NOTICE OF PUBLIC MEETING
PHOENIX CITY COUNCIL
NEIGHBORHOODS, PLANNING AND DEVELOPMENT, HOUSING & HOMELESS SUBCOMMITTEE

Pursuant to A.R.S. Section 38-431.02, notice is hereby given to the members of the **PHOENIX CITY COUNCIL NEIGHBORHOODS, PLANNING AND DEVELOPMENT, HOUSING & HOMELESS SUBCOMMITTEE** and to the general public, that the **PHOENIX CITY COUNCIL NEIGHBORHOODS, PLANNING AND DEVELOPMENT, HOUSING & HOMELESS SUBCOMMITTEE** will hold a meeting open to the public on **Tuesday, February 19, 2013 at 10:00 a.m. located at Phoenix City Hall, 1st Floor Atrium, Assembly Rooms A, B, & C, 200 West Washington Street, Phoenix, Arizona.**

One or more Subcommittee members may participate via teleconference.
The agenda for the meeting is as follows (items may be discussed in a different sequence than posted):

1.	**Call to Order**	Daniel Valenzuela, Chair
2.	**Call to the Public:** Consideration, discussion and comments from the public; those wishing to address the Subcommittee need not request permission in advance. Action taken as a result of public comment will be limited to directing staff to study the matter or rescheduling the matter for further consideration and decision at a later date.	Daniel Valenzuela, Chair
3.	**Review and Approval of the January 15, 2013 Neighborhoods, Planning and Development, Housing & Homeless Subcommittee Meeting Minutes**	Page 5
Items 4 and 5 are for consent action. No presentations are planned; however staff will be available to answer questions.		
4.	**AUTHORIZATION TO APPLY FOR AND ACCEPT RESIDENT OPPORTUNITIES AND SELF SUFFICIENCY (ROSS) SERVICE COORDINATOR GRANT FROM THE U. S. DEPT OF HOUSING AND URBAN DEVELOPMENT** This report requests the Subcommittee recommend the City Council grant retroactive approval to apply for and, if awarded, accept a ROSS Service Coordinator grant from the U. S. Department of Housing and Urban Development. **This item is for consent action.**	Kim Dorney, Housing Page 13
5.	**NATIONAL ASSOCIATION OF HOUSING AND REDEVELOPMENT OFFICIALS (NAHRO) ANNUAL MEMBERSHIP** This report provides a summary of the National Association of Housing and Redevelopment Officials (NAHRO) membership benefits and the annual fees, and requests the Subcommittee recommend City Council approval of continued participation for 2013 at a total cost of $12,122.50. **This item is for consent action.**	Kim Dorney, Housing Page 15

Items 6 - 9 are for information, discussion and possible action.		
6.	**VACANT PROPERTY UPDATE** This report provides an update on vacant properties in Phoenix. The report also requests the Subcommittee recommend City Council approval to establish and attach a $20 fee to civil citations issued for violations of the Neighborhood Preservation Ordinance (NPO) to be used for emergency abatement of health and safety hazards and to remove blight from vacant or abandoned residential properties. **This item is for information, discussion and possible action.**	Chris Hallett, Neighborhood Services Page 17
7.	**DOMESTIC VIOLENCE SERVICES CONTRACT AWARD** The purpose of this report is to request the Subcommittee recommend that the City Council award a contract for $200,000 for domestic violence services to the Arizona Coalition Against Domestic Violence (AZCADV) for a period beginning March 1, 2013 through June 30, 2014. **This item is for information, discussion and possible action.**	Deanna Jonovich, Human Services Page 21
8.	**CONTRACT AWARD FOR OPERATION OF THE WATKINS EMERGENCY SHELTER** This report requests the Subcommittee recommend that the City Council award a contract in the amount of $1 million for the operation of the City of Phoenix Watkins Emergency Shelter to UMOM New Day Centers with an option to extend the contract up to four additional years, in increments of up to one year, which will be exercised by staff if considered in the City's best interest. **This item is for information, discussion and possible action.**	Deanna Jonovich, Human Services Page 23
9.	**PRESERVATION PLAN FOR STRUCTURES IN PHOENIX DESIGNED BY FRANK LLOYD WRIGHT** This report provides information and requests the Subcommittee recommend City Council approval of *A Plan for Preservation* for structures in Phoenix designed by Frank Lloyd Wright. The plan would be implemented subject to approval of additional funds for staff costs and to hire consultants to complete a portion of the plan. **This item is for information, discussion and possible action.**	Derek D. Horn, Planning and Development Page 25

Items 10 and 11 are for information and discussion.		
10.	**MULTI-FAMILY PROPERTIES – CODE COMPLIANCE AND LANDLORD/TENANT CONCERNS** This report provides the Subcommittee information on current resources available to address health and safety concerns at multi-family rental properties and requests direction on potential options for an enhanced approach. **This item is for information and discussion.**	Chris Hallett, Neighborhood Services Page 33
11.	**GRAFFITI FREE PHOENIX PILOT PROGRAM UPDATE** This report provides an update on the Graffiti Free Phoenix Pilot Program. **This item is for information and discussion.**	Chris Hallett, Neighborhood Services Page 37
12.	**Future Agenda Items:** This item is scheduled to give Subcommittee members an opportunity to mention possible topics for future Subcommittee agendas or to request City staff to follow-up on Subcommittee issues.	Daniel Valenzuela, Chair
13.	**Call to the Public:** Consideration, discussion and comments from the public; those wishing to address the Subcommittee need not request permission in advance. Action taken as a result of public comment will be limited to directing staff to study the matter or rescheduling the matter for further consideration and decision at a later date.	Daniel Valenzuela, Chair
14.	**Adjournment**	Daniel Valenzuela, Chair

For further information, please call Brandie Barrett, Management Assistant, City Manager's Office, at 602-262-7684 or Wathsna Sayasane at 602-262-4449.

Persons paid to lobby on behalf of persons or organizations other than themselves shall register with the City Clerk prior to lobbying or within five business days thereafter, and must register annually to continue lobbying. If you have any questions about registration or whether or not you must register, please contact the City Clerk's Office at 602-262-6811.

For reasonable accommodations, call Brandie Barrett at Voice/602-262-7684 or TTY/602-534-5500, or Wathsna Sayasane at 602-262-4449 as early as possible to coordinate needed arrangements.

