

As a requirement of City Contract 99116 for Laveen Commons, the City agreed to abandon the former 59th Avenue right-of-way and bridge structure across the LACC, south of Baseline Road to the new alignment of 59th Avenue, after completion and dedication of the new 59th Avenue right-of-way. A stipulation of the abandonment requires a license or easement within the LACC to take over the abandoned bridge structure. The easement consists of approximately 12 acres, and is for use, operation, repair and maintenance of the abandoned bridge structure.

Location

Laveen Area Conveyance Channel, between 59th Avenue and 63rd Avenue, identified by assessor parcel numbers 300-02-001S (portion) and 300-02-017M.

Council District: 7, 8

Concurrence/Previous Council Action

Ordinance S-28444, passed on Aug. 29, 2001, approved City Contract 99116. Resolution 21568, passed on Sept. 20, 2017, approved abandonment of the former 59th Avenue right-of-way and bridge structure.

This item was adopted.

68 Contract with Qwest Corp. dba CenturyLink for Analog Private Line Services (Ordinance S-44022)

Request the City Manager, or his designee, to enter into a five-year contract with Qwest Corporation, doing business as CenturyLink QC (CenturyLink), for analog private line services in an amount not to exceed \$6 million over five years. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The City uses analog private line services for low speed data communications and controlled voice circuits to support process control networks for several critical systems, such as traffic signals, water lift stations, alarm services, and the telephone system. Private line services

have been used by the City for many years and are essential to the continued operations of these critical systems. The City previously purchased these services through the State of Arizona's telecommunications contract for these and other telecommunications needs. However, legacy systems such as these were not included in the most recent State of Arizona contract, compelling the City to negotiate with CenturyLink to continue to purchase these services at a cost less than the tariff rate.

Procurement Information

The City originally procured these services under a State of Arizona cooperative contract. The new State of Arizona contract with CenturyLink does not include these services. A sole source determination was approved to enter into a contract for these services, as CenturyLink is the only company in the Phoenix area that can provide these lines for the types of applications the City uses. The City negotiated with CenturyLink for a price significantly less than the tariff rate.

Contract Term

The contract is for five years, beginning on or about Nov. 1, 2017, and ending on or about Oct. 31, 2022.

Financial Impact

The estimated annual expenditure is \$1.2 million, for a total five-year cost not to exceed \$6 million.

This item was adopted.

69 Request for City Council to Meet in Executive Session on November 14, 2017 at 1 p.m.

Request authorization for the City Council to meet in Executive Session pursuant to Arizona Revised Statutes, Section 38-431.02.A, on Tuesday, Nov. 14, 2017 at 1 p.m. in the East Conference Room, 12th Floor of Phoenix City Hall, 200 W. Washington St., Phoenix, Arizona.

Public Outreach

The Notice and Agenda for the Nov. 14, 2017 Executive Session will be posted no later than 1 p.m. on Nov. 13, 2017.

This item was approved.

70 Owner Representative for Energy Performance Contracts with JOC Vendors - Contract Recommendation (Ordinance S-44026)

Request to authorize the City Manager, or his designee, to enter into a contract with Celtic Energy to provide third-party consulting and act as Owner's Representative for Energy Performance Contracts with Job Order Contract (JOC) vendors. Further request authorization for the City Controller to disburse all funds related to this item. The aggregate contract value including all option years will not exceed \$180,000 (including applicable taxes) with an estimated annual expenditure of \$45,000.

Summary

The City recently selected five Energy Service Companies (ESCOs) under the Job Order Contracting program to install energy efficiency measures on a large number of City facilities, totaling approximately 11.5 million square feet of space. Owner's Representative will act as Project Facilitator, working with all ESCOs to achieve the City's energy reduction goal of 20 percent by 2020 following all phasing with complete oversight requirements as mandated by U.S. Department of Energy Energy Services Performance Contracts (ESCO review, project development, project implementation and construction, post-completion performance/first year and subsequent Measurement and Verification (M&V) reviews.)

Procurement Information

Request for Information 18-PWD-033 was issued in accordance with Administrative Regulation 3.10 to identify qualified vendors in the marketplace to fulfill this unique role. The recommended vendor was the only respondent submitting qualifications and references that fully met the City's requirements. As a result, and also in accordance with Administrative Regulation 3.10, normal competition was waived as a result of a Determination Memo citing that there is only one source for the necessary goods and services.

Contract Term

The initial one year contract term shall begin on or about Nov. 1, 2017, and end on Oct. 31, 2018, followed by three one-year options.

Financial Impact

The aggregate contract value including all option years will not exceed \$180,000 (including applicable taxes) with an estimated annual expenditure of \$45,000. Funds are available in the Public Works Department's budget.

This item was adopted.

71 Processing of Residential Energy Incentives Through Electric League of Arizona (Ordinance S-44029)

Request to authorize the City Manager, or his designee, to enter into a contract with Electric League of Arizona (ELA) to process incentive payments to homeowners in Phoenix that qualify for energy audits through APS and SRP programs. Further request authorization for the City Controller to disburse all funds related to this item over the life of the contract in an amount not to exceed \$99,000.

Summary

The City of Phoenix received approval from the U.S. Department of Energy to re-appropriate approximately \$500,000 allocated to the Energize Phoenix Program to four new residential energy activities. One of the approved activities is for the City to cover the \$99 cost for home energy audits for qualifying homeowners in Phoenix in conjunction with the APS and SRP incentives programs. ELA will manage both the utility and City incentive payments.

Procurement Information

In accordance with Administrative Regulation 3.10, normal competition was waived as a result of a Determination Memo citing that there is an unusual nature of the goods or services that require a specific vendor.

Contract Term

The contract term shall begin on or about Nov. 1, 2017, and will expire on Dec. 31, 2018, with one option to extend the contract by an additional one year.

Financial Impact

The aggregate contract value will not exceed \$99,000. Funds are available in Public Works Department's budget.

This item was adopted.

72 2017-18 HOME Investment Partnerships Program Call for Interest and Project-Based Vouchers

This report requests City Council approval of the Housing Department's Affordable Housing Loan Program (AHLP) Community Priorities, its Call for Interest (CFI) process for the 2017-2018 HOME Investment Partnerships (HOME) Program competitive funding round, and its Underwriting Guidelines. Additionally, information is provided regarding a Request for Proposals (RFP) timeline and evaluation criteria for Project-Based Veterans Affairs Supportive Housing (VASH) Vouchers and Section 8 Housing Choice Vouchers (HCV).

Summary**Project-Based VASH Vouchers and Section 8 HCVs**

In June 2017, City Council authorized the issuance of an RFP to create supportive housing utilizing up to 100 U.S. Department of Housing and Urban Development (HUD) project-based VASH vouchers, and up to 50 project-based Section 8 HCVs with the timing to coincide with the Housing Department's annual HOME CFI.

AHLP Community Priorities and 2017-2018 HOME Program CFI

On Nov. 2, 2016, City Council approved the AHLP's Community Priorities (Priorities) and Underwriting Guidelines that allow the City to be proactive in communicating housing needs to developers of affordable and/or special needs housing. The Housing Department recommends continuing with these Priorities for the 2017-2018 CFI.

- 1) Acquisition, rehabilitation, and/or new construction of properties that focus on homeless or special needs populations (such as veterans, persons with disabilities, and victims of domestic violence), and that provide appropriate services to assist and sustain these populations.
- 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.
- 3) Rehabilitation of existing affordable properties, owned by non-profit developers and currently or previously funded using federal funds.

The Housing Department will require applicants have at least one community meeting about their proposed project, and submit documentation in their application to include the agenda(s), list(s) of attendees and meeting minutes.

The total allocation available for the 2017-2018 CFI is approximately \$2.2 million in HOME funding, of which \$620,000 must be awarded to CHDOs. The remaining funds will allow for approximately two to three affordable housing project awards with a maximum award of \$1 million.

Procurement Information

The project-based vouchers (PBV) RFP and proposed CFI, which will be issued concurrently, will be available through the City's website in early November 2017. A selection committee will be convened to review and prioritize proposed projects for the 1) PBV RFP and 2) the CFI-identified Priorities, based on the criteria below. The committee will be made up of representatives from City departments and community partners with housing development expertise who are not competing for the funding. Formal recommendation for the PBV RFP and CFI award(s) will be presented to the Sustainability, Housing, Efficiency and Neighborhoods Subcommittee and the City Council for approval.

Evaluation criteria for selection will include the following:

Developer Experience - Capacity and prior experience of the organization, its staff members and consultants experience in planning and completing projects similar to the proposed project; compliance in meeting the terms of existing City loan agreements; property management experience of those who will manage the proposed property, including compliance with federally-subsidized units.

Project Merit/Approach - Soundness of concept and ability to partner with agencies that can deliver support services in a long-term manner; project need and relevant services for the special housing/population proposed; sustainability as demonstrated in energy-efficient design, location near or in major transportation and/or employment hubs, and proximity to amenities; construction and design; project readiness and timeline; supportive services plan with firm partner commitments and

experience.

Financial Feasibility - Includes a development financing plan; funding commitments; mitigation of identified risks; leverage of City funds.

Concurrence/Previous Council Action

On June 28, 2017, City Council authorized the issuance of an RFP for up to 100 project-based VASH and up to 50 project-based Section 8 HCV vouchers. This item was heard at the Sustainability, Housing, Efficiency and Neighborhoods Subcommittee on Oct. 17, 2017, and approval was recommended by a vote of 3-0.

Financial Impact

There is no impact to the General Fund. HOME, VASH and Section 8 HCVs are federally-funded programs.

This item was approved.

73 Yardi Systems Software Maintenance and Support for Public Housing and Section 8 Programs (Ordinance S-44021)

Request to authorize the City Manager, or his designee, to enter into a five-year agreement with Yardi Systems, Inc. (Yardi), to provide software maintenance and support for the VisualHOMES software application utilized by the Housing Department. Further request authorization for the City Controller to disburse funds related to this item over the life of the contract. The aggregate contract value shall not exceed \$650,000 with estimated annual expenditures of \$130,000, which will be paid for by the Department of Housing and Urban Development (HUD).

Summary

VisualHOMES software is a proprietary program created by Yardi that is used by many Public Housing Authorities throughout the country, including the Housing Department. In 2008 and 2009, the Housing Department implemented the VisualHOMES system application at a cost of almost \$1 million to replace a previously utilized system that was not current with business needs or compliant with U.S. Department of Housing and Urban Development (HUD) regulations and policies. The Housing Department relies heavily on VisualHOMES software to manage its Public Housing and Section 8 programs, provide customer services, and comply with HUD regulatory and policy requirements.

The current contract for VisualHOMES software maintenance expires on Oct. 31, 2017. The Housing Department recommends continuing use of VisualHOMES as the Department does not have the funding, resources, or necessary timeline to move to another system.

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

Procurement Information

In accordance with Administrative Regulation 3.10, competition was waived as a result of the "Special Circumstances Without Competition" Determination justifying the use of Yardi, who is the proprietary vendor. The Finance and Law departments have reviewed and approved this recommendation.

Contract Term

The initial term of this contract will be for two years, from Nov. 1, 2017 to Oct. 31, 2019. The Housing Department will have the option to extend the term up to three, one-year year extensions for a maximum contract term of five years.

Financial Impact

There is no impact to the General Fund. Funding is provided by HUD. The aggregate contract value shall not exceed \$650,000 with estimated annual expenditures of \$130,000.

This item was adopted.

74 Authorization to Amend Contract with UMOM New Day Centers, Inc. (Ordinance S-44028)

Request to authorize the City Manager, or his designee, to amend Contract 145546 with UMOM New Day Centers, Inc. to add \$75,000 per year for emergency shelter services for families with children and single women experiencing homelessness. The amended annual expenditure will be approximately \$1,175,000, with an aggregate amount not to exceed \$8,225,000 over the life of the contract. Further request authorization for the City Controller to disburse all funds related to this item for the life of the contract.

Summary

In July 2017, the Human Services Department (HSD) executed a contract with UMOM New Day Centers as a result of a competitive process to serve 16 families with children and 130 single women experiencing homelessness each night at shelter facilities owned and operated by the contractor. These services had previously been provided by a contractor at the City-owned Watkins facility. The purpose of the change was to improve services and relieve the City of the costly repairs and maintenance for the Watkins building. UMOM New Day Centers was the only bidder for the contract and requested \$150,000 more funding than was available at the time.

The Watkins facility was closed in July 2017 following the transfer of services to UMOM New Day Centers facilities. With this closure, the City has realized cost savings and proposes to increase the UMOM contract now that additional funding has been identified.

Contract Term

The term of the contract is seven years, which began on July 1, 2017, and will end on June 30, 2024.

Financial Impact

General funds to support this increase are available in the Human Services Department budget.

Concurrence/Previous Council Action

City Council approved Contract 145546 on May 10, 2017 with Ordinance S-43482.

This item was adopted.

77 Authorization to Issue Request for Proposals for Lease and Redevelopment of Closed Del Rio Landfill Site at 12th Street, north of Elwood Street

Request authorization for the City Manager, or his designee, to issue a Request for Proposals (RFP) for the lease and redevelopment of City-owned property located at 12th Street, north of Elwood Street, and authorization to begin negotiations with the recommended proposer. The recommended proposal and business terms will be brought to the

Downtown, Aviation, Economy, and Innovation Subcommittee for review and recommendation, and then to the full City Council for consideration.

Summary

The estimated 156-acre, City-owned property, is bounded on the north by the Rio Salado Habitat Restoration Project. Approximately 103 acres of the site were used for municipal solid waste landfill operations. The 156 acres includes a former recreational park that consisted of approximately 20 acres and was not previously used as a landfill. The landfill was closed in 1981.

The site is part of the Rio Salado Beyond the Banks Area Plan and the Del Rio Area Brownfields Plan, which were created with community involvement.