Subcommittee Members

Councilman Bill Gates
Councilman Tom Simplot
Councilman Jim Waring
Councilman Daniel Valenzuela, Chair

February 14, 2013

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Phoenix City Council
Neighborhoods, Planning and Development, Housing & Homeless Subcommittee
Summary Minutes
Tuesday, January 15, 2013

1st Floor Atrium
Assembly Rooms A, B, and C
200 West Washington Street
Phoenix, Arizona

Subcommittee Members Present
Councilman Daniel Valenzuela, Chair
Councilman Bill Gates
Councilman Tom Simplot
Councilman Jim Waring

Staff Present	Staff Present	Public Present
Alan Stephenson	Kim Dorney	Mike Holt
Ashley Bunch	Kweilin Waller	Tim O'Neal
Aubrey Anaya	Laura Etter	Benjamin Graff
Bethany Samaddar	Lisa Everhart	David Schwartz
Bob Lozier	Lorizelda Stoeller	Billy Shields
Brandie Barrett	Megan Schmitz	
Chris Hallett	Neil Mann	
Cindy Stotler	Nichole Ayoola	
Derek Horn	Penny Parrella	
Eric Johnson	Rick Naimark	
Erynn Crowley	Sandra Hoffman	
Felipe Moreno	Tim Boling	
Gary New	Toni Maccarone	
Greg GonzaleZ	Wathsna Sayasane	
Jessica Amend	Wendy Villa	
John Trujillo		

1. Call To Order

Councilman Valenzuela called the meeting to order at 10:16 a.m. with Councilman Gates and Simplot via telephone. Councilman Waring was absent.

2. Call to the Public

None

3. Review and Approval of the October 16, 2012 Neighborhoods, Planning and Development, Housing & Homeless Subcommittee Meeting Minutes

4. Review and Approval of the October 24, 2012 Neighborhoods, Planning and Development, Housing & Homeless Subcommittee Meeting Minutes

Items 3 and 4 were heard together. Councilman Gates motioned for approval. Councilman Simplot seconded the motion, which passed 3:0.

5. Neighborhood Services Volunteer Efforts Update

6. Neighborhood Notification Database Update

7. Neighborhood Stabilization Update

Items five through seven were for information only. No questions were asked.

8. Recycling Program in Multifamily Housing

Rick Naimark, Deputy City Manager introduced the item and Kim Dorney, Housing Department Director, and John Trujillo, Public Works Department Acting Director.

Ms. Dorney explained the City's pilot program to provide recycling services to City-owned multifamily housing developments. She stated the program was in partnership with the Public Works Department and efforts focused on apartment rehabilitation and intensive recycling education outreach. Ms. Dorney noted Sunnyslope Manor and Park Lee Apartments were chosen as the first developments to be part of the program.

Mr. Trujillo presented a summary of the results for the two pilot locations. He stated the diversion rate increased to 14.86 percent in October from the 2 percent recorded in March. Mr. Trujillo presented additional findings stating the diversion rate was aligned with the residential rate, staff observed low contamination, the few contamination reoccurrences were resolved through educational efforts, the program's focus was on continued education and engagement with residents, and there was an overall reduction in cost. He provided details in regards to how the costs for the City's recycling process was less when compared to regular trash service.

Ms. Dorney stated the goal of the program would be to transition all City-owned multifamily housing to offer recycling services. She explained the pilot program was expanded to three other locations in December after staff was able to observe the successes of the first two locations.

Councilman Simplot acknowledged staff's management of the program and emphasis on educating the residents to embrace recycling. Councilman Gates and Councilman Valenzuela additionally expressed their support.

Councilman Simplot motioned for approval. Councilman Gates seconded, which passed 3:0.

9. Vacant Property Update

Mr. Naimark noted item 9 would be placed on the next Subcommittee agenda.

10. Implementation of Five Day Development Site Plan Review

Mr. Naimark introduced the item and Derek Horn, Planning and Development Department Acting Director, and Cindy Stotler, Planning and Development

Department Assistant Director. Mr. Horn explained the item was a result of recommendations from the former task force and previous City Council guidance.

Ms. Stotler briefly presented the background of the item explaining what a site plan was and why the current site plan review process takes approximately 30 days to complete. She highlighted the additional regulations required to be reviewed from other departments and external agencies, such as utility companies and the Street Transportation Department. She summarized the process into three main steps: intake, routing and results. She noted three categories of review and their approximate turnaround times: major (30 days), minor (20 days) and over-the-counter (1 day).

Ms. Stotler presented the proposed changes to the process. She stated the intake step would incorporate more electronic research and the routing would be reduced to just Planning and Development Department staff, which both process changes would result in a reduced turnaround time. She noted the exceptions for more complicated sites such as any downtown high-rises or historic preservation sites would not be able to submit for the new five day review process. Ms. Stotler explained those exceptions accounted for approximately 10 percent of the projects last fiscal year, therefore staff projected 90 percent of projects would still be eligible for the new process. She provided a proposed implementation timeline phase and estimated results, noting if the needed resources were approved 78 percent of eligible projects this fiscal year could be reviewed in 5 days and by next fiscal year it would increase to 100 percent.

Ms. Stotler outlined the resources needed to implement the program and requested the Subcommittee recommend Council approval. She described the requested additional staff, which included positions such as a Traffic Engineer and Engineering Technician. She explained the electronic upgrades needed such as resources to covert zoning files into electronic files.

Councilman Gates arrived, in person, to the meeting at 10:38 a.m.

Ms. Stotler continued with a presentation of the implementation schedule noting the recruitment of staff would occur in February and the full five day site plan review process implemented in July. She described the financial costs associated with the additional resources, estimating a $281,600 cost for the current fiscal year and the full ongoing costs of $445,000 for the following fiscal years. She noted all costs would be funded through the Development Fund.

Councilman Gates requested further clarification on the funding source for the current fiscal year. Ms. Stotler responded the funding was available in the department’s contingency fund and no General Fund money would be used.

Councilman Simplot and Councilman Valenzuela expressed their support and acknowledged staff’s work in developing the plan.

Councilman Gates motioned for approval. Councilman Simplot seconded the motion, which passed 3:0.

11. <u>Zoning Ordinance Text Amendments to Modify the Downtown Code and to Sunset the Downtown Core and the Warehouse Overlay Districts</u>

Mr. Naimark introduced the item and Mr. Horn, Alan Stephenson, Planning and Development Deputy Director, and Sandy Hoffman, Principal Planner for the presentation.

Mr. Horn stated the Downtown Code was an attempt to introduce a new form-based code zoning tool to provide more appropriate regulations to the downtown area. He explained that over time as staff enforced the new code, errors were discovered and the proposed item would adopt changes to allow for a more workable code. He noted that multiple public meetings were held over a seven month period to collect public input to develop the proposed changes.