The intent is to seek proposals that include commercial development that complements and enhances surrounding neighborhoods through employment opportunities, public open space and recreational amenities. Proposal submittals will need to include detailed information including investment and construction costs, operating pro forma, financing details and project schedules. Compatibility with the Rio Salado Beyond the Banks Area Plan, the Rio Salado Habitat Restoration Project, the Del Rio Area Brownfields Plan and Del Rio Parks Master Plan will also be required to be demonstrated in proposed projects.

Additional proposer requirements include:

demonstrate experience successfully completing at least one brownfield development within the last five years,
include and demonstrate funding for the Rio Salado Scenic Drive through the site, and
include and demonstrate funding for recreational components for public use.

The RFP will include standard terms, conditions and other necessary requirements, and will include the following evaluation criteria (total points possible 1,000):

1. Concept to Activate the Site (0-350)
2. Return to the City (0-250)

3. Business Plan (0-200)
4. Proposer's Qualifications and Experience (0-200)

Procurement Information

If authorized, the RFP is expected to be issued in late 2017. Responsive proposals will be evaluated by a diverse panel including City staff and community representatives. The recommended proposal and business terms will be brought to the Downtown, Aviation, Economy, and Innovation Subcommittee for review and recommendation, and then to the full City Council for consideration.

Concurrence/Previous Council Action

This item was presented for information and discussion at the Parks and Recreation Board on Sept. 28, 2017. This item was heard at the Downtown, Aviation, Economy and Innovation Subcommittee on Oct. 4, 2017, and recommended by a vote of 3-0.

Public Outreach

Staff has collaborated with and presented to the Del Rio Advisory Group.

Location

City-owned property located at 12th Street, north of Elwood Street.
Council District: 8

This item was approved.

78 Authorization to Issue a Request For Proposals for the Sale and Redevelopment of City-Owned Parcel at 30 N. 1st St.

Request authorization to issue a Request for Proposals (RFP) for the sale and development of a City-owned parcel located at 30 N. 1st St., on the southeast corner of Central Avenue and Adams Street in downtown Phoenix, for an urban, infill development project, and further request authorization to begin negotiations with the successful proposer.

Summary

The City owns Assessor Parcel Number (APN) 112-28-131 containing approximately 26,000 square feet (about 0.59 acres) of land at 30 N. 1st St. (Site). City Council authorized the acquisition of this entire block in 1983 for redevelopment purposes. In 1999, the City and Ryan Companies U.S. Inc., entered into a development agreement and

subsequent lease that facilitated the development of the Phelps Dodge Tower, now known as One North Central, and was the home to the Freeport McMoRan company headquarters. After completion of the tower, the remaining block, except the historic Hanny's building, was paved as a parking lot. Due to increased market interest and development in the downtown area, staff is seeking authorization to sell this parcel for new development in downtown.

While the Site has provided approximately 30 public parking spaces in the heart of Downtown for many years, the prominent location at the corner of Adams Street and Central Avenue, the recent construction of a portion of the Adams Street Activation plan and its proximity to light rail and the Phoenix Convention Center, staff believes that this RFP will find significant development interest. The Site does have several development constraints which will need to be resolved including: an APS Utility No Build Easement; a non-exclusive Driveway Easement; and a Service Area/Utility Easement; however, recent development interest and increased land values may assist in creative solutions to these items.

Proposers will be required to provide detailed information including investment and construction costs, operating pro-forma, financing details and project schedules. The RFP will seek a proposal that reflects:

Urban infill development.

Innovative design with functional and appropriate transitions to adjacent buildings.

Enhanced pedestrian-oriented amenities promoting walkability.

Transit Oriented Development concepts.

Implements the Adams Street Activation Plan concepts.

The site was appraised at \$2,730,000 in August 2017, which will be listed as the minimum purchase price in the RFP. Proposals will be evaluated by a panel that includes City staff, development and community representatives. The evaluation criteria will be:

1. Concept to Activate the Site (0-375 points).
2. Public Benefit and Financial Return to the City (0-325 points).
3. Proposer's Qualifications & Experience (0-300 points).

Staff plans to issue this RFP in late 2017. Staff will negotiate business terms with the recommended proposer. The recommended proposal and business terms will be brought to the Downtown, Aviation, Economy and Innovation Subcommittee for review and recommendation.

Concurrence/Previous Council Action

This item was heard by the Downtown, Aviation, Economy and Innovation Subcommittee on Oct. 4, 2017 and approval was recommended by a vote of 3-0.

Public Outreach

Staff presented to the Downtown Voices Coalition, provided information to the Downtown Neighborhood Association, and met with adjacent property owners and property managers to seek their input.

Location

30 N. 1st St.

Council District: 7

This item was approved.

79 Request to Amend City Contract 140687 with Phoenix Ballpark Residences, LLC (Ordinance S-44031)

Request to authorize the City Manager, or his designee, to amend City Contract 140687 as amended, Disposition and Redevelopment Agreement (DRA), with Phoenix Ballpark Residences, LLC (Developer) to modify the completion of construction date for the Phoenix Ballpark Residences redevelopment project to May 15, 2020. The General Fund is not impacted by this action.

Summary

Phoenix Ballpark Residences is an infill redevelopment project located in the warehouse district in downtown Phoenix. The project will adaptively re-use two historic buildings (Arvizu's El Fresnal Grocery Store and Gerardo's Building) while adding approximately 276 residential rental units and 385 structured parking spaces, with an estimated capital investment of \$43 million.

The City and Developer entered into the DRA on June 16, 2015, which

included typical performance benchmarks such as commencement of construction and completion of construction. In December 2015, the Developer met the conditions for commencement of construction which included acquiring permits to begin the demolition and relocation of utilities. Over the past two years, many unforeseen circumstances have arisen that have slowed progress and contributed to delays in the project schedule including unavoidable development team changes, complete redesign and coordination of private utilities, infrastructure design changes and other challenges. The Phoenix Ballpark Residences, LLC team is committed to building this project and is seeking approval of a 30-month extension to complete construction.

This amendment will modify Section 301.3 of the DRA to change the completion of construction benchmark from 24 months to a new completion of construction date of May 15, 2020.

All other terms and conditions of the DRA will remain unchanged.

Contract Term

The DRA was executed on June 16, 2015 and the request will provide an additional 30 months to complete construction. Upon completion of construction, the parties will enter into a 20-year lease. This action will not change the term of the lease.

Financial Impact

The General Fund is not impacted by this action.

Concurrence/Previous Council Action

This contract was authorized through Ordinance S-41345 on Dec. 17, 2014 by a 7-2 vote.

Location

The project includes several parcels within the Warehouse District and on the north and south sides of Buchanan Street, bounded by 3rd and 4th streets.

Council District: 8

This item was adopted.

**81 Resolution to Participate In and Support Bid to Host 2023-2026
NCAA Men's Basketball Final Four Tournament (Resolution 21589)**

Request to authorize a resolution to express support for, and authorize the City's participation in, the region's bid to host the NCAA Division I Men's Basketball Final Four Tournament in one of the years from 2023 to 2026.

Summary

The National Collegiate Athletic Association (NCAA) has requested a declaration of support from the City of Phoenix in the 2023-2026 NCAA Men's Basketball Final Four bid. This resolution will express the City's support for the bid through the commitment of general government services (including: citywide operations liaison; ambush marketing protections; permitting assistance; public safety support/emergency preparedness; aviation arrival/departure cooperation; and provision of Fan Fest, Music Festival, Salute Presentation, Youth Dribble and NABC Convention venues).

The national semifinal and championship games would be played at the University of Phoenix Stadium in Glendale, Arizona. Major fan-related events, lodging and meeting activities associated with the tournament would be held in Phoenix. The tournament is held annually, and this bid is to hold the tournament in one of the years spanning 2023 to 2026.

In conjunction with the Phoenix Local Organizing Committee and Arizona State University (Host Institution), Phoenix successfully hosted Final Four ancillary and community events in 2017. The 2017 Phoenix Final Four was the first to be held in the West in 22 years and was the second highest attended in Final Four history. Fan Fest activities at the Phoenix Convention Center attracted more than 50,000 people; 135,000 attended the March Madness Music Festival at Margaret T. Hance Park; and 6,000 participated in the Final Four Dribble at Heritage & Science Park. The Final Four games were watched by nearly 23 million viewers in 176 countries, with 2,200 media members in town to cover the games and related events.

This item was adopted.

**82 Contract with Sonora Quest Laboratories for Medical Laboratory
Testing Services (Ordinance S-44015)**

Request authorization for the City Manager, or his designee, to enter into a contract with Sonora Quest Laboratories for medical laboratory testing services for the Fire Department Health Center for \$681,255 over a five-year period. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Fire Department provides approximately 4,000 annual firefighter physical examinations for multiple fire departments throughout the Valley. Blood and urine samples are routinely taken during these examinations. This contract is for the testing of the blood and urine samples. The Fire Department will be reimbursed for all associated costs by participating jurisdictions for services provided to that jurisdiction.

Procurement Information

An Invitation for Bid, IFB 17-F04 Medical Laboratory Testing Services - Requirements Contract, was conducted in accordance with Administrative Regulation 3.10. One offer was received on Sept. 19, 2017.

Sonora Quest Laboratories \$681,255.00

It is recommended by the Procurement Officer that the bid from Sonora Quest Laboratories be accepted as the lowest, responsive and responsible bidder, based on estimated quantities.

Contract Term

This request is to contract with Sonora Quest Laboratories for a maximum of five years, with the initial two-year term of the contract from approximately Dec. 1, 2017 through Nov. 30, 2019. In addition, there are three, one-year options which could extend the contract through Nov. 30, 2022, if in the best interest of the City.

Financial Impact

The aggregate five-year cost shall not exceed \$681,255. Funds for this contract are included in the Fire Department's operating budget. Annual expenditures are estimated to be \$136,251.

Location

Phoenix Fire Department Health Center, 150 S. 12th St.

Council District: 8

This item was adopted.

**83 Accept and Disburse Funds from Federal Emergency
Management Agency for AZ-TF1 Urban Search & Rescue Efforts
Associated with Hurricanes Harvey and Irma (Ordinance S-44020)**

Request authorization for the City Manager, or his designee, to accept emergency funds totaling \$3,061,600 from the Federal Emergency Management Agency (FEMA) for Arizona Task Force One (AZ-TF1) Urban Search & Rescue (US&R) efforts associated with their deployment to Hurricanes Harvey and Irma. Further request to accept additional monies that may become available from FEMA for these efforts.

Authorization is also requested for the City Controller to disburse all associated funds.

Summary

FEMA was established in 1991 to respond to national disasters. In 1992, FEMA selected the Phoenix Fire Department to participate as one of the seven initial task force response teams by establishing AZ-TF1. The City of Phoenix Fire Department is the sponsoring agency for AZ-TF1, one of 28 FEMA National US&R Response System task forces. AZ-TF1 has rapidly deployed skilled personnel and state-of-the-art equipment to sites of natural disasters, terrorist attacks, and building collapses such as Oklahoma City, 9/11, Hurricanes Rita, Ike, and Gustav. In addition to search and rescue, task force members provide immediate medical treatment to survivors, and hazardous materials (HazMat) monitoring and stabilization capabilities. Each US&R task force is deployable 24 hours a day/seven days per week, and is required to maintain a condition of continued preparedness and operational readiness.

On Aug. 26, 2017, 80 members of the AZ-TF1 received activation orders from FEMA to deploy to Houston, Texas to conduct search and rescue efforts after Hurricane Harvey. The team initially included 72 Phoenix firefighters, three Phoenix police officers, and five civilian support staff. AZ-TF1 is equipped with semi-trucks, logistical/rescue equipment, structural collapse/water rescue gear, boat trailers, and boats/motors, and generators and fuel. Personnel included highly trained specialists in

structural collapse, medical response, water rescue, high angle rescue, canine search and rescue, and hazardous materials experts. The deployment was extended after Hurricane Irma made landfall in Florida on Sept. 9, 2017.

Financial Impact

This request is to accept and disburse emergency funds from FEMA for reimbursement to the City of Phoenix for costs associated with AZ-TF1's deployment to Hurricanes Harvey and Irma.

FEMA funds for Hurricane Harvey: \$1,561,600

FEMA funds for Hurricane Irma: \$1,500,000

TOTAL: \$3,061,600

Location

Out of City.

This item was adopted.

84 Authorization to Enter into an Agreement with Arizona State University in Support of Research for the Intellectual Property Theft Enforcement Grant (Ordinance S-44032)

Request authorization for the City Manager, or his designee, to authorize the Police Department to enter into an agreement with the Arizona Board of Regents on behalf of Arizona State University (ASU), that will act as a research partner in support of the Bureau of Justice Assistance (BJA), Intellectual Property Theft Enforcement grant in the amount of \$9,956.00. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

The Police Department was awarded \$253,129 from the BJA through the 2014 Intellectual Property Theft Enforcement grant. The grant and disbursement of grant funds was approved by City Council on Oct. 28, 2015, under Ordinance S-42111. The grant requires the Police Department to work with a research partner to analyze data and produce project-related reports regarding the grant project. The Police Department has partnered with ASU on similar projects in the past. This agreement will reimburse ASU \$9,956, to analyze grant related data on the impact of Intellectual Property Theft on the economy.

Contract Term

One year from Oct. 1, 2017 through Sept. 30, 2018.

Financial Impact

The Intellectual Property Theft Enforcement grant provides \$9,956 in funding to reimburse ASU as the grant research partner.

Concurrence/Previous Council Action

This item was unanimously approved by the Public Safety and Veterans Subcommittee on Oct. 11, 2017.

This item was adopted.

85 Authorization to Enter into Agreements with Organized Crime Drug Enforcement Task Force for Reimbursements for Police Services (Ordinance S-44033)

Request authorization for the City Manager, or his designee, to authorize the Police Department to enter into agreements with the Organized Crime Drug Enforcement Task Force (OCDETF) to accept funds not to exceed \$300,000 in reimbursement for police services. Further request authorization for the City Treasurer to accept, and for the City Controller to disburse, all funds related to this item.

Summary

The Police Department has continually participated in these multi-jurisdictional task forces in an effort to enhance and further facilitate long-term sustainable drug enforcement investigations. The task forces conduct complex narcotics distribution enterprise investigations in the Phoenix area and around the state in an effort to eradicate the illegal activity. Since the investigations are seldom restricted to the Phoenix city limits, investigations involve multi-national organizations such as the Federal Bureau of Investigation, the Drug Enforcement Administration, the Maricopa County Sheriff's Office, the Maricopa County Attorney's Office and the United States Attorney's Office. Through the implementation of individual case agreements with OCDETF, the City will be reimbursed for police overtime related to the specific investigations. Reimbursement does not cover the cost of related fringe benefits.

Contract Term

One year from Oct. 1, 2017 through Sept. 30, 2018.

Financial Impact

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

Concurrence/Previous Council Action

This item was unanimously approved by the Public Safety and Veterans Subcommittee on Oct. 11, 2017.

This item was adopted.

87 Fire Life/Safety and Security Parts - AVN IFB 17-030 (Ordinance S-44013)

Request to authorize the City Manager, or his designee, to enter into contracts with Electronic Security Concepts, LLC, Southwest Integrated Solutions, Inc., and Honeywell International, Inc., to provide fire life/safety and security parts on an as-needed basis at Phoenix Sky Harbor International, Deer Valley, and Goodyear Airports (Airports). Further request authorization for the City Controller to disburse all necessary funds. The Aviation Department is requesting a total aggregate of \$300,000 for the life of the contracts including all applicable tax.

Summary

This contract is for the supply of security systems working efficiently for the safety and security of its passengers and employees.

Procurement Information

Solicitation AVN IFB 17-030 was conducted in accordance with Administrative Regulation 3.10. This solicitation was split into three groups:

Group 1 - General Fire Alarm System Parts

Group 2 - Edwards Fire Alarm System Parts

Group 3 - Honeywell Systems Parts (Proprietary)

Four offers were received on Aug. 15, 2017, and one offer was deemed non-responsive. The offers were evaluated based on price, responsiveness, term and conditions, and responsibility to provide the required parts. The following vendors were deemed the responsive and responsible bidders for each group:

Group 1 - Electronic Security Concepts, LLC
Group 2 - Southwest Integrated Solutions, Inc.
Group 3 - Honeywell International, Inc.

Contract Term

The initial term of the contract is three years commencing on or about Dec. 1, 2017, with two one-year options to extend the term at the discretion of the City Manager or his designee.

Financial Impact

The Aviation Department is requesting a total aggregate of \$300,000 for the life of the contracts including all applicable tax. Funds are available in the Aviation Department budget.

Location

The locations for this contract are Phoenix Sky Harbor International Airport, located at 3400 E. Sky Harbor Blvd., and surrounding airport properties; Deer Valley Airport, located at 702 W. Deer Valley Road; and Goodyear Airport, located at 1658 S. Litchfield Road, Goodyear, Arizona.
Council Districts: 1, 8, Out of City

This item was adopted.

89 Intergovernmental Agreement with Maricopa County Superior Court on behalf of Maricopa County Adult Probation Department - Community Service Work Program for Probationers (Ordinance S-44018)

Request to authorize the City Manager, or his designee, to enter into an agreement with the Maricopa County Superior Court (Superior Court) on behalf of the Maricopa County Adult Probation Department (MCAPD) to provide probationers at the City's two Solid Waste Transfer Stations on a regular basis in an amount not to exceed \$72,000 over the life of the agreement. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

As part of the MCAPD community service work requirement for individuals placed on probation through the Superior Court, probationers perform litter control, landscape maintenance, and other tasks at the

City's North Gateway and 27th Avenue Transfer Stations.

Contract Term

The 10-year term of this agreement will begin May 1, 2017, and end April 30, 2027.

Financial Impact

The total aggregate cost of this agreement will not exceed \$72,000, with annual expenditures estimated at \$7,200. Funds are available in the Public Works Department's budget.

Location

The North Gateway Transfer Station is located at 30205 N. Black Canyon Highway.

The 27th Avenue Transfer Station is located at 3060 S. 27th Ave.

Council Districts: 2 and 7

This item was adopted.

90 South Transit Facility Refurbishment Construction Administration and Inspection Services Change Order - PT03130001 (Ordinance S-44008)

Request to authorize the City Manager, or his designee, to execute a change order to Contract 137863 with Gannett Fleming, Inc. (Phoenix) to increase the contract value to provide continued construction administration and inspection services in support of the South Transit Facility Refurbishment project. Further request authorization for the City Controller to disburse all funds related to this item. This change order will increase the contract by \$329,045 for a new contract value of \$1,565,089, including all subconsultants and reimbursable costs. The additional contract services are necessary to address several unforeseen issues with this project, including addressing contaminated soil associated with underground storage tanks requiring compliance with the Arizona Department of Environmental Quality contamination assessment protocol, numerous underground fire line and water line pipe breaks, deteriorated sewer lines that once unearthed had to be replaced, and unstable subgrade in excavated areas requiring unplanned design and construction work.

Summary

The project is located on a 17.5-acre complex at the South Transit Facility located at 2225 W. Lower Buckeye Road. This facility functions as the operations and maintenance center for a portion of the City's bus fleet. Gannett Fleming, Inc.'s services during construction include, but are not limited to: representation on behalf of the City, administration of the construction schedule, performing site visits, review of shop drawings and test results, interpretation and clarification of contract documents, substantial and final completion inspections, services of an on-site inspector throughout the construction, and special services as may be identified for the project.

Procurement Information

Gannett Fleming, Inc. was chosen for this project using a qualifications-based selection process according to section 34-603 of the Arizona Revised Statutes.

Contract Term

The term of the additional services is expected to take approximately 240 days to complete. Contract work scope identified and incorporated into the contract prior to the end of the contract may be agreed to by the parties, and work may extend past the termination of the contract. No additional contract work scope changes may be executed after the end of the contract term.

Financial Impact

The initial contract value was established at a not-to-exceed amount of \$989,044. Previous changes orders have increased the original contract amount by \$247,000. This change order will increase the contract by \$329,045 for a new contract value of \$1,565,089, including all subconsultants and reimbursable costs. Funds are available in the Public Transit Department's Capital Improvement Program budget. Contract payments may be made up to contract limits for all rendered contract services, which may extend past the end of the term of the contract.

Concurrence/Previous Council Action

The City Council approved the Construction Administration and Inspection Services Contract 137863 on Feb. 26, 2014.

Location

2225 W. Lower Buckeye Road

Council District: 7

This item was adopted.

**91 Architectural On-Call Services For Calendar Years 2018 and 2019
(Ordinance S-44012)**

Request to authorize the City Manager, or his designee, to enter into separate agreements with the 22 firms listed below to provide architectural on-call services citywide on an as-needed basis from Jan. 1, 2018 through Dec. 31, 2019. Further request authorization for the City Controller to disburse all funds related to this item.

Authorization is also requested for the City Manager, or his designee, to take all action as may be necessary or appropriate and to execute all utilities-related design and construction agreements, licenses, permits, and requests for utility services relating to the development, design, and construction of the project and to include disbursement of funds. Such utility services include, but are not limited to: electrical, water, sewer, natural gas, telecommunications, cable television, railroads, and other modes of transportation. This authorization excludes any transaction involving an interest in real property. Each on-call contract for the selected firms below will be for a 24-month period, or up to the contract limit of \$500,000, whichever occurs first.

Summary

These firms will be responsible for providing design, construction administration and inspection, cost estimating, surveys, studies, project management, and other related architectural services to various City departments. Historic preservation services will include the listed architectural services as well as historic building assessments, historic building documentation, preservation design guidelines and other historic preservation related services. These services will be provided to City departments including, but not limited to: Aviation, Phoenix Convention Center, Fire, Library, Office of Arts & Culture, Parks & Recreation, Police and Public Works. Each on-call contract for the selected firms below will be for a 24-month period, or up to the contract limit of \$500,000, whichever occurs first.

Procurement Results

The following firms were chosen using a qualifications-based selection process in accordance with section 34-604 of the Arizona Revised Statutes (A.R.S.). Pursuant to A.R.S. title 34, the City is not to release the scoring of proposers until a contract has been awarded. The top 24 rankings follow, only 22 will enter into contract:

Architekton, Inc. (Tempe, Ariz.): Ranking 1
DWL Architects - Planners, Inc. (Phoenix): Ranking 2
Arrington Watkins Architects, LLC (Phoenix): Ranking 3
M. Arthur Gensler Jr. & Associates, Inc. (Phoenix): Ranking 4
Holly Street Studio, LLC (Phoenix): Ranking 5
Dick & Fritsche Design Group, Inc. (Phoenix): Ranking 6
HDR Architecture, Inc. (Phoenix): Ranking 7
Corgan Associates, Inc. (Phoenix): Ranking 8
Burns & McDonnell Engineering Company, Inc. (Phoenix): Ranking 9
Perlman Architects of Arizona, Inc. (Phoenix): Ranking 10
Gabor Lorant Architects, Inc. (Phoenix): Ranking 11
SPS + Architects, LLP (Scottsdale, Ariz.): Ranking 12
Marlene Imirzian & Associates, LLC (Phoenix): Ranking 13
Design One Architects & Planners, Inc. (Scottsdale, Ariz.): Ranking 14
Weddle & Gilmore Architects, LLC (Scottsdale, Ariz.): Ranking 15
Swan Architects, Inc. (Phoenix): Ranking 16
Michael Baker International, Inc. (Phoenix): Ranking 17
APMI, Inc. (Scottsdale, Ariz.): Ranking 18
Gould Evans Associates, LC (Phoenix): Ranking 19
Fore Dimensions, LLC (Phoenix): Ranking 20
FM Group, Inc. (Scottsdale, Ariz.): Ranking 21
Bernard Deutsch Associates, Inc. dba Deutsch Architectural Group (Phoenix): Ranking 22
The Breckenridge Group, Inc.(Tempe, Ariz.): Ranking 23
ADM Group, Inc. (Tempe, Ariz.): Ranking 24

Contract Term

Each on-call contract for the selected firms will be for a 24-month term, or up to the contract limit of \$500,000, whichever occurs first. The contract term will be from Jan. 1, 2018 through Dec. 31, 2019. The contract limits are based on expected utilization for on-call services. Contract work

scope identified and incorporated into the contract prior to the end of the contract may be agreed to by the parties, and work may extend past Dec. 31, 2019. No additional contract work scope changes may be executed after the end of the contract term.

Financial Impact

Funding for these on-call contracts is available in the City's Operating and Capital Improvement Program budgets. Contract payments may be made up to contract limits for all rendered contract services, which may extend past the contract termination.

This item was adopted.

92 Request Approval of Five-Year T2050 Mobility Sidewalks Program, and Authorization to Apply for and Accept Funding and Enter into Intergovernmental Agreement with Valley Metro for Achieving Transit Accessibility Now Program Funding (Ordinance S-44030)

Request City Council approval to implement the Five-Year T2050 Mobility Sidewalks Program and also request City Council approval to apply for "Achieving Transit Accessibility Now" (ATAN) Program funding through the Maricopa Association of Governments (MAG) regional funding application process and to enter into an Intergovernmental Agreement with Valley Metro, the entity administering the program. Further request authorization for the City Treasurer to accept all funds related to this item.

Summary

The approved T2050 Plan allocates a total of 13.8 percent of Proposition 104 local sales tax revenues (or approximately \$2.3 billion over 35 years) to the Street Transportation Department for the construction and maintenance of City roadways. To meet the Proposition 104 bicycle and pedestrian-related commitments, 15 percent of the Street Transportation Department's T2050 program revenues is sub-allocated to the T2050 Mobility Program.

Bus Stop ADA Accessible Sidewalks Five-Year Program of Projects

The Five-Year T2050 Mobility Program budget is comprised of unspent FY2017 and projected future (FY2018 - FY2022) T2050 Mobility Program funds. Staff proposes to allocate approximately one-half to fund completion of 25 bus stop ADA accessible sidewalk projects, and to design and acquire right-of-way (as necessary) for one project located at

the intersection of Tatum Boulevard and Mayo Boulevard. The Tatum Boulevard and Mayo Boulevard project will be constructed after FY2022 due to funding not being available for construction during the life of the Five-Year Plan. Staff proposes to allocate the other half of the Five-Year T2050 Mobility Program revenues for future projects identified from the 11 mobility assessments currently underway that were recommended by the Citizen's Transportation Commission (CTC) and the Transportation and Infrastructure (T&I) Subcommittee.

The Five-Year T2050 Mobility Sidewalks Program Improvement Locations map (Attachment A) shows the locations of the 25 bus stop ADA accessible sidewalk improvements that are planned between FY2018 - FY2022. The budget and individual project cost and location information are provided in Attachment B.

The Five-Year T2050 Mobility Sidewalks Program will provide the following improvements:

- 4.2 new sidewalk miles
- 42 new ADA ramps
- 19 upgraded ADA ramps
- 2.6 new miles of paving
- 2.6 new miles of curb and gutter
- 21 upgraded street lights
- 6 relocated signal poles and/or new pedestrian pushbuttons

The Street Transportation Department is coordinating with the Public Transit Department to provide bus stop concrete pads and furniture as necessary and feasible in conjunction with the sidewalk improvements, which would be funded separately from T2050 Transit Program funds.

Achieving Transit Accessibility Now (ATAN) Program

In response to public input, the MAG Regional Council approved \$2.5 million of transit funds to improve accessibility at transit stops in the MAG region. Applications from local jurisdictions for improving transit stop accessibility are evaluated on a "rolling-application" cycle with project awards totaling \$500,000 every six months. The next due date for applications is tentatively scheduled for Nov. 3, 2017. The ATAN program will contribute a maximum of \$40,000 per location, with a

limitation that no single agency can be awarded more than 70 percent of available funding (\$350,000) per application cycle.

The Street Transportation Department in partnership with the Public Transit Department will submit applications for up to \$350,000 of November 2017 ATAN funding. In the event funding is awarded to the City for sidewalk projects noted in the program, additional mobility and/or sidewalk projects will be brought to the CTC and T&I Subcommittee for consideration and approval to utilize the T2050 Mobility Program funds made available through the use of ATAN funding.