Ms. Hoffman presented the background of the request, noting the amendments would still align with the original intent of the code, which was to ensure a vibrant, quality and pedestrian friendly downtown. She added the changes would provide further clarity and consistency. She outlined the proposed amendments, such as the reestablishment of sign regulations, return of the Arts, Culture and Small Business entitlements, allowance of interim uses on vacant properties, improved maps, clarification and expansion of conditional uses and a recalibration of the Sustainability Point System. Ms. Hoffman further noted the request to sunset the old Downtown Core and Warehouse Overlay zoning districts, which the Downtown Code has already incorporated.

Councilman Gates and Councilman Simplot expressed their support.

Councilman Gates motioned for approval. Councilman Simplot seconded, which passed 3:0.

12. <u>Zoning Ordinance Text Amendment to Modify Regulations for Charitable Donation Drop Boxes: Z-TA-14-12</u>

Mr. Naimark introduced the item and noted the proposal was being heard to receive additional Subcommittee guidance as the text amendment moves forward through the vetting process.

Mr. Horn stated the item was initiated by the Finance, Efficiency, Innovation and Sustainability Subcommittee to research the concern regarding the misuse of charitable drop boxes and the negative impacts experienced by business and property owners. He introduced Alan Stephenson, Planning and Development Deputy Director, to present the concerns and recommendations.

Mr. Stephenson outlined the main concerns raised related to the boxes, such as delay in pick-up, lack of maintenance, loss of parking, obstruction of vehicular circulation and lack of property owner permission. He summarized the draft regulations, which include the requirement to obtain an Administrative Temporary Use Permit (ATUP) with a $135 fee and a required annual renewal of the ATUP. He described the stakeholder and public input received, which included feedback from businesses such as Goodwill and the Text Amendment Advisory Committee

(TAAC). He noted TAAC discussed a broad range of options, which included eliminating the use of the boxes all together.

Benjamin Graff, representative for Goodwill, expressed his support of staff's draft recommendation. He concurred with the core issues being the mismanagement of the boxes resulting in blight and the lack of property owner permission. He provided the Subcommittee with an article from USA Today that provided further insight on the misuse of donation boxes and the growing problem nationwide.

Tim O'Neal, representative for Goodwill, noted his support.

Mike Holt, representative for ATRS, expressed his support for further regulation to address the concerns as presented by staff.

Councilman Gates asked for clarification on the $135 fee. Mr. Stephenson responded the fee was the current amount charged for existing ATUP requests, which is a cost recovery fee for the department. Mr. Stephenson noted staff was unsure as to how many of the collection bin owners would come forward to apply for the ATUP, therefore staff could always review after a certain period of implementation to determine if a fee adjustment needed to be made. Mr. Naimark added the Audit Department conducts a full audit of all the department's fees to determine their appropriateness to recover costs.

Councilman Gates inquired as to how the enforcement is performed and whether the fee goes towards the enforcement. Mr. Stephenson replied that the Neighborhood Services Department handles all zoning enforcement and the Law Department did advise incorporating a grace period for property owners to come into compliance.

Councilman Gates noted his support for additional regulation due to the concerns that had been raised but he wanted to address the appropriateness of the fee at a later time.

Councilman Simplot acknowledged the growing problem with the rogue boxes and noted his district's experiences with this issue.

Councilman Valenzuela expressed his support for staff to move forward and noted he wanted to make sure the fee charged was appropriate and would recover any costs associated with ensuring compliance.

13. <u>Neighborhood College</u>

Mr. Naimark introduced the item and Chris Hallett, Neighborhood Services Department Director, and Greg Gonzalez, Neighborhood Services Department Program Manager. Mr. Hallett explained the Neighborhood College originated from the City's Strategic Plan under the Neighborhoods and Livability element. He emphasized the focus to build neighborhood capacity by empowering residents and providing them with the resources and education on how to be a community leader. He noted the coordination between several departments and the

Neighborhood Coordination Division to develop a curriculum for the Neighborhood College.

Mr. Hallett discussed the main components of the two tracks of the Neighborhood College curriculum. He stated the first track, Navigate PHX, was the broader base option where any individual with a passion for a specific neighborhood concern could focus on that particular issue and work on reaching a successful outcome. He noted the track's coursework were identified in existing workshops and staff would utilize an online registration service offered by the Parks and Recreation Department for the public to enroll in classes.

Mr. Hallett described the second track, Neighborhoodology, as the more intense curriculum targeting the more active neighborhood organizations looking to enhance capacity in a greater level of detail. He pointed out the greater level of commitment required from residents for this track. He stated the track would have a pilot program starting in the spring with four neighborhoods and an additional four groups in the fall.

Councilman Waring entered the meeting at 11:19 a.m.

Mr. Hallett described additional details of the Neighborhoodology tack, such as the multiple departments involved in offering courses. He explained the continued work reviewing feedback received from two focus groups on Neighborhood College. He noted the overall comments received were positive with support for the coursework, incentives, structure and the marketability offered by the program.

Councilman Gates asked how the program is related to the Good Neighbor program, how many residents comprised a group and how staff will identify the pilot neighborhoods. Mr. Hallett responded the Good Neighbor program would still be a separate program but the Neighborhood College would incorporate some of the existing components of the Good Neighbor program. Mr. Gonzalez clarified the Neighborhoodology track would require 3 to 5 people for the entire 10 hour cumulative course and most of the courses would be held at facilities offered by the Parks and Recreation and Library Departments. He noted some courses would involve tours, such as ones conducted by the Public Works Department. Mr. Hallett additionally replied staff would be requesting each of the Subcommittee members to identify a neighborhood group in each of their districts for the pilot program.

Councilman Valenzuela expressed his support for the program and noted the common request from residents looking for assistance on how to engage their neighbors.

14. <u>Future Agenda Items</u>
None

15. <u>Call to the Public</u>
None

16. <u>Adjournment</u>

The meeting adjourned at 11:29 a.m.

Respectfully submitted,

Wathsna Sayasane
Management Intern

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CITY COUNCIL REPORT

TO: Jerome E. Miller
Deputy City Manager

FROM: Kim Dorney
Housing Director

SUBJECT: AUTHORIZATION TO APPLY FOR AND ACCEPT ROSS GRANT FROM THE U. S. DEPT OF HOUSING AND URBAN DEVELOPMENT

This report requests that the Neighborhoods, Planning and Development, Housing & Homeless Subcommittee recommend that the City Council grant retroactive approval to apply for and, if awarded, accept a Resident Opportunities and Self Sufficiency (ROSS) Service Coordinator grant from the U. S. Department of Housing and Urban Development (HUD). If the grant is awarded, staff also requests approval to execute grant agreements and all other required documents and take all actions necessary or appropriate to implement the grants, including the reassignment or creation of two Service Coordinator (Caseworker I) positions; and for the City Treasurer to accept and for the City Controller to disburse the grant funds if awarded to the City.

THE ISSUE

The ROSS Service Coordinator grant provides funding to continue programs in the Housing Department that provide services to participants in the City's public housing communities. This three year grant would provide up to $492,000 to fund two Service Coordinator (Caseworker I) positions. The funds may only be used to pay for the salary, fringes, training and administrative items necessary for the Service Coordinators. The grant's goal is to develop local strategies for coordinating the use of assistance under the public housing program with public and private resources for supportive services and resident empowerment activities. An application for this grant has been submitted, as the deadline was February 19, 2013, and this request seeks ratification of the application, as submitted. If City Council does not approve the submission, the application will be withdrawn.

The grant requires a 25 percent match, or $123,000, over the grant term. The Department is actively seeking in-kind support from community partners to meet the requirement.

HOUSING IMPACT

The grant will further the Housing Department's mission of creating, promoting and sustaining diversified and affordable housing opportunities, while encouraging resident stability and economic independence.

RECOMMENDATION

This report requests that the Neighborhoods, Planning and Development, Housing & Homeless Subcommittee recommend that the City Council grant retroactive approval to apply for and, if awarded, accept a Resident Opportunities and Self Sufficiency (ROSS) Service Coordinator grant from the U. S. Department of Housing and Urban Development (HUD), and if the grant is awarded, to execute grant agreements and all other required documents and take all actions necessary or appropriate to implement the grants; including the reassignment or creation of two Service Coordinator (Caseworker I) positions; and for the City Treasurer to accept and for the City Controller to disburse the grant funds if awarded to the City.

CITY COUNCIL REPORT

TO: Jerome E. Miller
Deputy City Manager

FROM: Kim Dorney
Housing Director

SUBJECT: NATIONAL ASSOCIATION OF HOUSING AND REDEVELOPMENT OFFICIALS (NAHRO) ANNUAL MEMBERSHIP

This report provides the Neighborhoods, Planning and Development, Housing & Homeless Subcommittee a summary of the National Association of Housing and Redevelopment Officials (NAHRO) benefits and the annual fees, and requests the Subcommittee recommend City Council approval of continued participation for 2013 at a total cost of $12,122.50.

THE ISSUE

NAHRO was originally established in 1933. For 59 years, the Housing Department has been a member of NAHRO. Membership provides a variety of benefits to the City including assistance to improve day-to-day operations, ensure compliance with federal housing regulations, provide professional development opportunities for staff, conduct public outreach efforts, and ongoing updates to keep staff informed about regulatory issues well in advance of action being taken. Resources available from NAHRO include:

- Publications –NAHRO publishes a weekly email about changing rules, regulations, and upcoming compliance deadlines. They work closely with Federal funding agencies to clarify requirements. In addition, a monthly newsletter is published, and books and model documents are available from the organization.
- Advocacy –NAHRO ensures there is unified voice for housing authorities supporting regulatory streamlining, limiting unfunded mandates, and providing sufficient funding to administer programs per the regulations.
- Outreach—NAHRO supports and assists agencies with public awareness through efforts such as the Housing America program (October), Fair Housing Month (April), youth scholarships and the youth art contest for a national calendar.
- Training – NAHRO provides professional development programs for employees which helps update staff skills and support compliance. Programs are webinar based, location based and can also be offered locally. The Summer 2013 national conference will be located in Phoenix at the Sheraton Downtown.

Participation with NAHRO allows the City to access a variety of publications and training to ensure City staff is prepared to provide quality and compliant housing programs. In addition, participation ensures that the City is well informed on future regulatory issues that may impact the financial and operational sustainability of the City Housing Department.

RECOMMENDATION

This report requests the Subcommittee recommend City Council approval of continued participation in the National Association of Housing and Redevelopment Officials (NAHRO) for 2013 at a total cost of $12,122.50.

CITY COUNCIL REPORT

TO: Jerome E. Miller
Deputy City Manager

FROM: Chris Hallett
Neighborhood Services Director

SUBJECT: VACANT PROPERTY UPDATE

This report provides information to the Neighborhoods, Planning and Development, Housing & Homeless Subcommittee with an update on vacant properties in Phoenix. The report also requests the Subcommittee recommend City Council approval to establish and attach a $20 fee to civil citations issued for violations of the Neighborhood Preservation Ordinance (NPO) to be used for emergency abatement of health and safety hazards and to remove blight from vacant or abandoned residential properties.

THE ISSUE

Neighborhood Services Department (NSD) staff utilizes several enforcement tools to address blighted vacant, or open and vacant properties. Blighted properties that are secured are addressed on a complaint basis. Enforcement is initiated based on the complaint and continues until the property is brought into compliance. Properties that are unsecured and vacant are potential hazards and follow an expedited enforcement process. These cases can be initiated by a complaint or by staff who identify them in the field.

In addition to the general enforcement process, staff also employs an abatement process. Problem properties that have not been cleaned and/or secured after a notice has been issued are cleaned and secured through a contractor, and then a lien is placed on the property for the cost of the abatement.

At the direction of the Neighborhoods, Planning and Development, Housing & Homeless Subcommittee, staff developed some methods to address vacant properties more effectively and is proposing a new fee that would be attached to civil citations. Funds collected would be used for emergency abatement of health and safety hazards and to remove blight from vacant or abandoned residential properties.

OTHER INFORMATION

NSD staff resolved 61,761 code violation cases last fiscal year and 91 percent (56,203) were achieved through voluntary compliance. Four percent (2,614) of cases resolved last year went to abatement where extensive research was involved. These cases normally included vacant properties. Seven percent (188) of the 2,614 cases that were closed through abatement were held by financial institutions; 29 percent (762) were owned by corporations; and 64 percent (1,664) were held by private owners.

Staff coordinates efforts to correct violations at vacant properties by contacting the property owner, lien holders, and other responsible parties to address the violations.

Last year, 71 percent (1,856) of abatement cases were corrected by property owners and lien holders through those efforts while 29 percent (758) were contractually abated by the City.

Staff met with members of the Arizona Bankers Association, members of Living United for Change in Arizona (LUCHA), and representatives of the three major mortgage holders in Arizona to discuss methods to improve maintenance of vacant properties in Phoenix. Efforts to increase communication were developed and have been implemented. Direct contact information for staff responsible for the maintenance of vacant properties for which the bank holds the mortgage was improved; contact information for other banks was developed through the Arizona Bankers Association; an agreement to post contact information on vacant properties was reached; and banks agreed to sign an "Authority to Arrest" agreement for vacant properties to provide Phoenix Police the authority to remove individuals that do not have a reason to be on the property. This will help prevent vandalism, reduce the number of fires at vacant homes, and prevent groups of individuals from gathering at vacant properties.