Concurrence/Previous Council Action

On Sept. 28, 2017, the CTC recommended approval of the Five-Year T2050 Mobility Sidewalks Program to provide major street bus stop connections. On Oct. 10, 2017 the T&I Subcommittee recommended forwarding the Five-Year T2050 Mobility Sidewalks Program to City Council for approval by a vote of 4-0.

Public Outreach

In the event a sidewalk improvement requires acquisition of private right-of-way or coordination of easements, affected parties will be notified and coordinated with to find an acceptable solution.

Location

Planned sidewalk improvements are shown in Attachment A.
Council Districts: 1, 2, 6, 7 and 8.

This item was adopted.

93 Intergovernmental Agreement for Delivery, Treatment, and Wheeling of Avondale Colorado Water to Avondale through City of Phoenix Infrastructure to an Avondale Interconnect (Ordinance S-44009)

Request to authorize the City Manager, or his designee, to execute an Intergovernmental Agreement (IGA) between the City of Phoenix and the City of Avondale for treatment and delivery of Avondale's Colorado River Water through Phoenix's existing water infrastructure and distribution system to an interconnection with Avondale's water distribution system.

Summary

Avondale currently has a subcontract for 5,416 acre-feet of Colorado River water annually, but is unable to take direct delivery of its Colorado River Water due to lack of delivery infrastructure between the Central Arizona Project aqueduct and Avondale's water service area. This lack of physical availability to its Colorado River water impacts Avondale's resilience and forces it to rely upon groundwater sources. By using available capacity in Phoenix's water treatment and distribution system, Avondale can construct an interconnect with Phoenix and take direct delivery of its Colorado River supplies at times and in volumes of its choosing. Avondale will pay Phoenix all transportation and treatment costs. Avondale will be solely responsible for constructing infrastructure to connect with Phoenix's existing infrastructure.

This agreement provides both emergency backup to Avondale's water system, as well as resilience for long-range planning.

Contract Term

This IGA contract term is for 10 years, with an option to extend the term up to 10 years, which may be exercised by the City Manager or his/her designee.

Financial Impact

There is no net financial impact to Phoenix. Avondale will purchase its own Colorado River allocation and pay Phoenix the actual treatment and delivery costs. Avondale will also pay all costs associated with construction and operation of an interconnection with Phoenix's existing water distribution system.

Location

The treated water will be delivered through an interconnection facility near 107th Avenue and Indian School Road.

Council District: 5

This item was adopted.

94 Intergovernmental Agreement for Storage, Recovery, and Exchange of Colorado River Water Between the Cities of Phoenix and Avondale (Ordinance S-44010)

Request to authorize the City Manager, or his designee, to execute an

Intergovernmental Agreement (IGA) between the City of Phoenix and the City of Avondale for storage, recovery, and exchange of Colorado River water. Staff anticipates a total payment by Phoenix to Avondale not to exceed \$1,350,000 for the 10-year term of the contract to store up to 95,000 acre-feet of Phoenix's Colorado River water. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

Phoenix continues to pursue a water resource management strategy of storing Colorado River water available today for use during future shortages. This IGA replicates the successes of the Phoenix-Tucson water storage and exchange agreement on a local level. Phoenix will deliver a portion of its Colorado River water through Salt River Project (SRP) canals and laterals to Avondale's Wetlands Underground Storage Facility for long-term storage. Phoenix will earn long-term storage credits at the facility. During times of shortage, Phoenix can recover those credits (pump water) from Avondale's wells and exchange the pumped water with an equal amount of Avondale's Colorado River water delivered to Phoenix through the Central Arizona Project aqueduct.

The initial agreement will include the option to store up to 1,800 acre-feet in 2017 and up to 5,000 acre-feet of Phoenix's Colorado River water during 2018, with the potential to store additional annual volumes of up to 10,000 acre-feet in each subsequent year, based upon the agreement of the parties.

This agreement provides benefits of resilience and sustainability to both cities. Phoenix will secure a location to store additional volumes of water that can be retrieved through exchange, and Avondale, a water system that relies primarily on groundwater, benefits through increased volumes of water in its aquifer.

Contract Term

This IGA contract term is through Dec. 31, 2027, with an option to extend the term an additional 10 years, which may be exercised by the City Manager or designee.

Financial Impact

Phoenix will pay Avondale an initial storage fee of \$12.25 per acre-foot of water stored in the Avondale facility, which represents Avondale's operation, maintenance and repair costs for its Wetlands Underground Storage Facility. Staff anticipates a total payment by Phoenix to Avondale not to exceed \$1,350,000 for the 10-year term of the contract to store up to 95,000 acre-feet of Phoenix's Colorado River water. This does not include the cost of the water or transportation costs, which are covered by other contracts and not payable to Avondale. Funds are available as part of the Water Services Department's Capital Improvement Program (CIP).

Location

Water subject to this agreement will be stored at the Avondale Wetlands Underground Storage Facility located in the area of 120th Avenue and McDowell Road in Avondale.

This item was adopted.

95 Ferric Chloride Contract (Ordinance S-44017)

Request to authorize the City Manager, or his designee, to ratify a contract with Kemira Water Solutions, Inc. (Kemira), to supply ferric chloride to the Water Services Department. Further request making funds approved under Ordinance S-43121 available to pay Kemira for this product. Request authorization for the City Controller to disburse all funds related to this item. The total contract will not exceed \$5,441,448.

Summary

On Dec. 14, 2016, City Council authorized the City Manager to execute two separate contracts with Pencco, Inc., to supply ferric chloride for four of Phoenix's water and wastewater treatment plants and Kemira Water Solutions, Inc., to provide ferric chloride for two of Phoenix's water and wastewater treatment plants. Ferric chloride is a necessary chemical for water and wastewater treatment. Due to severe weather in Houston, where Pencco, Inc., is located, Pencco is unable to perform as required under Contract No. 144223, and therefore the Water Services Department elected to terminate the contract with Pencco. As a precaution, City Council authorized an emergency contract with Thatcher Company of Arizona, Inc., to provide required quantities of ferric chloride to ensure no disruption in service. Staff has determined that Kemira Water Solutions, Inc., has the capability to provide necessary long-term

quantities of ferric chloride to all water and wastewater treatment plants.

Contract Term

The contract term is for one year, effective Oct. 1, 2017, through Sept. 30, 2018, with one six-month extension.

Financial Impact

The total contract will not exceed \$5,441,448. Funds are available on Ordinance S-43121.

Concurrence/Previous Council Action

The City Council approved Ordinance S-43121 on Dec. 14, 2016, in the amount of \$44,000,000. The Ordinance authorized the City Manager to execute two separate contracts with Pencco, Inc., and Kemira Water Solutions, Inc., to provide ferric chloride. On Sept. 20, 2017, City Council approved Ordinance S-43928, in the amount of \$5,573,568, for the emergency contract with Thatcher Company of Arizona, Inc.

Location

91st Avenue Wastewater Treatment Plant, 23rd Avenue Wastewater Treatment Plant, 24th Street Water Treatment Plant, and Union Hills Water Treatment Plant.

Council Districts: 2, 6, and 7

This item was adopted.

97 Final Plat - Sky Crossing - Parcel 6 - 160119 - South of the Intersection of 32nd Street and Pinnacle Peak Road

Plat: 160119

Project: 16-1029

Name of Plat: Sky Crossing - Parcel 6

Owner(s): Cave Buttes Development Partners, LLC

Engineer(s): HilgartWilson, LLC

Request: A 55 Lot Residential Subdivision Plat

Reviewed by Staff: Sept. 27, 2017

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 south of the intersection of 32nd Street and Pinnacle Peak Road.

Council District: 2

This item was approved.

98 Final Plat - Sky Crossing - Parcel 7-8 - 160118 - South of the Intersection of 32nd Street and Pinnacle Peak Road

Plat: 160118

Project: 16-1029

Name of Plat: Sky Crossing - Parcel 7-8

Owner(s): Cave Buttes Development Partners, LLC

Engineer(s): HilgartWilson, LLC

Request: A 169 Lot Residential Subdivision Plat

Reviewed by Staff: Sept. 27, 2017

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 south of the intersection of 32nd Street and Pinnacle Peak Road.

Council District: 2

This item was approved.

99 Final Plat - Sky Crossing - Parcel 11 - 160120 - South of the Intersection of 32nd Street and Pinnacle Peak Road

Plat: 160120

Project: 16-1029

Name of Plat: Sky Crossing - Parcel 11

Owner(s): Cave Buttes Development Partners, LLC

Engineer(s): HilgartWilson, LLC

Request: A 66 Lot Residential Subdivision Plat

Reviewed by Staff: Sept. 27, 2017

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 south of the intersection of 32nd Street and Pinnacle Peak Road.

Council District: 2

This item was approved.

100 Final Plat - Sky Crossing - Parcel 16 - 160109 - Northeast Corner of 32nd Street and Deer Valley Road

Plat: 160109

Project: 16-1029

Name of Plat: Sky Crossing - Parcel 16

Owner(s): Cave Buttes Development Partners, LLC

Engineer(s): HilgartWilson, LLC

Request: A 146 Lot Residential Subdivision Plat

Reviewed by Staff: Sept. 27, 2017

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 32nd Street and Deer Valley Road.

Council District: 2

This item was approved.

101 Final Plat - Campus Grove - 170044 - South of Osborn Road on the East Side of 40th Street

Plat: 170044

Project: 16-3017

Name of Plat: Campus Grove

Owner(s): Mark Nelson and Done Deal Investments, LLC

Engineer(s): Duran T. Thompson, D&M Engineering

Request: 13 Lot Residential Plat

Reviewed by Staff: Oct. 2, 2017

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 917 feet south of Osborn Road on the east side of 40th Street.

Council District: 6

This item was approved.

102 Final Plat - Re Plat for Lots 24, 25 & Tract 'F' of Legacy Mountain Villas - 170060 - South of the Southeast Corner of 42nd Place and Baseline Road

Plat: 170060

Project: 06-5457A2

Name of Plat: Re Plat for Lots 24, 25 & Tract 'F' Legacy Mountain Villas

Owner(s): Calatlantic Homes of Arizona, Inc. and Legacy Mountain Villas Homeowners Association

Engineer(s): Survey Innovation Group, Inc.

Request: A 2 Lot Residential Re Plat

Reviewed by Staff: Oct. 3, 2017

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 south of the southeast corner of 42nd Place and Baseline Road.

Council District: 6

This item was approved.

**103 Final Plat - Northeast Corner Encanto and 75th Avenue - 170039 -
Northeast Corner of Encanto Boulevard and 75th Avenue**

Plat: 170039

Project: 17-150

Name of Plat: Northeast Corner Encanto and 75th Avenue

Owner(s): Westridge Park Investors, LP, Tree Haven Investments, LLC,
and Store Capital Acquisitions, LLC

Engineer(s): Survey Innovation Group, Inc.

Request: A 4 Lot Commercial Plat

Reviewed by Staff: Oct. 3, 2017

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 Encanto Boulevard and 75th Avenue.

Council District: 7

This item was approved.

**104 Final Plat - Alta Vista - 170052 - West of 7th Street and North of
Vineyard Road**

Plat: 170052

Project: 13-3166

Name of Plat: Alta Vista

Owner(s): MNI Landco, LLC

Engineer(s): Robert J. Blake, Clouse Engineering, Inc.

Request: A 45 Lot Residential Subdivision Plat

Reviewed by Staff: Sept. 28, 2017

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 990 feet west of 7th Street and north of Vineyard Road.

Council District: 7

This item was approved.

105 Final Plat - 28th Place Subdivision - 170050 - North of Portland Street on the East Side of 28th Place

Plat: 170050

Project: 16-2325

Name of Plat: 28th Place Subdivision

Owner(s): Abbas Naini and Firouzeh K. Naeini

Engineer(s): Synergy Surveying, LLC

Request: A 4 Lot Residential Plat

Reviewed by Staff: Sept. 28, 2017

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 106 feet north of Portland Street on the east side of 28th Place.

Council District: 8

This item was approved.

106 Abandonment of Easement - V170046A - 3401 W. Maya Way (Resolution 21588)

Abandonment: V170046A

Project: 03-3178

Applicant: Raymond Barone

Request: To abandon the 8-foot Public Utility Easement retained per Resolution 19831, located on the parcel addressed 3401 W. Maya Way, APN 205-03-003C.

Date of Decision: Sept. 25, 2017

Location

3401 W. Maya Way
Council District: 1

Financial Impact

Pursuant to Phoenix City Code Art. 5, Sec. 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.

This item was adopted.

**107 Abandonment of Easement - V170044A - 4750 E. Washington St.
(Resolution 21586)**

Abandonment: V170044A

Project: 16-326

Applicant: Jake Griffin

Request: To abandon the 30-foot Sewer Easement and the 20-foot Temporary Construction Easement dedicated per Ordinance S-31621 from Van Buren Street to Washington Street on the parcels addressed 4750 E. Washington St. (APN 124-10-001G), 4713 E. Van Buren St. (APN 124-10-030L), 148 N. 48th St. (APN 124-10-033A), and the parcel identified as APN 124-10-001E.

Date of Decision: Sept. 12, 2017

Location

4750 E. Washington St.

Council District: 8

Financial Impact

Pursuant to Phoenix City Code Art. 5, Sec. 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.

This item was adopted.

**108 Abandonment of Easement - V170052A - 2707 E. Van Buren St.
(Resolution 21587)**

Abandonment: V170052A

Project: 11-73

Applicant: Karen Ohmann of Deutsch Architecture Group

Request: To abandon the 8-foot Water and Sewer Easement dedicated per Ordinance S-242, located between the parcels identified as 2707 E. Van Buren St. (APN 121-64-014A) and APN 121-64-009F, along with the 16-foot Water and Sewer Easement dedicated per Ordinance S-698, located between the parcels identified as 2707 E. Van Buren St. (APN 121-64-019A), and APN 121-64-009F and 121-64-009E.

Date of Decision: Sept. 14, 2017

Location

2707 E. Van Buren St.

Council District: 8

Financial Impact

Pursuant to Phoenix City Code Art. 5, Sec. 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.