In addition to improved communication efforts and information posting, staff entered into a contractual agreement with Experian Data Base system which provides more recent contact information for property owners. This additional research tool will allow staff access to resources that will enable them to better contact property owners.

In Fiscal Year 2011-12, staff issued 1,882 citations (where a fine was imposed and paid) to property owners and responsible parties for code violations. The citations were issued usually after extensive notifications and unsuccessful efforts to cooperate with those individuals. These are the problem properties in Phoenix. Phoenix City Code 39-13F states:

> *"The City may charge reasonable fees to the owner and responsible party of a property for inspections, including their related activities and administrative functions, other than the initial inspection and the final inspection, conducted pursuant to this chapter."*

Staff is recommending adding a $20 fee to civil citations issued for violations of the NPO to create a fund to use for emergency abatement of health and safety hazards and to remove blight from vacant or abandoned residential properties. Based on citations issued and fines collected last year, the fee would generate approximately $37,600 each year to address conditions at problem properties. Funds could be used to provide fencing around an unsafe structure, board up a missing window, cut and remove high, dry vegetation, drain a swimming pool, remove trash, and other abatement activities deemed necessary. Staff estimates a cost of $500-$1,000 per property for these activities resulting in 40-60 additional properties abated each fiscal year.

Other Neighborhood Preservation Foreclosure Initiatives

Due to the negative effects of blighted foreclosure properties on surrounding neighborhoods, NSD initiated the Foreclosure Education and Blight Elimination Program. This program includes inspections of each property within the city of Phoenix when a lien holder issues a notice of trustee sale or completes its foreclosure and owns the property. The properties are inspected for the eight most common blight violations at the notice of foreclosure. If a violation is found, an informational letter is sent to the

current owner providing foreclosure prevention resource links, and notifies them of their responsibility to maintain the property until the trustee sale is complete. An “Authority to Arrest” form will also be provided in the packet. Enforcement continues on properties that are not brought into compliance until compliance is achieved.

In order to place a lien for the cost of abatement, the City is required to issue a 35 day notice of violation to the owners and all financial interests. During this waiting period the property continues to deteriorate and adversely affect surrounding neighborhoods. In addition, property ownership may change during this period and proper notification to the new owner is required. The biggest challenge is the inability to address these vacant blighting properties during ownership transitions. The $20 fee collected from civil citation violations will be used to address problem vacant properties during this time frame.

In summary, enhanced efforts to address vacant property issues include:

- Access to more current property owner contact information using Experian database system.
- $20 fee attached to civil citations issued for violations of the Neighborhood Preservation Ordinance.
- Funds will be used to abate health and safety hazards and remove blight.
- Add the “Authority of Arrest” form in the Foreclosure Packet.
- Improve communication efforts with lending institutions.
- Inspection staff will open violations proactively.
- Increase public education to report vacant property violations to NSD quickly.
- Initial inspection conducted 45 days after the notice of foreclosure has been issued to better reach owners of vacant properties.

RECOMMENDATION

Staff requests Neighborhoods, Planning and Development, Housing & Homeless Subcommittee recommend City Council approval to establish and attach a $20 fee to civil citations issued for violations of the Neighborhood Preservation Ordinance to be used for emergency abatement of health and safety hazards and to remove blight from vacant or abandoned residential properties.

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CITY COUNCIL REPORT

TO: Jerome E. Miller
Deputy City Manager

FROM: Deanna Jonovich
Human Services Director

SUBJECT: DOMESTIC VIOLENCE SERVICES CONTRACT AWARD

The purpose of this report is to request the Neighborhood, Planning and Development, Housing & Homelessness Subcommittee recommend that the City Council award a contract for $200,000 for domestic violence services to the Arizona Coalition Against Domestic Violence (AZCADV) for a period beginning March 1, 2013 through June 30, 2014.

THE ISSUE

On December 19, 2012, the Human Services Department received direction from City Council to issue a Request for Proposals (RFP) for domestic violence services in the city of Phoenix. The RFP provided $200,000 in Community Development Block Grant and General Funds for a contract term of March 1, 2013 to June 30, 2014 to provide increased or enhanced domestic violence services in the community.

$100,000 in Community Development Block Grant (CDBG) funds would provide a one-time allocation from a reprogramming of unspent allocations of CDBG funds. By federal statute, the CDBG program provides funding primarily for physical improvement projects and is limited to a maximum amount of 15 percent for public services. The requested allocation would bring the City to the maximum amount allowed for its public service allocation.

$100,000 in General Funds would be required to fund the balance of the contract. Future contracts would be funded by the General Fund at $200,000 per year.

The contractor was selected in accordance with the Request for Proposal process established in A.R. 3.10. HSD received two proposals from AZCADV and New Life Shelter. An evaluation panel appointed by the City Manager's Office evaluated each proposal. Panel members included:

- Rick Naimark, Deputy City Manager
- Jodi Liggett, Senior Policy Advisor, Office of the Mayor
- Deanna Jonovich, Human Services Director
- Penny Parella, Executive Assistant to the City Council

The panel evaluated the proposals based on the following criteria, as established in the RFP and approved by the City Council:

Program Summary / Method of Approach	400 Points
Experience and Expertise	300 Points
Cost / Budget	200 Points
Fiscal Ability	100 Points

Based on the criteria evaluated, the committee unanimously recommended making the award to AZCADV whose proposal was deemed responsive and most advantageous to the City.

AZCADV is partnering with UMOM New Day Center and A New Leaf's DV STOP programs to operate and administer the collaborative effort of seven community programs: Sojourner Center; Salvation Army's Elim House; Chrysalis; Catholic Charities My Sister's Place; CPLCs DeColores Shelter; Eve's Place, and Community Alliance Against Family Abuse (CAAFA). The organizations will work together to combat domestic violence and ensure access to and availability of the region's domestic violence programs through two pilot projects:

- Centralized Screening Program
- Mobile Domestic Violence Housing Specialist

The request for awarding the contract also will include authorization to amend the City's 2012-13 Annual Action Plan to the U.S. Department of Housing and Urban Development (HUD) to include the services to be funded.

A report on the recommended contract award was provided to the Public Safety, Veterans, Transparency and Ethics Subcommittee for information and discussion on February 13, 2013.