This item was adopted.

**109 Waiver of Federal Patent Easements - V170001F - Southeast
Corner of 19th Avenue and Park View Lane (Ordinance S-44016)**

Abandonment: V170001F

Project: 05-5227

Applicant: Jeff Hunter

Request: To waive the remaining 3-foot and 33-foot Federal Patent Easements not accepted as right-of-way for Lot 1 in the plat Enterprise Deer Valley, Book 1341, Page 46, Maricopa County Recorder, located on the southeast corner of 19th Avenue and Park View Lane.

Date of Hearing: Feb. 21, 2017

Location

Southeast corner of 19th Avenue and Park View Lane
Council District: 1

Financial Impact

Pursuant to Phoenix City Code Art. 5, Sec. 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.

This item was adopted.

**110 Amend City Code - Ordinance Adoption - Rezoning Application
Z-38-17-1 - Approximately 210 Feet South and East of the
Southeast Corner of 35th Avenue and Greenway Road (Ordinance
G-6374)**

Request to authorize the City Manager to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-38-17-1 and rezone the site from PSC (18.54 acres) to C-2 (18.54 acres) zoning district to allow commercial uses.

Summary

Current Zoning: PSC

Proposed Zoning: C-2

Acreage: 18.54

Proposed Use: Commercial uses

Owner: 35th and Greenway, LLC

Applicant: Wentworth Property Company, LLC

Representative: George Pasquell III, Withey Morris, PLC

Location

Approximately 210 feet south and east of the southeast corner of 35th Avenue and Greenway Road.

Council District: 1

Parcel Addresses: N/A

This item was adopted.

**111 Amend City Code - Ordinance Adoption - Rezoning Application
Z-SP-8-17-1 - Approximately 330 Feet South and 200 Feet East of
the Southeast Corner of 35th Avenue and Greenway Road
(Ordinance G-6375)**

Request to authorize the City Manager to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-SP-8-17-1 and rezone the site from PSC (Pending C-2) (2.93 acres) to C-2 SP (2.93 acres) zoning district to allow a self-service storage facility and all underlying C-2 uses.

Summary

Current Zoning: PSC (Pending C-2) (Planned Shopping Center, Pending Intermediate Commercial District)

Proposed Zoning: C-2 SP (Intermediate Commercial District, Special Permit)

Acreage: 2.93

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

Owner: 35 and Greenway, LLC

Applicant: Wentworth Property Company, LLC

Representative: George Pasquell III, Withey Morris, PLC

Location

Approximately 330 feet south and 200 feet east of the southeast corner of 35th Avenue and Greenway Road.

Council District: 1

Parcel Address: N/A

This item was adopted.

**112 Amend City Code - Ordinance Adoption - Rezoning Application
Z-SP-6-17-2 - Approximately 2,600 Feet North of the Northeast
Corner of 64th Street and Pinnacle Peak Road (Ordinance G-6371)**

Request to authorize the City Manager to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-SP-6-17-2 and rezone the site from S-1 (11.01 acres) to S-1 SP (11.01 acres) zoning district for a special permit to allow a cemetery.

Summary

Current Zoning: S-1 (Ranch or Farm Residence)

Proposed Zoning: S-1 SP (Ranch or Farm Residence, Special Permit to allow a cemetery)

Acreage: 11.01

Proposed Use: Special permit to allow a cemetery

Owner: Pinnacle Cemeteries, LLC

Applicant: Chris Moore, Sunrise Engineering

Representative: Chris Moore, Sunrise Engineering

Location

Approximately 2,600 feet north of the northeast corner of 64th Street and Pinnacle Peak Road

Council District: 2

Parcel Addresses: N/A

This item was adopted.

113 Amend City Code - Official Supplementary Zoning Map 1162 (Ordinance G-6370)

Request to authorize the City Manager to amend Section 601 of the Phoenix Zoning Ordinance by adopting Official Supplementary Zoning Map 1162. This amendment reflects that the property owner has met all of the rezoning conditions previously approved by City Council with Z-128-06-2 and the entitlements are fully vested.

Summary

To rezone a parcel located approximately 450 feet east of the northeast corner of 29th Place and Mohawk Lane.

District 2

Z-128-06-2

Zoning: A-1

Owner: Frank Beck

Acres: Approximately 3.96

This item was adopted.

114 Amend City Code - Ordinance Adoption - Rezoning Application Z-SP-7-17-3 - Southeast Corner of 19th Avenue and Greenway Road (Ordinance G-6377)

Request to authorize the City Manager to amend the Phoenix Zoning

Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-SP-7-17-3 and rezone the site from C-2 (0.02 acres) to C-2 SP (0.02 acres) zoning district to allow a massage establishment and all underlying C-2 uses.

Summary

Current Zoning: C-2

Proposed Zoning: C-2 SP

Acreage: 0.02

Proposed Use: Massage Establishment and all underlying C-2 uses

Owner: Revesco USA Properties of Greenway, LLLP

Applicant: R. David Wallace, Massage Escapes, Inc.

Representative: R. David Wallace, Massage Escapes, Inc.

Location

Southeast corner of 19th Avenue and Greenway Road.

Council District: 3

Parcel Addresses: N/A

This item was adopted.

**115 Amend City Code - Ordinance Adoption - Rezoning Application
Z-43-17-6 - Approximately 480 Feet West of the Southwest Corner
of 16th Street and Orangewood Avenue (Ordinance G-6372)**

Request to authorize the City Manager to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-43-17-6 and rezone the site from R-3 (0.65 acres) to R-4A (0.65 acres) zoning district to allow multifamily residential.

Summary

Current Zoning: R-3 (Multifamily Residence District)

Proposed Zoning: R-4A (Multifamily Residence District)

Acreage: 0.65

Proposed Use: Multifamily Residential

Owner: Elva D. Wood Family Trust

Applicant: Wendy Riddell, Esq., Berry Riddell, LLC

Representative: Wendy Riddell, Esq., Berry Riddell, LLC

Location

Approximately 480 feet west of the southwest corner of 16th Street and Orangewood Avenue

Council District: 6

Parcel Address: N/A

This item was adopted.

**116 Amend City Code - Ordinance Adoption - Rezoning Application
Z-60-16-7 - Northeast Corner of San Juan Avenue Alignment and
Dobbins Road (Ordinance G-6378)**

Request to authorize the City Manager to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-60-16-7 and rezone the site from S-1 (157.50 acres) and A-2 (1.10 acres) to R1-6 PCD (145.40 acres) and R-2 PCD (13.20 acres) zoning district for a Planned Community District to allow single-family and multifamily residential.

Summary

Current Zoning: S-1 (Ranch or Farm Residence District) and A-2 (Industrial District)

Proposed Zoning: R1-6 PCD (Single-Family Residence, Planned Community District) and R-2 PCD (Multifamily Residence, Planned Community District)

Acreage: 158.60

Proposed Use: Planned Community District to allow single-family and multifamily residential

Owner: Metro Laveen, LLC; Metro Laveen Vista, LLC

Applicant: Toni Bonar, Hilgart Wilson

Representative: Carolyn Oberholtzer; Bergin, Frakes, Smalley & Oberholtzer, PLLC

Location

Northeast corner of San Juan Avenue alignment and Dobbins Road

Council District: 7

Parcel Address: N/A

This item was adopted.

117 Amend City Code - Ordinance Adoption - Rezoning Application

Z-23-17-8 - Approximately 360 Feet South of the Southwest Corner of 7th Avenue and Buckeye Road (Ordinance G-6376)

Request to authorize the City Manager to amend the Phoenix Zoning Ordinance, Section 601, the Zoning Map of the City of Phoenix, by adopting Rezoning Application Z-23-17-8 and rezone the site to allow commercial use.

Summary

Current Zoning: R-3 CCSIO, R-4 CCSIO, R-5 CCSIO

Proposed Zoning: C-2 CCSIO

Acreage: 2.90 acres

Proposed Use: Commercial

Owner/Applicant/Representative: City of Phoenix Human Services Department

Location

Approximately 360 feet south of the southwest corner of 7th Avenue and Buckeye Road

Council District: 8

Parcel Addresses: N/A

This item was adopted.

75 Request to Enter Into Lease for Temporary Library Location (Ordinance S-44035)

Request to authorize the City Manager, or his designee, to enter into a lease with HPPC, LLC to provide a satellite library space in the former Park Central Mall site for temporary library services. Further request authorization for the City Controller to disburse all funds related to this item. The anticipated nine-month occupancy will cost approximately \$675,000, including tenant improvements, plus applicable taxes.

Summary

Burton Barr Central Library (BBCL) suffered storm and water damage after a strong monsoon swept through Central Phoenix on July 15, 2017. BBCL will be closed until June 2018. In order to continue serving the community, most of the library services at BBCL were relocated to other libraries in the Phoenix Public Library System.

This lease will establish a location for the City to continue to provide

library services in Central Phoenix. Services will include public computer access, literacy programs, afterschool homework help, workforce assistance, and access to books for adults, children, and teens. The space to be leased is approximately 29,100 square feet with a blended base rent of \$24.38 per square foot per year. Base rent includes the build out of tenant improvements by the landlord and reasonable delivery of utilities and HVAC.

Lease Term

The lease term will be a one-year term from about Dec. 15, 2017 through Dec. 14, 2018 with no option to extend. The City will have the right to terminate the lease any time after nine months without cause with a 60-day notice.

Financial Impact

The anticipated nine-month occupancy will cost approximately \$675,000, including tenant improvements, plus applicable taxes. Costs for occupancy for the remaining three months, if needed, are approximately \$130,000. Insurance funds resulting from the damage at BBCL will be used for this contract. No General Funds will be used for this contract.

Location

3110 N. Central Ave., Building G

Council District: 4

Discussion

Vice Mayor Pastor conveyed this was a temporary library location or what she referred to as a pop-up library. She thought this was an innovative idea and would be voting yes on the item.

Councilman Valenzuela thanked Sharon Harper for her involvement on this matter as it was important to the city and the library system.

Mayor Stanton confirmed Kathleen Ingley, who submitted a comment card in support, did not wish to speak.

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

Yes: 9 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Valenzuela, Councilman Waring, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton

76 Burton Barr Library Restoration (Fifth Floor and Roof) Job Order Contract Construction Services - LS71200089 (Ordinance S-44034)

Request to authorize the City Manager, or his designee, to issue a job order agreement to Brycon Corporation (Rio Rancho, N.M.) in excess of the City Council-authorized \$2 million per job order agreement limit and to authorize a \$2.3 million job order agreement limit to provide construction services for the Burton Barr Library Restoration (Fifth Floor and Rooftop) project. Further request authorization for the City Controller to disburse all funds related to this item.

Summary

On July 15, 2017 the Burton Barr Library sustained significant water damage. Emergency services were immediately provided to mitigate further damage to the library. The City is moving expeditiously to restore and re-open the library to the public. As part of that effort, the City is engaging one of its Job Order Contractors, Brycon Corporation, to perform restoration work for the fifth floor and repair the Library roof. Brycon Corporation's services include, but are not limited to, replacement of the building's main roof and fifth floor fire sprinkler system, and carpet and flooring materials, drywall and wood paneling, doors and door hardware, and interior ceilings, including painting on the fifth floor of the library. Brycon Construction will conduct competitive pricing and subcontractor prequalification, and involvement and participation of small businesses in the process.

Procurement Information

Brycon Construction was chosen for this project utilizing its current Citywide General Construction Job Order Contract, which was procured according to section 34-604 of the Arizona Revised Statutes. The City and Brycon Construction entered into Contract 138903 on July 18, 2014.

Contract Term

The term of this job order agreement is expected to take eight months to

complete.

Financial Impact

Brycon Construction's fee for this job order agreement will not exceed \$2.3 million, including all subcontractor and reimbursable costs. The Budget and Research Department will review and approve funding availability prior to the issuance of the job order agreement.

Concurrence/Previous Council Action

City Council approved Contract 138903 on July 2, 2014 for a 60-month period and a maximum contract amount of \$20 million, with approval to execute job order agreements performed under the Job Order Contract for up to \$2 million per project.

On Aug. 30, 2017 City Council authorized a \$2.3 million job order agreement limit to provide construction services for the Burton Barr Library Restoration (Floors One through Four) project.

Public Outreach

Regular media updates and additional public outreach will be provided throughout the duration of the Burton Barr Library Restoration project.

Location

1221 N. Central Ave.

Council District: 7

Discussion

Vice Mayor Pastor stated she had asked to pull this item because she had questions but they were answered.

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

Yes: 9 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Valenzuela, Councilman Waring, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton

80 Public Hearing and Resolution to Approve the 2018 Downtown

Enhanced Municipal Services District Assessments (Resolution 21585)

Request to hold a public hearing for the approval of the 2018 Downtown Enhanced Municipal Services District (EMSD) assessments and adopt a resolution approving such assessments for the 2018 calendar year. The City of Phoenix estimated annual expenditure for this program is \$1,255,074.

Summary

Pursuant to State law, a public hearing must be held prior to the annual adoption of the assessments for the EMSD. City Council authorized the formation of the Downtown EMSD in 1990 to provide enhanced public services, above and beyond the level of services provided in the remainder of the City. The EMSD is generally bounded by a line 200 feet south of Jackson Street to Fillmore Street from 3rd Avenue to 7th Street. The City contracts directly with Downtown Phoenix, Inc. (DPI) to implement the work plan of the Downtown EMSD. The work plan and budget for 2018 provides a variety of enhanced services in the Downtown core, including the Ambassadors, streetscape improvements and maintenance, a Clean Team, marketing, events, economic and community development and transportation services.

The annual assessments for the Downtown EMSD will be levied for the 2018 calendar year after the required EMSD legal process has been completed. Assessments are determined in proportion to the benefits received by each parcel. There are approximately 768 parcels in the Downtown EMSD that the budget will be assessed on. This is based on the approved EMSD assessment diagram that indicates the properties to be assessed for enhanced municipal services. This diagram is on file in the office of the Director of the Street Transportation Department in the City of Phoenix and was posted online at the Community and Economic Development Department website.