RECOMMENDATION

The Human Services Department requests the Neighborhoods, Planning and Development, Housing & Homeless Subcommittee recommend that the City Council award a contract for $200,000 for domestic violence services to the Arizona Coalition Against Domestic Violence (AZCADV) for a period beginning March 1, 2013 through June 30, 2014.

CITY COUNCIL REPORT

TO: Jerome E. Miller
Deputy City Manager

FROM: Deanna Jonovich
Human Services Director

SUBJECT: CONTRACT AWARD FOR OPERATION OF THE WATKINS EMERGENCY SHELTER

The Human Services Department (HSD) requests the Neighborhoods, Planning and Development, Housing & Homeless Subcommittee recommend the Phoenix City Council award a contract in the amount of $1 million for the operation of the City of Phoenix Watkins Emergency Shelter to UMOM New Day Centers with an option to extend the contract up to four additional years, in increments of up to one year, which will be exercised by staff if considered in the City's best interest.

THE ISSUE

On November 7, 2012, HSD issued a Request for Proposals (RFP) for the operation of the City of Phoenix Watkins Emergency Shelter (WES). Up to $1 million is available for the operation through four funding sources: Department of Housing and Urban Development Emergency Solutions Grants; Community Development Block Grants; the Arizona Department of Economic Security; and the City of Phoenix General Fund.

HSD received one proposal from UMOM New Day Centers. An evaluation panel appointed by the Human Services Department Director evaluated the proposal. Panel members included:

- Jodi Liggett, Senior Policy Advisor, Office of the Mayor
- Libby Bissa, Acting Family Advocacy Center Director
- Liz Morales, Housing Manager
- Steve MacFarlane, Human Services Planning Supervisor

The panel evaluated the proposal based on the following criteria as established in the RFP and approved by the City Council:

Service Methodology	400 Points
Experience and Expertise	300 Points
Itemized Service Budget	200 Points
Fiscal Ability	100 Points

Based on the criterion evaluated, the committee unanimously recommended making the award to UMOM New Day Centers whose proposal was deemed responsive and advantageous to the City.

OTHER INFORMATION

The Watkins Emergency Shelter has operated year round since 2008 and provides emergency housing for up to 20 families and 120 single women on a daily basis. Services include sleeping accommodations, meals, health care, supervised activities for children, behavioral health services, case management and clothing. HSD provides on-site case management services to both families and single women who are staying at WES.

RECOMMENDATION

The Human Services Department requests the Neighborhoods, Planning and Development, Housing & Homeless Subcommittee recommend the Phoenix City Council award a one year contract in the amount of $1 million for the operation of the City of Phoenix Watkins Emergency Shelter to UMOM New Day Centers with an option to extend the contract up to four additional years, in increments of up to one year, which will be exercised by staff if considered in the City's best interest.

CITY COUNCIL REPORT

TO: Rick Naimark
Deputy City Manager

FROM: Derek D. Horn, P.E., C.B.O.
Acting Planning & Development Director

SUBJECT: PRESERVATION PLAN FOR STRUCTURES IN PHOENIX DESIGNED BY FRANK LLOYD WRIGHT

This report provides information to the Neighborhoods, Planning and Development, Housing & Homeless Subcommittee on *A Plan for Preservation* for structures in Phoenix designed by Frank Lloyd Wright (Attachment A). This plan was requested by the Historic Preservation Commission. Staff requests the Neighborhoods, Planning and Development, Housing & Homeless Subcommittee recommend City Council approval of *A Plan for Preservation* for structures in Phoenix designed by Frank Lloyd Wright. The plan would be implemented subject to approval of additional funds for staff costs and to hire consultants to complete a portion of the plan.

THE ISSUE

Each year the Historic Preservation Commission approves a Survey and Designation Plan that prioritizes properties to survey and seek designation on the Phoenix Historic Property Register or even the National Historic Register. Survey and designation efforts require significant work by staff and/or consultants which includes proactively working with property owners. Due to staffing and funding reductions, only three properties have been designated over the past couple of years.

This past year a significant historic resource, the David and Gladys Wright House, was threatened with demolition. The City was in a reactive position of attempting to protect this significant historic property while resources had not previously been allocated to work with the property owner for designation of the property. Given the fact there are four other homes and a church also designed by Frank Lloyd Wright in Phoenix, the Historic Preservation Commission made the properties a priority on its Survey and Designation Plan. The Commission also charged staff to develop a specific plan to preserve the Frank Lloyd Wright designed properties.

On January 14, 2013, the Phoenix Historic Preservation Commission recommended that City Council approve *A Plan for Preservation* for structures in Phoenix designed by Frank Lloyd Wright.

OTHER INFORMATION

The plan is developed into two parts. To fully implement the plan, additional funds of $1,223,556 are necessary for consultant and staff costs, grant funds and historic plaques. Staff will submit a request for a portion of these funds as part of the Program

Budget process and expects to implement the plan in phases based upon resource availability and property owner interest.

Part A

Part A of the plan can be accomplished with existing resources with the assistance of volunteers from professional organizations or preservation groups. Accomplishment of Part A would be more likely when coupled with additional resources for Part B of the plan. Property owners are more likely to support a local designation on the Phoenix Historic Register when coupled with a National Register Nomination and the possibility of grant funds.

Part B

Part B of the plan will require additional resources. Currently, there are four staff members in the Historic Preservation Office that are covered by the General Fund. One staff member is covered by Historic Preservation Bond Funds. The 2013-2014 fiscal year is the last year those funds will be available. In order to work on this planning effort, it is critical to maintain the current staffing in order to continue providing the day-to-day requirements of the Office, such as customer service, design review, and federal compliance review.

In addition, a contract historian typically works a 32-hour workweek to assist with federal compliance reviews. Due to staff reductions, more and more of the historian's responsibilities have shifted to cover design review and to provide customer service. Making this a full time staff position would greatly assist in freeing up more time for staff to work on other planning efforts. This addition, along with maintaining the bond-funded position, would bring the staff total to six people: the Historic Preservation Officer, four Planners and a Secretary.

Costs for preparation of a National Register Registration Form and a National Register Multiple Property Documentation Form can vary greatly. A Multiple Property Documentation Form for the six properties could cost approximately $100,000. If preparing a National Register Registration Form for individual properties, the costs could run around $30,000 for the David and Gladys Wright House (seeking Landmark status), around $20,000 for each of the other three houses and approximately $30,000 for the church. Aluminum historic plaques would run $150 each to create and $50 each to install. Plaque costs would total $1,200. Historic Preservation Bond Funds have been used to pay for Building Condition Assessments. The most recent assessment for the David and Gladys Wright House cost $35,000. Costs for the other three buildings could total approximately $150,000. Documentation costs can also vary greatly. If prepared to the Historic American Buildings Survey standard, the cost is estimated to be around $30,000 per building.