The figures below represent the assessments for private property owners and public property owners based on the approved 2018 EMSD budget of \$3,844,287. This includes \$153,250.00 for streetscape maintenance expenses, which are paid only by property owners and tenants adjacent to the Streetscape Improvement District as shown

below.

Downtown Enhanced Municipal Services District (EMSD) Calendar Year
2018 Assessments

Private Property Owners Assessments: \$1,772,238

Public Property Assessments: \$2,072,049

Total Assessments: \$3,844,287

Streetscape Maintenance Expenses (expenses are included in the
figures above)

Private Property Owners Assessment: \$87,613

Public Property Assessments: \$65,637

Total Streetscape Expenses: \$153,250

Financial Impact

The City of Phoenix estimated annual expenditure for this program is \$1,255,074, which includes \$371,309 from the General Fund, \$524,459 from the Convention Center, \$124,871 from the Sports Facilities Fund, \$8,501 from the Genomics Facilities Operations and Maintenance Fund, and \$225,934 from collections from tenants on City-owned properties.

Concurrence/Previous Council Action

On Oct. 4, 2017, the City Council approved the Downtown Enhanced Municipal Services District (EMSD) 2018 estimate of expenses, assessment of expenses, the Downtown Enhanced Municipal Services District (EMSD) assessment diagram, and set the date of Nov. 1, 2017 for the hearing on the estimated assessments. The work plan and budget were recommended for approval by the Downtown, Aviation, Economy and Innovation Subcommittee on Sept. 6, 2017.

Public Outreach

On Oct. 4, 2017 City Council set the date of Nov. 1, 2017 as the date for the public hearing on the EMSD assessments. On Oct. 6, 2017, 28 days prior to the hearing, which is greater than the legally required 20 days, all property owners were notified by mail of their annual assessment cost by the Community & Economic Development Department. The notice of the

public hearing was also published in the Record Reporter as specified below.

Published:

The Record Reporter

Oct. 11, 2017

Oct. 13, 2017

Location

The EMSD is generally bounded by a line 200 feet south of Jackson Street to Fillmore Street from 3rd Avenue to 7th Street.

Council Districts: 7 and 8

Discussion

Mayor Stanton declared the public hearing open. He stated speaker comment cards were submitted in favor by the following individuals who did not wish to speak:

Dan Klocke - Downtown Phoenix Partnership

Dave Krietor - Downtown Phoenix, Inc.

Brett Barendrick - Arizona Center

Maria Baier - Suns & Arena

Dianne Barker

Chevy Humphrey

Ross Simon

Paige Lund

Damian Serafine

Jason Elepfile

Nickie Casciaro

Ronald Butler

Noting there was no one present wishing to speak, Mayor Stanton declared the public hearing closed.

Vice Mayor Pastor expressed her understanding there was a difference in what was being asked for the assessment and requested staff explain how that number was determined.

Community and Economic Development Director Christine Mackay

replied city properties were assessed in this enhanced municipal services district with staff ending the tally on May 18th. Since that time, the Barrister Building had been sold which brought the assessment down to approximately \$8,000. She advised if the HR Building sold in the next month that would decrease the City's assessment to about \$4,000. Staff would make adjustments during the budget process to accommodate for the reduction.

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

Yes: 7 - Councilman Nowakowski, Councilwoman Stark, Councilman Valenzuela, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton

No: 2 - Councilman DiCiccio and Councilman Waring

86 2017-2018 Bridge Asset Management and Inspection Program - Engineering Services - ST85110145, ST85110134, 6656111097, 7630000300 (Ordinance S-44011)

Request to authorize the City Manager, or his designee, to enter into an agreement with HDR Engineering, Inc., (Phoenix) to provide engineering services in support of the City's Bridge Asset Management and Inspection Program. Further request authorization for the City Controller to disburse all funds related to this item. HDR Engineering, Inc.'s fee for engineering services will not exceed \$309,447, including all subconsultants and reimbursable costs.

Additionally, request authorization for the City Manager, or his designee, to take all action as deemed necessary to execute all utilities-related design and construction agreements, licenses, permits, and requests for utility services relating to the development, design and construction of the project and to include disbursement of funds. Utility services include, but are not limited to: electrical, water, sewer, natural gas, telecommunications, cable television, railroads, and other modes of transportation. This authorization excludes any transaction involving an interest in real property.

Summary

This project consists of the inventory and inspection of 72 bridges owned and maintained by the City of Phoenix and other agencies. The bridges are located at various locations throughout the City of Phoenix.

HDR Engineering, Inc.'s services will include, but are not limited to: bridge inspection according to the National Bridge Inspection Standards, reporting inspection and coding inventory data into bridge management software, producing inspection reports sealed by a professional engineer, managing and scheduling bridge inspection teams, procuring equipment for bridge inspections, securing permits and right of entry necessary to complete inspections, and other various tasks to accomplish the mandated requirements.

Procurement Information

HDR Engineering, Inc., was chosen for this project using a direct-select process according to section 34-103 of the Arizona Revised Statutes. The City's agreement with ADOT specifies that only on-call consultants that meet the City's Bridge Inspection qualifications be allowed to inspect the City's Bridge Inventory. With the short notice and pending bridge inspection cycle, it is urgent that a qualified consultant be hired as quickly as possible. HDR Engineering, Inc., is the only ADOT Bridge Inspection On-call consultant that meets ADOT requirements, is uniquely qualified to provide the services needed, and is very familiar with the requirements and procedures of the City's Bridge Inspection Program.

Contract Term

The term of the contract is for two years. Contract work scope identified and incorporated into the contract prior to the end of the contract may be agreed to by the parties, and work may extend past the termination of the contract. No additional contract work scope changes may be executed after the end of the contract term.

Financial Impact

HDR Engineering, Inc.'s fee for engineering services will not exceed \$309,447, including all subconsultants and reimbursable costs. Funding is available in the Street Transportation Department's Capital Improvement Program budget, the Aviation Department's Operating budget and the Phoenix Convention Center Department's Operating

budget. Contract payments may be made up to the contract limits for all rendered contract services, which may extend past the contract termination.

Discussion

Mayor Stanton confirmed Leonard Clark, who submitted a speaker comment card marked with a neutral position, did not wish to speak.

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

Yes: 9 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Valenzuela, Councilman Waring, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton

88 Analysis - Youth Transit Passes

Request Council approval to move forward with the recommendation of the Transportation and Infrastructure Subcommittee to conduct targeted outreach to Phoenix public and charter schools regarding the benefits of the transit Platinum Pass program, and to continue the existing youth fare program, which provides free fares for youths 5 and under when accompanied by an adult, and reduced (half-price) fares for youths 6-18. This report further provides the City Council with information and analysis regarding a citizen petition for the City of Phoenix to fund all costs and financial impacts of providing bus and light rail passes for youth traveling to and from school.

Summary

At the June 7, 2017 Formal Council meeting, the City Council considered a petition requesting the City cover the full cost and lost revenue to provide bus and light rail passes to pre-school through high school students 19 years of age or younger, traveling to and from school and to the accompanying parents or guardians of said students. The City Council took action to direct staff to conduct further analysis and return to the Transportation and Infrastructure Subcommittee in October 2017. The analysis was to include the following elements:

Financial impact to cover costs and revenue loss to provide youth transit passes.

Potential legal issues.

Alternative funds and/or grants.

Council considerations, including means testing, neighborhood circulators, Platinum Pass outreach to public and charter schools, and state funding for youth fares.

Options for Council to review.

Staff recommends targeted outreach to Phoenix public and charter schools regarding the benefits of the existing transit Platinum Pass program, in addition to maintaining the existing youth fare program, which provides free fares for youths 5 and under when accompanied by an adult, and reduced (half-price) fares for youths 6-18. The existing reduced (half-price) fare program for youth ages 6-18 is in line with comparable cities. The Platinum Pass program allows schools to reduce and control their transit costs by only paying for actual usage with a cap of \$32 per month per Platinum Pass. Additional detail regarding analysis of financial, legal and other factors considered are explained in the staff analysis provided in Attachments A, B and C.

Concurrence/Previous Council Action

The Transportation and Infrastructure Subcommittee recommended continuation of the existing youth fare program and targeted outreach to Phoenix charter and public schools for the Platinum Pass program by a vote of 4-0 on Oct. 10, 2017.

Discussion

Councilwoman Williams stated five city departments conducted a cost analysis as well as contacted schools. She thought this prevented future bus service in the north area due to the high cost. She moved the Subcommittee's recommendation with targeted outreach to school districts and charter schools for the platinum pass program which provided a reduced cost for students.

Mayor Stanton stated a comment card marked in favor was submitted by Dianne Barker who did not wish to speak.

Leonard Clark strongly supported this item as he wanted children to have a way to get to school.

Mayor Stanton clarified Mr. Clark supported the original petition as presented to Council.

Councilman DiCiccio remarked he was one of the original supporters of this proposal which was why he favored an alternative motion because he did not think the platinum pass program went far enough. He thought parents should have the option to send their children to a school in a better district by allowing those children to have free bus passes. He expressed light rail expended millions of dollars that could be diverted so parents could choose a better school for their children. He did not support the motion as it kept the status quo.

Vice Mayor Pastor stated she understood that public and charter schools set aside funds in their budget for transportation needs.

Public Transit Director Maria Hyatt replied the state provided funding that could be used for transportation costs.

Vice Mayor Pastor expressed she believed the Phoenix Union High School District provided the platinum pass to students that lived a mile or more away from their school.

Ms. Hyatt confirmed the City had a long-standing agreement with that district which provided a platinum pass, or student youth pass, to students who met established criteria. Moreover, the district was eligible to use their state allocation for the cost of the pass. She further affirmed charter schools could do the same.

A motion was made by Councilwoman Williams, seconded by Vice Mayor Pastor, that this item be approved per the Transportation and Infrastructure Subcommittee recommendation. The motion carried by the following vote:

Yes: 8 - Councilman Nowakowski, Councilwoman Stark, Councilman Valenzuela, Councilman Waring, Councilwoman Williams, Councilwoman Gallego, Vice Mayor Pastor and Mayor Stanton

No: 1 - Councilman DiCiccio

118 Amend City Code - Public Hearing and Ordinance Adoption -

Rezoning Application Z-27-17-6 - Approximately 180 Feet East of the Northeast Corner of 7th Street and Marlette Avenue (Ordinance G-6373)

Request to hold a public hearing on the rezoning application for the following item and consider adoption of the Planning Commission's recommendation and the related Ordinance if approved.

Summary

Application: Z-27-17-6

Current Zoning: R-4 and R-5

Proposed Zoning: PUD

Acreage: 3.93

Proposed Use: Planned Unit Development to allow multifamily residential and office

Owner: 700-EM Development Corp. et al

Applicant: Stephen C. Earl

Representative: Stephen C. Earl

Staff Recommendation: Approval, subject to stipulations.

VPC Action: The Camelback East Village Planning Committee heard the request on Sept. 12, 2017 and recommended approval per the staff recommendation by a 12-4 vote.

PC Action: The Planning Commission heard the request on Oct. 3, 2017 and recommended approval per the Camelback East Village Planning Committee recommendation with an additional stipulation by a 5-1 vote.

Location

Approximately 180 feet east of the northeast corner of 7th Street and Marlette Avenue

Council District: 6

Parcel Address: 713, 716, 720, 721, 723, 724, 728, 729 E. Stella Lane, and 714, 722, 724, 730, 832 E. Marlette Ave.

Discussion

Planning and Development Director Alan Stephenson stated this was a request to rezone a 3.93-acre site from R-4 and R-5 to PUD, Planned Unit Development, to allow a multifamily residential and office development. He noted the Camelback East Village Planning Committee

(VPC) recommended approval by a 12-4 vote and the Planning Commission recommended approval per the VPC recommendation by a 5-1 vote.

Mr. Stephenson explained traffic would access parking for this proposed project directly from 7th Street. Also, the proposed zoning surrounding this site was commercial, either multifamily residential or office development, so there were no existing single-family residential properties abutting this project. He added the General Plan designation for this parcel was 15-plus which supported the proposed intensity of this PUD. He displayed the applicant's site plan that exhibited the 7th Street access point and parking garage which was wrapped by residential with amenities in the middle of this proposed project. Moreover, he showed the applicant's proposed elevations which featured a three- and four-story project with a maximum building height of 48 feet. He advised based on these points staff supported this rezoning application.

Councilwoman Stark said the staff report indicated the existing eastern-most parcel could still be developed as office if this proposal did not pass. She wanted to know if the western portion would remain multifamily.

Mr. Stephenson affirmed the existing zoning of that portion was multifamily so it would develop as such some time in the future.

Mayor Stanton declared the public hearing open.

Stephen Earl, speaking on behalf of the applicant, Wood Partners, presented the General Plan, noting this property was consistent as it was in the middle of high density multifamily. He also displayed the zoning map which showed mostly single-family residential west of 7th Street, whereas east of 7th Street had a diversity of housing with 12 multifamily complexes already in existence. Further, most of the single-family homes were quite a distance away. He pointed out concessions were made based on concerns raised by surrounding property owners ranging from commercial, office, retail and apartments. He recited the following concession points:

- Four stories on Marlette with a three-story buffer up to four stories;
- Setbacks not typical of urban projects to create more of a residential appearance;
- Oasis-type landscaping with a few desert plants;
- No vehicular access to Marlette because it was viewed as a local street; and
- Streetscape needed to be more pedestrian-friendly.

Mr. Earl emphasized the concession regarding Marlette was a significant change because the prior project for this site had direct access to Marlette. Moreover, none of the concessions were required by the code but were now part of the project. He referred to a rendering of the units on Marlette that would have a porch with a door onto the street and the units above had balconies. Moreover, the first two levels would be red brick plus an offset sidewalk with trees on both sides. He reiterated there was no vehicular access on Marlette as it was pedestrian-friendly. In addition, this project had a setback of 205 feet because the property was located behind commercial so it did not have a presence on a major street.

Mr. Earl stressed this PUD project was superior in nature based on the following details:

- Parking was completely internalized with 70 percent of it covered;
- Bicycle system;
- Luxury finishes inside and out, plus five amenities;
- Offset sidewalk;
- Lack of access from a local street;
- Ground level units had porches with first and second levels being brick and stone, not to mention significant articulation of the building; and
- Green technology features, some of which included high-energy lighting, Energy Star appliances, construction techniques and drip irrigation.

He displayed a map where the properties in green, which surrounded the property, supported this project. He then showed a series of pictures where he inserted the proposed building to demonstrate it was barely visible from different viewpoints. Again, the height of this building was not

out of character on the east side of 7th Street and provided examples of three- and four-story buildings. Mr. Earl expressed this was a beautiful project where people would pay \$1,500 to \$3,000 a month in rent. There was a shift in the housing paradigm as the millennial generation liked this type of project with appealing facilities and the interior of the units had quartz countertops, plank flooring and appliances similar to condominiums.

Mr. Earl stated the last issue was traffic, noting this project would only increase it by 1.7 percent given that 7th Street carried 30,000 trips per day. He agreed there would be 1,000 trips per day created by the project but that was over a 24-hour period. He explained during the peak hour there would be about 100 trips added to existing traffic. Further, he conducted a gap study which determined when the signals turned red it provided 35 seconds for cars to safely turn onto 7th Street.

The following individuals submitted speaker comment cards in opposition, but wished to donate their time to Ms. Grunow:

Clyde Grunow
Stephen Grunow
William Friedman
Eric Bassingthwaighte

Sandy Grunow submitted a handout, noting an online petition of those in opposition to this project was now at 640 people. She lived in the Phoenix Mid-century Modern Neighborhood Association, a community of older, mature homes, whose boundaries were from Glendale to Bethany Home and 7th to 12th streets. She listed a number of other neighborhood associations that joined in opposition to this PUD. She felt this project would endanger children and families with cars rushing through the neighborhood in order to avoid 7th Street. Also, there was a lack of sidewalks in this area which required people to use the street for walking purposes. She noted the religious schools, synagogues and public schools in the vicinity, which made more cars in their community a hardship.

Ms. Grunow stressed the slide shown by Mr. Earl of those in support was

inaccurate. She pointed out the neighborhood was not given an opportunity to be part of the plan nor was there willingness to compromise as this was a three-story community. Moreover, the traffic studies were conducted during times when people were out of town or school was out so it was not representative of the neighborhood.

The following people submitted speaker comment cards in opposition, but donated their time to Mr. Hathaway:

Robert Schorsch
Kim Schorsch
Opal Wagner
Bryn and Jeff Lewis

John Hathaway submitted a handout and spoke in opposition. He emphasized the neighborhood supported development of this property but was opposed to doubling the density. The current zoning established a density of 130 units; however, the PUD proposed 255 units which doubled the number of units, people and cars. He conveyed there were two components to a PUD. First, it had to be a superior build for everyone and second, it had to provide something beyond conventional zoning. He expressed the developer failed to demonstrate this was good for everybody as all of the aesthetic things were possible under current zoning.

Mr. Hathaway stated this property was currently zoned at approximately 35 units per acre which was 35 units and below. Yet, the applicant was asking for 63 units per acre with the closest comparable property to that density being a mile and a half away which was another Wood Partners project. He continued north of this property along the 7th Street corridor no property was greater than 32 units per acre so the average density was nine units per acre. Therefore, this project stood out as being not part of the neighborhood regardless of the aesthetic characteristics and amenities.

Mr. Hathaway emphasized the applicant may have compromised on the aesthetic things but was unwilling to decrease the density. Moreover, the plans and ordinances that legally obligated the applicant to go through

certain steps to objectively demonstrate the need were not followed. He felt this put Council in a difficult position to pick winners and losers in this battle.

The following individuals submitted speaker comment cards in opposition, but wished to donate their time to Mr. Whitesell:

Linda Colino
Betty Hester
Anne Ender
N. Hollenburg

Larry Whitesell, speaking in opposition as co-chair of the Peak Neighborhood Association, submitted a handout. One of the documents related to a traffic flow issue and the safety of pedestrians due to traffic on the residential streets. He conveyed cars would be turning onto 7th Street which had reverse lanes, noting vehicles typically came in clusters so there was not enough time for multiple cars to make a left turn. He believed drivers would turn right and use Maryland to access 10th Street which put them in the neighborhood with a school so it was a safety issue. Additionally, the developer's information said the Millennials that made \$100,000-plus salary would be working in employment centers south of this property. Still, other folks working in the Camelback and 24th Street area would continue using Maryland to 12th Street which drove them by another school so traffic would impact the area. He stressed potentially 120 additional vehicles could access the residential streets because it would be difficult to get onto 7th Street.

Mr. Whitesell referred to his map which showed this project and other PUDs that were high density residential apartments or owner-occupied units that were currently on the market or under construction. Another chart displayed completed projects so both documents represented 1,600 units within a two-mile radius of restaurant row on 7th Street. He expressed restaurants would not only benefit from this complex but also the 1,600 units which was a significant increase in the number of people supporting local businesses. He also pointed out the applicant negotiated with the surrounding property owners that were all businesses but not with any of the neighbors who lived on Maryland between 7th and 10th streets

or any other residents.

George Justice and Paul Barnes submitted speaker comment cards in opposition, but donated their time to Ms. Rich.

Jackie Rich spoke in opposition, noting she sent out information about this particular zoning issue and approximately 50 people expressed concern and one person supported it. She stressed the size of this project was massive and would make it the tallest building in the neighborhood; thus, she urged Council to vote no on this item.

The following individuals submitted speaker comment cards in opposition, but wished to donate their time to Mr. Haddad:

Ken Crane

Lori Gonzales

Susan Hageny

David Palomino

Neal Haddad spoke in opposition because this PUD was not in character with the neighborhood as the next most dense apartment building was eight miles north. Moreover, the developer has not demonstrated why this project was needed. He encouraged Council to look at the comments of the online petition as those people were familiar with this case. There was testimony about finishes for this project which was not a benefit though it was a feature that looked nice.

Mr. Haddad acknowledged local businesses were important and residents had supported them for decades but the only thing mentioned was this project needed to be built. He remarked in order to make this work the applicant had to be willing to compromise, not to mention the City process was not in favor of the neighbors. He expressed Phoenix was over-saturated with restaurants, noting 7th Street had too many establishments for the area with some restaurants already closing. Again, he was opposed based on the overwhelming density increase, the fact it was out of character with the neighborhood and the applicant's unwillingness to compromise. He added he was still ready to talk despite all that had happened.

The following people submitted speaker comment cards in opposition, but donated their time to Ms. Crozier:

Janis Harris

John Morton

Lawrrie Fitzhugh

Merri Lisa Trigilio

Mary Crozier, president of North Central Phoenix Homeowners Association, spoke in opposition. She referred to a bar chart in the handout she submitted which showed three other Wood Partners ALTA projects in the City of Phoenix, noting two were completed and one was under construction. She detailed the other three projects which were done in an infill area and part of the downtown code. The developer's narrative said the reason for the four and five stories were to complement the retail offices and height was consistent with the immediate area. Nonetheless, Mr. Earl did not mention this project was not part of the downtown code, high-rise incentive area or walkable urban code. She believed this was spot zoning as there was no reason for such a massive building. Further, the height and density was not consistent with the immediate vicinity.

Ms. Crozier conveyed Stella Lane and Marlette were two-lane roads so people were concerned about traffic safety. The City's traffic staff estimated an apartment had 10 vehicular trips per day, so with 255 units that equaled 2,550 trips coming from Stella Lane onto 7th Street. She emphasized this proposal was irresponsible as the product was actually zoned for downtown which had high density instead of placing it in a unique, low-profile neighborhood. She understood that business owners supported this proposal, noting residents also supported development on this parcel but wanted it to be right for everyone.

She had a history of working with developers because the product was better when both parties made a collaborative effort. Ms. Crozier was still ready to work with the applicant on how to develop this parcel in a responsible way. She thought this would set a precedent and allow future requests for PUDs with double the density. Still, the residents in the

neighborhood wanted the best for their community and the city as well as for businesses and developers to be successful.

The following additional individuals spoke in opposition based on further congestion on 7th Street as well as safety of children in the neighborhood due to additional traffic, adverse affect in the community because of unreasonable increase in density, and applicant has not demonstrated their need for the PUD:

Lowell Justice

Mike Radcliffe

Milt Stamatis

Mary Mulligan

Tim Pickering (submitted handout)

Sarah Speer

GG George - represented Phoenix Historic Neighborhoods Coalition

Mitra Khazai

Fred Selby

In response to Mr. Radcliffe's statement, Councilman DiCiccio explained the owner of the property next to Mr. Radcliffe had a right to build on it and Mr. Radcliffe wanted him to stop it which was illegal.

Mayor Stanton thanked Ms. Khazai and the board for working with the City to alleviate significant neighborhood concerns regarding the increase in traffic when Madison Traditional Academy was situated at 10th Street and Maryland.

Mayor Stanton confirmed the following individuals that submitted speaker comment cards in opposition wished to donate their time:

Michael London

Roland Fleming

R.E. Gullion

Toby Sexton

Darrell Kriplean

Franklin Marino

Pam Fitzgerald

Brock Tunnicliff
Ada Jacobowitz
Claudia Grunow
Tom Gannon
Denise Storace Blaskovic
Mark Hester
Willis Guerrero
Zella Zannis
Helen Katsufakis
Jerry Nelson

Mayor Stanton also confirmed Philip Sheinbein, who submitted a comment card in opposition along with a handout, was not present to speak.

The following additional people spoke in favor based on increase of home values due to revitalization, luxury finishes and brilliant project design that attracted Millennials and complemented the neighborhood, and greater support of local businesses as a result of more residents:

Keith Mishkin (submitted handout)
Dani Huval
Michael Huseroft
Patrick Burch
Bobby Inman
Tucker Woodbury
Thanasi Panagiotakopoulos
Andrew Biskind
Irwin Pasternack
William Saul (submitted handout)
Scott Davis
Mary Zarob
Siena Tueros
Jenny Butts
Philip Ernsberger
Zach Brooks
Emory Smith
Stevie Scotten

Catlin Penny

Bob Ford

Mayor Stanton confirmed Tommy McKone and Chris Kelly, who submitted comment cards in favor, were not present to speak.

Note: Vice Mayor Pastor left the voting body following Mr. Saul's testimony.

Note: Councilman Valenzuela left the Chambers but remained part of the voting body via telephone after Mr. Brooks's testimony.

Mayor Stanton noted the following individuals submitted comment cards in favor, but no one wished to speak:

Alexi Panagiotakopoulos

Christo Panagiotakopoulos

Ricardo Serrano

Christian Weber

Dennis Gilbert

Scott Murr

Michelle Murr

Marc Giannetta

Toby Tekulue

Brian Cassidy

Joe Fitzpatrick

Rick Linan

Dayton Potter

Kasey Shores

Clay Richardson

Georgann Prince

Michael Einstein

Tessa Patterson

Jeff Hamms

Adrian Bakke

Tony Palazzolo

Peter Burch

Todd Mark

Maria Kaizer
Mike Wallace
Trevor Pratt
Marge Elias
James Deibler

Mayor Stanton stated the following people submitted comment cards in opposition, but no one wished to speak:

Ben Harris
Susan Pickering
Scott Crozier
Teresa Young
Melissa Mersch
Jeff Spellman

In rebuttal, Mr. Earl emphasized this had been a deliberative process, working with staff plus VPC and Planning Commission hearings with much of this same testimony, noting the decisions from those meetings were in favor of this request. He realized redevelopment was difficult but projects such as this would not be around the City if Council did not have forward-thinking vision. There was a lot of testimony about this proposal having too much density but he thought there would be a ripple effect of good things on adjacent properties since this was a high-quality project.

Mr. Earl also recalled a great deal of comments about traffic; however, that issue was carefully studied because there were already 31,000 vehicle trips on 7th Street. Further, there was concern that these residents would not be able to safely turn onto 7th Street. He conveyed when traffic stopped at the light to the north there was about a 30-second gap where cars could make that turn. He remarked this was a unique setting for this parcel as it was not adjacent to single-family homes. He indicated this luxury project would add to the 7th Street corridor as well as people investing in their properties.

In response to Councilwoman Gallego, Mr. Earl said this was specifically not designed as an urban project. However, in working with the surrounding neighbors the applicant agreed to a three-story building

height of 38 feet and a four-story height of 48 feet which could probably come down to 35 and 45 feet, respectively. Further, there were additional design characteristics such as having a setback of 25 feet and the units facing onto Marlette.

Councilwoman Gallego did not think the issue was height but the number of units.

Mr. Earl agreed the applicant was adding units but the only impact was traffic which he showed was a slight increase over what was allowed under existing zoning. Also, this proposal did not have a considerable increase over the height as he previously showed given the buildings and landscaping already in place which made it work within its setting.

Noting there was no one else present wishing to speak, Mayor Stanton declared the public hearing closed.

Councilman Nowakowski stated he had concerns about comments made regarding traffic safety and the amount of cars on 7th Street, plus fire and police accessibility onto the property. He requested staff to explain the fire and traffic safety.

Mr. Stephenson responded the project was reviewed by the Street Transportation Department along with the traffic study submitted by the applicant which was approved by staff. He recalled Mr. Earl talked about ingress and egress issues associated with this site. Mr. Stephenson pointed out traffic lights made it a unique parcel where vehicles could get in and out. In addition, it went through a fire review by his staff who did not note any problems with fire truck access.

Councilman Nowakowski acknowledged the reversible lanes on 7th Street where drivers could not make left turns during certain hours. He wondered if that issue was reviewed given the additional traffic from this project having to turn into their neighborhood.

Mr. Stephenson explained for morning peak hours people would enter the reversible lane heading south. If a driver headed south during the afternoon peak hours they would have to stay outside the reversible lane

to make a left turn similar to other development on 7th Street.