The City of Phoenix Historic Preservation Bond-funded Exterior Rehabilitation Grant Program still has funds remaining for grants between $5,000 and $10,000. This is a matching program where only 50 percent of eligible work expenses are covered. If the David and Gladys Wright House can be used as an example, the costs to do the minimal amount of rehabilitation exceed $300,000. A grant of approximately $150,000 would be more appropriate for such an undertaking. The Demonstration Project Program or Warehouse/Threatened Building Program would allow the larger grant amounts, but funding in those programs is mostly depleted.

RECOMMENDATION

Staff requests the Neighborhoods, Planning and Development, Housing and Homeless Subcommittee recommend City Council approval of *A Plan for Preservation* for structures in Phoenix designed by Frank Lloyd Wright. The plan would be implemented in phases based on resource availability.

Attachment A: *A Plan for Preservation*

A Plan for Preservation- Draft 2/14/13

This document suggests a proactive approach for preservation of structures in Phoenix designed by Frank Lloyd Wright (see attached map). Part A of the plan can be accomplished with existing resources. Part B of the plan would require additional resources.

Part A

Outreach to Property Owners

The Historic Preservation Office would send a letter to property owners inviting them to a get together to celebrate the history of their specific property. In addition to city staff, volunteer members of the AIA Phoenix Metro would attend and present each owner with a document they have prepared on the history of their property. Certificates would also be provided to property owners documenting them as caretakers of an important historic resource.

Education on the Importance of Preservation

The Historic Preservation Office would prepare a simple outline on the importance of preservation and share the information with the property owners.

Phoenix Historic Property Register

Without additional resources, but with the consent of the property owner, staff can proceed with the process of rezoning the property with the Historic Preservation Overlay. This effort would delay a potential demolition in the future. Specific design guidelines can also be written for these properties that might be more appealing than the existing guidelines that apply broadly to all historically designated properties on the Phoenix Historic Register. Specific design guidelines that focus on preserving the character defining features would provide more certainty to property owners for proposed changes. Once designated on the Phoenix Historic Property Register, the properties may apply for Historic Preservation Bond Funds, when available.

Part B

National Register of Historic Places

With additional resources, staff could hire a consultant to prepare a nomination for the National Register of Historic Places. Although such a listing would not prevent a future demolition, it does provide a tax incentive for preservation of the property as well as some other incentives. The property owner can apply for up to a 45% tax break on their primary property tax through the State Historic Preservation Office. Hiring someone to prepare a national nomination can be coupled with the local listing which could delay a future demolition request.

A Multiple Property Documentation Form should be completed that will tie the properties together and aid in prioritizing preservation efforts.

Historic Plaques

Historic plaques could also be provided for buildings on the either/both historic registers. Historical plaques raise public awareness about of city's historic resources.

Building Condition Assessments

Additional funds could also be used to hire a consultant to prepare building condition assessments. These assessments could provide valuable information for needed repairs to stabilize a structure and cost estimates for rehabilitation which could include removal of non-historic additions or elements.

Preservation Grants and Conservation Easements

2006 Historic Preservation Bond Funds are nearly depleted. Those funds have been awarded to owners of locally designated properties for rehabilitation of the historic properties in exchange for conservation easements. Not only do the grants provide an incentive for listing on the Phoenix Register, but they also protect the property from demolition for the length of the easement. Lengths of conservation easements are based on the amount of the grant awarded. A range of those amounts are provided below.

$10,000 or less/15 years
$10,001 to $50,000/20 years
$50,001 to $100,000/25 years
$100,001 to $400,000/30 years
$400,001 or more/40 years

Documentation

In the event that demolition is imminent, consultants could be hired to provide documentation that meets the Secretary of the Interior Standards and Guidelines for Architectural and Engineering Documentation.

Estimated Costs

The total cost of plan implementation is estimated to be $1,223,556. The highest priority is the additional staff costs and funds to prepare the Multiple Property Documentation Form for the National Register. The Planning and Development Department will submit a request for a portion of the funds as part of the 2013-2014 budget process so the plan can be implemented in phases based on resource availability.

Resource	Estimated Cost
Additional Planner II	New cost: $31,456
Change Planner II from Bond Fund to General Fund	$90,900
National Register, Building Assessments and Documentation	$200,000
Grant Funds	$900,000
Historic Plaques	$1,200

Structures in Phoenix
Designed by Frank Lloyd Wright

0 0.125 0.25 0.5 0.75 1 Miles

N:\GIS_Team\projects\FLWright_Properties

City of Phoenix

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CITY COUNCIL REPORT

TO: Jerome E. Miller
Deputy City Manager

FROM: Chris Hallett
Neighborhood Services Director

SUBJECT: MULTI-FAMILY PROPERTIES – CODE COMPLIANCE AND LANDLORD/TENANT CONCERNS

This report provides the Neighborhoods, Planning and Development, Housing & Homeless Subcommittee information on current resources available to address health and safety concerns at multi-family rental properties and requests direction on potential options for an enhanced approach.

THE ISSUE

NSD provides the only city-run US Department of Housing and Urban Development (HUD) certified Landlord/Tenant Counseling Program in Arizona. Each year, NSD responds to tenant concerns about health and safety issues at multi-family rental properties. Some issues addressed are related to non-compliance with required codes, while other issues involve the interruption of essential services to tenants such as electric, gas, water, heating or cooling. During summer months, a commonly reported complaint by tenants is the lack of adequate cool air, which can create serious health and safety issues for tenants as temperatures rise above 100 degrees.

OTHER INFORMATION

When complaints about the lack of adequate essential services are received by NSD, Landlord/Tenant Counselors provide educational services to both landlords and tenants on their rights and responsibilities under the Arizona Residential Landlord and Tenant Act. NSD has three staff that provides direct landlord/tenant counseling services to approximately 3,000 landlords/tenants each fiscal year and educate an additional 400 landlords/tenants at quarterly workshops. On average, approximately 26 percent, or 775, of the 3,000 counseling sessions involve property condition and/or health and safety issues. The other 74 percent or 2,225, counseling sessions involve issues such as evictions, deposits, foreclosures, lease terms or other concerns.

Ensuring that landlords and tenants fully understand their respective responsibilities under Arizona State law is the first step to resolve property conditions and often improves communication between the parties involved. Counselors educate and present residents with information and legal forms necessary to address dwelling health and safety hazards such as a five-day Notice Request for Repairs. This process is effective in addressing many of the property condition complaints made by tenants. Last fiscal year, approximately 9 percent or 70, of the property condition complaints were reported by tenants as remaining unresolved after the landlord/tenant counseling process. These cases were referred to NSD's Preservation Division to address through the code compliance process.

Neighborhood Preservation staff assures compliance with the Neighborhood Preservation Ordinance (NPO), Zoning Ordinance, and portions of other codes. By City policy, enforcement is done on a complaint basis. In the case of residential rental properties where property condition issues remain after the landlord tenant counseling process has concluded and the notice has expired, NSD conducts interior inspections at the request of tenants to determine if the property violates City code. Landlords are required to correct all code violations noticed through the enforcement process. Over 90 percent of NSD's code enforcement cases, including interior code violation cases, are resolved voluntarily. The remaining 10 percent of cases are resolved through the civil or criminal court process, or through the contractual abatement process.

On rare occasions, if imminent health and safety hazards are determined to exist at occupied multi-family rental properties, NSD and partner departments/agencies have established a team approach to strategically review and address the situation. In such situations the interdepartmental/interagency team partners to identify and define hazards, establish the impact on residents, discuss potential options, and determine if it will be necessary to vacate residents and what code enforcement or other actions will be necessary. The team participants vary depending upon the issues involved but may include: the Planning and Development Services, Water, Police, Fire, and Human Services departments and/or Maricopa County Environmental Services or other departments/agencies in addition to NSD.

If the multi-departmental/agency team decides vacating residents is necessary, the team provides follow up tenant assistance on a case-by-case basis. NSD has a limited emergency tenant assistance program that provides temporary emergency shelter and related services for eligible low-to-moderate income tenants vacated by the City due to health and safety hazards.

ALTERNATIVES

As an alternative to the current complaint based approach, staff could explore a more proactive or enhanced approach to identifying and addressing health and safety conditions/violations at multi-family rental properties. Options might include:

•	Partner with industry representatives to develop an educational campaign for tenants and/or landlords
•	Provide strategic code enforcement focused on rental properties whose owners have a history of code violations
•	Identify additional funds or resources to assist tenants with relocation when health and safety conditions are identified
•	Identify funding to provide additional direct landlord/tenant counseling services
•	Explore legislation to provide a balanced approach to address landlord/tenant issues and protect the health, safety and welfare of tenants
•	A combination of any of the above

Additional research on the costs, benefits and program details would be required for any of these options.

RECOMMENDATION

This report requests the Neighborhoods, Planning and Development, Housing & Homeless Subcommittee provide direction and guidance on addressing health and safety conditions in multi-family rental properties based on alternatives presented in this report.

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CITY COUNCIL REPORT

TO: Jerome E. Miller
Deputy City Manager

FROM: Chris Hallett
Neighborhood Services Director

SUBJECT: GRAFFITI FREE PHOENIX PILOT PROGRAM UPDATE

This report provides an update to the Neighborhoods, Planning and Development, Housing & Homeless Subcommittee on the Graffiti Free Phoenix Pilot Program.

THE ISSUE

Neighborhood Services Department (NSD) staff, with guidance from the Anti-Graffiti Task Force, the Neighborhoods, Planning and Development, Housing & Homeless Subcommittee and the Law Department developed the Graffiti Free Phoenix Pilot Program which was approved by City Council on April 3, 2012. The pilot program provides incentives, both positive and negative, for property owners where graffiti is removed multiple times.

The Graffiti Free Phoenix Pilot Program allows NSD Graffiti Busters to document and remove graffiti from a property up to three times, educate the property owner on the Graffiti Free Phoenix Program, and use an enforcement process for graffiti if the property continues to be in violation. The pilot program began on July 1, 2012 and will continue through June 30, 2013 in the area of 43rd to 59th avenues, McDowell to Camelback roads and focuses on properties on major thoroughfares.

An educational campaign took place from April through June 2012 in preparation for the implementation of the pilot program. Informational letters were sent to 987 property owners and 601 occupants associated with the 909 properties included in the pilot area. Staff conducted a door to door “knock and talk” outreach effort to make personal contact with occupants on major thoroughfares. Staff also attended five community meetings and hosted one educational meeting for property owners in the pilot area to explain the program and respond to any questions.

OTHER INFORMATION

During the first six months of the pilot program 565 (62 percent) of the properties remained graffiti free. The other 337 (37 percent) of the properties had one or more incidents of graffiti.

Voluntary compliance as measured by the number of incidences where reported graffiti had been removed without Graffiti Busters or Neighborhood Preservation action increased in the pilot area nearly four-fold as compared to the previous 18 months in the same area.

Following is a breakdown of the number of properties with graffiti incidents by the number of incidents.

	July – December 2012
Properties with 1 Incident	160
Properties with 2 Incidents	93
Properties with 3 Incidents	41
Properties with 4 Incidents	15
Properties with 5 Incidents	10
Properties with 6 Incidents	9
Properties with 7 Incidents	3
Properties with 8 Incidents	3
Properties with 9 Incidents	2
Properties with 11 Incidents	1
Total	**337**

Twenty Notices of Violation (NOV) were issued in the first six months of the program. In seven cases citations were issued and in four of those cases a fine of $150 was paid by the property owner to Municipal Court. Two cases were dismissed when the property was brought into compliance and one case was dismissed due to an incorrect address.

Program Challenges
As a result of the enforcement process, graffiti can be present for more than one week. This is contradictory to the program purpose to have graffiti removed as soon as possible. Staff will review opportunities to minimize this challenge.

Positive Incentives
NSD is committed to recognizing property owners who demonstrate a track record of proactively removing graffiti and partnering with the City to ensure the pilot area stays graffiti free. Staff is developing a list of businesses and property owners in the pilot area who are exemplary partners which will be presented to City Council at the completion of the program.

Other Anti-Graffiti Task Force Initiatives
Task force members are currently advocating at the State Capitol for an omnibus graffiti legislation, which includes mandatory full restitution for minors convicted of any conceivable form of criminal graffiti damage, parental restitution liability (capped at $10,000) if the court finds that the convicted minor is unable to make restitution and categorizing graffiti as criminal damage no less than a Class 1 misdemeanor. The legislation has a sponsor in the Arizona House of Representatives and the Anti-Graffiti Task Force is ready to testify when the legislation is heard.

The Neighborhood Services Department will provide a final report of the pilot program results in September 2013. Education efforts will continue throughout the pilot program including letters sent to property owners each time graffiti is removed, an update on the number of removals at their property thus far, and information on how to receive free paint for future occurrences so that they can remove graffiti on their own.

RECOMMENDATION
This report is for information only.