Councilman Nowakowski expressed the reversible lanes on 7th Street and 7th Avenue were unique. He traveled them frequently and noticed people did not understand what they were which caused accidents and thought that was a safety issue. Moreover, there were comments made about there not being sidewalks in the area that connected to the school, noting he never got that study. He was also concerned with the amount of units and the safety of children walking to school given the increase in traffic as cars cut through the neighborhood from 7th Street. He asked if a study was conducted to determine how many streets had sidewalks that connected to the school.

Mr. Stephenson replied he did not have information on off-site sidewalks in the area. He advised the applicant was required to build a sidewalk as were others that recently developed in the area. However, there were portions in older parts of the city that did not have sidewalks which he believed was the case in this neighborhood in some of the single-family areas.

In further response to Councilman Nowakowski, Mr. Stephenson reiterated his staff reviewed emergency accessibility for this project and did not note concerns with that issue.

Mr. Justice, who spoke earlier, confirmed there were no sidewalks in his neighborhood and he had to walk on the side of the street. So, more traffic would make it more difficult for him to walk.

Councilman DiCiccio stressed this would be a classic battle throughout the City between established neighborhoods and projects specifically designed for Millennials that wanted to live in nice areas. He expressed North Central was an amazing area which was why people wanted to live there. He conveyed this proposal passed all of the citizen-based commissions, which did not mean they were not listening to the neighborhood, but had a different position.

A motion was made by Councilman DiCiccio, seconded by Councilwoman Williams, to approve this item per Planning

Commission's recommendation with the following additional stipulations:

1.B. Page 18, Design Guidelines, 3rd Paragraph: Update to require the use of brick accents on six architectural pop-outs at a minimum on the 3rd and 4th levels.

1.C. Page 19, Architectural Character, Bullets 1 and 2: Update to require a minimum of 40 percent brick on the Stella Lane facade, a minimum of 50 percent brick on the Marlette Avenue facade, and the use of brick on a minimum of six architectural pop-outs on the 3rd and 4th levels of the north and east elevations.

1.D. Pages 38-41, Exhibit J: Update conceptual elevations to reflect revisions as required in these stipulations.

1.E. Page 16, Table 3.1, Maximum Density: Add the following text: Maximum number of dwelling units 245.

1.F. Page 16, Table 3.1, Building Height and Maximum Number of Stories: Replace development standard with the following: "35-foot maximum height for 3 stories, 45-foot maximum for 4 stories; 48-foot maximum height for internalized parking structure. These building height standards shall not apply to the architectural embellishments at the entry."

Mayor Stanton recalled many folks expressed concerns about the proposed project not being consistent with the City of Phoenix General Plan. He requested staff provide further testimony as to why this project was appropriate for PUD.

Mr. Stephenson stated the General Plan was approved by the voters as well as a land use map that showed desired development patterns, which provided 15-plus for this area. This was a unique parcel in terms of 15-plus within the 7th Street corridor which was a commercial corridor by virtue of the amount of traffic. He noted this particular parcel was uniquely suited from that General Plan perspective because it was also buffered from existing single-family residential.

Mr. Stephenson continued the standard for a PUD was writing your own development standards and coming up with something that was superior to the existing conventional zoning. In this particular case, the project had access via 7th Street to not use Marlette, covered internalized parking, additional setback requirements because the existing zoning on a portion of the site allowed 48 feet of building height by right, and the three-story building would be more visible on the immediate streets whereas the four-story building was pushed back into the project which made it less visible. For those reasons, that was why staff believed it was a superior project compared to existing conventional zoning. He said there were other things like additional landscape requirements and open space but the aspects he just mentioned were more significant.

Councilwoman Stark stated she was familiar with 7th Street and Greenway which had a huge apartment complex so she knew something like this worked. She pointed out that complex only had access onto 7th Street and it seemed to flow well so she felt comfortable with the traffic issue. However, she was concerned about not having sidewalks and wondered if staff needed to look at having some sidewalk access. She inquired if the applicant was required to construct a sidewalk in front of their property.

Mr. Stephenson responded the applicant was required to construct a sidewalk in front of their property and around the project, and was actually doing an increased sidewalk on their portion. The City could not require them to build a sidewalk throughout the rest of the neighborhood because that would be an off-site improvement. He added since those were existing conditions there would have to be bond funds or grants available in order to put sidewalks in areas that were built prior to the City having sidewalk requirements.

Councilman Nowakowski understood there was a 96 percent increase in density and heard the community's concerns about traffic and fire safety. He was uncomfortable voting on this item without gathering all of the information and data or if there was even a master plan to develop this area.

Councilwoman Gallego agreed with Councilman Nowakowski that this

should not move forward as there was compelling information from the neighborhood. She recalled the neighbors were willing to work out a compromise since it looked possible to get a project with fewer units. She would support a continuance if people wanted to continue working on this matter, but her vote would be no on the underlying motion.

A substitute motion was made by Councilwoman Gallego, seconded by Councilman Nowakowski, to continue this item to the Nov. 15, 2017 formal meeting.

Councilman DiCiccio supported the continuance since some interesting things came up at this meeting. In fact, he thought it was one of the best presentations he had heard from a neighborhood. He stressed a lot of hard work had already been done on the project but concurred with continuing the case to get more information.

Councilman Nowakowski commented he was a strong supporter of density, especially in the downtown area. He had great projects developed by Wood Partners in his district and they worked well with the neighborhood associations. He hoped in the next two weeks all parties could sit down and come up with a win-win situation.

Councilwoman Williams supported the continuance, but mentioned she had many areas in her district that had no sidewalks so people walked in the street as that was the way it was built and people conformed. There were also very few streetlights because it was considered rural years ago. She indicated safety measures were put in to inform people to go to intersections with marked sidewalks. She understood that change was difficult but folks had to realize density was going to happen and when a quality product was presented they should go with it.

Councilwoman Stark stated since she had the largest apartment complex in the State and had seen things that did and did not work, she was willing to talk to the neighborhood as she had some ideas that might help with the traffic.

Mayor Stanton also supported the continuance to see if resolution could be reached on this matter. He thought that Council used good judgment

in this area, though it was not coming to a vote, as well as with each case that came before this body. However, he was not supportive of rezoning on the northwest corner of 7th Street and Marlette.

The hearing was held. A substitute motion was made by Councilwoman Gallego, seconded by Councilman Nowakowski, that this item be continued to the Nov. 15, 2017 City Council Formal Meeting. The motion carried by voice vote:

Yes: 8 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Valenzuela, Councilman Waring, Councilwoman Williams, Councilwoman Gallego and Mayor Stanton

Absent: 1 - Vice Mayor Pastor

Note: Councilman Valenzuela disconnected by phone from the voting body after Item 118.

119 Consideration of Citizen Petition Related to Bump Fire Stocks

This report provides the City Council with information in response to a citizen petition submitted by Rev. Jarrett Maupin at the Wednesday, Oct. 18, 2017 Formal City Council meeting regarding Bump Fire Stocks **(Attachment A)**.

Summary

The petitioner requests the City Council to consider and enact a resolution, ordinance or measure "that expeditiously outlaws the manufacturing, distribution, marketing, sale, possession, transportation, storage, trade or use of Bump Fire Stocks in the City of Phoenix."

Under Federal and State law, bump fire stocks are classified as firearm components. Firearm components are regulated by the Federal Bureau of Alcohol, Tobacco, Firearms, and Explosives. Additionally, State law prohibits cities and towns from regulating firearm components. Federal and State law do not permit a City ordinance regulating firearms.

Options for Council Action

- A. Accept the petition and pass an ordinance that limits or prohibits the sale of bump fire stocks in Phoenix. This option violates State law.
- B. Deny the petition, but pass a resolution to encourage the Federal and State government to limit or prohibit the sale of bump fire stocks.

C. Deny the petition, consistent with State law.

D. Direct the matter to staff or a subcommittee for additional review and study.

Discussion

Councilwoman Williams conveyed the City was not allowed to create an ordinance to address the bump stock issue since it was a state and federal matter. Nonetheless, she offered that the City make a resolution to have local representatives support prohibition of bump stocks.

Mayor Stanton clarified the motion was to deny the citizen petition but support state and federal legislation that banned bump stocks.

Leonard Clark said he believed in the second amendment but opposed silencers and did not think it was fair that officers and citizens were subjected to a sniper using them.

Mayor Stanton confirmed Joanne Scott Woods, who submitted a comment card in favor, did not wish to speak. Also, Metzy Soussan submitted a speaker comment card in opposition and donated her time to Reverend Maupin.

Reverend Jarrett Maupin expressed bump stocks were the most illogical thing to come out to enhance the gun owners experience. He thought Council should do a formal letter of resolution urging Congress to take swift action. In the meantime, he saw an opportunity for the City to take a stance and restrict the sale of bump stocks which could be reversed to avoid the adverse effects of litigation. He stressed there was room for compromise and appreciated the Council's stand on this issue.

A motion was made by Councilwoman Williams, seconded by Councilman Nowakowski, to deny the petition, noting Council support for state and federal legislation that banned bump stocks. The motion carried by the following vote:

Yes: 5 - Councilman Nowakowski, Councilwoman Stark, Councilwoman Williams, Councilwoman Gallego and Mayor Stanton

No: 2 - Councilman DiCiccio and Councilman Waring

Absent: 2 - Councilman Valenzuela and Vice Mayor Pastor

120 Consideration of Citizen Petition Related to Monuments

This report provides the City Council with information in response to a citizen petition submitted by Shawn Severud at the Oct. 18, 2017 Formal City Council meeting regarding monuments and memorials (**Attachment A**).

Summary

The petitioner requests the City Council to "submit written correspondence to the current governor of Arizona, Doug Ducey, calling on him to expend all of his powers in the efforts to remove these disturbing symbols of slavery, some of which are located within the city of Phoenix." It is important to note that none of these monuments or symbols are owned, maintained or on property of the City of Phoenix.

Options for Council Action

- A. Accept the petition, directing staff to create a resolution for the City Council authorizing a letter to Governor Ducey consistent with the petition.
- B. Deny the petition.
- C. Other direction to staff related to removal of State monuments.

Discussion

City Manager Ed Zuercher stated this citizen petition was submitted two weeks earlier requesting Council to submit written correspondence to Governor Ducey to remove symbols of slavery located within the City of Phoenix. He noted none of the monuments were owned, maintained or located on property of the City of Phoenix.

Mayor Stanton conveyed he had been outspoken about this matter and city street names which Council recently debated. He advised if the motion was to deny the citizen petition it was not a reflection of any individual's feelings about this issue but more of a policy matter concerning resolutions that did not directly relate to city business.

Councilwoman Stark offered to call the Governor's Office, as she was a member of the Governmental Mall Commission, to discuss this matter and moved to deny the petition.

Mayor Stanton clarified the motion was to deny the petition as written due to the fact it was not custom to do resolutions that did not pertain to city

business.

Leonard Clark remarked he understood the reason for Council's motion but still wanted the petition approved. He thanked Councilwoman Stark and hoped the phone call caused a favorable outcome.

Mayor Stanton expressed it was inappropriate to have items of reverence to the confederacy in Phoenix.

Shawn Severud did not think Council had reached out to the Governor about this issue, especially since Governor Ducey had no plans to remove these monuments. He emphasized Council should come together as a collective representative and ask the Governor to remove the slavery monuments.

Comment cards were submitted in favor by Joanne Scott Woods and James Deibler, but neither one wished to speak.

Councilwoman Gallego relayed Arizona was nearly a half century away from statehood when the Civil War was fought. Moreover, it was brought to Council's attention that most of the streets named after Civil War-related or confederacy-related items were done during the civil rights movement. She did not think the confederacy should be honored in any way and supported the efforts of State Representative Reginald Bolding and the motion.

Councilman DiCiccio asked for clarification that the motion was to deny the petition and not do a resolution from Council.

Mayor Stanton replied the motion was to deny the petition but the intent of the denial was based more on procedure and not the substance of the issue.

A motion was made by Councilwoman Stark, seconded by Councilwoman Williams, to deny the petition. The motion carried by the following vote:

Yes: 7 - Councilman DiCiccio, Councilman Nowakowski, Councilwoman Stark, Councilman Waring, Councilwoman Williams, Councilwoman Gallego and Mayor Stanton

Absent: 2 - Councilman Valenzuela and Vice Mayor Pastor

REPORTS FROM CITY MANAGER, COMMITTEES OR CITY OFFICIALS

None.

CITIZEN COMMENTS

Note: Councilman DiCiccio and Councilwoman Williams left the voting body.

Leonard Clark conveyed Ms. Woods would be submitting a citizen petition for a police oversight board which he thought would help restore community trust.

Joanne Scott Woods submitted a citizen petition regarding implementation of a civilian review board and read the contents of it to Council.

James Deibler expressed concern about buses running late on 43rd Avenue due to traffic on Grand Avenue. He suggested this bus route operate from the south garage as referenced by a map he submitted and requested more frequency on 43rd Avenue.

Tom Simon spoke about the Chinese Cultural Center, stating True North was not open to good faith dealing regarding the Center as a meeting was planned but never happened. He also expressed concern regarding the permit issued by the City, that was not properly attained, to dismantle the roof tiles of the Center.

Mayor Stanton requested the City Attorney meet with Mr. Simon to discuss the legal issues.

Zheng Shi Qi emphasized materials were imported from China to build the Chinese Cultural Center and could not be replaced; therefore, he asked that it be preserved.

Jeff Spellman submitted a citizen petition on behalf of Take Action Phoenix regarding text amendment Z-TA-22-08 related to regulation of group homes. He

suggested the alternate request in his petition that Council approve the framework and time line to quickly move forward.

Pasquale Labate submitted documents and requested that Council deny parking privileges for the business located at 1529 E. Willetta St. until they were in compliance.

ADJOURN

There being no further business to come before the Council, Mayor Stanton declared the meeting adjourned at 6:40 p.m.

MAYOR

ATTEST:

CITY CLERK

SC

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the formal session of the City Council of the City of Phoenix held on the 1st day of November, 2017. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 13th day of December, 2017.

CITY CLERK